



**STELLENBOSCH**

STELLENBOSCH • PNIEL • FRANSCHHOEK

MUNISIPALITEIT • UMASIPALA • MUNICIPALITY

Application Number: LU/11971

Our File Reference Number: Erf 12374, Stellenbosch

Your Reference Number: None

Enquiries: Ulrich von Molendorff

Contact No: 021 – 808 8682

Email address: [Ulrich.Vonmolendorff@stellenbosch.gov.za](mailto:Ulrich.Vonmolendorff@stellenbosch.gov.za)

**PER E-MAIL:** [REDACTED]

Sir / Madam

**APPLICATION FOR A DEPARTURE: ERF 12374, 09 ESSENHOUT STREET, CLOETESVILLE, STELLENBOSCH**

1. The above application refers.
2. The duly authorised decision maker has decided on the above application as follows:
  - 2.1 That the application for a building line departure on Erf 12374, Essenhout Street, Cloetesville, Stellenbosch in terms of Section 15(2)(b) of the Stellenbosch Municipal Land Use Planning Bylaw 2015 to:
    - 2.1.1 Relax the common building line from 1m to 0m (adjacent to Erf 9796) for the purpose of a storeroom as indicated on Drawing No. fa/20/09/72, Drawn by Shafiek Biscombe Architectural Services, Dated September 2020 as attached as Annexure B
3. The approval is subject to the following conditions imposed in terms of Section 66 of the said Bylaw:
  - 3.1 The approval will lapse if not implemented/confirmed within five years from the date of final notification of approval of the application.
  - 3.2 The approval only applies to the proposed departure under consideration and shall not be construed as authority to depart from any other legal prescriptions or requirements from Council or other legislation or Bylaws or Regulations that may be applicable.

- 3.3 The development must be undertaken generally in accordance with the site plan as referenced in Drawing no. fa/20/09/72, Drawn by Shafiek Biscombe Architectural Services, Dated September 2020, and attached as **Annexure B**.
- 3.4 The approval granted shall not exempt the applicant from complying with any other legal prescriptions or requirements that might have a bearing on the proposed use.
- 3.5 Building plans must be generally in accordance with the site plan/floor layout plan as referenced in Drawing No. fa/20/09/72, Drawn by Shafiek Biscombe Architectural Services, Dated September 2020, and attached as **Annexure B**.

4. **The reasons for the above decision are as follows:**

- 4.1 The scale and nature of the proposed structure will not compromise the existing character of the surrounding landscape.

5. You are hereby informed in terms of section 79(2) of the Stellenbosch Municipal Land Use Planning Bylaw, 2015, of your right to appeal the above decision to the Appeal Authority within 21 days from the date of notification of the above decision. Please note that no late appeals or an extension of time for the submission of appeals are permitted in terms of Section 80(1)(a) of the said By-Law.

6. Appeals must be submitted with the prescribed information to satisfy the requirements of Section 80(2) of the said By-law, failing which the appeal will be invalid in terms of Section 81(1)(b) of the said By-Law. The following prescribed information is accordingly required:

(a) The personal particulars of the Appellant, including:

- (I) First names and surname;
- (II) ID number;
- (III) Company of Legal person's name (if applicable)
- (IV) Physical Address;
- (V) Contact details, including a Cell number and E-Mail address;

(b) Reference to this correspondence and the relevant property details on which the appeal is submitted.

(c) The grounds of the appeal which may include the following grounds:

- (i) that the administrative action was not procedurally fair as contemplated in the Promotion of Administrative Justice Act, 2000 (Act 3 of 2000);

(ii) grounds relating to the merits of the land development or land use application on which the appellant believes the authorised decision maker erred in coming to the conclusion it did.

(d) whether the appeal is lodged against the whole decision or a part of the decision;

(e) if the appeal is lodged against a part of the decision, a description of the part;

(f) if the appeal is lodged against a condition of approval, a description of the condition;

(g) the factual or legal findings that the appellant relies on;

(h) the relief sought by the appellant; and

(i) any issue that the appellant wishes the Appeal Authority to consider in making its decision;

(j) That the appeal includes the following declaration by the Appellant:

(i) The Appellant confirms that the information contained in the subject appeal and accompanied information and documentation is complete and correct

(ii) That the Appellant is aware that it is an offence in terms of Section 86(1)(d) of the said By-Law to supply particulars, information or answers in an appeal against a decision on an application, or in any documentation or representation related to an appeal, knowing it to be false, incorrect or misleading or not believing them to be correct.

7. Appeals must be addressed to the Municipal Manager and submitted to his/ her designated official by means of E-mail at the following address: [landuse.appeals@ Stellenbosch.gov.za](mailto:landuse.appeals@ Stellenbosch.gov.za)

8. Any party (applicant or other) who lodges an appeal must pay the applicable appeal fee in terms of the approved municipal tariffs and submit the proof of payment together with the appeal. The **LU** Reference number on this correspondence, or the applicable Erf/ Farm Number must be used as the reference for the payment of the appeal fee.

9. The approved tariff structure may be accessed and viewed on the municipal website (<https://www.stellenbosch.gov.za/documents/finance/rates-and-tariffs>) and the banking details for the General Account can also be accessed on the municipal website (<https://www.stellenbosch.gov.za/documents/general/8314-stellenbosch-municipality-banking-details-1/file>).

10. An applicant who lodge an appeal must also adhere to the following requirements stipulated in terms of section 80(3) to (7) of the said By-law:
- (a) Simultaneously serve the appeal on any person who commented on the application concerned and any other person as the municipality may determine.
  - (b) The notice by the applicant must invite persons to comment on the appeal within 21 days from date of notification of the appeal.
  - (c) The notice must be served in accordance with section 35 of the said legislation and in accordance with the prescripts or such additional requirements as may be determined by the Municipality.
  - (d) Proof of serving the notification must be submitted to the Municipality at the above E-mail address within 14 days of serving the notification.
11. Kindly note that no appeal right exists in terms of Section 62 of the Local Government Municipal Systems Act, No 32 of 2000.
12. Kindly note the above decision is suspended, and in the case of any approval, may therefore not be acted on, until such time as the period for lodging appeals has lapsed, any appeal has been finalised and you've been advised accordingly.

Yours faithfully



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**FOR: DIRECTOR PLANNING AND ECONOMIC DEVELOPMENT**

13/6/2022

**DATE:**

COVERAGE CALCULATIONS	AREA
SITE AREA	200 m <sup>2</sup>
EXISTING DWELLING	70 m <sup>2</sup>
NEW CARPORT	46 m <sup>2</sup>
STORAGE ROOM	8 m <sup>2</sup>
<b>TOTAL FLOOR AREA</b>	<b>124 m<sup>2</sup></b>
<b>% COVERAGE</b>	<b>62 %</b>

PLEASE DO NOT SCALE FROM DRAWINGS. SCALED DRAWINGS ARE INVALID. CHECK ALL DIMENSIONS AND DIMENSIONS OF ALL WORKS TO BE REPORTED TO THE OFFICE IN THE EVENT OF ANY DISCREPANCY. BEFORE COMMENCING WORK, CONSULT A STRUCTURAL ENGINEER TO AVOID FUTURE STRUCTURAL DAMAGES. ALL INFORMATION ON THIS SHEET IS THE PROPERTY OF THE ARCHITECT AND IS NOT TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION SERVICES. REPRODUCTION THEREOF IS PROHIBITED. COPYRIGHT © 2020 BY ARCHITECT.

CLIENT  
**HOUSE ABRAHAMS**

SHARREK BISCOOME  
ARCHITECTURAL  
SERVICES  
P. Arch. (Reg. No. 11397)

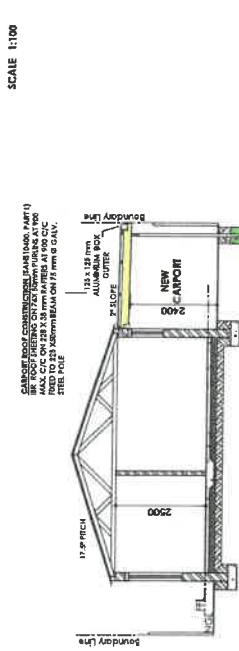
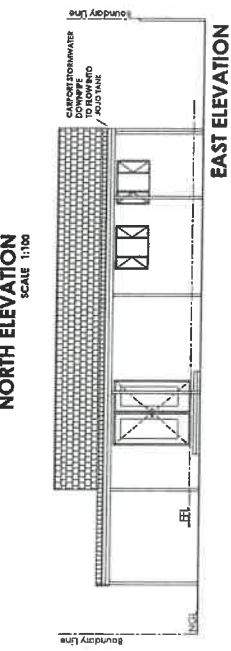
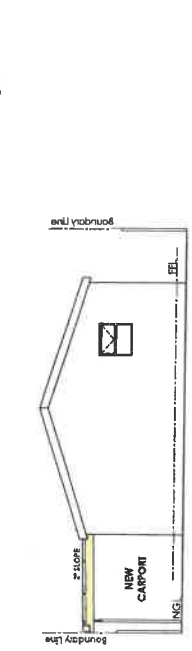


PROJECT  
**PROPOSED ADDITIONS ON  
ESSENHOUT STREET,  
ERF 12374,  
CLOETESVILLE,  
STELLENBOSCH.**

DRAWN BY	F. BARENDSE
CHECKED BY	S. BISCOOME
SCALE	AS SHOWN
DATE	SEPTEMBER 2020
DRAWING NO.	10/2009772

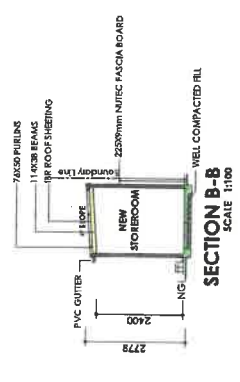
ALUMINIUM WINDOW SCHEDULE	
Window Number	W1
TOTAL	1
TYPE	TOP WIND WINDOW
FINISH	TO SUPPLIER'S SPECIFICATION
GLAZING	GLAZED
REMARKS	AS PER THE MANUFACTURER

ALUMINIUM / TIMBER DOOR/FLEXAS SCHEDULE	
Door Number	D1
TOTAL	1
TYPE	EXTERNAL DOOR
FINISH	4mm THICK 18 HARDWOOD DOOR NO GLAZING
REMARKS	AS PER THE MANUFACTURER



**STORAGE ROOM**

ROOF ISANS (DADO PART 1)  
RIB ROOF SHEETING ON 7x4 x 50  
PURLINS AT 900mm MAX. C/C ON 114 x 38 PARTERS  
AT 1900mm C/C TIED WITH GALV. ROOF IRON  
BUILT 600mm WALL



**NEW STORE ROOM**



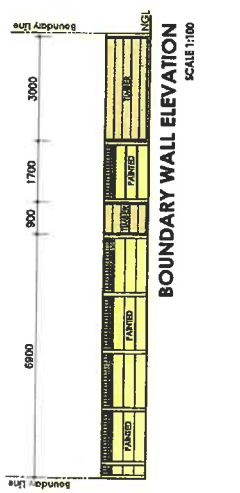
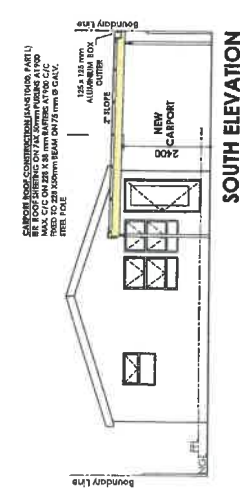
**NEW CARPORT**



**NEW STORE ROOM**



**ESSENHOUT STREET**



**SECTION C-C**

