



**STELLENBOSCH**  
STELLENBOSCH • PNIEL • FRANSCHHOEK

MUNICIPALITY • UMASIPALA • MUNISIPALITEIT

*Ref: 3/5/3/5/2/2*

*2023-04-25*

**NOTICE OF A  
HUMAN SETTLEMENTS COMMITTEE MEETING  
WEDNESDAY 2023-05-03 AT 10:00**

**TO** Deputy Mayor, J Fasser [Chairperson]

**Councillors** X Mdemka  
N Ntsunguzi  
M van Stade  
E Vermeulen

**Ex officio** Executive Mayor, Ald G Van Deventer

Notice is hereby given that the meeting of the Human Settlements Committee will be held via **MS Teams** on **Wednesday, 2023-05-03 at 10:00**.

DEPUTY MAYOR J FASSER  
**CHAIRPERSON**

**A G E N D A**  
**HUMAN SETTLEMENTS COMMITTEE MEETING**  
**2023-05-03**

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1.	OPENING AND WELCOME	(3/4/3/3)
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1.1	COMMUNICATION BY THE CHAIRPERSON	(3/4/3/6)
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1.2	DISCLOSURE OF INTEREST	(3/6/2/2)
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2.	APPLICATION FOR LEAVE OF ABSENCE	(3/4/3/3)
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3.	CONFIRMATION OF THE MINUTES	(3/4/3/5/2/4)
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- 3.1 The minutes of the Human Settlements Committee held on 2023-04-05 are attached as **APPENDIX 1**.

# APPENDIX 1



**STELLENBOSCH**  
STELLENBOSCH • PNIEL • FRANSCHHOEK

MUNICIPALITY • UMASIPALA • MUNISIPALITEIT

*Ref: 3/5/3/5/2/2*

*2023-04-05*

**MINUTES**

**HUMAN SETTLEMENTS COMMITTEE MEETING**

**2023-04-05 AT 10:00**

**MINUTES**  
**HUMAN SETTLEMENTS COMMITTEE MEETING**  
**2023-04-05**

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**MINUTES****HUMAN SETTLEMENTS COMMITTEE MEETING****2023-04-05****PRESENT** Deputy Executive Mayor J Fasser (Chairperson)**Councillors** Cllr N Ntsunguzi (Ms)  
Cllr M van Stade  
Cllr E Vermulen (Ms)**Also Present** Cllr J Anthony  
Cllr P Crawley (Chief Whip)  
Cllr R Pheiffer  
Cllr E Masimini  
Cllr M Rataza  
Ald J Serdyn**Officials** Director: Planning and Economic Development (A Barnes)  
Manager: New Housing (L van Stavel)  
Manager: Informal Settlements (J Robyn)  
Manager: Housing Administration (N Godlo (Ms))  
Senior Administration Officer (B Mgcushe (Ms))

<b>1.</b>	<b>OPENING AND WELCOME</b>	<b>(3/4/3/3)</b>
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The Chairperson, Deputy Executive Mayor, welcomed everyone present to the at the Human Settlements Committee meeting and asked for a moment of silence to be observed.

<b>1.1</b>	<b>COMMUNICATION BY THE CHAIRPERSON</b>	<b>(3/4/3/6)</b>
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NONE

<b>1.2</b>	<b>DISCLOSURE OF INTEREST</b>	<b>(3/6/2/2)</b>
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NONE

<b>2.</b>	<b>APPLICATION FOR LEAVE OF ABSENCE</b>	<b>(3/4/3/3)</b>
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NONE

**ABSENT**

Cllr XL Mdemka

<b>3.</b>	<b>CONFIRMATION OF THE MINUTES</b>	<b>(3/4/3/5/2/4)</b>
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**HUMAN SETTLEMENTS COMMITTEE MEETING: 2023-04-05: ITEM 3.1**

**RESOLVED**

that the minutes of the Human Settlements Committee held on 2023-03-01 **are confirmed as correct.**

<b>4.</b>	<b>REPORT BY THE DIRECTOR RE OUTSTANDING RESOLUTIONS TAKEN AT PREVIOUS MEETINGS</b>
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<b>4.1</b>	<b>REPORT ON THE OUTSTANDING COUNCIL RESOLUTIONS AS AT MARCH 2023 –HUMAN SETTLEMENTS COMMITTEE</b>
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Collaborator No:	747231
IDP KPA Ref No:	Valley of Opportunity
Meeting Date:	05 April 2023

**1. SUBJECT: REPORT ON THE OUTSTANDING COUNCIL RESOLUTIONS AS AT MARCH 2023 –HUMAN SETTLEMENTS COMMITTEE**

**2. PURPOSE**

To submit the Outstanding Council Resolutions for March 2023 to the Section 80 Human Settlements Committee, in order for the said Committee to establish progress of such resolution in respect of its oversight responsibility.

**3. DELEGATED AUTHORITY**

Section 80 Human Settlements Committee

**4. EXECUTIVE SUMMARY**

The outstanding Council resolutions, that specifically are applicable to the Division Integrated Human Settlements, that is within the Directorate: Planning & Economic Development have been updated and duly submitted to the Office of the Municipal Manager. The latest updated version is submitted to the Portfolio Committee for noting and oversight purposes.



**HUMAN SETTLEMENTS COMMITTEE MEETING: 2023-04-05: ITEM 4.1****RESOLVED**

that the Human Settlements Committee takes note of the latest updated Outstanding Council Resolutions.

**FOR FURTHER DETAILS CONTACT:**

<b>NAME</b>	Anthony Barnes
<b>POSITION</b>	Director: Planning and Economic Development
<b>DIRECTORATE</b>	Planning and Economic Development
<b>CONTACT NUMBERS</b>	021 808 8493
<b>E-MAIL ADDRESS</b>	Anthony.barnes@stellenbosch.gov.za
<b>REPORT DATE</b>	24 March 2023

<b>5.</b>	<b>REPORTS FROM OFFICIALS: HUMAN SETTLEMENTS</b>
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<b>5.1</b>	<b>NON-DELEGATED MATTERS</b>
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NONE

<b>5.2</b>	<b>DELEGATED MATTERS</b>
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NONE

<b>6.</b>	<b>REPORTS SUBMITTED BY THE MUNICIPAL MANAGER</b>
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NONE

<b>7.</b>	<b>NOTICES OF MOTIONS AND NOTICES OF QUESTIONS RECEIVED BY THE MUNICIPAL MANAGER</b>
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NONE

<b>8.</b>	<b>CONSIDERATION OF URGENT MATTERS</b>
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The meeting adjourned at 11:51

**CHAIRPERSON:** .....

**DATE:** .....

**CONFIRMED ON** .....

<b>4.</b>	<b>REPORT BY THE DIRECTOR RE OUTSTANDING RESOLUTIONS TAKEN AT PREVIOUS MEETINGS</b>
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<b>4.1</b>	<b>REPORT ON THE OUTSTANDING COUNCIL RESOLUTIONS AS AT APRIL 2023 –HUMAN SETTLEMENTS COMMITTEE</b>
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Collaborator No: 748255  
 IDP KPA Ref No: Valley of Opportunity  
 Meeting Date: 03 May 2023

**1. SUBJECT:REPORT ON THE OUTSTANDING COUNCIL RESOLUTIONS AS AT APRIL 2023 –HUMAN SETTLEMENTS COMMITTEE**

**2. PURPOSE**

To submit the Outstanding Council Resolutions for April 2023 to the Section 80 Human Settlements Committee, in order for the said Committee to establish progress of such resolution in respect of its oversight responsibility.

**3. DELEGATED AUTHORITY**

Section 80 Human Settlements Committee

**4. EXECUTIVE SUMMARY**

The outstanding Council resolutions, that specifically are applicable to the Division Integrated Human Settlements, that is within the Directorate: Planning & Economic Development have been updated and duly submitted to the Office of the Municipal Manager. The latest updated version is submitted to the Portfolio Committee for noting and oversight purposes.

**5. RECOMMENDATION**

That the Human Settlements Committee take note of the latest updated Outstanding Council Resolutions that is applicable to the Committee. The outstanding Resolutions is attached as **ANNEXURE1** of this report.

**6. DISCUSSION / CONTENTS**

**6.1. Background**

The Executive Mayor instructed the Mayoral Committee Members of Stellenbosch Municipality to perform an oversight role to ensure that the outstanding Council Resolutions are being finalised by the administration and to monitor progress. Therefore, this will become a standard item on the agenda of the Section 80 Portfolio Committee Meetings.

**6.3 Financial Implications**

There are no financial applications that relate to the operations of the pilot mobile trading or the continued issuing of temporary informal trading.

**6.4 Legal Implications**

There are no legal implications.

**6.5 Previous / Relevant Council Resolutions**

None

**6.6 Risk Implications**

There are no risk implications in respect of this report.

**FOR FURTHER DETAILS CONTACT:**

<b>NAME</b>	Anthony Barnes
<b>POSITION</b>	Director: Planning and Economic Development
<b>DIRECTORATE</b>	Planning and Economic Development
<b>CONTACT NUMBERS</b>	021 808 8493
<b>E-MAIL ADDRESS</b>	Anthony.barnes@ Stellenbosch.gov.za
<b>REPORT DATE</b>	18 April 2023

# APPENDIX 1

## OUTSTANDING RESOLUTIONS- HUMAN SETTLEMENTS FOR THE PERIOD AS MAY 2023

Council Meeting		Resolution	Resolution Date	Allocated To	% Feedback	Feedback Comment
621772	PROPOSED SERVICE DELIVERY IN JONKERSHOEK	<p>7.2.4 PROPOSED SERVICE DELIVERY IN JONKERSHOEK</p> <p><b>22ND COUNCIL MEETING: 2018-11-28: ITEM 7.2.4</b></p> <p><b>RESOLVED (majority vote with abstentions)</b></p> <p>(a) that the Power of Attorney from the National Department of Public Works, authorising Stellenbosch Municipality to commence with service delivery in Jonkershoek, be noted;</p> <p>(b) that the Administration be authorised to render interim municipal services in the Mixed Use Precinct in Jonkershoek on a cost recovery basis from the users who receive the services, except to those households that qualify for free basic services in terms of the Municipality's Indigent Policy;</p> <p>(c) that the Administration be authorised to provide/upgrade Access to Basic Services (Communal services) in informal areas, free of charge;</p> <p>(d) that the Director: Planning and Economic Development be requested to commission a feasibility study with the view of identifying a possible site(s) for possible township establishment, taking into account the Draft SDF for Jonkershoek, but also taking into account the positioning of bulk infrastructure and access to the site(s);</p> <p>(e) that the National Department of Public Works be requested to transfer the land to Stellenbosch Municipality;</p> <p>(f) that the National Department of Public Works be requested to transfer the land on which the office space previously used by Cape Nature, either by way of acquisition or by way of a Lease Agreement, to the Municipality;</p> <p>(g) that, the Director: Infrastructure Services be requested to compile a status quo report regarding the availability of bulk infrastructure but also indicating the cost of possible interim upgrading of such bulk infrastructure;</p> <p>(h) that the Director: Planning &amp; Economic Development be requested to finalise the SDF for Jonkershoek in terms of the SPLUMA Act 16 of 2013;</p> <p>(i) that the Municipal Manager be authorised to conclude an agreement(s) with the relevant authorities to ensure that Stellenbosch Municipality is in a position to do law enforcement in the Jonkershoek Valley, with specific reference to the prevention of further unauthorised structures being constructed/erected;</p>	2018-11-28	ALL DIRECTORS	75.00	<p>Plans are being drawn up to increase the clean water capacity to the Jonkershoek area.</p> <p>The Housing Development Agency (HDA) has been appointed to identify possible site/sites for township establishment furthermore the HDA is required to facilitate the transfer of land for future housing development from various property owners (Provincial Department of Public Works and Infrastructure and Cape Nature).</p> <p>A report to Council with proposed development options was submitted to the Municipality by the HDA at the end of July 2022. However, this report only provided 1 option, which was not desirable. The matter has been referred back to the HDA with a request that further options be investigated. A request will also be sent to the HDA to at the same time look at developing a localised development framework for the area.</p> <p>The Executive Mayor's office requested a meeting with the National Minister of Public Works and Infrastructure to address the challenges facing Jonkershoek and Forestry Villages. Await reply from the National Minister of Public Works and Infrastructure's office.</p>

**OUTSTANDING RESOLUTIONS- HUMAN SETTLEMENTS FOR THE PERIOD AS MAY 2023**

		<p>(j) that a progress report be tabled to Council within 6 months, including an environmental impact report and indicating progress that has been made regarding the provision of services; and</p> <p>(k) that, in the mean-time, all expenditure be incurred within the existing, approved budget.</p> <p>The following Councillors requested that it be minuted that they abstained from voting on the matter:</p> <p>Cllrs F Adams; DA Hendrickse and LK Horsband (Ms).</p>				
	DRAFT HOUSING ALLOCATION POLICY	<p>11.4.1 DRAFT HOUSING ALLOCATION POLICY</p> <p><b>32<sup>ND</sup> COUNCIL MEETING: 2019-10-23: ITEM 11.4.1</b></p> <p><b>RESOLVED (majority vote with abstentions)</b></p> <p>(a) that Council adopts the Housing Allocation Policy as a draft, in principle, and</p> <p>(b) that the Draft Housing Allocation Policy for Stellenbosch Municipality be advertised for public comments, whereafter it be resubmitted to Council for final consideration and subsequent adoption.</p>	2019-10-23	ROTANDAS	60.00	The draft policy must be updated to be in line with the Policy amendments by the Western Cape Department of Human Settlements. The Department is still finalising the final Circular indicating the changes to be incorporated.
690383	LONGLANDS HOUSING PROJECT – CRITERIA FOR THE SELECTION OF BENEFICIARIES	<p>11.4.2 LONGLANDS HOUSING PROJECT – CRITERIA FOR THE SELECTION OF BENEFICIARIES</p> <p><b>37<sup>TH</sup> COUNCIL MEETING: 2020-08-24: ITEM 11.4.2</b></p> <p><b>RESOLVED (nem con)</b></p> <p>(a) that 60 Erven with Top Structures of the 144 Erven</p> <p>i) be allocated to beneficiaries residing in Longlands Property and that the original list of Longlands Property be used to determine these 60 beneficiaries;</p> <p>(ii) beneficiaries from Longlands Property who do not qualify be allocated Enhanced Serviced Sites, in which event these beneficiaries will be responsible to construct their own top structures;</p> <p>(b) that 42 Erven with Top structures of the 144 Erven be allocated to potential beneficiaries on the Longlands Broader Community Housing Demand Database, and that priority be given to potential beneficiaries over the age of 40 years and households with applicant(s) or dependants with permanent disability, in a</p>	2020-08-24	ROTANDAS	55.00	The Beneficiary Committee was elected, and the selection of beneficiaries has commenced, and 59 subsidies have already been approved for top structures, 2 are reserved for Military veterans and 94 additional subsidy application forms have been submitted to the Human Settlements Department for approval as the final batch of submissions from the Longlands Property Beneficiaries.

**OUTSTANDING RESOLUTIONS- HUMAN SETTLEMENTS FOR THE PERIOD AS MAY 2023**

		<p>registration ordered list and proof of such be obtained from SASSA;</p> <p>(c) that 4 of the 144 Erven be allocated to beneficiaries identified by Mr Kallie Kirsten as per agreement with the municipality; and</p> <p>(d) that 38 Erven of the 144 Erven be developed into a Temporary Residential Area (TRA), with 2 (Two) families being placed in each TRA Erf which will result in 76 opportunities, and that allocation be effected in the following manner:</p> <p>(i) 18 TRA sites be allocated to families residing in the Triangle, and 2 families placed in 1 (One) Erf. This will accommodate 35 families who currently reside in the Triangle;</p> <p>(ii) that 10% of the sites in the project, which is 14 sites, be reserved for persons in WC024 who qualify for housing assistance in terms of the Emergency Housing Policy; and</p> <p>(iii) that a further 6 of the sites be reserved for persons in WC024 who are deemed as "SPECIAL CASES" and residing in conditions that are dangerous and deemed a health hazard due to medical conditions which have resulted in permanent disability and warrant better living conditions. A detailed report of such person(s) is to be submitted to the Municipal Manager for approval.</p>				
616959	<b>MIGRATION OF OLD HOUSING WAITING LIST TO A HOUSING DEMAND DATABASE SYSTEM</b>	<p><b>7.5.5 MIGRATION OF OLD HOUSING WAITING LIST TO A HOUSING DEMAND DATABASE SYSTEM</b></p> <p><b>21ST COUNCIL MEETING: 2018-10-31: ITEM 7.5.5</b></p> <p><b>RESOLVED (nem con)</b></p> <p>(a) that Council approves that the administration embarks on a process of updating data on the old Housing Waiting List;</p> <p>(b) that all updated information be imported into the Municipal Housing Demand Database; and</p> <p>(c) that, when the above process has been concluded, the Municipal Housing Demand Database becomes the only reference point and source of information in determining the municipality's housing backlog and the profile of applicants.</p>	2018-10-31	ROTANDAS	95.00	The capturing of all data collected during the completed Demand Data programme on both the Western Cape and VOIS Systems is still in process. The VOIS System now generates weekly reports on all updated applicants in the WC024 and monthly reports on capturing done. Recent outreach updates in Wemmershoekdam and Vlottenburg areas have also now been uploaded. Updating on the system continues and is ongoing as applicants submit forms. We currently have 25 applications that required address updates on the waiting list.



## OUTSTANDING RESOLUTIONS- HUMAN SETTLEMENTS FOR THE PERIOD AS MAY 2023

	<p><b>POSSIBLE DEVELOPMENT OF ERVEN 412 AND 284, GROENDAL BY WAY OF A CALL FOR PROPOSAL(S)</b></p>	<p><b>POSSIBLE DEVELOPMENT OF ERVEN 412 AND 284, GROENDAL BY WAY OF A CALL FOR PROPOSAL(S)</b></p> <p><b>COUNCIL ITEM 5.4.1, 2020-03-31:</b></p> <p>After careful scrutiny of item 5.4.1: POSSIBLE DEVELOPMENT OF ERVEN 412 AND 284, GROENDAL, BY WAY OF A CALL FOR PROPOSAL(S), and as per the delegation approved by Council on 25 March 2020 (item 9.1) to confer Council powers and functions upon the Executive Mayor, as such I <b>HEREBY APPROVE THE SAID ITEM AS FOLLOWS:</b></p> <p>(a) that erven 412 and 284, Le Roux, be identified as land not needed to provide the minimum level of basic municipal services;</p> <p>(b) that the Administration is authorised to follow a public Call-for-Proposal, based on the points system as set out in paragraph 6.2.9;</p> <p>(c) that approval is granted for the discounted sales prices as set out in paragraph 6.2.6 subject to the sales restrictions set out in paragraph 6.2.7;</p> <p>(d) that approval is granted for the qualifying criteria set out in paragraph 6.2.8;</p> <p>© that the discounted bulk infrastructure contribution as set out in paragraph 6.2.10, is approved; and</p> <p>(f) that, following the conditional awarding of the bid to the bidder(s) scoring the highest points, an item be submitted to Council to make a final decision on the disposal of the land.</p>	2020-03-31	LESTERVS	85.00	<p>The agenda item served at Mayco on the 13 April 2022 and was referred back for further consultation with Ward Councillors and Ward Committees.</p> <p>Discussions with the Ward Councillors have been concluded, an enquiry was raised during these discussions on Erf 284. The user department has forwarded this enquiry to the PDoHS for input. After all comments have been received an Item will be referred to Council.</p>
	<p>PROPOSED TRANSFER OF MANAGEMENT AND OWNERSHIP OF VAALDRAAI (ELSENBURG) FROM PROVINCIAL GOVERNMENT OF THE WESTERN CAPE TO STELLENBOSCH MUNICIPALITY</p>	<p>7.10.2 PROPOSED TRANSFER OF MANAGEMENT AND OWNERSHIP OF VAALDRAAI (ELSENBURG) FROM PROVINCIAL GOVERNMENT OF THE WESTERN CAPE TO STELLENBOSCH MUNICIPALITY</p> <p><b>27<sup>TH</sup> COUNCIL MEETING: 2019-05-29: ITEM 7.10.2</b></p> <p><b>RESOLVED (nem con)</b></p> <p>(a) that Council, in principle, agrees to take over the Management of the Vaaldraai Settlement, as an interim arrangement;</p> <p>(b) that Council, in principle, agrees to attend to the township establishment of Vaaldraai, subject thereto that additional land be made available, the detail to be agreed upon;</p>	2019-05-29	LESTERVS	90.00	<p>Further discussions with Provincial Department of Public Works are currently ongoing, given the fact that the said area is outside the urban edge with bulk infrastructure challenges.</p> <p>An investigation will be conducted by the Department: Development Planning to provide guidance regarding this rural node.</p>

## OUTSTANDING RESOLUTIONS- HUMAN SETTLEMENTS FOR THE PERIOD AS MAY 2023

		<p>© that before any final decision in this regard is made (i.e. (a) and (b) above) the Department: Planning and Economic Development be requested to conduct a feasibility study, which study must also attend to the availability (or not) of bulk infrastructure as well as the identification of additional land to be transferred, taking into account the number of residents/backyard dwellers already on the property; and</p> <p>(d) that, following the feasibility study, a progress report be submitted to Council with the view of making a final determination on the matter.</p>				
687976	<p>FEEDBACK ON PUBLIC PARTICIPATION PROCESS: ENTERING INTO LAND AVAILABILITY AGREEMENTS WITH SOCIAL HOUSING INSTITUTIONS (SHIs) AND/OR OTHER DEVELOPMENT AGENCIES (ODAs) FOR THE DEVELOPMENT AND MANAGEMENT OF SOCIAL HOUSING ESTATES</p>	<p>11.4.1 FEEDBACK ON PUBLIC PARTICIPATION PROCESS: ENTERING INTO LAND AVAILABILITY AGREEMENTS WITH SOCIAL HOUSING INSTITUTIONS (SHIs) AND/OR OTHER DEVELOPMENT AGENCIES (ODAs) FOR THE DEVELOPMENT AND MANAGEMENT OF SOCIAL HOUSING ESTATES</p> <p><b>36<sup>th</sup> COUNCIL MEETING: 2020-07-29: ITEM 11.4.1</b></p> <p><b>RESOLVED</b> (majority vote)</p> <p>(a) that Council takes note of inputs/comments that were received, following the public notice advertised;</p> <p>(b) that a phased approach be adopted to implement social housing in Stellenbosch;</p> <p>(c) that the property situated to the north of the town opposite Kayamandi, erven 81/2 and 81/9, Stellenbosch, commences with the procurement process to appoint a suitable SHIs and/or ODAs;</p> <p>(d) that phase 2 commences after the successful completion of the development as mentioned in © above on Remainder of erf 2149 better known as Lapland;</p> <p>(e) that phase 3 commences after the successful completion of the development as mentioned in (d) above on Remainder of Farm 180 better known as Teen-die-Bult; and</p> <p>(f) that Council makes a final determination for the administration to commence with a process toward <b>entering into Land</b></p>	2020-07-29	LESTERVS	85.00	The tender was re-advertised on 2 September 2022 and a compulsory clarification meeting was held on 15 September 2022. The closing date for the tender is 3 October 2022 and thereafter a procurement process will follow.

## OUTSTANDING RESOLUTIONS- HUMAN SETTLEMENTS FOR THE PERIOD AS MAY 2023

		<p><b>Availability Agreements</b> with SHIs and/or ODAs successful in a Public Competitive Process.</p> <p><i>Councillors F Adams; DA Hendrickse and LK Horsband (Ms) requested that their vote of dissent be minuted.</i></p>				
	<p>STELLENBOSCH MUNICIPALITY: ALIGNMENT OF THE MUNICIPAL INTEGRATED HUMAN SETTLEMENT PLAN (IHSP) WITH THE GUIDELINES AS PROPOSED BY THE WESTERN CAPE GOVERNMENT: HUMAN SETTLEMENTS</p>	<p>11.4.1 STELLENBOSCH MUNICIPALITY: ALIGNMENT OF THE MUNICIPAL INTEGRATED HUMAN SETTLEMENT PLAN (IHSP) WITH THE GUIDELINES AS PROPOSED BY THE WESTERN CAPE GOVERNMENT: HUMAN SETTLEMENTS</p> <p><b>38<sup>TH</sup> COUNCIL MEETING: 2020-10-28: ITEM 11.4.1</b></p> <p><b>RESOLVED</b> (majority vote)</p> <p>(a) that a new Integrated Human Settlement Plan (IHSP) be compiled that adheres to the "Guidelines for the Preparation of Municipal Human Settlement Plans" as proposed by the Western Cape Government: Department Human Settlements, subject to funding being made available; and</p> <p>(b) that a new Integrated Human Settlements Plan (IHSP) be developed that aligns housing development with the long-term vision as envisaged in the approved Integrated Development Plan and the Municipal Spatial Development Framework.</p> <p><i>he following Councillors requested that their votes of dissent be minuted:</i></p> <p><i>Cllrs FT Bangani-Menziwe (Ms); DA Hendrickse; LK Horsband (Ms); C Moses (Ms); RS Nalumango; N Sinkinya (Ms); P Sitshoti (Ms) and LL Stander.</i></p>	2020-10-28	LESTERVS	75.00	The draft revised Integrated Human Settlement Plan was submitted during March 2022 for scrutinising. The final draft Integrated Human Settlement Plan will be submitted by end of June 2023 for approval and thereafter to be workshopped with Ward Councillors and Ward Committees.
706763	<p>CLOETESVILLE FEASIBILITY STUDY FOR INFILL HOUSING DEVELOPMENT OF THE FOLLOWING: ERF 8915; ERF 7135; ERF 7181, ERF 6668; ERF 7271; ERF 6847, ERF 6886, ERF 6300; ERF 8776; ERF 6705 AND ERF 6767, CLOETESVILLE</p>	<p>11.4.2 CLOETESVILLE FEASIBILITY STUDY FOR INFILL HOUSING DEVELOPMENT OF THE FOLLOWING: ERF 8915; ERF 7135; ERF 7181, ERF 6668; ERF 7271; ERF 6847, ERF 6886, ERF 6300; ERF 8776; ERF 6705 AND ERF 6767, CLOETESVILLE</p> <p><b>43RD COUNCIL MEETING: 2021-05-26: ITEM 11.4.2</b></p> <p><b>RESOLVED</b> (nem con)</p> <p>(a) that the outcome of the feasibility study be noted;</p> <p>(b) that the appropriate land use rights be obtained as a matter of urgency taking into consideration the Rapid Land Release programme;</p>	2021-05-26	LESTERVS	65.00	The user department has submitted the funding application to PDoHS for approval. The PDoHS has approved the application and funding will be made available in accordance with PDoHS business plan. The current indications are that the funding will be reallocated for the 2023/24 FY as prioritisation of the sites needs to occur.

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		<p>(c) that the delay caused by COVID-19 pandemic linked to the previous timeframes as stated by Council be noted;</p> <p>(d) that the following sites be prioritise for development potential;</p> <ul style="list-style-type: none"> <li>• Site 5: 16 Serviced sites (Plot and Plan)</li> </ul> <p>152 GAP and/ or FLISP</p> <ul style="list-style-type: none"> <li>• Site 6: Option 1: 279 GAP and/ or FLISP</li> </ul> <p>Option 2: 90 Serviced sites (Plot and Plan)</p> <ul style="list-style-type: none"> <li>• Site 7: 37 GAP and/ or FLISP</li> <li>• Site 11: 12 GAP and/ or FLISP</li> </ul> <p>(e) funding application to be submitted within 30 days after Council approval to the Provincial Department of Human Settlements (PDoHS).</p>				
	<p>SECTION 116(3) AMENDMENT TO THE EXISTING APPOINTMENT OF SUSTAINABLE PLANNING SOLUTIONS FOR THE AWARDED TENDER B/SM 16/16 FOR THE TOWNSHIP ESTABLISHMENT PROCESS FOR MAASDORP FOREST VILLAGE, FRANSCHHOEK: PORTIONS 27 AND 28 OF FARM LA MOTTE NO 1041, AND FUTURE EXPANSION ON PORTIONS 3 AND 7 OF FARM LA MOTTE NO 1041, FRANSCHHOEK</p>	<p>8.3.1 SECTION 116(3) AMENDMENT TO THE EXISTING APPOINTMENT OF SUSTAINABLE PLANNING SOLUTIONS FOR THE AWARDED TENDER B/SM 16/16 FOR THE TOWNSHIP ESTABLISHMENT PROCESS FOR MAASDORP FOREST VILLAGE, FRANSCHHOEK: PORTIONS 27 AND 28 OF FARM LA MOTTE NO 1041, AND FUTURE EXPANSION ON PORTIONS 3 AND 7 OF FARM LA MOTTE NO 1041, FRANSCHHOEK</p> <p><b>SPECIAL COUNCIL MEETING: 2021-06-23: ITEM 8.3.1</b></p> <p><b>RESOLVED</b> (nem con)</p> <p>(a) that Council notes, in terms of the Municipal Finance Management Act (MFMA) Section 116(3), the reasons for the required extension and amendment of the current appointment to enable the finalisation of the original scope of work beyond the current appointment term, which is valid only until the end of June 2021;</p> <p>(b) that Council takes note that reasonable notice of intention to extend the appointment in terms of Section 116(3)(b)(i) was given to the public;</p> <p>(c) that Council takes note that the local community was invited to submit representations to the Municipality in terms of Section 116(3)(b)(ii);</p>	2021-06-23	LESTERVS	85.00	The service provider submitted the Land Use Planning Application to the Department: Land Use Planning during June 2022. The land use planning application has been advertised for public participation.

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		<p>(d) that Council approves the extension of the appointment for an additional period of eighteen (18) months from the date of confirmation of extended appointment; and</p> <p>(e) that the Municipal Manager be authorised to conclude the extension of the appointment in terms of the applicable legislation.</p>				
SECTION 116(3) AMENDMENT TO THE EXISTING APPOINTMENT OF JUBELIE PROJECT MANAGEMENT (PTY) LTD FOR THE AWARDED TENDER B/SM 16/16 FOR THE TOWNSHIP APPROVALS AND IMPLEMENTATION FOR THE ZONE O AND KAYAMANDI TOWN CENTRE HOUSING PROJECT, STELLENBOSCH	<p>8.3.2 SECTION 116(3) AMENDMENT TO THE EXISTING APPOINTMENT OF JUBELIE PROJECT MANAGEMENT (PTY) LTD FOR THE AWARDED TENDER B/SM 16/16 FOR THE TOWNSHIP APPROVALS AND IMPLEMENTATION FOR THE ZONE O AND KAYAMANDI TOWN CENTRE HOUSING PROJECT, STELLENBOSCH</p> <p><b>SPECIAL COUNCIL MEETING: 2021-06-23: ITEM 8.3.2</b></p> <p><b>RESOLVED</b> (majority vote)</p> <p>(a) that Council notes, in terms of the Municipal Finance Management Act MFMA Section 116(3), the reasons for required extension and amendment of the current appointment to enable the finalisation of the original scope of work beyond the current appointment term, which is valid only until the end of June 2021;</p> <p>(b) that Council takes note that reasonable notice of intention to amend the contract or agreement in terms of section 116(3)(b)(i) was given to the public;</p> <p>(c) that Council takes note that the local community was invited to submit representations to the Municipality in terms of Section 116(3)(b)(ii);</p> <p>(d) that Council approves the extension of the appointment for an additional period of 36 months for the Zone O and 15 months for the Kayamandi Towns Centre Development; and</p> <p>(e) that the Municipal Manager be authorised to conclude the extension of the appointment in terms of the applicable legislation.</p>	2021-06-23	LESTERVS	70.00	The professional team / service provider submitted the Land Use application in November 2022 and the application is being scrutinised by the Land Use Planning department. A letter has been submitted to the Minister of Environmental Affairs and Development Planning for exemption of public participation as this project is situated in an existing township. Exemption has been granted. Application will be presented to the MPT for approval.	
PROPOSED SOCIAL HOUSING DEVELOPMENT OF FARM 81/2 AND FARM 81/9, STELLENBOSCH	<p>PROPOSED SOCIAL HOUSING DEVELOPMENT OF FARM 81/2 AND FARM 81/9, STELLENBOSCH</p> <p><b>4<sup>TH</sup> COUNCIL MEETING: 2022-04-26: ITEM 10.4.1</b></p>	2022-04-26	LESTERVS	70.00	Bids have been evaluated and submitted to SCM. The process to award a Social Housing	

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		<p><b>RESOLVED</b> (nem con)</p> <p>(a) that the progress report be noted;</p> <p>(b) that the yield as per the initial desktop study report be revised taking into account the subsequent specialist studies that were conducted;</p> <p>(c) that a minimum of 250 (two hundred and fifty) Social Housing units with a concept density of low to medium 1 to 4 storey walk up buildings be considered as practical and feasible; and</p> <p>(d) that Council approves in principle for the purpose of a tender process, the outcome of the developable area as identified following the investigations as depicted in figure 2.</p>				Institution or Other Development Agency is at an advance stage.
	<p>REQUEST TO LEASE FARM NO. 502BH, STELLENBOSCH DIVISION: STELLENBOSCH UNIVERSITY FOR A EUROPEAN UNION (EU) FUNDED RESEARCH ENDEAVOUR.</p>	<p><b>RECOMMENDATIONS FROM THE EXECUTIVE MAYOR, IN CONSULTATION WITH THE EXECUTIVE MAYORAL COMMITTEE, TO COUNCIL: 2022-10-19: ITEM 7.10.1</b></p> <p>(a) that Farm No. 502BH, Stellenbosch Division, be identified as land not needed for Municipal Services;</p> <p>(b) that the importance of the study be noted as it will enhance the sustainability of emerging farmers;</p> <p>(c) that Council in-principle agrees to make the property available to the Stellenbosch University as they will deliver a function in Lynedoch for the benefit of the emerging farmers;</p> <p>(d) that the intension of Council to lease the property to the Stellenbosch University for a period of (3) three years be advertised for public comment/input;</p> <p>(e) that the item be returned to the Executive Mayor, in consultation with the Mayoral Committee, for a final decision, once the public participation process has been completed;</p> <p>(f) that the Municipal Manager be mandated to determine a monthly rental amount; and</p> <p>(g) that Stellenbosch University enter into an agreement with the Municipality and be responsible for the payment of all services.</p>	22-10-19	LESLEYVG		

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	DRAFT POLICY ON PLACE NAMING, STREET NAMING AND RENAMING AND NUMBERING FOR STELLENBOSCH MUNICIPALITY, EDITED 17 MAY 2019	<p>11.7.2 DRAFT POLICY ON PLACE NAMING, STREET NAMING AND RENAMING AND NUMBERING FOR STELLENBOSCH MUNICIPALITY, EDITED 17 MAY 2019</p> <p><b>31<sup>ST</sup> COUNCIL MEETING: 2019-09-25: ITEM 11.7.2</b></p> <p><b>RESOLVED (nem con)</b></p> <p>(a) that the revised Policy on Place Naming and Street Naming, Renaming and Numbering for Stellenbosch Municipality be advertised for public comment for 60 days;</p> <p>(b) that after public participation has been received, the Draft Policy will be brought back to Council for final consideration; and</p> <p>that the final approved Policy be translated into all 3 official languages.</p>	2019-09-25	STIAANC	100.00	Policy was duly adopted by Council on 27 July 2022 and delegations were adopted at the Council meeting of November 2022. The matter is now finalised.
	DRAFT PROBLEM PROPERTY BY-LAW FOR STELLENBOSCH MUNICIPALITY	<p>13.2 DRAFT PROBLEM PROPERTY BY-LAW FOR STELLENBOSCH MUNICIPALITY</p> <p><b>36<sup>th</sup> COUNCIL MEETING: 2020-07-29: ITEM 13.2</b></p> <p><b>RESOLVED (nem con)</b></p> <p>(a) that the revised draft By-law on Problem Properties for Stellenbosch Municipality (WC024) attached as <b>ANNEXURE 1</b> be recommended for approval in terms of Sections 11(3)(m) of the Local Government Municipal Systems Amendment Act 32 of 2000 and;</p> <p>the administration proceed with the publication of the by-law.</p>	2020-07-29	STIAANC	95.00	The Bylaw was promulgated on 17 June 2022. In subsequent meetings between Directorates, it was resolved that the Building Development Section will be the custodian of the Bylaw, for which purpose submissions were made to the Municipal Manager to create the required capacity to successfully implement and manage the Bylaw. The funding for the required post was duly approved and the post are in the process of filling.
	REVIEW OF THE STELLENBOSCH BY-LAW ON MUNICIPAL LAND USE PLANNING	<p>11.8.4 REVIEW OF THE STELLENBOSCH BY-LAW ON MUNICIPAL LAND USE PLANNING</p> <p>9TH COUNCIL MEETING: 2022-11-23: ITEM 11.8.4</p> <p><b>RESOLVED (nem con)</b></p> <p>(a) that the revised draft by-law on municipal land use planning, attached as ANNEXURE "A", BE NOTED; and</p>	2022-11-23	STIAANC	80.00	The Draft Land Use Planning Bylaw was duly advertised on 9 December 2022, and the commenting period closed on 8 February 2023. The advertisement was also sent per e-mail to the full mailing list of all active town planning consultants in the Stellenbosch Municipal area, as well as all organisations

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		(b) that the publishing of the proposed draft by-law on municipal land use planning, attached as ANNEXURE "A", for the purpose of public comments and representations in terms of section 12(3)(b) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), BE APPROVED.				active in land use and land development applications.  The Office of the Municipal manager did not receive any inputs in response to the advertisement on the Draft Land Use Planning Bylaw. A report for the final consideration and adoption of the subject Bylaw is being prepared.  <b>To be discussed and verified by the Municipal Manager. By-Law will be submitted to serve at Mayco in April 2023.</b>
691675	INVESTIGATION OF THE RHENISH COMPLEX FOR ECONOMIC DEVELOPMENT OPPORTUNITIES	11.7.3 INVESTIGATION OF THE RHENISH COMPLEX FOR ECONOMIC DEVELOPMENT OPPORTUNITIES <b>38<sup>TH</sup> COUNCIL MEETING: 2020-10-28: ITEM 11.7.3</b> <b>RESOLVED</b> (majority vote)  (a) that Council takes note of the numerous studies and planning over the years that were done on the Rhenish Complex without any noticeable implementation of the approved recommendations; (b) that Council approves the request of the Directorate: Planning & Economic Development to investigate the development of all municipal owned landholdings within the demarcated areas as depicted within the boundaries of Dorp-, Herte-, Alexander-, Market-, Bird- and Mill Street for potential economic opportunities to kick start the development of the entire Rhenish Complex; (c) that the investigation into the development of the Council owned landholdings considers the context of the surrounding spaces in the town centre; and (d) that such an investigation be done within three months after which a report with a request for the advertisement of the proposals be tabled to Council to enable the phased implementation of such proposals.  <i>Cllrs FT Bangani-Menziwe (Ms); DA Hendrickse; LK Horsband (Ms); C Moses (Ms); RS Nalumango; N Sinkinya (Ms) and LL Stander.</i>	2020-10-28	BERNABEDLB	75.00	Final Draft Proposal has been compiled and workshopped. Comments i.r.o. the land claim has been submitted to the Director: Corporate Services.  Awaiting feedback in order to commence with Public Participation.



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	<p>TERMS OF REFERENCE FOR THE ESTABLISHMENT OF A STELLENBOSCH MUNICIPALITY CONSERVATION ADVISORY COMMITTEE</p>	<p>11.7.1 TERMS OF REFERENCE FOR THE ESTABLISHMENT OF A STELLENBOSCH MUNICIPALITY CONSERVATION ADVISORY COMMITTEE</p> <p><b>44<sup>TH</sup> COUNCIL MEETING: 2021-07-28: ITEM 11.7.1</b></p> <p><b>RESOLVED</b> (majority vote)</p> <p>(a) that Council approves and adopts the Terms of Reference for the Establishment of the Conservation Advisory Committee, as contained in <b>APPENDIX 1</b> of this report;</p> <p>(b) that Council approves that the Directorate: Planning and Economic Development commences with a process to place an advertisement that will invite suitably qualified and experienced persons to apply to serve as Members of the Conservation Advisory Committee;</p> <p>(c) that Council notes that the Directorate: Planning &amp; Economic Development will submit the list of preferred candidates to serve as members of the Conservation Advisory Committee to the next Council Meeting for approval; and</p> <p>(d) that Council notes that the Directorate: Planning &amp; Economic Development will submit the Code of Conduct of the Members of the Conservation Advisory Committee for approval to the next Council meeting.</p>	2021-07-28	KATHERINER	100.00	<p>At the 11<sup>th</sup> Council Meeting dated 22 February 2023, the Council approved the appointment of seven (7) members and the Code of Conduct for the members. This matter has been resolved.</p>
	<p>PROPOSED AMENDMENT OF THE STELLENBOSCH MUNICIPALITY SPATIAL DEVELOPMENT FRAMEWORK, 2019 ("MSDF") AND TO OBTAIN APPROVAL FOR THE COMMENCEMENT OF THE PROCESS AND THE ESTABLISHMENT OF A PROJECT TEAM</p>	<p>9.7.1 PROPOSED AMENDMENT OF THE STELLENBOSCH MUNICIPALITY SPATIAL DEVELOPMENT FRAMEWORK, 2019 ("MSDF") AND TO OBTAIN APPROVAL FOR THE COMMENCEMENT OF THE PROCESS AND THE ESTABLISHMENT OF A PROJECT TEAM</p> <p><b>SPECIAL COUNCIL MEETING: 2021-09-29: ITEM 9.7.1</b></p> <p><b>RESOLVED (nem con)</b></p> <p>(a) that Council approves the preparation of the amendment of the MSDF which is a core component of the IDP, as part of the Stellenbosch Municipality's IDP process. That the amendment process takes place in accordance with the provisions of the Local Government: Municipal Systems Act, Act No. 32 of 2000, Spatial Planning and Land Use Management Act, Act No. 16 of 2013, Western Cape Land Use Planning Act, Act No. 3 of 2014, and the Stellenbosch Municipal Land Use Planning By-Law;</p>	2021-09-29	CHANTELH/ BERNABEDLB	100.00	<p>MSDF Amendment forms part of the IDP Process for 2022 / 2023 and will be adopted at end May 2023 as part of the IDP as per Section 26(e) of the MSA. This matter is resolved.</p>

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		<p>(b) that Council approves to undertake the process as stipulated in terms of Section 11(b) of LUPA and Section 3(1)(b) of the MPBL for amending the MSDF, which means that Council will not establish an Intergovernmental Steering Committee; and</p> <p>(c) that Council approves the process of notification of the proposed Amendment of the MSDF, 2019 as prescribed within the relevant legislation.</p>				
MEMORANDUM OF UNDERSTANDING ("MOU") FOR THE ESTABLISHMENT OF THE ADAM TAS CORRIDOR ("ATC") LANDOWNERS COLLECTIVE	<p>11.11.2 MEMORANDUM OF UNDERSTANDING ("MOU") FOR THE ESTABLISHMENT OF THE ADAM TAS CORRIDOR ("ATC") LANDOWNERS COLLECTIVE</p> <p>7TH COUNCIL MEETING: 2022-08-24: ITEM 11.11.2</p> <p>RESOLVED (majority vote with abstentions)</p> <p>(a) that Council takes note that at the 27th Council Meeting dated 29 May 2019, the Municipal Manager was authorized by Council to explore a Public Private Partnership for the Adam Tas Project; and</p> <p>(b) that Council endorse that the Municipal Manager be a signatory to the Memorandum of Understanding ("MOU") for the Establishment of the Adam Tas Corridor Landowners Collective, attached as APPENDIX 1 to this report.</p> <p>Cllrs N Ntunguzi (Ms); A Tomose; M Nkopane (Ms); M Danana and E Masimini abstained from voting on the matter.</p>	2022-08-24	CRAIGA	100	Municipal Manager signed the MOU. This matter has been concluded.	
APPROVAL TO COMMENCE WITH THE PUBLIC PARTICIPATION PROCESS FOR THE ADAM TAS CORRIDOR OVERLAY ZONE IN TERMS OF THE STELLENBOSCH MUNICIPALITY LAND USE PLANNING BY-LAW	<p>11.8.1 APPROVAL TO COMMENCE WITH THE PUBLIC PARTICIPATION PROCESS FOR THE ADAM TAS CORRIDOR OVERLAY ZONE IN TERMS OF THE STELLENBOSCH MUNICIPALITY LAND USE PLANNING BY-LAW</p> <p>RESOLVED (nem con)</p> <p>(a) that Council takes note of the draft Adam Tas Corridor Overlay Zone attached as APPENDIX 1 to the agenda;</p> <p>(b) that Council gives approval for the commencement of the public participation process and advertisement of the draft Adam Tas Overlay Zone subject to the following conditions:</p>		CHANTELH/ BERNABEDLB	75.00	60 day period allowed for public participation has expired in February 2023. All comment received is being processed and workshops planned with internal departments to clarify DC's and workings of the PMU (which is to be included in the Overlay Zone.	

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		<ul style="list-style-type: none"> <li>i. The public participation phase of the project will take place over 60 days (2 months);</li> <li>ii. The draft Overlay Zone will be advertised in the local newspaper, municipal web page and notice boards within two weeks after the decision by Council.</li> <li>(c) that After the process of public participation was concluded, the draft Adam Tas Corridor report must be resubmitted to Council together with all comments received for consideration within 2 months.</li> </ul>				
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<b>5.</b>	<b>REPORTS FROM OFFICIALS: HUMAN SETTLEMENTS</b>
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<b>5.1</b>	<b>NON-DELEGATED MATTERS</b>
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NONE

<b>5.2</b>	<b>DELEGATED MATTERS</b>
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NONE

<b>6.</b>	<b>REPORTS SUBMITTED BY THE MUNICIPAL MANAGER</b>
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NONE

<b>7.</b>	<b>NOTICES OF MOTIONS AND NOTICES OF QUESTIONS RECEIVED BY THE MUNICIPAL MANAGER</b>
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NONE

<b>8.</b>	<b>CONSIDERATION OF URGENT MATTERS</b>
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