



STELLENBOSCH

STELLENBOSCH • PNIEL • FRANSCHHOEK

MUNISIPALITEIT • UMASIPALA • MUNICIPALITY

Application Number: LU/14037

Our File Reference Number: Erf 7735, Stellenbosch

Your Reference Number:

Enquiries: Ulrich von Molendorff

Contact No: 021 808 8682

Email address: Ulrich.Vonmolendorff@stellenbosch.gov.za

PER E-MAIL: [REDACTED]

Sir/Madam

APPLICATION FOR PERMANENT DEPARTURE: ERF 7735, OLIFANT 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 departure on Erf 7735, Oliphant Street, Cloeteville, 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 for the proposed additions on the property in the form of a braai area and a covered stoep as indicated on Drawing No. hr/22/01/002 A1, Drawn by Shafiek Biscombe Architectural Services, Dated August 2021 attached as **Annexure B**.

BE APPROVED in terms of Section 60 of the said Bylaw and subject to conditions of approval.

- 2.2 The approval is subject to the following conditions imposed in terms of Section 66 of said Bylaw:
 - 2.2.1 The approval will lapse if not implemented/confirmed within five years from the date of final notification of approval of the application.
 - 2.2.2 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.
 - 2.2.3 The development must be undertaken generally per the site plan as referenced in Drawing No. hr/22/01/002 A1, Drawn by Shafiek Biscombe Architectural Services, Dated August 2021 attached as **Annexure B**.

2.2.4 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.

2.2.5 The approval granted shall not be contradictory to any other legislation which has a bearing on the use of the property and that should any other legislation be applicable and be more restrictive then the most restrictive conditions will apply.

2.2.6 Building plans must be generally per the site plan/floor layout plan as referenced in Drawing No. hr/22/01/002 A1, Drawn by Shafiek Biscombe Architectural Services, Dated August 2021 attached as **Annexure B**.

2.3 The reasons for the above decision are as follows:

2.3.1 The proposal will not adversely impact the surrounding environment uses property values or the character of the area property will still be residential.

3. 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.

4. 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.

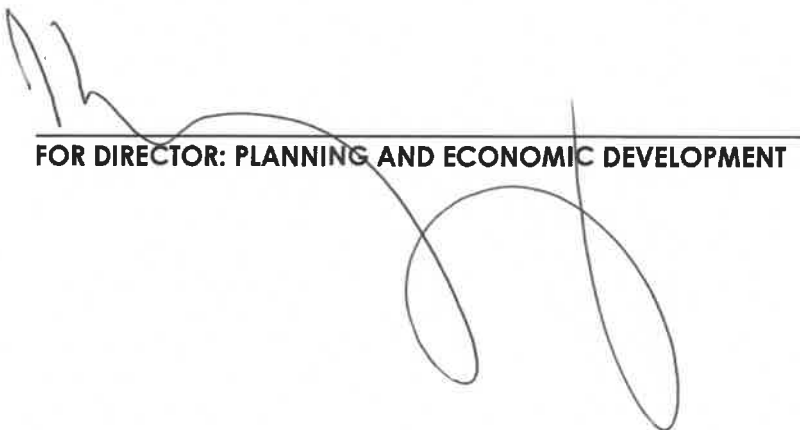
5. Appeals must be addressed to the Municipal Manager and submitted to his/ her designated official by means of E-mail at the following address: landuse.appeals@stellenbosch.gov.za

6. 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.

7. 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>).

8. 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.
9. Kindly note that no appeal right exists in terms of Section 62 of the Local Government Municipal Systems Act, No 32 of 2000.
10. 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



FOR DIRECTOR: PLANNING AND ECONOMIC DEVELOPMENT

24/6/2022
DATE:

COVERAGE CALCULATIONS	AREA
SITE AREA	275.00m ²
EXISTING HOUSE	82.49m ²
NEW ADDITIONS	38.70m ²
TOTAL FOOTPRINT	154.49m ²
TOTAL	154.00m ²
COVERAGE	52.92%

PLEASE DO NOT SCALE FROM DRAWINGS. COVERAGE CALCULATIONS ARE BASED ON DIMENSIONS AND LEVEL PRIOR TO BUILDING WORKS. ANY OCCUPANCIES IMMEDIATE TO THIS OFFICE, IN THE EVENT OF FILING EXCEEDING A DEPTH OF 500mm, CONSULT A STRUCTURAL ENGINEER TO AVOID FUTURE STRUCTURAL DAMAGES. THE INFORMATION ON THIS SHEET IS THE PROPERTY OF SHAFER BESCOMBE ARCHITECTURAL SERVICES. NO PART OF THIS DRAWING OR ANY INFORMATION HEREON IS TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, WITHOUT PERMISSION IN WRITING FROM SHAFER BESCOMBE ARCHITECTURAL SERVICES. COPYRIGHT © SHAFER BESCOMBE ARCHITECTURAL SERVICES.

NOTES AND REVISIONS:
 FOUNDATIONS: 200 x 230 deep concrete foundations for all walls.
 FOUNDATIONS: 600 x 230 deep concrete foundations for all loadbearing walls.
 WALLS: All brickwork to be reinforced with butterfly lia to meet requirements.
 RAINWATER: Approved p.v.c. gutters and 25mm diameter downpipes. All water to be taken from foundations.

CLIENT SIGNATURE:

FOR SUBMISSION

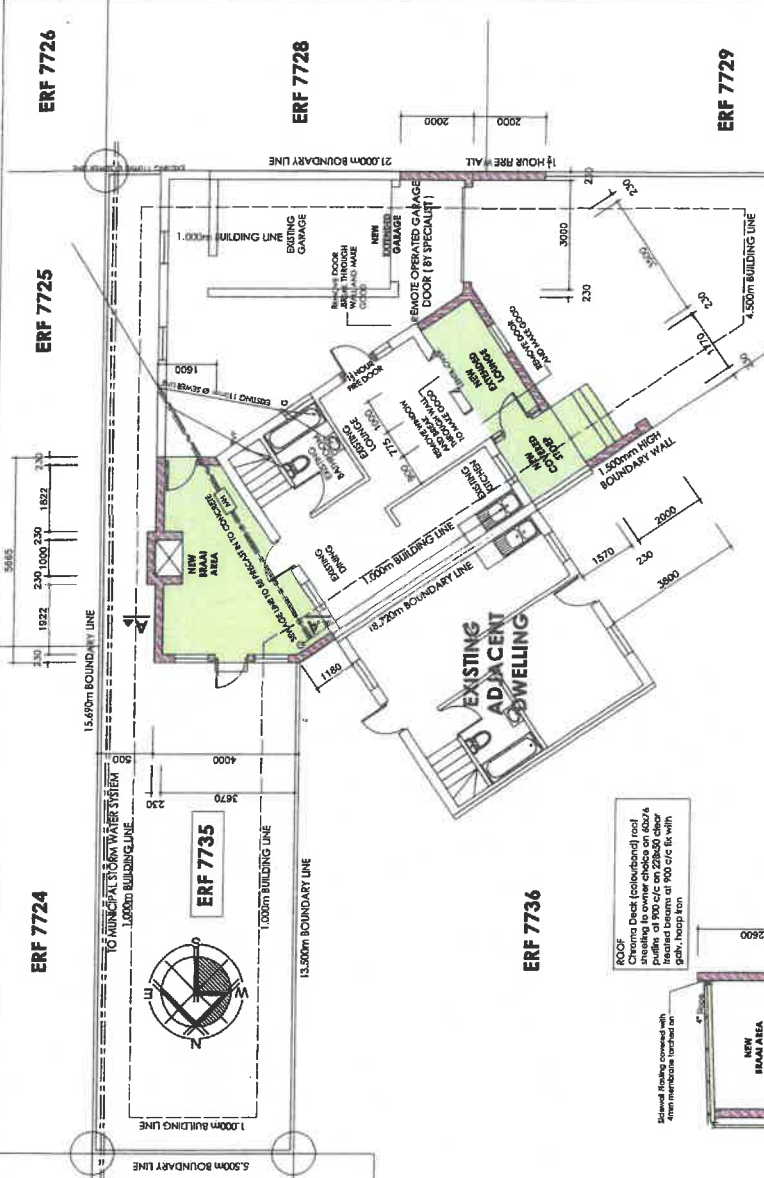
CLIENT: **HOUSE ROBYN**

SHAFER BESCOMBE ARCHITECTURAL SERVICES

P. ARCHT. (REG. N. 11537)
 DIRECT ADDRESS: [REDACTED]
 PROJECT: [REDACTED]

PROPOSED ADDITIONS TO ERF 7735, OLIPHANT STREET, CLEOTESVILLE, STELLENBOSCH.

DRAWN BY	D. BILJAMIN
CHECKED BY	S. BESCOMBE
SCALE	AS SHOWN
DATE	AUGUST 2021
DRAWING NO.	1/22/20/102/ A1



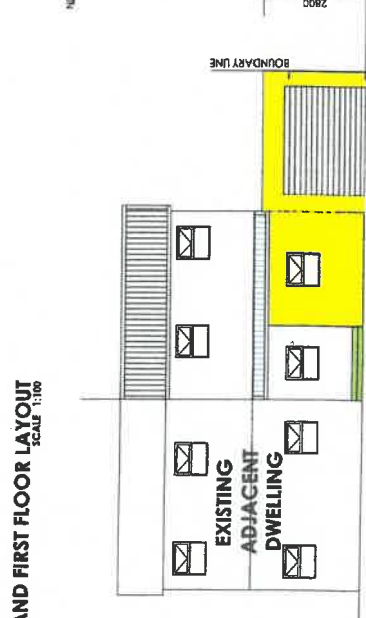
SITE AND GROUND FLOOR PLAN
SCALE 1:100



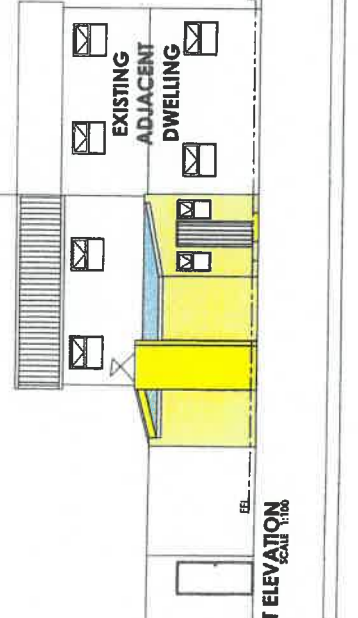
SECTION A-A
SCALE 1:100



ROOF AND FIRST FLOOR LAYOUT
SCALE 1:100



WEST ELEVATION
SCALE 1:100



EAST ELEVATION
SCALE 1:100

NEW ADDITION AND ALTERATIONS

ZONE 4	PERMITTING CALCULATION
SANS 2017 REQUIRES 1%	
NET FLOOR AREA: 38.70m ²	
USE: OF 28.70m ² = 5.87%	
PERMITTING CALCULATION: 38.70m ² x 10%	
= 3.87%	
PERMITTING COMPLIES WITH SANS 204	

DOOR NUMBER	TYPE	FINISH	GLAZING	PERFORMANCE	AS PER THE MANUFACTURER
D3	SOLID DOOR 1.1 HOUR FIRE RESISTANCE	MAHOGANY DOOR (1.1 x 2.03 m)			AS PER THE MANUFACTURER
1	STEEL	ALUMINIUM	LAMINATED SAFETY GLASS ALL IN ACCORDANCE WITH SANS 1014, SECTION 3.1 AND SANS 1014, SECTION 3.1 AND SANS 1014, SECTION 3.1 AND SANS 1014, SECTION 3.1		AS PER THE MANUFACTURER
2	STEEL	ALUMINIUM	LAMINATED SAFETY GLASS ALL IN ACCORDANCE WITH SANS 1014, SECTION 3.1 AND SANS 1014, SECTION 3.1		AS PER THE MANUFACTURER
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