

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SUPPORT AND SHARED SERVICES

MINUTES OF THE EIGHTY SEVENTH (87TH) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS SCHEDULED FOR 5 DECEMBER 2013 POSTPONED AND HELD ON FRIDAY, 6 DECEMBER 2013 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, MAKHADO AT 12:00.

PRESENT

Councillors

CHILILO, N F	MTHOMBENI, S Z
DAVHANA, D	MUDAU, T S
GABARA, M J	MUKHAHA, A J
HLABIOA, M M	MUKHARI, M F
HLUNGWANE, F B	MULOVHEDZI, M D
HLUNGWANE, K A	MUTAVHATSINDI F D
KUTAMA, N	MUTELE, T M
LERULE-RAMAKHANYA, M M	NDWAMMBI, M T
LUDERE, R	NELUVHOLA, A T
MACHETE, M S	NEMAFHOHONI, M G
MAHANI, M G	NETSHIVHULANA, T P
MAHLADISA, S V	NGOBENI, N E
MAKHUBELA, R T	NKANYANI, R G
MAKHUVHA, V S	RASIMPHI, M P
MALANGE, T M	RATSHIKUNI, D T
MAMAFHA, T J	RATSHIVHOMBELA, M Q
MAPHAHLA, A Z	REKHOTSO, S M
MAPHALA, O S	RIKHOTSO, F J
MASUKA, S	SAKHWARI, I
MATHOMA, M P	SHANDUKANI, M J
MATUMBA, M T	THANDAVATHU, R
MATUMBA, N J	TSHILAMBYANA, M S
MAZIBUKO, M P	UNDERWOOD, J P
MOGALE, L B	

Traditional Leaders

KHOSI R H SINTHUMULE

Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
L N RAGIMANA	(ACTING DIRECTOR TECHNICAL SERVICES)
M P MAKHUBELA	(CHIEF FINANCIAL OFFICER)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT & PLANNING)
N C KHARIDZHA	(ACTING DIRECTOR CORPORATE SERVICES)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

Also Present

K M MOLOKOMME	(MAGISTRATE)
G ODENDAAL	(OFFICE OF THE AUDITOR-GENERAL)
J MASITE	(CHAIRPERSON OF THE PERFORMANCE AUDIT COMMITTEE)
L S MAFOKENG	(CHAIRPERSON OF RISK COMMITTEE AND MEMBER OF THE PERFORMANCE AUDIT COMMITTEE)

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1. OPENING

The Speaker, Cllr L B Mogale ruled that a minute of silence be observed for meditation and prayer, where after she declared the meeting officially opened.

2. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED –

THAT leave of absence be granted in terms of the provisions of Rule 5 of the Council's Rules and Orders published under Provincial Gazette Notice no. 1391 dated 31 August 2007 in respect of the Special Council meeting held on 6 December 2013 to Cllrs N S Munyai, A du Plooy, H F Mathavha, N B Baloyi, N G Ndzovela, F F Madavhu, F N Madzhiga, T D Mmbadi, S D Ramudzuli, R Malange, M Mamatsiari, N P Balibali, M E Malima, E H Ludere, R S Baloyi, A M Matodzi, T P Mamorobela, P F Mashimbye, T G Tshavhuyo and S M Sinyosi.

REMARK:

The following Councillors and Traditional Leaders were not present at the meeting:

- 2.1 Cllrs A Kennealy, N S Luduvhungu, M R Madzivhandila, M R Magada, M D Mboyi, T C Mamafha, L M Mathalise and M R Selepe.
- 2.2 Khosi S A Mulima, Khosi M W Netsianda, Khosi N T L Mashamba, Khosi T R V Mashau, Hosi M S Bungeni, Khosi M C Masakona, Hosi H N Majosi, Khosi T P Nesengani, Hosi S T Mukhari, Hosi J Baloyi, Khosi V C Ramabulana, Khosi M A Madzivhandila and Hosi T J Mukhari.

3. OFFICIAL ANNOUNCEMENTS

- 3.1 The Speaker, Cllr L B Mogale requested the Mayor, Cllr F D Mutavhatsindi to present a message of condolence on the passing on of former President of South Africa, Dr Nelson Mandela.

“MESSAGE OF CONDOLENCES BY THE MAYOR OF MAKHADO, HIS WORSHIP CLLR F D MUTAVHATSINDI ON THE PASSING AWAY OF NELSON MANDELA

This is the saddest day in our life-time. We are joining the rest of the country and the world in mourning the death of our former president and statesman Nelson Mandela, our icon and anti-apartheid struggle and a colossus of the 20th century politics, who passed on last night. This is a great loss to the nation.

We can describe him in many ways. He was a man who took history in his hands and bent the arc of moral universe towards justice. Mandela touched the hearts of many people as a rallying point for justice and good causes after he drew a Rainbow Nation out of the diverse country. He was not a ruler but a leader. He was a great source of inspiration in uniting people. A symbol of hope and peace. A hero of freedom.

I am talking about the world icon, father of the nation. He was our source of wisdom and our library. A person whom we could suck knowledge and morals from. Mandela's extraordinary life story, quirky sense of humour and lack of bitterness towards his former oppressors ensured global appeal for this charismatic leader.

Mandela left an indelible mark in the sand of time. We are left with a huge challenge to emulate him to ensure that his legacy lives on. What type of footprints are we going to leave in the sand of time?

Twenty seven years of imprisonment robbed Mandela of precious life with his family. No wonder he was called by different names. Some called him Madiba, Tata, Messiah and the earthen angel. Our display of his posters and books in this chamber today is indicative enough of how dearest he was to us.

May the good God continue to usher his wife, children and the rest of his family with vim and vigour.

Kha vha tshimbile zwavhudi muhali wa vhahali. You have done your part. You taught us a lot.

Thank you”

- 3.2 The Speaker, Cllr L B Mogale officially welcomed Mr K M Molokomme, Magistrate from Makhado, who would officiate the ceremony to inaugurate the newly elected Ward Councillor of Ward 5, Cllr M P Mazibuko.
- 3.3 The Speaker, Cllr L B Mogale officially welcomed the Chairperson of Council’s Performance Audit Committee, Ms J Masite, as well as the Chairperson of the Risk Management Portfolio, Mr S Mofokeng. Their presence was in respect of a special presentation that would be delivered to Council by the Spokesperson of the Office of the Auditor General, Limpopo, Mr Gerard Odendaal, about the 2012/2013 Audit Report.
- 3.4 The Speaker, Cllr L B Mogale introduced Mr G Odendaal, Office of the Auditor General, Limpopo who delivered a presentation to Council on the Auditor General Report for the period ending 30 June 2013. A full copy of the said report was also handed to each councillor present. Upon conclusion of the presentation, the meeting continued with its business.
- 3.5 The Mayor, Cllr F D Mutavhatsindi announced that Councillors together with different stakeholders must celebrate the fact that the Makhado Municipality achieved a Qualified Auditor General Opinion for 2012/2013.

4. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER

None

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS

Cllr R Makhubela proposed condolences to the bereaved family of Richard Maluleke, a Ward Committee member in Ward 13 who had passed on.

6. **MATTERS CONSIDERED:**

Resolutions of the Council in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 87th Special Council Meeting: 6 December 2013

**The report of the 338th Executive Committee meeting held on 14 November 2013
The report of the 339th Executive Committee meeting held on 2 December 2013**

ITEM A.127.06.12.13 (originally A.127.05.12.13)

LEGISLATION: FINAL CONTROL OF TEMPORARY ADVERTISEMENT AND PAMPHLETS BY-LAWS, 2013

(1/3/2/1)

RESOLVED A.127.06.12.13 -

1. THAT Council takes note of the inputs received from the members of the public during the public participation process that were held in the four regions of the Municipality.
(DCS)
2. THAT the Makhado Municipality Control of Temporary Advertisement and Pamphlet By-laws, 2013 be approved as per paragraph 1 above and the date of commencement of the By-laws be the date on which the By-laws is promulgated in the Provincial Gazette for Limpopo.
(DCS)

FinalByLawTempAdverts_itm

ITEM A.128.06.12.13 (originally A.128.05.12.13)

LEGISLATION: FINAL BUILDING REGULATION BY-LAWS, 2013

(1/3/8/1)

RESOLVED A.128.06.12.13 -

1. THAT Council takes note of the inputs received from the members of the public during the public participation process that were held in the four regions of the Municipality.
(DCS)
2. THAT the Makhado Municipality Building Regulation By-laws, 2013 be approved as per paragraph 1 above and the date of commencement of the By-laws be the date on which the By-laws is promulgated in the Provincial Gazette for Limpopo. (DCS)

FinalByLawBuildingRegulation_itm

ITEM A.129.06.12.13 (originally A.129.05.12.13)**LEGISLATION: FINAL PUBLIC HEALTH BY-LAWS, 2013
(1/3/17/1)**

RESOLVED A.129.06.12.13 -

1. THAT Council takes note of the inputs received from the members of the public during the public participation process that were held in the four regions of the Municipality.
(DCS)
2. THAT the Makhado Municipality Public Health By-laws, 2013 be approved as per paragraph 1 above and the date of commencement of the By-laws be the date on which the By-laws is promulgated in the Provincial Gazette for Limpopo. (DCS)

FinalByLawPublicHealth_itm

ITEM A.130.06.12.13 (originally A.130.05.12.13)**LEGISLATION: FINAL WASTE MANAGEMENT BY-LAWS, 2013
(1/3/60/1)**

RESOLVED A.130.06.12.13 -

1. THAT Council takes note of the inputs received from the members of the public during the public participation process that were held in the four regions of the Municipality.
(DCS)
2. THAT the Makhado Municipality Waste Management By-laws, 2013 be approved as per paragraph 1 above and the date of commencement of the By-laws be the date on which the By-laws is promulgated in the Provincial Gazette for Limpopo. (DCS)

FinalByLawWasteManagement_itm

ITEM A.131.06.12.13 (originally A.131.05.12.13)**LEGISLATION: FINAL LICENSING AND CONTROL OF UNDERTAKINGS THAT
SELLS FOOD TO PUBLIC BY-LAWS (FOOD HANDLING BY-LAWS), 2013
(1/3/49/1)**

RESOLVED A.131.06.12.13 –

1. THAT Council takes note of the inputs received from the members of the public during the public participation process that were held in the four regions of the Municipality.
(DCS)

2. THAT the Makhado Municipality Licensing and Control of Undertakings that Sells Food to Public By-laws (Food Handling By-law), 2013 be approved as per paragraph 1 above, with the following corrections:

Page 41, Annexure C – Vuwani Region

Paragraph 4.3(a) – the words “are regulated” be removed

Paragraph 4.3(b) – the word “Meet” be changed to “Meat”

Paragraph 4.3(d) – the words “School Feed” be changed to “School Feeding”

and the date of commencement of the By-laws be the date on which the By-laws is promulgated in the Provincial Gazette for Limpopo. (DCS)

FinalByLawFoodHandling_itm

ITEM A.132.06.12.13 (originally A.132.05.12.13)

**FINANCES: WRITE-OFF/ RECLASSIFICATION OF UNTRACEABLE BANK DEPOSITS BY CONSUMERS IN 2011/12 AND 2012/13: REVENUE MANAGEMENT POLICY
(6/6/6)**

RESOLVED A.132.06.12.13-

1. THAT Council note the write-off/rather reclassification of unknown deposits by consumers from ‘suspense accounts’ to be recognized as income of the Municipality also in the relevant votes for the purpose of correcting our financial records and related disclosures, also submitted to the Auditor General in terms of the Council’s approved Revenue Management Policy.

(CFO)

2. THAT it be noted that the write off/reclassification has no effect on bank account as the money was already receipted the day the specific consumers deposited the money, it is a merely an accounting treatment transaction.

(CFO)

3. THAT unknown Government receipts for Department of Public Works payments received will not be reclassified or written off as yet as the Revenue Department is still following up with the relevant parties.

2012/13 financial year - unallocated receipts R2 031 347.42 (excluding government accounts)

2011/12 financial year - unallocated receipts R2 050 976.32.

(CFO)

UnknownDepositsWriteOff_itm

ITEM A.133.06.12.13 (originally A.133.05.12.13)

**TOWN-PLANNING: ADOPTION OF MAKHADO LOCAL SPATIAL DEVELOPMENT FRAMEWORK, 2013
(15/3/8 & 15/3/15)**

RESOLVED A.133.06.12.13 -

1. THAT the Council adopts the Makhado Local Spatial Development Framework, 2013 attached to the report in this regard.

(DDP)

2. THAT the Makhado Local Spatial Development Framework, 2013 recommendations be implemented with effect of date of Council Resolution. (DDP)
3. THAT the area earmarked for the development of the Bird Park, medical node and arts and crafts be reviewed and a new proposal be submitted to the Executive Committee. (DDP)
4. THAT the Department of Rural Development and Land Reform be informed of the contents of paragraph 1 to 4 above. (DDP)

SpatialDevelopmentFramework2013_itm

ITEM A.134.06.12.13 (originally A.134.05.12.13)

**TOWN PLANNING AND CONTROL: FINAL APPROVAL: INCREASE FEES AND ESTABLISHMENT OF NEW FEES IN TERMS OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986), LOCAL GOVERNMENT ORDINANCE, 1939 (ORDINANCE 17 OF 1939) AND LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT, 2000 (ACT 32 OF 2000)
(7/3/2/1)**

RESOLVED A.134.06.12.13 -

1. THAT the Council approves the proposed fees and establishment of new fees as attached to the report in this regard. (DDP)
2. THAT the fees be implemented with effect of the 2014/2015 financial year as from 1st July 2014 and thereafter be increased annually. (DDP/CFO)
3. THAT the Director Development Planning make arrangements with the Chief Financial Officer to create vote numbers that must be used for the respective tariffs. (DDP)

FeesProposalsFinal_itm

ITEM A.135.06.12.13 (originally A.135.05.12.13)

**TOWN-PLANNING: DEMARCATION OF TWO HUNDRED (200) RESIDENTIAL SITES AT TSHITUNGULWANE VILLAGE
(7/3/2/1 & 15/3/15)**

RESOLVED A.135.06.12.13 -

1. THAT note be taken of the progress with the demarcation of 200 sites at Tshitungulwane Village and that the project continue as planned. (DDP)

2. THAT the Political Management Team (PMT), Municipal Manager and Director Development Planning meet with Traditional Leadership of the Tshitungulwane Village to engage them on any challenges or matters of concern that the Demarcation of Sites Project might be facing.

Demarcation200SitesTshitungulwane_itm

(DDP)

ITEM A.136.06.12.13 (originally A.136.05.12.13)

TOWN-PLANNING: DEMARCATION OF THREE HUNDRED (300) RESIDENTIAL SITES FOR MUANANZHELE COMMUNAL PROPERTY ASSOCIATION (CPA) (7/3/2/1 & 15/3/15)

RESOLVED A.136.06.12.13 -

1. THAT note be taken of the administrative progress with the demarcation of 300 residential sites in Muananzhele village for the Muananzhele Community Property Association (CPA), but that the actual demarcation be relocated to a more suitable geographical/topographical location in Muananzhele village, or in the alternative, to a more suitable geographical/topographical location elsewhere in the same Ward. (DDP)
2. THAT the existing SLA with the existing service provider remain in place but that the service provider be notified of the proposed relocation of the actual demarcating of 300 sites to a more suitable location, as more fully set out in paragraph 1 above. (DDP)
3. THAT the Political Management Team (PMT), Municipal Manager and Director Development Planning meet with the Traditional Leadership of Muananzhele Village and the CPA to explain about the need to relocate the Demarcation Project in the same village, or in the alternative area in the same Ward. (DDP)

Demarcation300SitesMuananzhele_itm

ITEM A.137.06.12.13 (originally A.137.05.12.13)

TOWN-PLANNING: REVOKING OF CONDITION OF COUNCIL RESOLUTION A.23.27.02.12: PROPOSED GRAVEYARD: PORTION 1 OF THE FARM STYLDRIFT 45 LT (7/4/1/3 & 15/3/15)

RESOLVED A.137.06.12.13 -

1. THAT Council revoke conditions number 1,3,4,6 and 8 under Council Resolution A.23.27.02.12 related to a cemetery on portion 1 of that farm Styldrif 46 LT. (DDP)
2. THAT the consent from the provincial Department of Public Works must be used in this regard and the Njhakanjhaka Traditional Council be informed about the resolution. (DDP)
3. THAT the Director Development Planning and Director Corporate Services facilitate the process of donation of Portion 1 of farm Styldrif 46 LT with the Department of Public Works.

GraveyardPortion1Styldrif_itm

(DDP)

ITEM A.138.06.12.13 (originally A.138.05.12.13)**FINANCES: AMENDMENTS TO THE APPROVED BUDGET SCHEDULES SUBMITTED TO TREASURY
(6/1/1(2013/14))****REMARK:**

This item was referred from B.126.14.11.13.

RESOLVED A.138.06.12.13 -

1. THAT Council approves the amended budget schedules attached to the report in this regard (Table A6 Consolidated Budgeted Financial Position and Table A1 Consolidated Budget Summary) as a replacement of the schedules already submitted and approved by the Council in its Resolution A.43.30.05.13. (CFO)
2. THAT it be noted that the schedules do not amend the approved budget as per 2013/2014 IDP priorities already approved. (CFO)
3. THAT it be noted that after approval by the Council the schedules will be submitted to National Treasury and the Provincial Treasury. (CFO)

BudgetAmendment_itm

ITEM A.139.06.12.13 (originally A.139.05.12.13)**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 30 SEPTEMBER 2013 (1ST QUARTER)
(6/1/1(2013/2014))****REMARK:**

This item was referred from B.127.14.11.13.

RESOLVED A.139.06.12.13 -

THAT the in-year monitoring financial report for the period July to September 2013 (Quarter 1) be noted.

MonitoringQ1_itm

(CFO)

ITEM A.140.06.12.13 (originally A.140.05.12.13)**ORGANIZATION: PERFORMANCE MANAGEMENT FRAMEWORK AND POLICY, 2013-2014
(2/5 & 5/2/B)**

RESOLVED A.140.06.12.13 -

THAT the PMS Framework as policy of Performance Management for the 2013/14 financial year be approved as more fully set out in Annexure A attached to the report in this regard. (MM)

PMSPolicy2013-2014_itm

ITEM A.141.06.12.13 (originally A.141.05.12.13)**PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLANS: FIRST QUARTER PROGRESS REPORT: ALL MUNICIPAL DEPARTMENTS: 2013/14 FINANCIAL YEAR (10/1/4/1; 10/1/2)**

RESOLVED A.141.06.12.13 -

1. THAT Council takes note of the service delivery report of the approved SDBIP for the 2013/14 financial year submitted by the Performance Management Unit and attached as Annexure A to this report as the First Quarter Performance Report for all departments, listed per Key Performance Area. (MM)
2. THAT the Administrative Management conduct a workshop for the training of all Councillors on Performance Management and the Oversight Role of Councillors. (MM)
3. THAT a comprehensive report about challenges of sports matters be submitted to the Portfolio Committee: Sport and Recreation, Arts and Culture before the end of December 2013 for consideration and recommendation to Council through the Executive Committee. (DCS)
4. THAT the vacant post of Co-ordinator responsible for Sports, Arts, Recreation and Culture be prioritised for advertisement in the next batch of recruitment. (DCS)

SDBIPQ1-2013-2014_itm

ITEM A.142.06.12.13 (originally A.142.05.12.13)**PERSONNEL: DRAFT FUNERAL POLICY, 2013 (5/5/3/B)****REMARK:**

This matter was referred as item B.141.02.12.13.

CONFIDENTIAL**ITEM CA.143.06.12.13 (originally CA.143.05.12.13)****CONFIDENTIAL MATTER****CONFIDENTIAL****ITEM CA.144.06.12.13 (originally CA.144.05.12.13)****CONFIDENTIAL MATTER**

ITEM A.145.06.12.13 (originally A.145.05.12.13)**FINANCES: PROCUREMENT: CLAUSE 36: DEVIATION FROM PROCUREMENT PROCESSES
(8/3/2/1)****REMARK:**

When this matter was considered, Cllr N D Davhana proposed, duly seconded by Cllr R Ludere that the Civil Engineering Construction Company that damaged the electrical cables at Elti Villas must reimburse the Municipality for all the costs that have been incurred, and the Executive Committee must monitor whether prices were not inflated in respect of single quotations. The proposal was accepted in general and recorded as Council's Resolution herein below.

RESOLVED A.145.06.12.13-

1. THAT in terms of clause 36 of the Municipal Supply Chain Regulations, 2005 promulgated under the Local Government: Municipal Finance Management Act, 2003, procurement by means of quotations duly approved by the Accounting Officer before it was procured, be condoned by Council. (CFO)
2. THAT the Civil Engineering Construction Company must re-imburse the Municipality for all the costs that have been incurred as a result of the damage to the electrical cables at Elti Villas during their operations. (CFO)
3. THAT the Executive Committee monitor as to whether prices were not being inflated in respect of deviations in respect of single quotations for procurement goods and services. (CFO)

DeviationLandingLights_itm

ITEM A.146.06.12.13 (originally A.146.05.12.13)**TOWN PLANNING AND CONTROL: REQUEST FOR THE RIGHT OF WAY FOR TABOR NZHELELE 400KV TRANSMISSION POWER LINE
(7/3/2/4)**

RESOLVED A.146.06.12.13 -

1. THAT the Council approves the application submitted by Eskom for the application of 62.5m servitude for Tabor Nzhelele 400kV transmission power line. (DDP)
2. THAT all the costs for the re-designing of the Louis Trichardt Extension 13 Township to accommodate the 62.5m servitude must be paid by Eskom. (DDP)
3. THAT the re-designed layout plan and the revised conditions of establishment of Louis Trichardt Extension 13 Township must be submitted for Council approval. (DDP)
4. THAT servitude documents must be submitted to the Municipality for consideration. (DDP)

5. THAT the electrical section under the Department of Technical Services must be consulted and give advice where necessary. (DDP)

EskomRe-designingExtension13_itm

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Resolutions of the Council in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 87th Special Council Meeting: 6 December 2013

**The report of the 338th Executive Committee meeting held on 14 November 2013
The report of the 339th Executive Committee meeting held on 2 December 2013**

ITEM B.126.14.11.13

**FINANCES: AMENDMENTS TO THE APPROVED BUDGET SCHEDULES SUBMITTED TO TREASURY
(6/1/1(2013/14))**

REMARK:

This item was referred as A.138.05.12.13.

ITEM B.127.14.11.13

**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 30 SEPTEMBER 2013 (1ST QUARTER)
(6/1/1(2013/2014))**

REMARK:

This item was referred as A.139.05.12.13.

ITEM B.128.14.11.13

**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 74, ELTI VILLAS EXTENSION 1 TOWNSHIP
(EE 74 & 15/3/8)**

RESOLVED B.128.14.11.13 –

THAT the application submitted by Mr. Chardy Lutere on behalf on their client Abdul Rahman Mulla and Zainab Adbul Rahman for the purpose of an additional dwelling unit on Erf 74, Elti Villas Extension Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme 2009, subject to the following conditions:

1. No development may commence without approved building plans.
2. Site Development Plan must be submitted for consideration prior to the submission of building plans.
3. The use must comply with the Makhado Land Use Scheme, 2009.
4. All costs that may arise as a result of this approval are for the account of the applicant.
5. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any notice.
6. If a building for which the consent has been granted is demolished, falls into disuse or becomes unsuitable for the purpose for which such consent was given, the approval will automatically be withdrawn without any notice.
7. The operation must comply with municipal by-laws and the National Building Regulations.

8. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009
9. No additional municipal services will be provided on the property and connections must be made from the existing dwelling.
10. The approval is further subject to the following conditions:
 - 10.1 **Electricity:** Erf 74 Eltivillas has an existing electricity supply capacity of 16 kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme.

The client is further obliged to comply with the following conditions:

- (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
 - (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (d) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
 - (e) Both dwellings will have to use the same electrical connection. No additional services will be provided as the erf is NOT rezoned.
- 10.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 10.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

WrittenConsentErf74Eltivillas_itm

(DDP)

ITEM B.129.14.11.13

TOWN-PLANNING AND CONTROL:

- 1. SUBDIVISION OF ERF 1798, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP**
- 2. SIMULTANEOUS APPLICATION FOR A WRITTEN CONSENT (CLAUSE 22) FOR SECOND DWELLING UNIT ON PROPOSED REMAINDER OF ERF 1798 (E 1798 & 15/3/8)**

RESOLVED B.129.14.11.13 –

THAT the application submitted by Developlan on behalf of their client Thompson Darel and Thompson George to subdivide Erf 1798, Louis Trichardt Extension 2, and simultaneous written consent application for a second dwelling unit on the proposed remainder, be approved in terms of

Section 92 (2)(a) of the Town Planning and Townships Ordinance (Ordinance 15 of 1986) and Clause 20.1 of the Makhado Land Use Scheme, 2009 subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. The approval is further subject to the following conditions:
 - 3.1 **Electricity:** Erf 1798/R has an existing electricity supply capacity of 16 kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme.

The client is further obliged to comply with the following conditions:

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.
- (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.
- (h) Both dwellings will have to use the same electrical connection. No additional services will be provided as the erf is NOT rezoned.

NB: Erf 1798/1 has **NO** capacity. Should the developer needs electricity on this portion it will be subject to-

- (i) Overall availability of capacity in the Municipality's electricity supply scheme
- (j) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
- (k) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme.

The client is further obliged to comply with the following conditions:

- (l) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (m) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (n) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.

- (o) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.

3.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

3.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
5. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land Use Scheme.
6. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
7. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
8. The applicant will have to pay an amount of R 6 774.47 engineering services contributions for water and R 5 596.22 for sewer which will increase annually.
9. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
10. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
11. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
12. The applicable contents of Council Resolution A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.
13. The Department of Co-operate Governance, Human Settlement and Traditional Affairs must give consent to the Subdivision of Erf 1798 as required by condition D (b) of Title Deed T159611/2007.
14. Building plans will be considered upon submission of approved subdivision diagram by Surveyor General.

ITEM B.130.14.11.13**TOWN-PLANNING AND CONTROL: REZONING OF ERF 409 AND Erf 430 ELTI VILLAS EXTENSION 1 TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR THE PURPOSE OF DWELLING UNITS: AMENDMENT SCHEME NO. 68 (EE 409, EE 430 & 15/4/2/2//1/300)**

RESOLVED B.130.14.11.13 -

THAT the application submitted by Developlan on behalf of their client Bambawala Property and Investment Trust to rezone Erf 409 and Erf 430 (to become Erf 437), Eltivilas Extension 1 Township from “Residential 1” to “Residential 3” for the purpose of erecting dwelling units be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** Erven 409 and 430 has existing electricity supply capacity of 16 kVA single phase each. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.
- (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.

7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

7.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

8. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
9. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
10. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
11. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
12. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
13. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.

RezoningErf409&Erf430Eltivillas_itm

(DDP)

ITEM B.131.14.11.13

TOWN-PLANNING AND CONTROL: REZONING OF ERF 666, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “BUSINESS 2” WITH AN ANNEXURE FOR OVERNIGHT ACCOMMODATION” AND “CAR WASH”: AMENDMENT SCHEME NO. 75 (E.666 & 15/4/2/1/307)

RESOLVED B.131.14.11.13 –

THAT the application submitted by Developlan on behalf of their clients Ahmed Waheeda Zafar and Zafar Ahmed to rezone Erf 666, Louis Trichardt Township from “Residential 1” to “Business 2” with an annexure for “Overnight Accommodation” be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986), subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 2” as the use zone and an annexure for an overnight accommodation.
4. A Car Wash operation is approved subject to the renewal after twelve (12) months and will not form part of the primary rights.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.

7. Engineering services contributions will be payable and will be calculated in accordance with Council's formula for such services.
8. The approval is further subject to the following conditions:
 - 8.1 **Electricity:** Erf 666 has an existing electricity supply capacity of 50 kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

 - (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
 - (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
 - 8.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 8.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
13. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
14. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.

ITEM B.132.02.12.13**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 1907 LOUIS TRICHARDT EXTENSION 2 TOWNSHIP (E 1907 & 15/3/8)**

RESOLVED B.132.02.12.13 -

THAT the application submitted by Developlan on behalf on their clients Claudina Ebenhaezer Fernhout and Louis Hendrik Fernhout for the purpose of an additional dwelling unit on Erf 1907 Louis Trichardt Extension 2 Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme 2009, subject to the following conditions:

1. No development may commence without approved building plans.
2. Site Development Plan must be submitted for consideration prior to the submission of building plans.
3. The use must comply with the Makhado Land Use Scheme, 2009.
4. All costs that may arise as a result of this approval are for the account of the applicant.
5. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any notice.
6. The approval will automatically be withdrawn without any notice if a building for which the consent has been granted is demolished, falls into disuse or becomes unsuitable for the purpose for which such consent was given.
7. The operation must comply with municipal by-laws and the National Building regulations.
8. The use must be as per definition of “dwelling unit” as defined by Makhado Land Use Scheme, 2009.
9. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
10. The approval is further subject to the following conditions:
 - 10.1 **Electricity:** Erf 1907, Louis Trichardt has an existing electricity supply capacity of 16 kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality

(g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront

10.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

10.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

11. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required

12. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009. (DDP)

WrittenConsentErf1907_itm

ITEM B.133.02.12.13

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 44, ELTI VILLAS TOWNSHIP (15/3/8; EE 44)

RESOLVED B.133.02.12.13 -

THAT the application submitted by Geoland Surveys on behalf of their clients Ayob Property Trust for the subdivision of Erf 44, Elti Villas Township, be approved in terms of section 92 (2) (a) of the Town Planning and Township Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. The approval is further subject to the following conditions:
 - 3.1 **Electricity:** Erf 44 has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme.

The client is further obliged to comply with the following conditions:

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.

(g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.

3.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

3.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
5. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land Use Scheme.
6. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
7. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
8. The applicant will have to pay an amount of R 6 774.47 engineering services contributions for water and R 5 596.22 for sewer which will increase annually.
9. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
10. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
11. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application. (DDP)

SubdivisionErf44_itm

ITEM B.134.02.12.13

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 1018, LOUIS TRICHARDT TOWNSHIP (15/3/8 & E 1018)

RESOLVED B.134.02.12.13 -

THAT the application submitted by Geoland Surveys on behalf of their clients Mr. P.B Jordaan and Mrs. C.I Jordaan for the subdivision of Erf 1018, Louis Trichardt Township, be approved in terms of section 92 (2) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.

3. The approval is further subject to the following conditions:
- 3.1 **Electricity:** Erf 1018, Louis Trichardt has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
- (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
 - (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- 3.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 3.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
 5. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land Use Scheme.
 6. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
 7. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
 8. The applicant will have to pay an amount of R 6 774.47 engineering services contributions for water and R 5 596.22 for sewer which will increase annually.
 9. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
 10. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.

11. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application. (DDP)

SubdivisionErf1018_itm

ITEM B.135.02.12.13

TOWN-PLANNING AND CONTROL:

1. **REZONING OF THE REMAINDER OF ERF 576, LOUIS TRICHARDT FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF RESIDENTIAL UNITS. AMENDMENT SCHEME NO. 77 AND**
2. **SIMULTANEOUS APPLICATION FOR SPECIAL CONSENT IN TERMS OF CLAUSE 21 OF THE MAKHADO LAND USE SCHEME, 2009 TO INCREASE THE PERMITTED DENSITY FROM 20 UNITS PER HECTARE TO 45 UNITS PER HECTARE**

(ERF 576/R & 15/4/2/2/1/309)

RESOLVED B.135.02.12.13 -

THAT the application submitted by Developlan on behalf of their clients Phineas Rahlokwa Malema and Gloria Sapei Malema to rezone the Remainder of Erf 576, Louis Trichardt from “Residential 1” to “Residential 2” for the purpose of residential units be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) and in terms of Clause 20.1 of the Makhado Land Use Scheme, 2009 subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** Erf 576, Louis Trichardt has an existing electricity supply capacity of 16kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront

7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

7.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

- 8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
- 9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
- 10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
- 11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
- 12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
- 13. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval. (DDP)

RezoningRemainderErf576_itm

ITEM B.136.02.12.13

TOWN-PLANNING AND CONTROL: REZONING OF ERF 641, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR THE PURPOSE OF GROUP HOUSING: AMENDMENT SCHEME NO. 53 (E 641 & 15/4/2/2//1/285)

RESOLVED B.136.02.12.13 -

THAT the application submitted by Mukwevho Development Experts on behalf of their client Masana Social Consulting CC to rezone Erf 641, Louis Trichardt Township from “Residential 1” to “Residential 3” for the purpose of erecting group housing be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** Erf 641, Louis Trichardt has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
 - (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (d) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
 - (e) The design of the electrical layout must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- 7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 7.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
 9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.

10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
13. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
14. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval. (DDP)

RezoningErf641LouisTrichardt_itm

ITEM B.137.02.12.13

TOWN-PLANNING AND CONTROL: REZONING OF ERF 387, LOUIS TRICHARDT FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR THE PURPOSE OF RESIDENTIAL UNITS: AMENDMENT SCHEME NO. 78 (E.387 & 15/4/2/2/1/310)

RESOLVED B.137.02.12.13 -

THAT the application submitted by Developlan on behalf of their client Hermanus Avis to rezone Erf 387, Louis Trichardt from “Residential 1” to “Residential 3” for the purpose of Overnight Accommodation be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
 - 7.1 Electricity: Erf 387, Louis Trichardt has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration

- (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme.

The client is further obliged to comply with the following conditions:

- a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- d) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- e) The design of the electrical layout must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work

7.2 Water The Municipality is an operational agent of Vhembe District Municipality which is the WSA and therefore no comments can be given about water supply capacity.

1.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality which is the WSA and therefore no comments can be given about sewer supply capacity.

8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
13. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval. (DDP)

ITEM B.138.02.12.13**TOWN-PLANNING AND CONTROL: REZONING OF PORTION 26 OF THE FARM WATERVAL 45 LT FROM “AGRICULTURAL” TO “BUSINESS 1” FOR THE PURPOSE OF ERECTING A NEIGHBOURHOOD SHOPPING COMPLEX: AMENDMENT SCHEME NO. 48****(7/4/1/3, 15/3/15 & 15/4/2/2//1/280)**

RESOLVED B.138.02.12.13 -

THAT the application submitted by Misava Integrated Development on behalf of their client Mudau Divhana David to rezone Portion 26 of the farm Waterval 45 LT from “Agricultural” to “Business 1” be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 1” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
8. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
9. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
10. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
11. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval. (DDP)

ITEM B.139.02.12.13**TOWN PLANNING AND CONTROL: REQUEST FOR COUNCIL CONSENT IN ORDER TO REGISTER A FILLING STATION SITUATED AT MADABANI VILLAGE, MAKHADO LOCAL MUNICIPALITY****(7/4/1/2)**

RESOLVED B.139.02.12.13 -

1. THAT the Council recommend the application submitted by Mr T S Mafadza for the application of site and new licence to the Department of Energy for the purpose of Filling Station situated at Madabani Village. (DDP)
2. THAT the Filling station is existing, and within Makhado Local Municipality under ward 24 and approval has been given by other organ of state through permission to occupy issued in terms of Venda Land Affairs Regulations, 1991. (DDP)
3. THAT the applicant must consult other relevant sector for compliance and as specified from the application form. (DDP)
4. THAT Makhado Municipality does not have objection on the development. (DDP)

FillingStationMafadza_itm

ITEM B.140.02.12.13**TOWN PLANNING AND CONTROL: PROPOSED DEVELOPMENT OF A FILLING STATION AND ASSOCIATED LAND USES ON THE PORTION OF THE FARM MPEFU 202 MT, SENDEDEZA VILLAGE, MAKHADO LOCAL MUNICIPALITY****(7/4/1/4 & 15/3/15)**

RESOLVED B.140.02.12.13 -

THAT the application submitted by Khosa Development Specialists (Pty) Ltd on behalf of their client HTE Construction and Plant Hire requesting municipality consent for the development of a Filling Station and associated land uses on the part of the farm Mpefu 202 MT, Sendedza Village be approved in principle subject to that:

1. A community resolution with the facilitation of the Department of Rural Development and Land Reform is conducted
2. A Record of Decision (ROD) must be obtained before any development can take place.
3. Site Development and building Plans be submitted to the Municipality
4. Service level agreement between the Municipality and the developer in respect of water, sewer, waste and other necessary processes be followed. (DDP)

FillingStationSendedza_itm

ITEM B.141.02.12.13**PERSONNEL: DRAFT FUNERAL POLICY, 2013
(5/5/3/B)****REMARK:**

This matter was referred from A.142.06.12.13.

RESOLVED B.141.02.12.13 -

THAT the matter be referred back pending deadlock between Trade Unions and Management, and the matter be re-submitted at a next Executive Committee meeting. (DCS)

DraftFuneralPolicy2013_itm

6.3 Report of the Municipal Public Accounts Committee in terms of section 79 of the Local Government: Municipal Structures Act, 1998 (No. 117 of 1998): 18 November 2013**ITEM A.147.06.12.13****TOWN-PLANNING AND DEVELOPMENT: REVIEWED IDP 2012/2013
(15/7/1)**

RESOLVED A.147.06.12.13 -

THAT Council approves the MPAC recommendation be adopted as follows:

1. Ribungwani must be included on LSGP because there is an indication of new shopping mall
2. The Municipality must develop a monitoring strategy and action plan to solve the issue of water shortage.
3. There should be a system to adequately address the plight of filled VIP toilets.
4. The Municipality must prioritize electricity for all villages which are presently still without electricity in 2014/2015 financial year.
5. The Municipality needs to have its own halls and stadium, it will also assist Municipality to generate income.
6. Environmental awareness must be done four (4) times per year in all the regions so that community members must be aware of the impact of the environment in their own wards and the campaign must be done at primary level (schools) and in the community.
7. The Municipality must focus on tourism and mining in order to fight unemployment rate in the geographical area.
8. Tourism and marketing strategy to be used to attract tourists in Makhado town.
9. Municipality must build municipal offices to avoid renting of offices because the present rental is a high expenditure.
10. The Municipality must check all boreholes which are not working and repair them – it can assist in short term solution of shortage of water around Makhado area.
11. The Municipality should reduce the amount of copies in the Library from R1,20 to 50c in order to generate funds and to avoid vandalism of tearing off papers from books.

12. The Municipality must have monitoring strategy and must be transparent.

MPACReviewedIDP2012-2013_itm

(MM & ALL DIRECTORS)

ITEM A.148.06.12.13

**FINANCES: SECTION 71 MONTHLY REPORTS, QUARTERLY REPORTS AND MID-YEAR REVIEW REPORTS
(10/1/5/1 – 10/1/5/7)**

RESOLVED A.148.06.12.13 –

THAT Council approves the MPAC recommendation as follows:

1. Bank overdraft reflected on cash flow balances should be reduced. Variance of (-48%) should be avoided. Collections from debtors to be improved.
2. Actual income is less than budgeted by (-4%), it should be further improved to give a positive positive balance.
3. The Municipality should come up with strategies to improve payments from debtors.
4. It is always prudent for the Municipality to acquire new assets every financial year to improve its net asset position.
5. The Municipality should try by all means to have surplus cash to avoid interest on overdraft.
6. The Municipality should continue to reduce its long term debts so that when there is a cash crisis or need for cash to start new projects, it can borrow from financial institutions, e.g. banks.
7. The Municipality should maintain the positive net assets, balances and also community wealth/equity balances.
8. The Municipality should find ways of improving the percentage (%) so as to be in position to cover current liabilities when they are due for payment.

MPACSection71Reports_itm

(MM & ALL DIRECTORS)

ITEM A.149.06.12.13

**FINANCES: ANNUAL FINANCIAL STATEMENTS 2012/2013
(6/13/2)**

RESOLVED A.149.06.12.13 –

THAT Council approves the MPAC recommendations as follows:

1. In future, residents should pay their water bills in time to avoid accumulation of water bills.
2. Monitoring system/strategy must be put in place to ensure that if residents are not paying their water bills, the Municipality must disconnect the system, this will encourage them to pay their water bills.
3. Municipality should try by all means to utilize grants in relation to their purposes to improve service delivery.

MPACFinStatements_itm

(MM & ALL DIRECTORS)

ITEM A.150.06.12.13**PERFORMANCE MANAGEMENT: SDBIPs OF ALL DEPARTMENTS FOR 2012/2013
(2/5)**

RESOLVED A.150.06.12.13 –

THAT MPAC be informed whether the Council Resolutions for the 2012/13 financial year have been implemented, or not. (MM)

MPACSDBIPs2012-2013_itm

ITEM A.151.06.12.13**FINANCES: VALID IN USE SUPPLY CHAIN MANAGEMENT POLICY, 2013
(1/3/54/1)**

RESOLVED A.151.06.12.13 –

THAT MPAC takes note of the Supply Chain Management Policy, 2013. (MM)

MPACSupplyChain_itm

ITEM A.152.06.12.13**FINANCES: ALL REPORTS OF DEVIATIONS SUBMITTED TO COUNCIL AND ITS
RESOLUTIONS
(5/5/2/1)**

RESOLVED A.152.06.12.13 –

1. THAT Council takes note that MPAC reiterates that all Council Resolutions be implemented to produce the desired outcome; should some of the resolutions not produce outcomes, the Accounting Officer must compile a report and refer such matter(s) back to Council for review. (MM & ALL DIRECTORS)
2. THAT it be noted that a number of questions were raised for reply by the Accounting Officer and that the responses would be submitted to Council in January 2014 via MPAC.

MPACDeviations_itm

(MM & ALL DIRECTORS)

* * * * *

The meeting was closed and adjourned at 13:47.

Approved and confirmed in terms of the provisions of Clause 34 of the Rules and Orders, 2007 promulgated in Provincial Gazette No. 1391 of 31 August 2007 under Local Authority Notice 228, by a resolution of the Council passed at the meeting held on 30 January 2014.