



**MEETING OF THE  
MUNICIPAL PLANNING TRIBUNAL  
(MPT)**

**MINUTES**

<b>DATE:</b>	<b>26 JULY 2018</b>
<b>VENUE:</b>	<b>TOWN PLANNING COMMITTEE ROOM HERMANUS</b>
<b>TIME:</b>	<b>14:00</b>

# **OVERSTRAND**

## **MUNICIPAL PLANNING TRIBUNAL**

### **MINUTES OF A MEETING OF THE MUNICIPAL PLANNING TRIBUNAL, HELD IN THE TOWN PLANNING COMMITTEE ROOM, HERMANUS, ON 26 JULY 2018, AT 14:00**

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**PRESENT:**

**MEMBERS:**

Mr S Müller, Director : Infrastructure & Planning  
Mr R Williams, Director : Community Services  
Ms D Arrison, Director : Management Services  
Mr S Madikane, Director : Economic Development  
Ms H Janser, Directorate Development  
Management

**OFFICIALS:**

Ms H van der Stoep, Senior Town Planner (Acting  
for Mr R Kuchar)  
Mr H Olivier, Town Planner  
Ms S Swart, Council Support Services

**APOLOGIES:**

None

**ATTENDANCE REGISTER : MEETING OF MUNICIPAL PLANNING TRIBUNAL : 26 JULY 2018 AT 14:00**

NAME	DESIGNATION	ORGANISATION	TEL. NO.	E-MAIL ADDRESS	SIGNATURE
S MULLER	CHAIRPERSON	OVERSTRAND MUNICIPALITY	028 313 8019	<a href="mailto:smuller@overstrand.gov.za">smuller@overstrand.gov.za</a>	
R WILLIAMS	VICE-CHAIRPERSON	OVERSTRAND MUNICIPALITY	028 313 8029	<a href="mailto:rwilliams@overstrand.gov.za">rwilliams@overstrand.gov.za</a>	
S MADIKANE	MPT MEMBER	OVERSTRAND MUNICIPALITY	028 313 8066	<a href="mailto:smadikane@overstrand.gov.za">smadikane@overstrand.gov.za</a>	
D ARRISON	MPT MEMBER	OVERSTRAND MUNICIPALITY	028 313 8004	<a href="mailto:darrison@overstrand.gov.za">darrison@overstrand.gov.za</a>	
H JANSER	MPT MEMBER	DIR: DEV MANAGEMENT	021 483 3544	<a href="mailto:Helene.Janser@westerncape.gov.za">Helene.Janser@westerncape.gov.za</a>	
R KUCCHAR	AUTHORISED OFFICIAL	OVERSTRAND MUNICIPALITY	028 313 8087	<a href="mailto:rkuchar@overstrand.gov.za">rkuchar@overstrand.gov.za</a>	<i>Hyd Stoep acting for R Kuchar</i>
S VAN DER MERWE	SR TOWN PLANNER	OVERSTRAND MUNICIPALITY	028 313 8938	<a href="mailto:svandermewe@overstrand.gov.za">svandermewe@overstrand.gov.za</a>	
H VAN DER STOEP	SR TOWN PLANNER	OVERSTRAND MUNICIPALITY	028 313 8906	<a href="mailto:hvanderstoep@overstrand.gov.za">hvanderstoep@overstrand.gov.za</a>	
P ROUX	TOWN PLANNER	OVERSTRAND MUNICIPALITY	028 313 8900	<a href="mailto:petrusroux@overstrand.gov.za">petrusroux@overstrand.gov.za</a>	
H OLIVIER	TOWN PLANNER	OVERSTRAND MUNICIPALITY	028 313 8006	<a href="mailto:holivier@overstrand.gov.za">holivier@overstrand.gov.za</a>	
S SWART	COUNCIL SUPPORT	OVERSTRAND MUNICIPALITY	028 313 8006	<a href="mailto:sswart@overstrand.gov.za">sswart@overstrand.gov.za</a>	

**1. OPENING**

The Chairperson, Mr S Müller, opened the meeting and welcomed those present.

**2. APPLICATIONS FOR LEAVE OF ABSENCE**

None

**3. CONFIRMATION OF MINUTES****3.1 Minutes of a Municipal Planning Tribunal Meeting held on 28 June 2018****RESOLVED:**

that the Minutes of the Municipal Planning Tribunal Meeting held on **28 June 2018, be confirmed.**

**4. ITEMS FOR CONSIDERATION**

**4.1**

**ERVEN 1599 AND 2461, COVE CRESCENT (SANDY COVE) AND BERGSIG STREET, SANDBAAI, OVERSTRAND MUNICIPAL AREA : APPLICATION FOR DEVIATION FROM THE OVERSTRAND SPATIAL DEVELOPMENT FRAMEWORK AND SPATIAL GROWTH STRATEGY, REZONING AND CONSOLIDATION : MESSRS WRAP ON BEHALF OF HERMANUPROP CC.**

**1599 & 2461 HSB (3846)**

**H van der Stoep**

**(028) 313 8900**

**Hermanus Administration**

**22 May 2018**

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**This item was withdrawn from the agenda by the applicant on 25 July 2018.**

## 4.2

**ERF 3506, 45 VILJOEN STREET, ONRUSTRIVIER, OVERSTRAND MUNICIPAL AREA : DEPARTURE AND CONSENT USE : MESSRS WRAP ON BEHALF OF V GROVE**

**3506 HON (3710)**

**H Olivier**

**(028) 313 8900**

**Hermanus Administration**

**24 May 2018**

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**EXECUTIVE SUMMARY**

An application has been received on 8 June 2017 from Messrs WRAP on behalf of V Grove on Erf 3506, Onrustrivier in terms of Section 16(2)(b) of the Overstrand Municipality By-Law on Municipal Land Use Planning, 2015 for a departure in order to relax the eastern lateral building line and the rear building line from 2m to 0m and 0,8m respectively to accommodate the use change of a garage into a second dwelling.

Application is also made in terms of Section 16(2)(c) of the same By-Law for a consent use in order to utilise the second dwelling unit as tourist accommodation.

**RESOLVED:**

1. that the application in terms of Section 16(2)(b) of the Overstrand Municipal By-Law on Municipal Land Use Planning, 2015 (By-Law) on Erf 3506, Onrustrivier for a departure to relax the eastern lateral building line from 2m to 0m and the rear building line from 2m to 0,8m to legalize the use change of a garage to a second dwelling, **not be approved** in terms of the provisions of Section 61 of the By-Law;
2. that the application in terms of Section 16(2)(o) of the same By-Law as above for a consent use in order to utilize the second dwelling unit as tourist accommodation, **not be approved** in terms of the provisions of Section 61 of the By-Law; and
3. that the applicant be notified of their right of appeal in terms of Section 78 of the Overstrand Municipality By-Law on Land Use Planning, 2015 with regard to the above conditions of approval.

**RESPONSIBLE OFFICIAL :**

**H OLIVIER**

**The meeting adjourned at 14:20**