



**ORDINARY MEETING OF THE MAYORAL
COMMITTEE**

**GEWONE VERGADERING VAN DIE
BURGEMEESTERSKOMITEE**

**INTLANGANISO YESIQHELO YEKOMITI
KASODOLOPHU**

MINUTES / NOTULE /

IMIZUZU

**DATE / DATUM / UMHLA : 25 MARCH / MAART / MATSHI
2020**

**VENUE / PLEK / INDAWO : BANQUETING HALL /
BANKETSAAL**

**CIVIC CENTRE / BURGERSENTRUM / IZIKO LOLUNTU
HERMANUS**

TIME / TYD / IXESHA : 10:00

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

**MINUTES OF AN ORDINARY MEETING OF THE MAYORAL
COMMITTEE HELD IN THE BANQUETING HALL, CIVIC CENTRE,
HERMANUS, ON 25 MARCH 2020, AT 10:00**

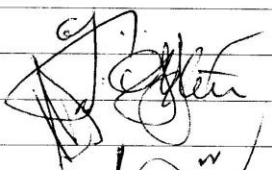
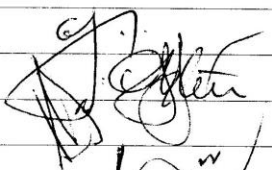
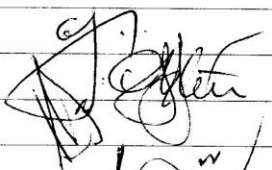
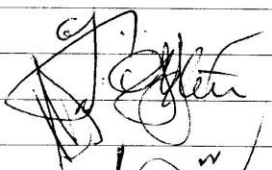
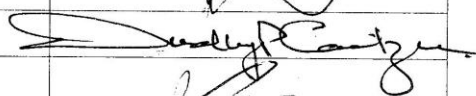
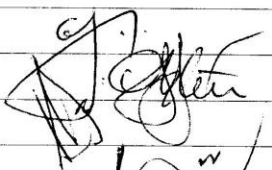
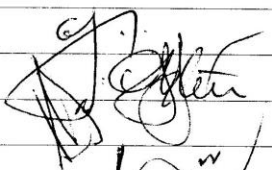
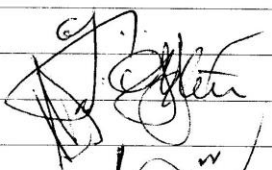
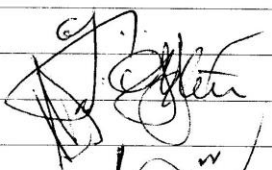
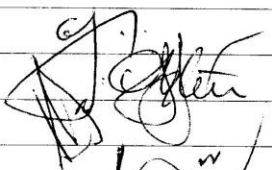
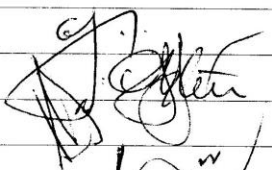
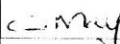
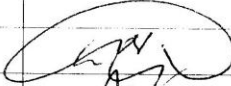
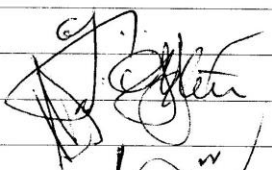
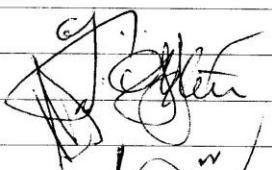
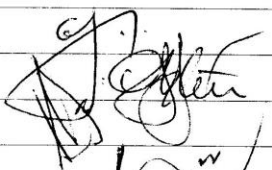
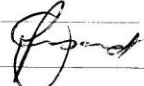
PRESENT: Councillors were present as per attached attendance register.

OFFICIALS PRESENT: Mr C Groenewald, Municipal Manager
Ms D Arrison, Director : Management Services
Ms S Reyneke-Naudé, Director : Finance
Mr R Williams, Director : Community Services
Mr N Michaels, Director : Protection Services
Ms F Lloyd, Acting Director : Economic Development & Tourism
Mr S Müller, Director : Infrastructure & Planning
Mr C Le Roux, Deputy Director : Finance
Ms A Le Roux, Manager : Property Administration
Mr A Wyngaard, Senior Manager : Hermanus Administration
Mr R Kuchar, Senior Manager : Town Planning
Ms R Louw, Senior Manager : Strategic Services
Ms H van Tonder, Manager : Council Support Services
Mr B King, Senior Manager : Financial Services
Mr R Fraser, Chief : Traffic/Licences
Ms R Steenekamp, Media & Social Media Liaison Officer
Ms N Zweni, Manager : Communication
Ms S Swart: Administrative Officer : Council Support Services
ICT
Ms G Erasmus, Clerk : Auditorium
Ms S Block, Administrator : Strategic Services

MINUTES/.....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

MAYORAL COMMITTEE MEETING
25 MARCH 2020

ALDERMAN/COUNCILLORS	SIGNATURE
AFRICA, F	
BOTHA, D	
BRICE, KD	
COETSEE, A	
COETZEE, DP	
COHEN, G	
DE CONING, CA	
GILLION, E	
KALOLO, SV	
KOMANI, AS	
KRIGE, F	
NQINATA, NNT	
MACOTHA, VC	
MAY, C	
MOLEFE, B	
MORGAN, H	
MSWELI, X	
NTSABO, L	
NUTT, R	
ORBAN, J	
PUNGUPUNGU, V	
RESANDT, C	
SAPEPA, NM	
TAFU-NWONKWO, CC	
TEBELE, S	

1. OPENING

Cllr A Komani opened with prayer. The Municipal Manager, Mr C Groenewald, read the notice convening the meeting.

2. APPLICATIONS FOR LEAVE OF ABSENCE

None

3. CONFIRMATION OF MINUTES

- 3.1 Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Wednesday, 26 February 2020 at 14:00**

RESOLVED:

that the Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Wednesday, 26 February 2020 at 14:00, be confirmed.**

- 3.2 Minutes of a **Special Meeting** of the **Mayoral Committee** held on **Tuesday, 17 March 2020 at 11:30**

RESOLVED:

that the Minutes of an **Special Meeting** of the **Mayoral Committee** held on **Tuesday, 17 March 2020 at 11:30, be confirmed.**

4. STATEMENTS AND COMMUNICATIONS BROUGHT FORWARD BY THE EXECUTIVE MAYOR / DEPUTY EXECUTIVE MAYOR

None

5.
**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM)
POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) FOR FEBRUARY 2020**

8/2/2

C Le Roux

Deputy Director: Finance & SCM

06 March 2020

(028) 313 8107

EXECUTIVE SUMMARY

The purpose of this report is to inform Council of all deviations from the Supply Chain Management Policy, approved by the delegated authority in terms of Paragraph 36 of the Supply Chain Management Policy, as well as approvals in terms of Paragraph 16(1)(b) and 17(1)(c) for February 2020.

RECOMMENDATION TO THE COUNCIL:

1. that the deviations from the procurement processes, approved in terms of the delegated authority for February 2020, **be noted**; and
2. that the awards made in terms of Paragraph 16(1)(b) and 17(1)(c), approved in terms of the delegated authority for February 2020, **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

6.

ENTERING INTO A GRANT AGREEMENT WITH DEVELOPMENT BANK OF SOUTH AFRICA, WESTERN CAPE PROVINCIAL GOVERNMENT AND OVERSTRAND MUNICIPALITY

15/1/3/10/4

R Kuchar

Senior Manager: Town & Spatial Planning

9 March 2020

(028) 313 8900

EXECUTIVE SUMMARY

The Department of Local Government Circular C44 of 2019 invited municipalities to express an interest in receiving technical assistance with the drafting of a Capital Expenditure Framework (CEF). Overstrand Municipality in a letter dated 12 December 2019 expressed its interest.

The Department has now in a letter dated 4 March 2020 confirmed that Overstrand Municipality was successful in its application for assistance.

In order to proceed to enter into a Grant Agreement (GA) with the Development Bank of South Africa (DBSA) the Council needs to approve its participation into the GA and to mandate the Municipal Manager (MM) to enter into the agreement on behalf of Overstrand Municipality.

RECOMMENDATION TO THE COUNCIL:

1. that the Municipal Manager be hereby authorised to:
 - (a) negotiate the terms of the Grant Agreement for purposes of drafting a Capital Expenditure Framework;
 - (b) after acceptance of the terms of the agreement, sign the agreement;
 - (c) enter into any other agreements, deeds or documents which may be incidental or related to the Grant Agreement or the transactions contemplated by or the agreements referred to in the Grant Agreement and any addenda to the Grant Agreement required to amplify and/or amend any of the provisions of the Grant Agreement (collectively referred to as the "Relevant Documents"); and
 - (d) act as the Municipality's representative to give effect to the above resolutions.

RESPONSIBLE OFFICIAL :	R KUCHAR
TARGET DATE FOR IMPLEMENTATION :	8 APRIL 2020
TARGET DATE TO INFORM APPLICANT :	N/A
TARGET DATE TO INFORM OBJECTOR :	N/A

7.
CONSIDERATION OF THE 2018/19 ANNUAL REPORT AND ADOPTION OF AN OVERSIGHT REPORT

5/15/1/1

R Louw

11 March 2020

Senior Manager: Strategic Services

(028) 313 8071

EXECUTIVE SUMMARY

The purpose of this report is to consider the 2018/19 Annual Report and to adopt an Oversight Report. **FOR PURPOSES OF CONSIDERING THIS ITEM COUNCILLORS ARE REQUESTED TO ALSO REFER TO THE ANNUAL REPORT, WHICH WAS TABLED ON 22 JANUARY 2020.**

RECOMMENDATION TO THE COUNCIL:

that, in terms of Section 129 of the Local Government : Municipal Finance Management Act, 2003 (Act 56 of 2003) (MFMA) and having duly considered the 2018/19 Annual Report of the Overstrand Municipality and the content of this item, the said report **be approved** without reservation.

RESPONSIBLE OFFICIAL :

R LOUW

TARGET DATE FOR IMPLEMENTATION :

NOT APPLICABLE

8.
DRAFT INTEGRATED DEVELOPMENT PLAN (IDP) REVIEW AND PROPOSED
AMENDMENT FOR 2020/21

2/12/1

R Louw

Senior Manager: Strategic Services

11 March 2020

(028) 313 8071

EXECUTIVE SUMMARY

The purpose of this report is to table the draft reviewed IDP and a proposed amendment for the 2020/21 financial year. This will be the 3rd reviewed document and 1st proposed amendment for the 2017/2021 IDP cycle.

RECOMMENDATION TO THE COUNCIL:

1. that the draft IDP review and proposed amendment for 2020/21 **be noted**; and
2. that the draft IDP review and proposed amendment **be advertised** for public comment in order for Council to consider the final document during the May 2020 Council meeting.

RESPONSIBLE OFFICIAL :

R LOUW

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

9.
INTEGRATED WASTE MANAGEMENT PLAN 2020/2021

2/12/1

C Mitchell

02 March 2020

Manager : Solid Waste Planning

(028) 313 5045

EXECUTIVE SUMMARY

The purpose of this report is to table the Draft Integrated Waste Management Plan (IWMP) for the 2020/2021 financial year for Council's information.

RECOMMENDATION TO THE COUNCIL:

1. that the Draft Integrated Waste Management Plan (IWMP) for 2020/21 be **noted**; and
2. that it furthermore **be noted** that the Final Draft IWMP for 2020/21, with inputs from the public and other stakeholders taken into account, is to be considered for approval at the Council meeting in May 2020.

RESPONSIBLE OFFICIAL :

C MITCHELL

TARGET DATE FOR IMPLEMENTATION :

1 JULY 2020

10.

OVERSTRAND: REVIEW OF OVERSTRAND SPATIAL DEVELOPMENT FRAMEWORK AND SECTORAL PLANS: OVERSTRAND MUNICIPALITY

15/1/3/10/4

R Kuchar

Senior Manager: Town & Spatial Planning

19 March 2020

(028) 313 8900

EXECUTIVE SUMMARY

The item serves to inform Council of the progress on the review of Overstrand Spatial Development Framework (SDF) and the way forward.

RECOMMENDATION TO THE COUNCIL:

1. that the Draft Spatial Development Framework and process for finalisation **be noted**; and
2. that the Final Spatial Development Framework be tabled to Council with the Final IDP and Budget during its May 2020 cycle.

RESPONSIBLE OFFICIAL :**R KUCHAR****TARGET DATE FOR IMPLEMENTATION :****15 APRIL 2020****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

11.

DRAFT BUDGET FOR 2020/2021, INDICATIVE BUDGET FORECASTS FOR 2021/2022 TO 2022/2023 AND DRAFT BUDGET RELATED POLICIES

5/1/1/22-2020/2021

BA King

Senior Manager: Financial Services

19 March 2020

(028) 313 8154

EXECUTIVE SUMMARY

The purpose of this report is to table the Draft Budget for 2020/2021, indicative budget forecasts for 2021/2022 to 2022/2023 and draft budget related policies.

RECOMMENDATION TO THE COUNCIL:

1. that the tabling of the Draft Budget for 2020/2021, indicative budget forecasts for 2021/2022 to 2022/2023 and the draft budget related policies **be noted**; and
2. that the tabling of the Draft Budget for 2020/2021 **be advertised** for public comment in order for Council to consider the final budget during the May 2020 Council meeting.

RESPONSIBLE OFFICIALS:**S REYNEKE-NAUDE
BA KING****TARGET DATE FOR IMPLEMENTATION:****TO BE NOTED**

12.

**DRAFT SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
FOR 2020/21**

5/15/1/1

R Louw

11 March 2020

Senior Manager : Strategic Services

(028) 313 8071

EXECUTIVE SUMMARY

The purpose of this report is to notify Council of the Draft Service Delivery and Budget Implementation Plan (SDBIP) for 2020/21.

RECOMMENDATION TO THE COUNCIL:

that the draft Service Delivery and Budget Implementation plan (SDBIP) for 2020/21 **be noted.**

RESPONSIBLE OFFICIAL :**R LOUW****TARGET DATE FOR IMPLEMENTATION :****NOT APPLICABLE**

13.
SIGNED REVISED PERFORMANCE PLANS OF THE SECTION 54A AND 56 APPOINTEES FOR 2019/20

2/12/1

R Louw

10 March 2020

Senior Manager: Strategic Services

(028) 313 8071

EXECUTIVE SUMMARY

The purpose of this report is for Council to note the signed revised performance plans of the Section 54A and 56 appointees (Municipal Manager and Directors) for the 2019/20 financial year.

RECOMMENDATION TO THE COUNCIL:

that the signed revised performance plans of the Section 54A and 56 appointees for 2019/20 **be noted**.

RESPONSIBLE OFFICIAL :

R LOUW

TARGET DATE FOR IMPLEMENTATION :

1 APRIL 2020

14.

**APPLICATION FOR THE DETERMINATION OF A SPECIAL RATING AREA (SRA):
HERMANUS SPECIAL RATING AREA (HSRA)**

5/18/1

S Reyneke-Naudé

Director : Finance

17 March 2020

(028) 313 8040

EXECUTIVE SUMMARY

The purpose of this report is to present Council with the application received from the applicant, Mr Michael Farr, seeking Council's approval for a special rating area (SRA) to be established in Hermanus.

The Steering Committee of the proposed Hermanus Special Rating Area (HSRA) now officially approached Council for approval for the establishment of Hermanus as a special rating area in terms of the Overstrand Municipality: Special Rating Area By-Law (the By-Law), 2016 read together with the Overstrand Municipality: Special Rating Area Policy (the Policy), as amended (1 July 2019), to being 17th Avenue in the east up to Swartdam Road in the west, with Still Street as the southern border and Fernkloof Nature Reserve as the northern border. Suburbs included in this area are Westcliff, Industria, Northcliff, the Central Business District, Eastcliff, Hermanus Heights, Fernkloof, Kwaiwater and Voëlklip.

RECOMMENDATION TO THE COUNCIL:

1. that the area as reflected in the body of this report **be identified** as a special rating area (SRA), known as the Hermanus Special Rating Area (HSRA), in terms of the Overstrand Special Rating Area By-law, 2016;
2. that the application submitted by Mr Michael Farr, the registered owner of 84 Westcliff Road, Westcliff Hermanus (Erf 103 Westcliff), to establish the HSRA in terms of section 8.1(c) of the By-law, **be approved**;
3. that an additional rate **be levied** on properties in the HSRA from 1 July 2020 in terms of section 22(1)(b) of the Local Government Municipal Property Rates Act (MPRA), Act 6 of 2004;
4. that a Finance Agreement be concluded between the Overstrand Municipality and the HSRA Management Committee in terms of section 12(6) of the By-law prior to 1 July 2020;
5. that the Municipal Manager be authorised to sign all the necessary agreements and documents to give effect to the establishment of the Hermanus Special Rating Area (HSRA);

6. that the Hermanus Special Rating Area (HSRA) additional rate be calculated on the municipal valuation for properties within the HSRA mapped area, in accordance with the Overstrand Property Rates Policy, to enable the Municipality to collect the additional rates required for the HSRA's first year budget of R8 300 000.00, as well as for subsequent years in accordance with the 5-year budget period;
7. that payments to the HSRA be commenced with in accordance with the Finance Agreement once the following sections in chapter 2 of the SRA By-law as amended are met:
 - Section 10: Commencement with the Business Plan,
 - Section 11: Establishment Composition, Powers and Duties of the Management Body; and
 - Section 12: Finances (including the conclusion of a Finance Agreement); and
8. that the additional rate for the HSRA be considered by Council with the Municipality's 2020-2021 Budget and be implemented from 1 July 2020.

RESPONSIBLE OFFICIAL :

**S REYNEKE-NAUDE
E HOONEBERG
B KING**

TARGET DATE FOR IMPLEMENTATION :

1 JULY 2020

15.

**APPLICATION FOR THE DETERMINATION OF A SPECIAL RATING AREA (SRA):
ONRUS-VERMONT SPECIAL RATING AREA (OVSRA)**

5/18/1

S Reyneke-Naudé

Director : Finance

17 March 2020

(028) 313 8040

EXECUTIVE SUMMARY

The purpose of this report is to present Council with the application received from the applicant, Mr Abner Francois-Andre Inghels, seeking Council's approval for a special rating area (SRA) to be established in Onrus and Vermont.

The Steering Committee of the proposed Onrus-Vermont Special Rating Area (OVSRA) now officially approached Council for approval for the establishment of Onrus and Vermont as a special rating area in terms of the Overstrand Municipality: Special Rating Area By-Law (the By-Law), 2016 read together with the Overstrand Municipality: Special Rating Area Policy (the Policy), as amended (1 July 2019), to include all properties in the area bound by the boundaries of Onrus, from the Onrus Main Road/R43 intersection in the East to the Vermont Lynx Road/R43 intersection in the West, the coastline on the south, and the ward's boundary on the mountain on the north. This includes all areas in Ward 13 Overstrand Municipality including Onrus, Onrus North, Berghof, Vermont & Paradise Park.

RECOMMENDATION TO THE COUNCIL:

1. that the area as reflected in the body of this report **be identified** as a special rating area (SRA), known as the Onrus-Vermont Special Rating Area (OVSRA), in terms of the Overstrand Special Rating Area By-law, 2016;
2. that the application submitted by Mr Abner Francois-Andre Inghels, the registered owner of 6 Radyn Street, Onrus River (Erf 3551 Onrus), to establish the OVSRA in terms of section 8.1(c) of the By-law, **be approved**;
3. that an additional rate **be levied** on properties in the OVSRA from 1 July 2020 in terms of section 22(1)(b) of the Local Government Municipal Property Rates Act (MPRA), Act 6 of 2004;
4. that a Finance Agreement be concluded between the Overstrand Municipality and the OVSRA Management Committee in terms of section 12(6) of the By-law prior to 1 July 2020;
5. that the Municipal Manager be authorised to sign all the necessary agreements and documents to give effect to the establishment of the Onrus-Vermont Special Rating Area (OVSRA);

6. that the Onrus-Vermont Special Rating Area (OVSRA) additional rate be calculated on the municipal valuation for properties within the OVSRA mapped area, in accordance with the Overstrand Property Rates Policy, to enable the Municipality to collect the additional rates required for the OVSRA's first year budget of R1 977 885.00, as well as for subsequent years in accordance with the 5-year budget period;
7. that payments to the OVSRA be commenced with in accordance with the Finance Agreement once the following sections in chapter 2 of the SRA By-law as amended are met:
 - Section 10: Commencement with the Business Plan,
 - Section 11: Establishment Composition, Powers and Duties of the Management Body; and
 - Section 12: Finances (including the conclusion of a Finance Agreement); and
8. that the additional rate for the OVSRA be considered by Council with the Municipality's 2020-2021 Budget and be implemented from 1 July 2020.

RESPONSIBLE OFFICIAL :

**S REYNEKE-NAUDE
E HOONEBERG
B KING**

TARGET DATE FOR IMPLEMENTATION :

1 JULY 2020

PORTFOLIO COMMITTEE :

FINANCE

Chairperson :

Cllr R de Coning

Committee Members :

**Cllrs L Ntsabo, R Nutt,
S Tebele, X Msweli and B Molefe**

PORTEFEULJEKOMITEE :

FINANSIES

Voorsitter :

Rdl R de Coning

Komiteelede :

**Rdle L Ntsabo, R Nutt,
S Tebele, X Msweli and B Molefe**

1.
AMENDMENTS TO THE 2019/2020 SUPPLY CHAIN MANAGEMENT POLICY

5/13/B

C le Roux

21 February 2020

Deputy Director: Finance & SCM

(028) 313 8107

EXECUTIVE SUMMARY

The purpose of this report is to recommend amendments to the Supply Chain Management Policy.

RECOMMENDATION TO THE COUNCIL:

that the Supply Chain Management Policy **be amended** through the deletion of the sub-paragraph 36(1)(a)(v)(c) and the renumbering of sub-paragraphs (d) to (g), to sub-paragraphs (c) to (f).

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

01 APRIL 2020

**PORTFOLIO COMMITTEE :
MANAGEMENT SERVICES**

Chairperson :

Cllr A Komani

Committee Members :

**Ald M Sapepa, Cllrs R Nutt,
H Morgan & N Nqinata**

**PORTEFEULJEKOMITEE :
BESTUURSDIENSTE**

Voorsitter :

Rdl A Komani

Komiteelede :

**Rdh M Sapepa, Rdle R Nutt,
H Morgan & N Nqinata**

1.
REVIEWED EXTERNAL BURSARY POLICY

4/4/B

L Bucchianeri

Senior Manager : Human Resources

12 February 2020

(028) 313 8120

EXECUTIVE SUMMARY

The purpose of this report is to recommend to Council the reviewed External Bursary Policy for Students.

RECOMMENDATION TO THE COUNCIL:

that the reviewed External Bursary Policy **be adopted**.

RESPONSIBLE OFFICIAL :

L BUCCHIANERI

TARGET DATE FOR IMPLEMENTATION :

01 APRIL 2020

PORTFOLIO COMMITTEE :

PROTECTION SERVICES

Chairperson :

Cllr F Africa

Committee Members :

**Cllrs C Resandt, F Krige,
V Macotha & C Tafo-Nwonkwo**

PORTEFEULJEKOMITEE :

BESKERMINGSDIENSTE

Voorsitter :

Rdl F Africa

Komiteelede :

**Rdle C Resandt, F Krige,
V Macotha & C Tafo-Nwonkwo**

**NO REPORTS WERE RECEIVED BY THE SECRETARIAT
FOR INCLUSION IN THIS PORTFOLIO**

PORTFOLIO COMMITTEE :
ECONOMIC DEVELOPMENT & TOURISM

Chairperson :

Cllr K Brice

Committee Members :

**Cllrs C Resandt, C May,
V Macotha & S Kalolo**

PORTEFEULJEKOMITEE :
EKONOMIESE ONTWIKKELING & TOERISME

Voorsitter :

Rdl K Brice

Komiteelede :

**Rdle C Resandt, C May,
V Macotha & S Kalolo**

**NO REPORTS WERE RECEIVED BY THE SECRETARIAT
FOR INCLUSION IN THIS PORTFOLIO**

PORTFOLIO COMMITTEE :

COMMUNITY SERVICES

Chairperson :

Cllr G Cohen

Committee Members :

**Cllrs J Orban, C May,
V Pungupungu & S Kalolo**

PORTEFEULJEKOMITEE :

GEMEENSKAPSDIENSTE

Voorsitter :

Rdl G Cohen

Komiteelede :

**Rdle J Orban, C May,
V Pungupungu & S Kalolo**

**1.
TRANSFER: OVERSTRAND MUNICIPALITY TO RIAAN JOORST: ERF 691,
HAWSTON**

17/5/4/1

FW Frans

25 February 2020

Manager: Housing Administration

(028) 313 8144

EXECUTIVE SUMMARY

This report is to request the Council to approve the transfer of Erf 691, Hawston to Mr Riaan Joorst.

RECOMMENDATION TO THE COUNCIL:

1. that permission **be granted** to transfer erf 691, Hawston to Mr Riaan Joorst (ID Number 7602185158082);
2. that the aforementioned approval furthermore be subject to Mr Riaan Joorst accepting responsibility for the outstanding municipal services account in respect of erf 691 Hawston; and
3. that the aforementioned consent to transfer be subject to a usufruct being granted in favour Ms Dinah Wilkinson.

RESPONSIBLE OFFICIAL :

FW FRANS

TARGET DATE FOR IMPLEMENTATION :

01 APRIL 2020

2.

TRANSFER: OVERSTRAND MUNICIPALITY TO MR OLANE ZANE SCHEEPERS, MS DAVILIN POOLE AND MS MATTLIN POOLE: ERF 6959, MOUNT PLEASANT, HERMANUS

17/5/4/1

FW Frans

25 February 2020

Manager: Housing Administration

(028) 313 8144

EXECUTIVE SUMMARY

This report is to request the Council to approve the transfer of Erf 6959, Mount Pleasant to Mr Olane Zane Scheepers, Davilin Poole and Mattlin Poole.

RECOMMENDATION TO THE COUNCIL:

1. that permission **be granted** to transfer erf 6959, Mount Pleasant, Hermanus to Mr Olane Zane Scheepers (ID Number 830609 5152 081), Ms Davilin Poole (ID Number 880514 0078 084) and Ms Mattlin Poole (ID Number 950511 0927 083); and
2. that the aforementioned approval furthermore be subject to Mr Olane Zane Scheepers, Ms Davilin and Ms Mattlin Poole accepting responsibility for the outstanding municipal services account in respect of erf 6959, Mount Pleasant.

RESPONSIBLE OFFICIAL :**FW FRANS****TARGET DATE FOR IMPLEMENTATION :****01 APRIL 2020**

**PORTFOLIO COMMITTEE :
INFRASTRUCTURE & PLANNING**

Chairperson :

Cllr E Gillion

Committee Members :

**Cllrs D Botha, J Orban,
S Tebele & V Pungupungu**

**PORTEFEULJEKOMITEE :
INFRASTRUKTUUR & BEPLANNING**

Voorsitter :

Rdl E Gillion

Komiteelede :

**Rdle D Botha, J Orban,
S Tebele & V Pungupungu**

1.
**TOWN- & SPATIAL PLANNING REPORT WITH REGARD TO APPLICATIONS
 CONSIDERED IN TERMS OF DELEGATED AUTHORITY: DECEMBER 2019 –
 FEBRUARY 2020**

15/3/11

R Kuchar Senior Manager : Town & Spatial Planning

13 February 2020

(028) 313 8900

EXECUTIVE SUMMARY

To report on applications disposed of by the Authorised Official in terms of the Spatial Land Use Management Act (SPLUMA) during the period from 13 December 2019 – 13 February 2020.

RESOLVED:

that cognisance be taken of the town planning applications disposed of by the Authorised Official in terms of SPLUMA for the period 13 December 2019 – 13 February 2020:

Spatial Land Use Management Act (SPLUMA) Approvals

1.	Erf 2213, 66 Tenth Street, Voëlklip, Hermanus	13 December 2019
2.	Erf 1703, 23 Lindford Road, Hawston	13 December 2019
3.	Erf 4584, 13 Chiapini Street, Onrustrivier	13 December 2019
4.	Erf 367, Jikeleza Street, Zwelihle	13 December 2019
5.	Erf 4073, 4 Bosplasia Crescent, Onrustrivier	13 December 2019
6.	Erf 1492, Montpelliers Complex, Vermont	13 December 2019
7.	Erven 62 and 63, Birkenhead (Romansbay Beach and Fynbos Estate, Birkenhead)	17 January 2020
8.	Remainder Erf 1716, 2 Strandlopertjie Street, Gansbaai Industrial Park	17 January 2020
9.	Portion 31 of farm Klipfonteyn No 711	17 January 2020
10.	Erf 2044, Slovo Street, Masakhane, Gansbaai	21 January 2020
11.	Erf 193, 26 le Grange Street, Franskraal	21 January 2020
12.	Erf 8456, 8 Madeliefie Street, Kleinmond	21 January 2020
13.	Erf 8392, 71 Lavender Street, Overhills, Kleinmond	21 January 2020
14.	Erven 3578 and 3584, 7 Grunewald Road and 18 Nemesia Road, Betty's Bay	21 January 2020
15.	Erf 7952, 19 Second Avenue, Kleinmond	21 January 2020
16.	Erf 2359, 15 Business Crescent, Betty's Bay	21 January 2020
17.	Erf 2064, cnr Trunk Road 28 and Main Road, Sandbaai	29 January 2020
18.	Erf 2396, 112 Eleventh Street, Voëlklip, Hermanus	29 January 2020
19.	Erf 888, 49 Mitchell Street, Eastcliff, Hermanus	29 January 2020
20.	Erf 1319, 337 Main Road, Eastcliff, Hermanus	29 January 2020
21.	Erf 1110, 65 Mitchell Street, Eastcliff, Hermanus	29 January 2020

MINUTES OF THE MAYORAL COMMITTEE MEETING**25 MARCH 2020**

- | | | |
|-----|---|------------------|
| 22. | Erf 2892, 156 Eighth Street, Voëlklip, Hermanus | 29 January 2020 |
| 23. | Erf 1275, 11 Disa Street, Sandbaai | 10 February 2020 |
| 24. | Erf 7022, 106 Second Avenue, Kleinmond | 10 February 2020 |
| 25. | Erf 5403, Silverwood Estate, Onrustrivier | 10 February 2020 |
| 26. | Erf 1060, 44 End Street, Sandbaai | 10 February 2020 |
| 27. | Erf 3567, 14 Twelfth Avenue, Voëlklip, Hermanus | 13 February 2020 |
| 28. | Portion 81 of farm Hemel & Aarde No 587 | 13 February 2020 |
| 29. | Remainder Portion 95 and Portion 27 of the farm Hemel & Aarde No 587 | 13 February 2020 |
| 30. | Erf 4958, 12 Black Eagle Street, Onrustrivier | 13 February 2020 |
| 31. | Erven 710, 711 and 712, 10 Magnolia Avenue, 2 and 4 Dirkie Uys Street, Northcliff, Hermanus | 13 February 2020 |
| 32. | Erf 5296, 1 Boekenhout Avenue, Kleinmond | 13 February 2020 |

Municipal Planning Tribunal

- | | | |
|----|---|-----------------|
| 1. | Erf 869, 6 Ross Street, Franskraal | 23 January 2020 |
| 2. | Unregistered Erf 9901 and Erf 3517, Eleventh Street, Voëlklip, Hermanus | 23 January 2020 |
| 3. | Erf 523, corner of R43 and R326, Stanford | 23 January 2020 |

RESPONSIBLE OFFICIAL :**R VAN ANTWERP****TARGET DATE FOR IMPLEMENTATION :****8 APRIL 2020**

2.

IN PRINCIPLE APPROVAL FOR THE DIRECT ALIENATION OF A PORTION OF ERF 6804 HERMANUS ADJACENT TO ERF 6516 HERMANUS (2 HEIDE STREET, MOUNT PLEASANT) SITUATED IN MOUNT PLEASANT TO AG APLON

7/2/3/2

A le Roux

Manager : Property Administration

30 January 2020

(028) 316 - 3724

EXECUTIVE SUMMARY

To obtain approval in principle for the direct alienation of a portion of Erf 6804 ($\pm 120\text{m}^2$ in extent) Hermanus adjacent to Erf 6516 Hermanus, situated at 2 Heide Street Mount Pleasant, to the owner of Erf 6516 Hermanus, being Mr AG Aplon.

RECOMMENDATION TO THE COUNCIL:

1. that the direct alienation of a portion of Erf 6804 Hermanus (adjacent to Erf 6516 Hermanus) situated in Mount Pleasant, $\pm 120\text{m}^2$ in extent, to the owner of the adjoining Erf 6516 Hermanus, AG Aplon, at an amount of R172.00/m² (ONE HUNDRED AND SEVENTY TWO RAND) (PER SQUARE METRE) (VAT excluded) be **approved in principle**;
2. that it be noted that the direct alienation is possible as the said portion of Erf 6804 Hermanus can be classified as a non-viable property;
3. that, subject to the approval in 1 above, a public participation process be followed at the cost of the applicant/purchaser;
4. that it be noted that a condition for the alienation will be that the said portion of Erf 6804 Hermanus must be consolidated with the adjoining property of AG Aplon, being Erf 6516 Hermanus;
5. that no structures of any kind (excluding a boundary wall or fence) may be erected on the said portion of Erf 6804 Hermanus, which condition must be registered against the title deed of the consolidated property;
6. that the alienation of said portion of Erf 6804 Hermanus be subject to a suspensive condition that the applicant/purchaser obtains approval for the closure of the public road, subdivision, rezoning and consolidation;
7. that all the costs pertaining to the transaction, e.g. application cost, valuation cost, subdivision and consolidation, closure of portion of public road, co, rezoning, transfer and related costs, advertisements, etc. be paid by the applicant/purchaser, AG Aplon; and

8. that it be noted that the municipal property herewith envisaged to be alienated is not required for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL:	N LIEBENBERG
TARGET DATE FOR IMPLEMENTATION:	11 APRIL 2020
TARGET DATE TO INFORM APPLICANT:	30 APRIL 2020
TARGET DATE TO INFORM OBJECTOR:	N/A

3.

IN PRINCIPLE APPROVAL FOR THE DIRECT ALIENATION OF A PORTION OF ERF 6804 HERMANUS ADJACENT TO ERF 6515 HERMANUS SITUATED AT 72 KATJIEPIERING STREET, MOUNT PLEASANT TO DJ & MG COERT

7/2/3/2

A le Roux

3 February 2020

Manager : Property Administration

(028) 316 - 3724

EXECUTIVE SUMMARY

To obtain approval in principle for the direct alienation of a portion of Erf 6804 ($\pm 180\text{m}^2$ in extent) Hermanus adjacent to Erf 6515 Hermanus, situated at 72 Katjeepering Street, Mount Pleasant, to the owner of Erf 6515 Hermanus, being DJ & MG Coert.

RECOMMENDATION TO THE COUNCIL:

1. that the direct alienation of a portion of Erf 6804 Hermanus (adjacent to Erf 6515 Hermanus) situated in Mount Pleasant, $\pm 180\text{m}^2$ in extent, to the owner of the adjoining Erf 6515 Hermanus, DJ & MG Coert, at an amount of R172.00/m² (ONE HUNDRED AND SEVENTY TWO RAND) (PER SQUARE METRE) (VAT excluded) be **approved in principle**;
2. that it be noted that the direct alienation is possible as the said portion of Erf 6804 Hermanus can be classified as a non-viable property;
3. that, subject to the approval in 1 above, a public participation process be followed at the cost of the applicant/purchaser;
4. that it be noted that a condition for the alienation will be that the said portion of Erf 6804 Hermanus must be consolidated with the adjoining property of DJ & MG Coert, being Erf 6515 Hermanus;
5. that no structures of any kind (excluding a boundary wall or fence) may be erected on the said portion of Erf 6804 Hermanus, which condition must be registered against the title deed of the consolidated property;
6. that the alienation of said portion of Erf 6804 Hermanus be subject to a suspensive condition that the applicant/purchaser obtains approval for the closure of the public road, subdivision, consolidation and rezoning and all related town planning approvals applicable;
7. that all the costs pertaining to the transaction, e.g. application cost, valuation cost, subdivision and consolidation, closure of portion of public road, rezoning, transfer and related costs, advertisements, etc. be paid by the applicant/purchaser, DJ & MG Coert; and

8. that it be noted that the Municipal property herewith envisaged to be alienated is not required for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL:

W MURTZ

TARGET DATE FOR IMPLEMENTATION:

11 APRIL 2020

TARGET DATE TO INFORM APPLICANT:

30 APRIL 2020

TARGET DATE TO INFORM OBJECTOR:

N/A

4.

A PORTION OF ERF 5514 BETTY'S BAY (SITUATED IN MOOIUITSIG, BETTY'S BAY): RENEWAL OF LEASE OF MUNICIPAL PROPERTY TO CHILD WELFARE SOUTH AFRICA (KLEINMOND)

7/2/3/2

A le Roux

Manager : Property Administration

10 February 2020

(028) 316 - 3724

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Child Welfare South Africa (Kleinmond) for a period of 9 (NINE) years and 11 (ELEVEN) months in respect of municipal property, being a portion of Erf 5514 Betty's Bay ($\pm 370\text{m}^2$ in extent) situated in Mooiuitsig, Betty's Bay for the purpose of managing the Pikkewyntjies Pre-Primary School.

RESOLVED:

1. that the lease of municipal property, being a portion of Erf 5514 Betty's Bay, ($\pm 370\text{m}^2$ in extent), to Child Welfare South Africa (Kleinmond) for the purpose of managing the Pikkewyntjies Pre-Primary School at the rental amount of R147.83 (ONE HUNDRED AND FORTY SEVEN RAND AND EIGHTY THREE CENT) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 1 June 2020 in terms of the Administration of Immovable Property Policy of the Overstrand Municipality, **be approved**; and
2. that the rental amount mentioned in 1 above escalates every year on the 1st of July in accordance with the tariffs stipulated in the Annual Budget as approved by Council, the next escalation to be on 1 July 2020.

RESPONSIBLE OFFICIAL:

N LIEBENBERG

TARGET DATE FOR IMPLEMENTATION:

14 APRIL 2020

TARGET DATE TO INFORM APPLICANT:

30 APRIL 2020

TARGET DATE TO INFORM OBJECTOR:

N/A

5.

A PORTION OF THE REMAINDER OF ERF 5462 KLEINMOND (SITUATED IN NEMESIA AVENUE, KLEINMOND): RENEWAL OF LEASE OF MUNICIPAL PROPERTY TO CHILD WELFARE SOUTH AFRICA (KLEINMOND)

7/2/3/2

A le Roux

Manager: Property Administration

6 February 2020

(028) 316 - 3724

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Child Welfare South Africa (Kleinmond) for a period of 9 (NINE) years and 11 (ELEVEN) months in respect of municipal property, being a portion of the remainder of Erf 5462 Kleinmond ($\pm 2,962.2\text{m}^2$ in extent) situated in Nemesia Avenue, Kleinmond with the entrance from Protea Avenue, for the purpose of managing a Youth Centre.

RESOLVED:

1. that the lease of municipal property, being a portion of the remainder of Erf 5462 Kleinmond, ($\pm 2,962.2\text{m}^2$ in extent), to Child Welfare South Africa (Kleinmond) for the purpose of managing a Youth Centre at the rental amount of R147.83 (ONE HUNDRED AND FORTY SEVEN RAND AND EIGHTY THREE CENT) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 1 June 2020 in terms of the Administration of Immovable Property Policy of the Overstrand Municipality, **be approved**; and
2. that the rental amount mentioned in 1 above escalates every year on the 1st of July in accordance with the tariffs stipulated in the Annual Budget as approved by Council, the next escalation to be on 1 July 2020.

RESPONSIBLE OFFICIAL:**N LIEBENBERG****TARGET DATE FOR IMPLEMENTATION:****14 APRIL 2020****TARGET DATE TO INFORM APPLICANT:****30 APRIL 2020****TARGET DATE TO INFORM OBJECTOR:****N/A**

6.

PORTIONS OF ERVEN 249 AND 832 HERMANUS: DEVIATION FROM PARAGRAPHS 18 AND 20.1(b) OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO APPROVE A TEMPORARY RENEWAL OF LEASE OF MUNICIPAL PROPERTY TO MR MA DE KLERK

DEVIATION FROM PARAGRAPHS 7.4.1 AND 11.3.2(a)(i)(ii) OF THE CUSTOMER CARE, CREDIT CONTROL AND DEBT COLLECTION POLICY, 2019

7/2/3/1

A le Roux

10 February 2020

Manager: Property Administration

(028) 316-3724

EXECUTIVE SUMMARY

To obtain approval from the Executive Mayor to enter into a further temporary lease agreement with Mr MA de Klerk in respect of portions of Erven 249 and 832 Hermanus for the purpose of the lease, management, sub-letting, supervising and maintenance of the land for informal trading or any other such purposes as may be approved by the lessor in writing; and

To obtain approval from Council for the deviation from paragraph 18 and 20.1(b) of the Administration of Immovable Property Policy of 2015 allowing the Municipality to enter into a further temporary lease agreement with Mr MA de Klerk in respect of portions of Erven 249 and 832 Hermanus for the purpose of the lease, management, sub-letting, supervising and maintenance of the land for informal trading or any other such purposes as may be approved by the lessor in writing without following a public participation and a competitive bidding process.

To further request Council to approve a deviation from paragraphs 7.4.1 and 11.3.2(a)(i) and (ii) of the Customer Care, Credit Control and Debt Collection Policy, 2019, in order to allow Mr MA de Klerk to pay off the arrear municipal account in a period equal to the period requested for the temporary renewal agreement with the Municipality.

RESOLVED:

1. that the temporary renewal of the lease of municipal property, being portions of Erven 249 and 832 Hermanus, to MA de Klerk for the purpose of the lease, management, sub-letting, supervising and maintenance of the land for informal trading or any other such purposes as may be approved by the lessor in writing for a period of 6 (SIX) months from 1 April 2020 at the monthly rental amount of R91,775.98 (NINETY ONE THOUSAND SEVEN HUNDRED AND SEVENTY FIVE RAND AND NINETY EIGHT CENTS) (VAT excluded) for the period 1 April 2020 to 30 June 2020 and a rental amount of R98,200.30 (NINETY EIGHT THOUSAND TWO HUNDRED RAND AND THIRTY CENTS) (VAT excluded) for the period from 1 July 2020 to 30 September 2020, **be approved;**

2. that the abovementioned approval be subject to Council approving a deviation from paragraphs 18, 20.1(b) and 24 of the Administration of Immovable Property Policy of 2015; and
3. that the abovementioned approval be subject to Council approving a deviation from paragraph 11.3.2(a)(i) and (ii) of the Customer Care, Credit Control and Debt Collection Policy of 2019 in order to allow Mr MA de Klerk to pay off the arrear municipal account for the lease of a portion of Erf 249 and 832 Hermanus in a period equal to the remainder of the temporary renewal of the lease agreement with the Municipality.

RECOMMENDATION TO THE COUNCIL:

1. that the deviation from paragraph 18 of the Administration of Immovable Property Policy in order to temporary renew the current lease agreement with MA de Klerk for a further 6 (SIX) months from 1 April 2020 until 30 September 2020 without following a competitive process, **be approved**;
2. that the deviation from paragraph 20.1(b) of the Administration of Immovable Property Policy in order to temporary renew the current lease agreement with MA de Klerk for a further 6 (SIX) months without following a public participation process, **be approved**; and
3. that the deviation from paragraph 11.3.2(a)(i) and (ii) of the Customer Care, Credit Control and Debt Collection Policy of 2019 in order to allow Mr MA de Klerk to pay off the arrear municipal account for the lease of a portion of Erf 249 and 832 Hermanus in a period equal to the remainder of the temporary renewal of the lease agreement with the Municipality, **be approved**.

RESPONSIBLE OFFICIAL :**A LE ROUX
E HOONEBERG****TARGET DATE FOR IMPLEMENTATION :****26 APRIL 2020****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

7.

IN PRINCIPLE AND TRANSFER APPROVAL FOR DIRECT ALIENATION OF A PORTION OF ERF 2430 GANSBAAI ADJACENT TO ERF 3425 GANSBAAI (ON THE CORNER OF KAMPEER AND VAN DYK STREET, GANSBAAI) TO THE WESTERN CAPE GOVERNMENT VIA ITS DEPARTMENT OF TRANSPORT AND PUBLIC WORKS (DEPARTMENT OF EDUCATION) FOR THE GANSBAAI ACADEMIA HIGH SCHOOL

7/2/3/2

A le Roux

20 November 2019

Manager: Property Administration

(028) 316 - 3724

EXECUTIVE SUMMARY

To obtain in principle approval for the direct alienation as well as transfer of a portion of Erf 2430 Gansbaai (± 0.9 ha in extent) (hereinafter called the "property") adjacent to Erf 3425 Gansbaai to the Western Cape Government via its Department of Transport and Public Works (on behalf of the Department of Education), herein after referred to as "the Department" for the purpose of extending the Gansbaai Academia High School.

RECOMMENDATION TO THE COUNCIL:

1. that the direct alienation of a portion of Erf 2430 Gansbaai (± 0.9 ha in extent) adjacent to Erf 3425 Gansbaai to the Western Cape Government via its Department of Transport and Public Works (on behalf of the Department of Education) at a nominal purchase price of R1.00 (ONE RAND)(VAT included) for the extension of the Gansbaai Academia High School and related purposes, **be approved in principle**;
2. that the transfer of a portion of Erf 2430 Gansbaai (± 0.9 ha in extent) adjacent to Erf 3425 Gansbaai to the Western Cape Government via its Department of Transport and Public Works (on behalf of the Department of Education) at a nominal purchase price of R1.00 (ONE RAND)(VAT included) for Gansbaai Academia High School and related purposes, **be approved**;
3. that it be noted that it is not necessary to follow a competitive process for the alienation and transfer as this transaction is exempted in terms of Regulation 20 of the Municipal Asset Transfer Regulations (R. 878 of 2008);
4. that it be noted that a condition for the alienation will be that the said portion of Erf 2430 Gansbaai must be consolidated with the adjoining property, being Erf 3425 Gansbaai;
5. that the alienation of said portion of Erf 2430 Gansbaai be subject to a suspensive condition that the Department obtains at own cost all required town planning approvals;

6. that all the costs pertaining to the transaction, e.g. subdivision and consolidation, closure of portion of public open space, rezoning, transfer and related costs, etc. be paid by the Department;
7. that a condition be registered against the title deed of the consolidated property that the property may only be used for educational purposes; and
8. that it be noted that the portion of municipal property herewith alienated and transferred is not required for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL:**N LIEBENBERG****TARGET DATE FOR IMPLEMENTATION:****25 APRIL 2020****TARGET DATE TO INFORM APPLICANT:****9 APRIL 2020****TARGET DATE TO INFORM OBJECTOR:****N/A**

**8.
IN PRINCIPLE APPROVAL FOR THE ALIENATION OF ERF 1153 HAWSTON
(SITUATED ON THE CORNER OF CHURCH STREET AND WOODLANDS ROAD,
HAWSTON) BY MEANS OF A COMPETITIVE PROCESS**

7/2/3/2

A le Roux

Manager: Property Administration

10 February 2020

(028) 316-3724

EXECUTIVE SUMMARY

To obtain approval in principle for the alienation of Erf 1153 Hawston (1980m² in extent) (hereinafter called the "property") by means of a competitive process.

RECOMMENDATION TO THE COUNCIL:

1. that the alienation of Erf 1153 Hawston (1,980m² in extent) for church purposes by means of a competitive process at a market related purchase price be **approved in principle**;
2. that the costs pertaining to the transaction, e.g. transfer costs, water-, sewer and electricity connections, the section 14 advertisement, etc., but excluding the valuation costs, be paid by the successful bidder/purchaser; and
3. that it is confirmed that Council has taken cognisance of the fact that the municipal property herewith envisaged to be alienated is not required for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

24 APRIL 2020

TARGET DATE TO INFORM APPLICANT :

N/A

TARGET DATE TO INFORM OBJECTOR :

N/A

9.

ERF 1153 HAWSTON (SITUATED ON THE CORNER OF CHURCH STREET AND WOODLANDS ROAD): WRITE BACK AND WRITE OFF OF AMOUNTS RAISED AND WAIVER OF RENTAL – “CALVYNSE PROTESTANTE KERK VAN SUID AFRIKA HAWSTON”

7/2/3/2

A le Roux

15 October 2019

Manager: Property Administration

(028) 316-3724

EXECUTIVE SUMMARY

The purpose of the report is to request Council to approve the:

- (a) writing back of the original balance on the municipal account number 205011530003 in the amount of R8,086.69 (EIGHT THOUSAND AND EIGHTY SIX RAND AND SIXTY NINE CENTS) representing the opening balance of the municipal account of the “Calvynse Protestante Kerk van Suid Afrika Hawston” (hereinafter called “the Church) when the account was transferred to this Municipality from the previous Overberg Regional Council, being 1 September 1998;
- (b) writing back of the total amount of R73,206.16 (SEVENTY THREE THOUSAND TWO HUNDRED AND SIX RAND AND SIXTEEN CENTS) representing the monthly loan amounts levied on municipal account number 205011530003 of the Church for the period 1 September 1998 until 25 February 2020;
- (c) writing back of the total amount of R1,257.50 (ONE THOUSAND TWO HUNDRED AND FIFTY SEVEN RAND AND FIFTY CENTS) representing historic insurance charge levied on municipal account number 205011530003 of the Church;
- (d) writing back of the total amount of R289.26 (TWO HUNDRED AND EIGHTY NINE RAND AND TWENTY SIX CENTS) representing a services deposit levied on municipal account number 205011530003 of the Church;
- (e) writing back of the total amount of R11,189.47 (ELEVEN THOUSAND ONE HUNDRED AND EIGHTY NINE RAND AND FORTY SEVEN CENTS) representing administrative and collection costs levied on the municipal and handed over accounts of the Church for the period 1 September 1998 until 25 February 2020;
- (f) writing back of the total amount of R28,388.11 (TWENTY EIGHT THOUSAND THREE HUNDRED AND EIGHTY EIGHT RAND AND ELEVEN CENTS) representing interest levied on the municipal and handed over accounts of the Church;

- (g) writing back of all municipal services charges, interest, penalties and loan amounts levied on the municipal and handed over accounts of the Church as from billing on 25 February 2020 until the accounts are closed;
- (h) writing off the amount of R27,971.05 (TWENTY SEVEN THOUSAND NINE HUNDRED AND SEVENTY ONE RAND AND FIVE CENTS), representing the balance municipal services charges on the municipal account after the above is written back and the payments made by the Church is taken into account; and
- (i) waiving of any rental as from 1 September 1998 that could have been regarded as relevant to the use of the property on the reasons discussed in this report;

in relation to Erf 1153 Hawston (herein referred to as “the property”), which property belongs to the Overstrand Municipality, but is occupied by the “Calvynse Protestante Kerk van Suid Afrika Hawston” (herein referred to as “the Church”).

RECOMMENDATION TO THE COUNCIL:

that Council **approves** the:

1. writing back of the original balance on the municipal account number 205011530003 in the amount of R8,086.69 (EIGHT THOUSAND AND EIGHTY SIX RAND AND SIXTY NINE CENTS) representing the opening balance of the municipal account of the “Calvynse Protestante Kerk van Suid Afrika Hawston” (hereinafter called “the Church) when the account was transferred to this Municipality from the previous Overberg Regional Council, being 1 September 1998;
2. writing back of the total amount of R73,206.16 (SEVENTY THREE THOUSAND TWO HUNDRED AND SIX RAND AND SIXTEEN CENTS) representing the monthly loan amounts levied on municipal account number 205011530003 of the Church for the period 1 September 1998 until 25 February 2020;
3. writing back of the total amount of R1,257.50 (ONE THOUSAND TWO HUNDRED AND FIFTY SEVEN RAND AND FIFTY CENTS) representing historic insurance charge levied on municipal account number 205011530003 of the Church;
4. writing back of the total amount of R289.26 (TWO HUNDRED AND EIGHTY NINE RAND AND TWENTY SIX CENTS) representing a services deposit levied on municipal account number 205011530003 of the Church;

5. writing back of the total amount of R11,189.47 (ELEVEN THOUSAND ONE HUNDRED AND EIGHTY NINE RAND AND FORTY SEVEN CENTS) representing administrative and collection costs levied on the municipal and handed over accounts of the Church for the period 1 September 1998 until 25 February 2020;
6. writing back of the total amount of R28,388.11 (TWENTY EIGHT THOUSAND THREE HUNDRED AND EIGHTY EIGHT RAND AND ELEVEN CENTS) representing interest levied on the municipal and handed over accounts of the Church;
7. writing back of all municipal services charges, interest, penalties and loan amounts levied on the municipal and handed over accounts of the Church as from billing on 25 February 2020 until the accounts are formally closed;
8. writing off the amount of R27,971.05 (TWENTY SEVEN THOUSAND NINE HUNDRED AND SEVENTY ONE RAND AND FIVE CENTS), representing the balance municipal services charges on the municipal account after the above is written back and the payments made by the Church is taken into account; and
9. waiving of any rental that could have been regarded as relevant to the use of the property on the reasons discussed in this report.

RESPONSIBLE OFFICIAL :	A LE ROUX E HOONEBERG
TARGET DATE FOR IMPLEMENTATION :	29 APRIL 2020
TARGET DATE TO INFORM APPLICANT :	15 APRIL 2020
TARGET DATE TO INFORM OBJECTOR :	N/A

The meeting adjourned at 10:26

DATE

D COETZEE – EXECUTIVE MAYOR