

PROVINCE OF WESTERN CAPE



PROVINSIE WES-KAAP

# Provincial Gazette

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**PROVINCIAL NOTICES**

The following Provincial Notices are published for general information.

ADV. B. GERBER,  
DIRECTOR-GENERAL

Provincial Building,  
Wale Street  
Cape Town.

P.N. 233/2010

4 June 2010

**CITY OF CAPE TOWN**

**REMOVAL OF RESTRICTIONS ACT, 1967**

I, Farzana Parker, in my capacity as Chief Land Use Management Regulator in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967) duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Remainder Erf 21765, Mitchells Plain and Erf 21762, Mitchells Plain remove conditions 1.B. and 2. B. in Deed of Transfer No. T.38967 of 1981.

P.N. 234/2010

4 June 2010

**HESSEQUA MUNICIPALITY**

**AMENDMENT OF THE STILL BAY REGIONAL STRUCTURE PLAN**

The Competent Authority for the Land Use Planning Ordinance 1985, (Ordinance 15 of 1985), has in terms of section 4(7) of the said Ordinance, amended the Still Bay Regional Structure Plan, on 4 May 2010, by changing the reservation of Erven 1528 and 1529, Stilbay West as indicated on the attached map, from Residential Area to Business.

E17/2/2/AS12 Erven 1528 and 1529, Stilbay West

P.N. 235/2010

4 June 2010

**WITZENBERG MUNICIPALITY**

**REMOVAL OF RESTRICTIONS ACT, 1967  
(ACT 84 OF 1967)**

I, Bulelwa Nkwatani, in my capacity as Deputy Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Erf 478, Tulbagh, remove conditions B.(v)(a),(b),(c) and (d) contained in Deed of Transfer No. T 7341 of 2008.

**PROVINSIALE KENNISGEWINGS**

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

ADV. B. GERBER,  
DIREKTEUR-GENERAAL

Provinsiale-gebou,  
Waalstraat  
Kaapstad.

P.K.233/2010

4 Junie 2010

**STAD KAAPSTAD**

**WET OP OPHEFFING VAN BEPERKINGS, 1967**

Ek, Farzana Parker, in my hoedanigheid as Hoof Grondgebruikbestuur Reguleerder in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhedede, 1994, en op aansoek van die eienaar van Restant Erf 21765, Mitchells Plain en Erf 21762, Mitchells Plain hef voorwaardes 1.B. en 2. B. in Transportakte Nr. T 38967 van 1981, op.

P.K. 234/2010

4 Junie 2010

**HESSEQUA MUNISIPALITEIT**

**WYSIGING VAN DIE STILBAAI STREEKSTRUKTUURPLAN**

Die Bevoegde Gesag vir die administrasie van die Ordonnansie op Grondgebruikbeplanning, 1985, (Ordonnansie 15 van 1985), het, op 4 Mei 2010 die Stilbaai Streekstruktuurplan, ingevolge artikel 4(7) van genoemde Ordonnansie, gewysig deur die gebruiksaanwysing op Erwe 1528 en 1529, Stilbaai-Wes soos by benadering op die bygaande kaart aangedui, vanaf Enkelwoonegebied na Besigheid te verander.

E17/2/2/AS12 Erwe 1528 en 1529, Stilbaai-Wes

P.K. 235/2010

4 Junie 2010

**WITZENBERG MUNISIPALITEIT**

**WET OP OPHEFFING VAN BEPERKINGS, 1967  
(WET 84 VAN 1967)**

Ek, Bulelwa Nkwatani, in my hoedanigheid as Adjunk Direkteur in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhedede, 1994, en op aansoek van die eienaar van Erf 478, Tulbagh, hef voorwaardes B.(v)(a),(b),(c) en (d) vervat in Transportakte Nr. T 7341 van 2008, op.

**REMOVAL OF RESTRICTIONS IN TOWNS****GEORGE MUNICIPALITY**

NOTICE NO: 025/2010

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967),  
REZONING AND DEPARTURE (ORDINANCE 15 OF 1985): ERF  
26, UITSIG STREET, HEROLD'S BAY

A: Notice is hereby given in terms of section 3(6) of the above Act that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, George Municipality and any enquiries may be directed to the Deputy Director: Planning, Civic Centre, York Street, George.

The application is also open to inspection at the office of the Director, Integrated Environmental Management: Region A, Provincial Government of the Western Cape, at Room 201, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-8781 (B Bantom) and Directorate's fax number is (021) 483-3633. Any objections with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management at Private Bag X9086, Cape Town, 8000, with a copy to the abovementioned Municipal Manager on or before Monday, 12 July 2010 quoting the above Act and the objector's erf number. Please note that no objections by e-mail will be accepted. Any comments received after the aforementioned closing date may be disregarded.

*Applicant:* JAN VROLIJK TOWN PLANNER

*Nature of application:* Removal of restrictive title conditions applicable to Erf 26, Herold's Bay, to enable the owner to rezone the property from Residential Zone I to Residential Zone IV in order to erect a flat with 4 residential units, with the intention to alienate the units to 4 different owners. The building lines are being encroached.

B: Rezoning in terms of Section 17(2)(a) of Ordinance 15 of 1985 from Residential Zone I to Residential Zone IV for 4 flats.

C: Departure in terms of Section 15 of Ordinance 15 of 1985 to allow the following:

1. Relax the street building line from 8m to 0m;
2. Relax the eastern side building line from 4.5m to 0.6m;
3. Relax the rear building line from 4.5m to 1.0m;
4. Relax the western side building line from 4.5m to 0.5m;
5. Increase the coverage from 40% to 91%;
6. Increase the floor factor from 1 to 1.75

DG RAS, ACTING MUNICIPAL MANAGER, Civic Centre, York Street, GEORGE 6530, Tel: (044) 801-9435. Fax: (086) 529-9985. E-mail: keith@george.org.za

**OPHEFFING VAN BEPERKINGS IN DORPE****MUNISIPALITEIT GEORGE**

KENNISGEWING NR: 025/2010

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN  
1967), HERSONERING EN AFWYKING (ORDONNANSIE 15 VAN  
1985): ERF 26, UITSIGSTRAAT, HEROLDSBAAI

A. Kragtens artikel 3(6) van bostaande Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, George Munisipaliteit en enige navrae kan gerig word aan die Adjunk Direkteur Beplanning, Burgersentrum, Yorkstraat, George.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur: Streek A, Provinsiale Regering van die Wes-Kaap, Kamer 201, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word by (021) 483-8781 (B Bantom) en die Direktoraat se faksnummer is (021) 483-3633. Enige besware met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad, 8000 met 'n afskrif aan die bogenoemde Munisipale Bestuurder, ingedien word op of voor Maandag, 12 Julie 2010 met vermelding van bogenoemde Wet en die beswaarmaker se ernommer. Let asseblief daarop dat geen e-pos besware aanvaar word nie. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

*Aansoeker:* JAN VROLIJK STADSBEPLANNER

*Aard van aansoek:* Opheffing van beperkende titelvoorwaardes van toepassing op Erf 26, Heroldsbaai, om die eienaar in staat te stel om die eiendom te hersoneer vanaf Residensiële Sone I na Residensiële Sone IV ten einde 'n woonstel met 4 wooneenhede op te rig, met die oog daarop om die eenhede aan 4 afsonderlike eienaars te vervreem. Die boulyne word ook oorskry.

B: Hersonering in terme van Artikel 17(2)(a) van Ordonnansie 15 van 1985 vanaf Residensiële Sone I na Residensiële Sone IV.

C. Afwyking in terme van Artikel 15 van Ordonnansie 15 van 1985 om die volgende toe te laat:

1. Verslapping van die straat boulyn vanaf 8m na 0m;
2. Verslapping van die oostelike syboullyn vanaf 4.5m na 0.6m;
3. Verslapping van die agtergrens boulyn vanaf 4.5m na 1.0m;
4. Verslapping van die westelike boulyn vanaf 4.5m na 0.5m;
5. Verhoging van die dekking vanaf 40% na 91%;
6. Verhoging van die vloerfaktor vanaf 1 na 1.75

DG RAS, WAARNEMENDE MUNISIPALE BESTUURDER, Burgersentrum Yorkstraat, GEORGE 6530, Tel: (044) 801-9435. Faks: (086) 529-9985. E-pos: keith@george.org.za

## KNYSNA MUNICIPALITY

REMOVAL OF RESTRICTIONS ACT, 1967  
(ACT 84 OF 1967)

LAND USE PLANNING ORDINANCE, 1985  
(ORDINANCE 15 OF 1985)

LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000  
(ACT 32 OF 2000)

PROPOSED REMOVAL OF TITLE DEED RESTRICTIONS AND  
REZONING: SEDGEFIELD ERF 285 (35 UIL STREET)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act and in terms of Section 17 of the Land Use Planning Ordinance 15 of 1985 that the undermentioned application has been received by the Municipal Manager and is open for inspection during office hours at the Municipal Town Planning Offices, 2nd floor, 3 Church Street, Knysna and the Sedgefield municipal offices at Flamingo Street, Sedgefield, as well as the Sedgefield Library. The application is also open to inspection at the office of the Director, Integrated Environmental Management: Region A1, Provincial Government of the Western Cape, at Room 207, Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday-Friday). Telephonic enquiries in this regard may be made at (021) 483-8788 and the Directorate's fax number is (021) 483-3633. Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management at Private Bag X9086, Cape Town, 8000, on or before 5 July 2010, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Notice is further given in terms of Section 21(4) of the Local Government Act: Municipal Systems 2000 (Act 32 of 2000) that people who cannot write can approach the Town Planning section during normal office hours at the Municipal Offices where the Secretary will refer you to the responsible official who will assist you in putting your comments or objections in writing.

Objections via e-mail will not be accepted.

*Nature of the application:*

- (i) Removal of restrictive title condition applicable to Erf 285, Sedgefield, to enable the owner to rezone the properties from Single Residential Zone to Business Zone.
- (ii) The rezoning of Sedgefield Erf 285 from "Single Residential" zone to "Business" zone to allow a motor vehicle dealership.

*Applicant:* Marike Vreken Town Planners CC on behalf of GT Robertson Trust, PO Box 2180, KNYSNA 6570

Tel: (044) 382-0420. Fax: (044) 382-0438  
E-mail: marike@vreken.co.za Reference: 285 SED

JB DOUGLAS, MUNICIPAL MANAGER

## KNYSNA MUNISIPALITEIT

WET OP OPHEFFING VAN BEPERKINGS, 1967  
(WET 84 VAN 1967)

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985  
(ORDONNANSIE 15 VAN 1985)

WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS,  
2000 (WET 32 VAN 2000)

VOORGESTELDE OPHEFFING VAN TITELAKTE BEPERKINGS  
EN HERSONERING: SEDGEFIELD ERF 285 (UILSTRAAT 35)

Kragtens Artikel 3(6) van die Wet op Opheffing van Beperkings en Artikel 17 van Ordonnansie 15 van 1985 word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê gedurende kantoor ure by die munisipale Stadsbeplanningskantore, 2e vloer, Kerkstraat 3, Knysna en die Sedgefield munisipale kantore te Flamingostraat, Sedgefield, sowel as die Sedgefield Biblioteek. Die aansoek lê ook ter insae by die kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek A1, Provinsiale Regering van die Wes-Kaap, by Kamer 207, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483-8788 en die Direktoraat se faksnommer is (021) 483-3633. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad, 8000, ingedien word op of voor 5 Julie 2010, met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag nie in ag geneem word nie.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word hiermee verder kennis gegee dat persone wat nie kan skryf nie, die Stadsbeplanningsafdeling kan nader tydens normale kantoor ure waar die Sekretaris u sal verwys na die betrokke amptenaar wat u sal help om u kommentaar of besware op skrif te stel.

Besware per e-pos sal nie aanvaarbaar wees nie.

*Aard van aansoek:*

- (i) Opheffing van beperkende titelvoorwaarde van toepassing op Erf 285, Sedgefield, ten einde die eienaar in staat te stel om die eiendom te hersoneer vanaf Enkelwoonsone tot Sakesone.
- (ii) Die hersonering van Sedgefield Erf 285 vanaf "Enkelwoonsone" na "Besigheidsone" om 'n motorhandelaar saak toe te laat.

*Aansoeker:* Marike Vreken Town Planners CC namens GT Robertson Trust, Posbus 2180, KNYSNA 6570

Tel: (044) 382-0420. Faks: (044) 382-0438  
E-pos: marike@vreken.co.za Verwysing: 285 SED

JB DOUGLAS, MUNISIPALE BESTUURDER

## OVERSTRAND MUNICIPALITY

## ERF 2495, CORNER OF ROOS AND MOLTEÑO STREET, ONRUS RIVER, OVERSTRAND MUNICIPAL AREA: REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967), PROPOSED SUBDIVISION AND CONSOLIDATION

Notice is hereby given in terms of Section 3(6) of the above Act that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Overstrand Municipality, and any enquiries may be directed to the Town Planner, Mr H Olivier, PO Box 20, Hermanus, 7200, Tel. No. (028) 313-8900 and Fax No. (028) 313-2093.

Notice is hereby given in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for the subdivision of Erf 2495, Onrus River into two portions (Portion A of  $\pm 307\text{m}^2$  and the Remainder of  $\pm 873\text{m}^2$ ) and the consolidation of Portion A with Erf 2479, Onrus River.

The application is also open to inspection at the office of the Director, Integrated Environmental Management: Region B1, Provincial Government of the Western Cape, at Room 601, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-3009 and the Directorate's fax number is (021) 483-3098. Any objections, with full reason therefor, should be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management at Private Bag X9086, Cape Town, 8000, on or before Friday, 16 July 2010, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

*Applicant:* Plan Active (on behalf of A Franken)

*Nature of application:* Removal of restrictive title conditions applicable to Erf 2495, corner of Roos and Molteno Street, Onrus River to enable the property to be subdivided into two portions (Portion A  $\pm 307\text{m}^2$  and Remainder  $\pm 873\text{m}^2$ ). Portion A will be consolidated with Erf 2479.

Overstrand Municipality, PO Box 20, HERMANUS, 7200. Municipal Notice No. 45/2010

## OVERSTRAND MUNISIPALITEIT

## ERF 2495, HOEK VAN ROOS EN MOLTENOSTRAAT, ONRUS RIVIER, OVERSTRAND MUNISIPALE AREA: WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967), VOORGESTELDE ONDERVERDELING EN KONSOLIDASIE

Kragtens Artikel (3)6 van bostaande Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Overstrand Munisipaliteit en enige navrae kan gerig word aan die Stadsbeplanner, Mnr H Olivier, Posbus 20, Hermanus 7200, (028) 313-8900 en by die faksnommer (028) 313-2093.

Kennis geskied hiermee verder ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is vir die onderverdeling van Erf 2495, Onrus Rivier in twee gedeeltes (Gedeelte A van  $\pm 307\text{m}^2$  en Restant  $\pm 873\text{m}^2$ ) en die konsolidasie van Gedeelte A met Erf 2479 Onrus Rivier.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek B1, Provinsiale Regering van die Wes-Kaap, by Kamer 601, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483-3009 en die Direkoraat se faksnommer is (021) 483-3098. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Private Bag X9086, Kaapstad, 8000, ingedien word op of voor Vrydag, 16 Julie 2010 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

*Aansoeker:* Plan Active (namens A Franken)

*Aard van aansoek:* Opheffing van beperkende titelvoorwaardes van toepassing op Erf 2495, hoek van Roos en Moltenostraat, Onrus Rivier, om toe te laat dat die eiendom in twee gedeeltes (gedeelte A  $\pm 307\text{m}^2$  en Restant  $\pm 873\text{m}^2$ ) onderverdeel word. Gedeelte A sal met Erf 2479 Onrus Rivier gekonsolideer word.

Overstrand Munisipaliteit, Posbus 20, HERMANUS 7200. Munisipale Kennisgewing Nr. 45/2010

## U-MASIPALA WASE-OVERSTRAND

## ISIZA 2495 KWIKONA YESITALATO 1-ROOS KUNYE NE-MOLTEÑO, E-ONRUS RIVER, E-OVERSTRAND UMTHEHO WOKUSASA IZITHINTELO, 1967 (UMTHEHO 84 KA-1967), ULWAHLULO OLUYILWAYO KUNYE NOKUDITYANISWA

Kunikezwa isaziso, malunga neCandelo 3(6) lalo Mthetho ukhankanywe ngentla, ukuba kuye kwafunyanwa esi Sicelo singezantsi, nokuba kuvulelekile ukuba singeza kuhlolwa kwiOfisi yeManejala kaMasipala wase Overstrand, kwaye nayiphi na imibuzo ingathunyelwa kuMyili weDolophu, Mnu. H Olivier, PO Box 20, Hermanus, 7200 (Kwinombolo Yemfonomfono Engu: (028) 313-8900) (Inombolo Yefeksi (028) 313-2093).

Kunikezwa isaziso malunga neCandelo 24 loMmiselo wokuYilwa kokuSetyenziswa koMhlaba, ka 1985 (Ummiselo 15 ka 1985) ukuba kufunyenwe isicelo sokwahlulwa kwe-Siza 2495, e-Onrus River kwizizephu ezimbini (Isiqephu A esingama  $\pm 307\text{m}^2$  kunye neNtsalela engama  $\pm 873\text{m}^2$ ) kunye nokudityaniswa kweSiqephu A kwi-Siza 2479, e-Onrus River.

ISicelo sikwavulelekile ukuba sihlolwe kwiOfisi yoMlawuli: kuLawulo Olumanyanisiweyo lokusiNgqongileyo: Isixeko B1, kaRhulumente wePhondo leNtshona Koloni, kwiGumbi elingu 601, 1 Dorp Street, eKapa, ukususela ngentsimbi ye-08:00 ukuya kweye-12:30 nango-13:00 ukuya-15:30 (ngoMvulo ukuya kutsho ngoLwesihlanu). Imibuzo eyenziwa ngomnxeba ephathelele kulo M.B.A. ingenziwa ngokutsalela kwa-(021) 483-3009, kwaye ke inombolo yefakisi yeli Candelo loLawulo ngu-(021) 483-3098. Naziphi na iinkaso, ekufuneka zihambe nezizathu ezipheleleyo, kufuneka zingeniswe ngokubhaliweyo kule ofisi ikhankanywe ngentla yoMlawuli kuLawulo Olumanyanisiweyo lokusingqongileyo kwaPrivate Bag X9086, Cape Town, 8000, ngomhla okanye phambi kwango Lwesihlanu 16 Julayi 2010, kuxelwe lo Mthetho ungentla kunye nenombolo yesiza salowo ukhalazayo. Naziphi na izimvo ezithe zafika emva kwalo mhla wokuvala ukhankanyiweyo zisenokungahoywa.

*Umfaki Sicelo:* Plan Active (egameni lika A Franken)

*Uhlobolwesicelo:* Ukususwa kwemiqathango ethintelayo kumabango esiza 2495, kwikona i-Rose neMolteno Street, eHermanus, ukuze zohlulwe kubini (Isiqingatha A:  $\pm 307\text{m}^2$  ze kusale:  $\pm 873\text{m}^2$ ). Isiqingatha A siza kudityaniswa kwisiza 2479.

KwiOfisi zikaMasipala, PO Box 20, HERMANUS, 7200. Inombolo Yesaziso Ka-masipala 45/2010

## OVERSTRAND MUNICIPALITY

ERVEN 133 & 136, 12 & 10 BEACH ROAD, SANDBAAI, OVERSTRAND MUNICIPAL AREA: REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967) AND PROPOSED CONSENT USE AND DEPARTURE

Notice is hereby given in terms of Section 3(6) of the above Act that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Overstrand Municipality, and any enquiries may be directed to the Town Planner, Mrs H van der Stoep, PO Box 20, Hermanus, 7200, Tel. No. (028) 313-8900 and Fax No. (028) 313-2093.

Notice is hereby further given in terms of Section 4.7 of the Section 8 Zoning Scheme Regulations of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for a consent use for the establishment of an additional dwelling on the properties concerned.

Notice is hereby also given in terms of Section 15 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for a departure from the relevant Scheme Regulation for a relaxation of the lateral building line from 2m to 0m.

The application is also open to inspection at the office of the Director, Integrated Environmental Management: Region B1, Provincial Government of the Western Cape, at Room 601, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-4033 and the Directorate's fax number is (021) 483-3098. Any objections, with full reason therefor, should be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management at Private Bag X9086, Cape Town, 8000, on or before Friday, 16 July 2010, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

*Applicant:* WRAP (on behalf of B Clark Brown)

*Nature of application:* Removal of restrictive title conditions applicable to Erven 133, 12 Beach Road and Erf 136, 10 Beach Road, Sandbaai, to enable the owner to develop a second dwelling ("granny flat") on Erven 133 & 136.

Overstrand Municipality, PO Box 20, HERMANUS 7200

Municipal Notice No. 44/2010

## OVERSTRAND MUNISIPALITEIT

ERWE 133 & 136, KUSWEG 10 & 12, SANDBAAI, OVERSTRAND MUNISIPALE AREA: WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967) EN VOORGESTELDE VERGUNNINGSGEBRUIK EN AFWYKING

Kragtens Artikel (3)6 van bostaande Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Overstrand Munisipaliteit en enige navrae kan gerig word aan die Senior Stadsbeplanner, Mev H van der Stoep, Posbus 20, Hermanus 7200, (028) 313-8900 en by die faksnommer (028) 313-2093.

Kennis geskied hiermee verder ingevolge Artikel 4.7 van die Artikel 8 Soneringskema-regulasies van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is vir 'n vergunningsgebruik ten einde 'n addisionele wooneenheid op die betrokke eiendomme op te rig.

Kennis geskied hiermee ook ingevolge Artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is vir 'n afwyking van die relevante Skema-regulasies ten einde die syboullyn te verslap vanaf 2m na 0m.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek B1, Provinsiale Regering van die Wes-Kaap, by Kamer 601, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483-4033 en die Direkoraat se faksnommer is (021) 483-3098. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad, 8000, ingedien word op of voor Vrydag, 16 Julie 2010 met vermelding van bogenoemde Wet en die beswaarmaker se erfnommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

*Aansoeker:* WRAP (namens B Clark Brown)

*Aard van aansoek:* Opheffing van beperkende titelvoorwaardes van toepassing op Erf 133, Kusweg 12, en Erf 136, Kusweg 10, Sandbaai, ten einde die eienaar in staat te stel om 'n tweede woning ("ouma woonstel") op Erwe 133 en 136 te ontwikkel.

Overstrand Munisipaliteit, Posbus 20, HERMANUS 7200

Munisipale Kennisgewing Nr. 44/2010

## UMASIPALA WASE-OVERSTRAND

ISIZA 133 & 136, 12 & 10 KWISITALATO I-BEACH, SANDBAAI, UMMANDLA KAMASIPALA WASE-OVERSTRAND: UMTHEMHO WOKUSUSWA KWEZITHINTELO, 1967 (UMTHEMHO 84 KA 1967) KUNYE NELUNGELO ELIYILWAYO KUNYE NESINDULULO

Kunikezwa isaziso, malunga neCandelo 3(6) lalo Mthetho ukhankanywe ngentla, ukuba kuye kwafunyanwa esi Sicelo singezantsi, nokuba kuvulelekile ukuba singeza kuhlola kwiOfisi yeManejala kaMasipala wase Overstrand, kwaye nayiphi na imibuzo ingathunyelwa kuMyili weDolophu, Nkosikazi H van der Stoep, PO Box 20, Hermanus, 7200 (Kwinombolo Yemfonomfono Engu: (028) 313-8900) (Inombolo Yefeksi (028) 313-2093).

Kunikezwa isaziso malunga neCandelo 4.7 le-Mimiselo yoLungiselelo Lokwahlula ngemimandla voMmiselo wokuYilwa kokuSetyenziswa koMhlaba, ka 1985 (Ummiselo 15 ka 1985) ukuba kufunyenwe isicelo selungelo lokuceba ukusebenzisa iziza ezichaphazelekayo ukumisa igxamesi lokongezelela.

Kukwanikezwa isaziso malunga ne-Candelo 15 loMmiselo wokuYilwa kokuSetyenziswa koMhlaba, 1985 (Ummiselo 15 ka 1985) ukuba kufunyenwe isicelo sokunduluka kuLu ngiselelo loMmiselo olunxulumene nomda wokwakha ukusuka ku 2m ukuya ku 0m.

ISicelo sikwavulelekile ukuba sihlolwe kwiOfisi yoMlawuli: kuLawulo Olumanyanisiweyo lokusiNggongileyo: Isixeko B1, kaRhulumente wePhondo leNtshona Koloni, kwiGumbi elingu-601, 1 Dorp Street, eKapa, ukususela ngentsimbi ye-08:00 ukuya kweye-12:30 nango-13:00 ukuya-15:30 (ngoMvulo ukuya kutsho ngoLwesihlanu). Imibuzo eyenziwa ngomnxeba ephathelele kulo MBA ingenziwa ngokutsalela kwa-(021) 483-4033, kwaye ke inombolo yefaksi yeli Candelo loLawulo ngu-(021) 483-3098. Naziphi na iinkcaso, ekufuneka zihambe nezizathu ezipheleleyo, kufuneka zingeniswe ngokubaliwe yo kule ofisi ikhankanywe ngentla yoMlawuli kuLawulo Olumanyanisiweyo lokusingqongileyo kwaPrivate Bag X9086, Cape Town, 8000, ngomhla okanye phambi kwango Lwesihlanu, 16 Julayi 2010, kuxelwe lo Mthetho ungentla kunye nenombolo yesiza salowo ukhalazayo. Naziphi na izimvo ezithe zafika emva kwalo mhla wokuvala ukhankanyiweyo zisenokungahoywa.

*Umfaki Sicelo:* WRAP (B Clark Brown)

*Uhlobo lwesicelo:* Ukususwa kwemeko ezithintelayo zobunini ezifanelekileyo kwisiza 133, 12 isitalato iBeach, eSandbaai, ukuze umnikazi abenako ukuphuhlisa indawo yesibini yokuhlala ("igxamesi likamakhulu") kwisiza 133 & 136.

Kwiofisi zikaMasipala, PO Box 20, HERMANUS 7200

Inombolo Yesaziso Ka-masipala 44/2010

CITY OF CAPE TOWN (SOUTHERN DISTRICT)  
AMENDMENT OF RESTRICTIVE TITLE CONDITIONS,  
REZONING AND DEPARTURES

- Erf 89085, Cape Town at Clovelly

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967) and Sections 17(2) and 15(2) of the Land Use Planning Ordinance 15 of 1985, that the undermentioned application has been received and is open to inspection at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Ground Floor (Counter No: 3), 3 Victoria Road, Plumstead. Any enquiries may be directed to Pierre Evard, tel. (021) 710-8132 during normal office hours, Monday to Friday. The application is also open to inspection at the office of the Director, Integrated Environmental Management, Department of Environmental Affairs & Development Planning, Provincial Government of the Western Cape at the Utilitas Building, 1 Dorp Street, Cape Town, weekdays from 08:00-12:30 and 13:00-15:30. Telephonic enquiries in this regard may be made at (021) 483-4634 and the Directorate's fax number is (021) 483-3098. Any objections and/or comments, with full reasons therefor, must be submitted in writing at both (1) the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Private Bag X5, Plumstead, 7801 or faxed to (021) 710-8283 or e-mailed to roger.brice@capetown.gov.za and (2) The Director: Integrated Environmental Management at Private Bag X9086, Cape Town, 8000, on or before the closing date, quoting the above Act and Ordinance, the undermentioned application number, and the objector's erf, phone numbers and address. Objections and comments may also be hand delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information in this regard, contact Roger Brice, tel. (021) 710-9308, or alternatively via the abovementioned e-mail address. The closing date for objections and comments is Monday, 12 July 2010.

*Applicant:* Willem Bührmann Associates (on behalf of SL McLeod)

*Owner:* SL McLeod

*Application No.:* 141460

*Address:* 106 Clovelly Road, Clovelly

*Nature of applications:*

1. Amendment of restrictive title conditions applicable to Erf 89085, 106 Clovelly Road, Clovelly, to enable the owner to operate a guest house (with six (6) guest suites) from the property.
2. Rezoning of the property from Single Residential to General Residential Use Zone, Sub Zone R4 to permit a guest-house comprising 6 guest suites of which 5 will be selfcatering units, for a maximum of 14 guests and 3 staff. The hosts will reside on the property.
3. Building line departures from Section 60 of the Cape Town Zoning Scheme to permit:
  - The ground floor of the existing dwelling set back 2m from the south-east common boundary in lieu of 4.5m;
  - The ground floor of the existing garage and guest suite set back 2.15m from the Clovelly Road street boundary in lieu of 4.5m;
  - The ground floor of the existing dwelling set back between 1m and 1.8m from the boundary of the unmade street in lieu of 4.5m;
  - The first floor of the existing dwelling set back 2m from the south-east common boundary in lieu of 4.5m;
  - The first floor of the existing garage and guest suite set back 2.15m from the Clovelly Road street boundary in lieu of 4.5m;
  - The first floor of the existing dwelling set back 1.6m from the unmade street in lieu of 4.5m;
  - The second floor (attic) of the existing dwelling set back 2m from the south-east common boundary in lieu of 4.5m;
  - The second floor (attic) of the existing dwelling set back 3m from the boundary of the unmade street in lieu of 4.5m.

ACHMAT EBRAHIM, CITY MANAGER

STAD KAAPSTAD (SUIDELIKE DISTRIK)  
WYSIGING VAN BEPERKENDE TITELVOORWAARDES,  
HERSONERING & AFWYKINGS

- Erf 89085, Kaapstad te Clovelly

Kennisgewing geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967, en artikels 17(2) en 15(2) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, departement: beplanning en bouontwikkelingsbestuur, Stad Kaapstad, Grondverdieping (toonbanknr. 3), Victoriaweg 3, Plumstead 7801. Navrae kan gerig word aan P Evard, tel. (021) 710-8132, gedurende normale kantoorure, Maandag tot Vrydag. Die aansoek is ook ter insae beskikbaar by die kantoor van die direkteur: geïntegreerde omgewingsbestuur, departement van omgewingsake en ontwikkelingsbeplanning, provinsiale regering van die Wes-Kaap, Utilitas-gebou, Dorpstraat 1, Kaapstad, van 08:00-12:30 en 13:00-5:30 (Maandae tot Vrydae). Telefoniese navrae in die verband kan gerig word aan (021) 483-4634 en die direktoraat se faksnr is (021) 483-3098. Enige besware en/of kommentaar, met volledige redes daarvoor, moet voor of op die sluitingsdatum by sowel (1) die kantoor van die distriksbestuurder, departement: beplanning en bouontwikkelingsbestuur, Stad Kaapstad, Privaat Sak X5, Plumstead 7801, faksnr. (021) 710-8283, Roger.Brice@capetown.gov.za, as (2) die direkteur: geïntegreerde omgewingsbestuur, Privaat Sak X9086, Kaapstad 8000, ingedien word, met vermelding van bogenoemde Wet en Ordonnansie, onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook voor of op die sluitingsdatum per hand by bogenoemde straatadresse afgelewer word. As u reaksie nie na die adresse en/of faksnr gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere inligting, tree asseblief met R Brice, tel. (021) 710-9308, of bogenoemde e-posadres, in verbinding. Die sluitingsdatum vir besware en kommentaar is Maandag 12 Julie 2010.

*Aansoeker:* Willem Bührmann Associates (namens SL McLeod)

*Eienaar:* SL McLeod

*Aansoeknr.:* 141460

*Adres:* Clovellyweg 106, Clovelly

*Aard van aansoek:*

1. Wysiging van beperkende titelvoorwaardes wat op Erf 89085, Clovellyweg 106, Clovelly, van toepassing is, ten einde die eienaar in staat te stel om 'n gastehuis (met ses (6) suites) op die eiendom te bedryf.
2. Hersonerings van die eiendom van enkelresidensiële na algemeen-residensiële gebruiksonne, subsone R4, ten einde 'n gastehuis bestaande uit 6 gastesuites, waarvan 5 selfsorgeenhede sal wees, vir 'n maksimum van 14 gaste en 3 personeellede toe te laat. Die gas-here sal op die eiendom woon.
3. Boulynafwyking van artikel 60 van die Kaapstadse soneringskema om toe te laat:
  - dat die grondverdieping van die bestaande woning 2m in plaas van 4.5m van die suidoostelike gemeenskaplike grens is;
  - dat die grondverdieping van die bestaande motorhuis en gastesuite se inspringsing 2.15m in plaas van 4.5m van die Clovellyweg-straatgrens is;
  - dat die grondverdieping van die bestaande woning se inspringsing 1m en 1.8m in plaas van 4.5m van die grens van die ongemaakte straat is;
  - dat die eerste verdieping van die bestaande woning se inspringsing 2m in plaas van 4.5m van die suidoostelike gemeenskaplike grens is;
  - dat die eerste verdieping van die bestaande motorhuis en gastesuite se inspringsing 2.15m in plaas van 4.5m van die Clovellyweg-straatgrens is;
  - dat die eerste verdieping van die bestaande woning se inspringsing 1.6m in plaas van 4.5m van die ongemaakte straat is;
  - dat die tweede verdieping (dakkamer) van die bestaande woning se inspringsing 2m in plaas van 4.5m van die suidoostelike gemeenskaplike grens is;
  - dat die tweede verdieping (dakkamer) van die bestaande woning se inspringsing 3m in plaas van 4.5m van die grens van die ongemaakte straat is.

ACHMAT EBRAHIM, STADSBEStuurDER

**TENDERS**

**N.B.** Tenders for commodities/services, the estimated value of which exceeds R20 000, are published in the Government Tender Bulletin, which is obtainable from the Government Printer, Private Bag X85, Pretoria, on payment of a subscription.

**NOTICES BY LOCAL AUTHORITIES****BITOU LOCAL MUNICIPALITY****CLOSING OF GREEN OAK STREET ADJACENT TO ERVEN  
2299 AND 2239, PLETTENBERG BAY**

Notice is hereby given in terms of Section 137(1) of the Municipal Ordinance, 1974 (Ord. 20 of 1974) that Green Oak Street, Plettenberg Bay adjacent Erven 2299 and 2239, Plettenberg Bay has now been closed.

Surveyor General reference: S/15987/1 v1 p.215

L.M.R Ngoqo, Municipal Manager, Bitou Local Municipality, Private Bag X1002, PLETTENBERG BAY 6600

*Municipal Notice No.105/2010*

4 June 2010

21903

**BREDE VALLEY MUNICIPALITY****REGULATION 4 ANNEXURE 3****PUBLIC NOTICE CALLING FOR INSPECTION OF FOURTH  
SUPPLEMENTARY VALUATION ROLL, FOR THE 2010/2011  
FINANCIAL YEAR**

Notice is hereby given in terms of Section 49(1)(a)(i) read together with Section 78(2) of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004), hereinafter referred to as the "Act", that the fourth supplementary valuation roll for the financial years 2010/2011-2011/2012 is open for public inspection at the local municipal offices from 03 June 2010 to 12 July 2010. In addition the supplementary valuation roll and the objection forms are available at website [www.breedevallei.gov.za](http://www.breedevallei.gov.za)

An invitation is hereby made in terms of Section 49(1)(a)(ii) read together with Section 78(2) of the Act that any owner of property or other person who so desires should lodge an objection with the municipal manager in respect of any matter reflected in, or omitted from, the fourth supplementary valuation roll within the abovementioned period. All owners of the properties that are on the supplementary valuation roll will be contacted in writing to the postal address which reflects on the Municipality's data base.

Attention is specifically made in terms of Section 50(2) of the Act that an objection must be in relation to a specific individual property and not against the supplementary valuation roll as such.

The forms for the lodging of an objection are obtainable at the abovementioned information stations. The completed forms must be dropped in the sealed boxes which will be available at the libraries and municipal offices or objections can be submitted electronically to [valuations@breedevallei.gov.za](mailto:valuations@breedevallei.gov.za)

Only objections on the prescribed forms will be considered.

Enquiries: SJ Neethling at (023) 348-2662 during office hours or at email [sneethling@breedevallei.gov.za](mailto:sneethling@breedevallei.gov.za)

AA PAULSE, MUNICIPAL MANAGER

*Notice no. 22/2010*

4 June 2010

21921

**TENDERS**

**L.W.** Tenders vir kommoditeite/dienste waarvan die beraamde waarde meer as R20 000 beloop, word in die Staatstenderbulletin gepubliseer wat by die Staatsdrukker, Privaatsak X85, Pretoria, teen betaling van 'n intekengeld verkrygbaar is.

**KENNISGEWINGS DEUR PLAASLIKE OWERHEDE****BITOU PLAASLIKE MUNISIPALITEIT****SLUITING VAN GREEN OAK STRAAT, PLETTENBERGBAAI  
AANGRENSEND AAN ERWE 2299 EN 2239,  
PLETTENBERGBAAI**

Kennis geskied hiermee ingevolge Artikel 137(1) van die Munisipale Ordonnansie, 1974 (Ord. 20 van 1974) dat 'n gedeelte van Green Oak Straat, Plettenbergbaai aanliggend aan Erwe 2299 en 2239, Plettenbergbaai nou gesluit is.

Landmeter Generaal verwysing: S/15987/1 v1 p.215

L.M.R Ngoqo, Munisipale Bestuurder, Bitou Plaaslike Munisipaliteit, Privaatsak X1002, PLETTENBERGBAAI 6600

*Munisipale Kennisgewing Nr. 105/2010*

4 Junie 2010

21903

**BREDEVALLEI MUNISIPALITEIT****REGULASIE 4 AANHANGSEL 3****PUBLIEKE KENNISGEWING WAT INSPEKSIE VAN VIERDE  
AANVULLENDE WAARDASIEROL AANVRA, VIR DIE 2010/  
2011 BOEKJAAR**

Kennis word hierby in terme van Artikel 49(1)(a)(i) saamgelees met Artikel 78(2) van die Plaaslike Regering: Munisipale Eiendomsbelasting Wet, 2004 (Wet Nr. 6 van 2004) gegee, hierin vernoem as die "Wet", dat die vierde aanvullende waardasierol vir die boekjare 2010/2011-2011/2012 oop is vir publieke inspeksie by die plaaslike munisipale kantore vanaf 03 Junie 2010 tot 12 Julie 2010. Tot toevoeging is die aanvullende waardasierol en die beswaarvorms ook beskikbaar op webbladsy [www.breedevallei.gov.za](http://www.breedevallei.gov.za)

'n Uitnodiging word hierby gemaak in terme van Artikel 49(1)(a)(ii) saamgelees met Artikel 78(2) in die Wet dat enige eienaar van eiendom of ander persoon wat so verlang 'n beswaar by die munisipale bestuurder kan indien vir enige aangeleentheid in die vierde aanvullende waardasierol weergegee of weggelaat binne bogenoemde periode. Die eienaars van hierdie eiendom sal skriftelik van hul vierde aanvullende waardasie (SV4) in kennis gestel word by hul posadres wat tans op die Munisipaliteit se databasis verskyn.

U aandag word spesifiek daarop gevestig dat in terme van Artikel 50(2) van die Wet dat 'n beswaar teen 'n spesifieke individuele eiendom ingedien word, en nie teen die aanvullende waardasierol in sy geheel nie.

Die vorms om 'n beswaar in te dien, is by bogenoemde standplase beskikbaar. Die voltooidde vorms moet in die verseelde busse wat by die biblioteke en munisipale kantore beskikbaar sal wees gegooi word, of besware kan ook elektronies ingedien word by [valuations@breedevallei.gov.za](mailto:valuations@breedevallei.gov.za)

Let asseblief daarop dat daar slegs besware op die voorgeskrewe vorms sal oorweeg word.

Navrae: SJ Neethling by (023) 348-2662 gedurende kantoorure of e-pos [sneethling@breedevallei.gov.za](mailto:sneethling@breedevallei.gov.za)

AA PAULSE, MUNISIPALE BESTUURDER

*Kennisgewing nr. 22/2010*

4 Junie 2010

21921



## BREEDE VALLEY MUNICIPALITY

## APPLICATION FOR SUBDIVISION OF PORTION 46 OF THE FARM BRANDWACHT NO. 187, WORCESTER

NOTICE IS HEREBY GIVEN in terms of Section 24(2)(a) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for the subdivision of the mentioned property (Agriculture Zone I).

Particulars regarding the application are available at the office of the Town Planner, Room 312 (Ms K Fouché) Tel. No. (023) 348-2622, Civic Centre, Baring Street, Worcester.

Written objections, if any, should be lodged in writing with the Municipal Manager, Private Bag X3046, Worcester 6849 and must reach the undersigned on or before (21 working days after placement of notice in press).

AA PAULSE, MUNICIPAL MANAGER

Reference no. 10/3/2/305

4 June 2010

21904

## CAPE AGULHAS MUNICIPALITY

## APPLICATION FOR SPECIAL CONSENT/DEPARTURE: PORTION 70 OF THE FARM THE POTTEBERG ESTATES NO 516, SWELLENDAM

Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application for the special consent/departure on Portion 70 of the Farm The Potteberg Estates Nr 516 Swellendam in order to regularise a cellular communication base station for Vodacom and proposed installation for Cell C.

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who can not read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipality assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 6 July 2010.

R STEVENS, MUNICIPAL MANAGER, PO BOX 51, BREDASDORP, 7280

4 June 2010

21905

## CAPE AGULHAS MUNICIPALITY

## APPLICATION FOR DEPARTURE: ERF 650 NAPIER

Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application for departure on Erf 650 Napier in order to install a cellular communication base station.

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipality assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 6 July 2010.

R STEVENS, MUNICIPAL MANAGER, PO BOX 51, BREDASDORP, 7280

4 June 2010

21906

## BREEDE VALLEI MUNISIPALITEIT

## AANSOEK OM ONDERVERDELING VAN GEDEELTE 47 VAN DIE PLAAS BRANDWACHT NR. 187, WORCESTER

KENNIS GESKIED HIERMEE ingevolge die bepalings van Artikel 24(2)(a) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek om onderverdeling van die genoemde eiendom (Landbouzone I) ontvang is.

Volledige besonderhede van die aansoek is beskikbaar in die kantoor van die Stadsbeplanner, Kamer 312, Burgersentrum, Baringstraat, Worcester (Me K Fouché) Tel. nr. (023) 348-2622.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester 6849 om die ondergetekende te bereik voor of op (21 werksdae na datum van plasing in pers).

AA PAULSE, MUNISIPALE BESTUURDER

Verwysing: 10/3/2/305

4 Junie 2010

21904

## KAAP AGULHAS MUNISIPALITEIT

## AANSOEK OM VERGUNNINGSGEBRUIK/AFWYKING: GEDEELTE 70 VAN DIE PLAAS THE POTTEBERG ESTATES NR 516, SWELLENDAM

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het vir die vergunningsgebruik/afwyking op Gedeelte 70 van die Plaas The Potteberg Estates Nr 516 Swellendam ten einde 'n sellulêre kommunikasie basisstasie vir Vodacom te wettig en voorge-stelde installering vir Cell C.

Ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan lees of skryf nie enige munisipale personeelid by enige ontvangskantoor van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 6 Julie 2010 bereik nie.

R STEVENS, MUNISIPALE BESTUURDER, POSBUS 51, BREDASDORP, 7280

4 Junie 2010

21905

## KAAP AGULHAS MUNISIPALITEIT

## AANSOEK OM AFWYKING: ERF 650, NAPIER

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het vir afwyking op erf 650, Napier ten einde 'n sellulêre kommunikasie basisstasie te installeer.

Ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan lees of skryf nie enige munisipale personeelid by enige ontvangskantoor van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 6 Julie 2010 bereik nie.

R STEVENS, MUNISIPALE BESTUURDER, POSBUS 51, BREDASDORP, 7280

4 Junie 2010

21906

CAPE AGULHAS MUNICIPALITY

APPLICATION FOR SUBDIVISION AND REZONING: PORTION OF THE REMAINDER OF FARM 260, BREDASDORP AND CLOSURE OF ERVEN 35, 165, 162 AND 163, WAENHUISKRANS/ARNISTON

Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 (Ordinance no. 15 of 1985) and the Municipal Ordinance, 1974 (Ordinance 20 of 1974) that Council intends to act as follows:

1. Closure of Erven 35, 165, 162 and 163, Waenhuiskrans/Arniston (Street and Public Open Space).
2. Subdivision of the Remainder of Farm 260, Bredasdorp into two portions (Portion A = ± 3.1ha and Portion B = ± 630m<sup>2</sup>).
3. Consolidation of Portions A and B of the Remainder of Farm 260, Bredasdorp and Erven 35, 165, 162 and 163, Waenhuiskrans/Arniston.
4. Rezoning of a portion of the consolidated erf for Resort purposes to allow for the extension of the campsite.

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipality assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 5 July 2010.

R STEVENS, MUNICIPAL MANAGER, PO BOX 51, BREDASDORP, 7280

4 June 2010 21907

CEDERBERG LOCAL MUNICIPALITY

NOTICE OF APPROVAL OF THE BUDGET AND TARIFFS 2010/2011 FINANCIAL YEAR

Notice is hereby given in terms of the provisions of Section 14(2) of the Municipal Property Rates Act, 2004 that the undermentioned Assessment rates tariffs were determined by the Municipal Council on 25 May 2010 and will be implemented with effect from 1 July 2010.

ASSESSMENT RATES	2010–2011
TARIFF	R 0.00863
Residential: Total Value (First R15 000 of value exempted applicable to residential properties only)	
Business, Commercial, Industrial: Total Value	R 0.00863
Rural areas: Total Value	R 0.00863
Rebates:	
Where the combined monthly household income is less than	R42 000 p.a.
Rebate in respect of the above:	40%
Agricultural: Subject to compliance with the conditions contained in the Municipal Rates Policy	75%
Agricultural: Subject to the ratio annually determined by the Minister of Local Government	79%
Building clause:	
Building clause in respect of vacant land (Where applicable)	R 0.00863

GF MATTHYSE, MUNICIPAL MANAGER

4 June 2010 21908

KAAP AGULHAS MUNISIPALITEIT

AANSOEK OM ONDERVERDELING EN HERSONERING: GEDEELTE VAN DIE RESTANT VAN PLAAS 260, BREDASDORP EN SLUITING VAN ERWE 35, 165, 162 EN 163, WAENHUISKRANS/ARNISTON

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) en die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974) dat die Raad van voorneme is om as volg te handel:

1. Sluiting van Erwe 35, 165, 162 en 163, Waenhuiskrans/Arniston (Straat en Publieke Oopruimte).
2. Onderverdeling van die Restant van Plaas 260, Bredasdorp in twee gedeeltes (Gedeelte A = ±3.1ha en Gedeelte B = ±630m<sup>2</sup>).
3. Konsolidasie van Gedeeltes A en B van die Restant van Plaas 260, Bredasdorp en Erwe 35, 165, 162 en 163, Waenhuiskrans/Arniston.
4. Hersonerings van 'n gedeelte van die gekonsolideerde erf vir Oordoeleindes ten einde voorsiening te maak vir die uitbreiding van die kampeerarea.

Ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan lees of skryf nie enige munisipale personeelid by enige ontvangskantoor van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet horn nie later as 5 Julie 2010 bereik nie.

R STEVENS, MUNISIPALE BESTUURDER, POSBUS 51, BREDASDORP, 7280

4 Junie 2010 21907

CEDERBERG PLAASLIKE MUNISIPALITEIT

KENNISGEWING VIR GOEDKEURING VAN DIE BEGROTING EN TARIIEWE 2010/2011 FINANSIËLE JAAR

Kennis geskied hiermee dat in terms van die voorsiening van Afdeling 14(2) van die Munisipale Eiendoms Belasting Wet, 2004 dat ondergenoemde Eiendoms tariewe soos vasgestel deur die Munisipale Raad op 25 Mei 2010 implementeer sal word met ingang van 1 Julie 2010.

EIENDOMSBELASTING	2010–2011
TARIEF	R 0.00863
Residensieel: Totale Waarde (Eerste R15 000 van Waarde Vrygestel slegs tov Residensiele erwe)	
Besigheid, Kommersieel, Industrieel: Totale Waarde	R 0.00863
Landelike gebied: Totale Waarde	R 0.00863
Kortings:	
Belastingpligtige met inkomste minder as (inkomste van totale huishouding)	R42 000 p.j.
Korting tov bogenoemde	40%
Landbou: Onderworpe aan verhouding soos jaarliks deur die Minister van Plaaslike Regering vasgestel	75%
Landbou: Onderworpe aan voorwaardes waaraan voldoen moet word volgens die belastingbeleid (Slegs eiendomme aangewend vir bona fide boerdery doeleindes)	79%
Bouklousule:	
Bouklousule tov onbeboude erwe (waar nog van toepassing soos per kontrak)	R 0.00863

G F MATTHYSE, MUNISIPALE BESTUURDER

4 Junie 2010 21908

CITY OF CAPE TOWN (HELDERBERG DISTRICT)

REZONING, CONSENT USE, DEPARTURE AND APPROVAL OF SITE DEVELOPMENT PLAN

- Erf 973, 9 Bright Street, Somerset West

Notice is hereby given in terms of Sections 17 & 15 of Ordinance 15 of 1985 and the Somerset West Zoning Scheme Regulations that the undermentioned application has been received and is open to inspection at the office of the District Manager at the First Floor, Municipal Offices, cnr Victoria & Andries Pretorius Streets, Somerset West. Enquiries may be directed to Ms Riana du Plessis, PO Box 19, Somerset West, e-mail to ciska.smit@capetown.gov.za, tel (021) 850-4346 or fax number (021) 850-4487 weekdays during the hours of 08:00 to 14:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned District Manager on or before 5 July 2010, quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

*Applicant:* Messrs Planning Partners (G Underwood)

*Owner:* City of Cape Town

*Application No:* 193027

*Notice number:* 32/2010

*Erfno.:* Erf 973, Somerset West

*Address:* 9 Bright Street, Somerset West

*Nature of application:*

- The rezoning of Erf 973, 9 Bright Street, Somerset West from Single Residential Zone to Local Business Zone
- The Council's special consent to use the property as an institutional building
- The departure from the relevant zoning scheme regulations for the relaxation of the lateral building line (adjacent to Erf 974) from 4.5m to 3m for the existing building.
- The approval of the site development plan for the abovementioned institutional building.

ACHMAT EBRAHIM, CITY MANAGER

4 June 2010

21903

SWELLENDAM MUNICIPALITY

APPLICATION FOR DEPARTURE: REMAINDER OF PORTION 10 OF THE FARM BONTEBOKSKLOOF NO 138, SWELLENDAM

Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application from Warren Petterson on behalf of the Bontebokskloof Trust for a departure on the Remainder of Portion 10 of the Farm Bontebokskloof No. 138, Swellendam in order to regularise the existing Vodacom Cellular Base Station on the property.

Further particulars regarding the proposal are available for inspection at the Municipal office, Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 5 July 2010. Persons who are unable to read and write will be assisted during office hours, at the Municipal office, Swellendam, to write down their objections.

N NEL, MUNICIPAL MANAGER, Municipal Office, Swellendam

Notice: 165/2010

4 June 2010

21930

STAD KAAPSTAD (HELDERBERG-DISTRIK)

VOORGESTELDE HERSONERING, GEBRUIKSTOESTEMMING, AFWYKING EN GOEDKEURING VAN DIE TERREINONTWIKKELINGSPLAN

- Erf 973, Brightstraat 9, Somerset-Wes

Kennisgewing geskied hiermee ingevolge artikels 17 en 15 van Ordonnansie 15 van 1985 dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, Eerste Verdieping, Munisipale Kantore, h/v Victoria- & Andries Pretoriusstraat, Somerset-Wes. Navrae kan gerig word aan me. Riana du Plessis, Posbus 19, Somerset-Wes 7129, per e-pos aan ciska.smit@capetown.gov.za, gestuur word, tel (021) 850-4346 of faksnr. (021) 850-4487, weksdae gedurende 08:00-14:30. Besware, met die volledige redes daarvoor, moet voor of op 5 Julie 2010 skriftelik by die kantoor van bogenoemde distriksbestuurder ingedien word, met vermelding van bogenoemde toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

*Aansoeker:* mnre. Planning Partners (G Underwood)

*Eienaar:* Stad Kaapstad

*Aansoeknr.:* 193027

*Kennisgewing nr.:* 32/2010

*Erfnr.:* Erf 973, Somerset-Wes

*Adres:* Brightstraat 9, Somerset-Wes

*Aard van aansoek:*

- Die herosnering van Erf 973, Brightstraat 9, Somerset-Wes, van enkelresidensiële sone na plaaslike sakesone.
- Spesiale raadstoestemming om die eiendom as institusionele gebou te gebruik.
- Afwyking van die toepaslike soneringskema regulasies vir die verslapping van die syboullyn (aanliggend aan Erf 974) van 4.5m tot 3m vir die bestaande gebou.
- Goedkeuring van die terreinontwikkelingsplan vir bogenoemde institusionele gebou.

ACHMAT EBRAHIM, STADSBESTUURDER

4 Junie 2010

21909

SWELLENDAM MUNISIPALITEIT

AANSOEK OM AFWYKING: RESTANT VAN GEDEELTE 10 VAN DIE PLAAS BONTEBOKSKLOOF NR 138, SWELLENDAM

Kennis geskied hiermee in terme van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het van Warren Petterson namens die Bontebokskloof Trust vir 'n afwyking op die Restant van Gedeelte 10 van die Plaas Bontebokskloof Nr 138, Swellendam ten einde die bestaande Vodacom sellulêre basis stasie en maspaal op die eiendom te wettig.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Swellendam Munisipale kantoor, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 5 Julie 2010. Persone wat nie kan lees en skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hul besware neer te skryf.

N NEL, MUNISIPALE BESTUURDER, Munisipale Kantoor, Swellendam

Kennisgewing: 165/2010

4 Junie 2010

21930

CITY OF CAPE TOWN (NORTHERN DISTRICT)  
REZONING IN ORDER TO OPERATE A RESTAURANT

- Erf 11649, Nitida Farm, Nieuw Maastricht 1, Bellville

Notice is hereby given in terms Section 17 of the Land Use Planning Ordinance, No. 15 of 1985 that Council has received the undermentioned application, which is open to inspection at the office of the District Manager at the Municipal Offices, Brighton Road, Kraaifontein. Enquiries may be directed to Ms S Schutter, tel (021) 980-6146, fax no. (021) 980-6083 or email: shihaam.schutter@capetown.gov.za weekdays during the hours of 08:00 to 14:30. Written objections, if any, with reasons may be lodged at the office of the abovementioned District Manager, PO Box 25, Kraaifontein, 7569, faxed to (021) 980-6083, or hand delivered to the Municipal Offices at Brighton Road, Kraaifontein, on or before 05 July 2010, quoting the above applicable legislation, the application number, as well as your erf and contact phone number and address. Any objections received after aforementioned closing date may be considered invalid.

*Applicant:* Nitida Partners

*Application No:* 191915

*Address:* Nitida Partners, Tygerbergvalley Road, Durbanville, 7550

*Nature of application:* An application for Rezoning from Undetermined to Secondary in order to operate a Restaurant from Erf 11649, Nitida Farm, 1 Nieuw Maastricht, Bellville

ACHMAT EBRAHIM, CITY MANAGER

4 June 2010

21910

CITY OF CAPE TOWN (SOUTHERN DISTRICT)  
REZONING AND DEPARTURES

- Erf 50386 Cape Town at Claremont

Notice is hereby given in terms of Sections 15 and 17 of the Land Use Planning Ordinance 15 of 1985 that the undermentioned application has been received and is open to inspection at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Customer Interface, Ground Floor, 3 Victoria Rd, Plumstead, and any enquiries may be directed to K McGilton, from 08:00 to 13:00 Monday to Friday. Any objections and/or comments, with full reasons therefor, must be submitted in writing at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Private Bag X5, Plumstead, 7801 or faxed to (021) 710-8283 or e-mailed to dhilshaad.samaai@capetown.gov.za on or before the closing date, quoting the above Ordinance, the belowmentioned reference number, and the objector's erf and phone numbers and address. Objections and comments may also be hand-delivered to the abovementioned street address by no later than the closing date. If your response is not sent to this address and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact K McGilton on (021) 710-8278. The closing date for objections and comments is 5 July 2010.

*File Ref:* LUM/00/50386 (Vol 1)

*Applicant:* HM McKenzie

*Address:* 8 Protea Road

*Nature of application:* To Rezone the property from Single Dwelling Residential to Special Business to regularize the unauthorized business.

The following departure from the Cape Town Scheme Regulations have been applied for:

- Section 47(1): To permit a street boundary setback for the existing building of 3.1m in lieu of 4.5m from Weiner Road.

ACHMAT EBRAHIM, CITY MANAGER

4 Junie 2010

21912

STAD KAAPSTAD (NOORDELIKE DISTRIK)  
AANSOEK OM HERSONERING TEN EINDE 'N RESTAURANT  
TE BEDRYF

- Erf 11649, Nitida-plaas, Nieuw Maastricht 1, Bellville

Kennisgewing geskied hiermee ingevolge artikel 17 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en by die kantoor van die distriksbestuurder, Munisipale Kantore, Brightonweg, Kraaifontein, ter insae beskikbaar is. Navrae kan gerig word aan me. S Schutter, Posbus 25, Kraaifontein 7569, of bogenoemde straatadres, tel (021) 980-6146, faksnr. (021) 980-6083 of e-posadres shihaam.schutter@capetown.gov.za, gedurende kantoorure (08:00-14:30). Enige besware, met volledige redes, moet voor of op 5 Julie 2010 skriftelik aan die kantoor van bogenoemde distriksbestuurder gerig word, met vermelding van bogenoemde toepaslike wetgewing, die aansoeknommer sowel as u erf- en telefoonnommer/s en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

*Aansoeker:* Nitida Partners

*Aansoeknr.:* 191915

*Adres:* Tygerbergvalleiweg, Durbanville

*Aard van aansoek:* Die herosnering van onbepaald na sekondêr ten einde 'n restaurant op Erf 11649, Nitida-plaas, Nieuw Maastricht 1, Bellville, te bedryf

ACHMAT EBRAHIM, STADSBEESTUURDER

4 Junie 2010

21910

STAD KAAPSTAD (SUIDELIKE DISTRIK)  
HERSONERING & AFWYKINGS

- Erf 50386 Kaapstad te Claremont

Kennisgewing geskied hiermee ingevolge artikels 15 & 17 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, departement: beplanning en bouontwikkelingsbestuur, Stad Kaapstad, Inwonerskaking, Grondverdieping, Victoriaweg 3, Plumstead 7801. Navrae kan gerig word aan K McGilton van 8:00 tot 13:00, Maandag tot Vrydag. Enige besware en/of kommentaar, met volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik gerig word aan die kantoor van die distriksbestuurder, departement: beplanning en bou-ontwikkelingsbestuur, Privaat Sak X5, Plumstead 7801, faksnr. (021) 7108283 of e-posadres dhilshaad.samaai@capetown.gov.za, met vermelding van bogenoemde Ordonnansie, onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook voor of op die sluitingsdatum per hand by bogenoemde straatadres afgelewer word. As u reaksie nie na die adresse en/of faksnr. gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere inligting, tree asseblief met K McGilton, tel (021) 710-8278, in verbinding. Die sluitingsdatum vir besware en kommentaar is 5 Julie 2010.

*Lêerverv.:* LUM/00/50386 (Vol 1)

*Aansoeker:* HM McKenzie

*Adres:* Proteaweg 8

*Aard van aansoek:* Die herosnering van die eiendom van enkelresidensieel na spesiale sakesone ten einde die ongemagtigde onderneming te regulariseer.

Daar is om die volgende afwyking van die Kaapstadse soneringskema-regulasies aansoek gedoen:

- Artikel 47(1): Om toe te laat dat die straatinspringing vir die bestaande gebou 3.1m in plaas van 4.5m van Weinerweg is.

ACHMAT EBRAHIM, STADSBEESTUURDER

4 Junie 2010

21912

**CITY OF CAPE TOWN (SOUTHERN DISTRICT)**

**REZONING & DEPARTURES**

- Erf 902, Simonstown

Notice is hereby given in terms of Sections 17(2) and 15(2) of the Land Use Planning Ordinance 15 of 1985 that the undermentioned applications has been received and is open to inspection at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Ground Floor, 3 Victoria Rd, Plumstead, and any enquiries may be directed to P Evard, from 8:30 to 13:00 Monday to Friday. Any objections and/or comments, with full reasons therefor, must be submitted in writing at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Private Bag X5, Plumstead, 7801 or faxed to (021) 710-8283 or e-mailed to [dhilshaad.samaai@capetown.gov.za](mailto:dhilshaad.samaai@capetown.gov.za) on or before the closing date, quoting the above Ordinance, the belowmentioned reference number, and the objector's erf and tel numbers and address. Objections and comments may also be handdelivered to the abovementioned street address by no later than the closing date. If your response is not sent to these addresses and/ or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact P Evard, tel (021) 710-8132. The closing date for objections and comments is 21 June 2010.

*File Ref:* LUM/67/902

*Applicant:* Biff Lewis Geomatics Inc.

*Address:* 86 St Georges Street, Simonstown

*Nature of applications:*

1. Rezone from Undetermined Use Area to Business Use Area in order to facilitate the existing business and residential uses on the property.
2. Departure from the following sections of the Simon's Town Zoning Scheme in order to facilitate the existing structure:
  - Section 8.4.5.1.1 and 8.4.5.1.2 for the parking provision of 3 on-site parking bays in lieu of 4.
  - Section 8.4.3.2 for the building setback 0m from the street boundary in lieu of 4.5m
  - Section 8.4.10 for residential buildings on the ground floor
  - Section 8.4.3.2.2 for buildings above the ground floor sited on the lateral boundary for a distance exceeding 12.5m

ACHMAT EBRAHIM, CITY MANAGER

4 June 2010 21911

**STELLENBOSCH MUNICIPALITY**

**PROMULGATION OF PROPERTY TAX RATES FOR THE 2010/2011 FINANCIAL YEAR**

Notice is given in terms of section 14(2) of the Local Government: Municipal Property Rates Act (No 6 of 2004) that the following property tax rates were approved by the Stellenbosch Municipal Council at the Special Council Meeting held on 27 May 2010:

- Non-Residential properties R0.009541
- Residential properties R0.004770
- Agricultural properties R0.001193

*Rebates:*

1. Gross Monthly/Household Income: Senior Citizens and Disabled Persons:
 

<i>Salary bands</i>		<i>Rebate</i>
Up to	R4 500.00	100%
From	R4 501.00 to R6 500.00	75%
From	R6 501.00 to R8 500.00	50%
From	R8 501.00 to R10 000.00	25%
2. *Municipal valuation:* 100% i.r.o Residential property with a municipal valuation of R85 000.

Martinis Petrus du Plessis, Acting Municipal Manager, PO Box 17, Stellenbosch, 7599

4 June 2010 21927

**STAD KAAPSTAD (SUIDELIKE DISTRIK)**

**HERSONERING EN AFWYKINGS**

- Erf 902, Simonstad

Kennisgewing geskied hiermee ingevolge artikels 15(2) en 17(2) van die Ordonnansie op Grondgebruikbeplanning, no. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, departement: beplanning en bouontwikkelingsbestuur, Victoriaweg 3, Plumstead 7801, en enige navrae kan gerig word aan mnr. P Evard van 08:30 tot 13:00, Maandag tot Vrydag. Enige besware en/of kommentaar, met volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik aan die kantoor van die distriksbestuurder, departement: beplanning en bou-ontwikkelingsbestuur, Privaat Sak X5, Plumstead 7801, tel (021) 710-8249, faksnr. (021) 710-8283 of e-posadres [dhilshaad.samaai@capetown.gov.za](mailto:dhilshaad.samaai@capetown.gov.za), gerig word, met vermelding van bogenoemde Ordonnansie, onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook per hand by bogenoemde straatadres afgelewer word. As u reaksie nie na die adresse en/of faksnr. gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere inligting, tree asseblief met mnr. P Evard, tel (021) 710-8132, in verbinding. Die sluitingsdatum vir besware en kommentaar is 21 Julie 2010.

*Lêerverwysingsnr:* LUM/67/902

*Aansoeker:* Biff Lewis Geomatics Inc.

*Adres:* St. Georges-straat 86, Simonstad

*Aard van aansoeke:*

1. Hersonering van onbepaalde gebruiksgedebied na sakegebruiksgedebied ten einde die bestaande sake- en residensiële gebruik op die eiendom te fasiliteer.
2. Afwyking van die volgende artikels van die Simonstadse soneringsskema ten einde die bestaande struktuur te fasiliteer:
  - Artikels 8.4.5.1.1 en 8.4.5.1.2 vir die voorsiening van 3 parkeerplekke op die perseel in plaas van 4.
  - Artikel 8.4.3.2 om toe te laat dat die gebou-inspringsing 0m in plaas van 4.5m van die straatgrens is.
  - Artikel 8.4.10 vir residensiële geboue op die grondverdieping.
  - Artikel 8.4.3.2.2 vir geboue bo die grondverdieping geleë op die sygrens vir 'n afstand wat 12.5m oorskry.

ACHMAT EBRAHIM, STADSBESTUURDER

4 Junie 2010 21911

**STELLENBOSCH MUNISIPALITEIT**

**PROKLAMERING VAN BELASTING TARIEWEE VIR DIE 2010/2011 FINANSIËLE JAAR**

Kennis geskied hiermee in terme van artikel 14(2) van die Plaaslike Regering: Munisipale Eiendomsbelasting Wet (Nr. 6 van 2004) dat die volgende belasting tariewe goedgekeur is deur die Raad van Stellenbosch Munisipaliteit by die Spesiale Raadsvergadering gehou op 27 Mei 2010:

- Nie-residensiële eiendomme R0.009541
- Residensiële eiendomme R0.004770
- Landbou eiendomme R0.001193

*Kortings:*

1. Bruto maandelikse/huishoudelike inkomste: Pensioenarisse en Gestremde Persone:
 

<i>Salarisskaal</i>		<i>Korting</i>
Tot en met	R4 500.00	100%
Vanaf	R4 501.00 tot R6 500.00	75%
Vanaf	R6 501.00 tot R8 500.00	50%
Vanaf	R8 501.00 tot R10 000.00	25%
2. *Munisipale Waardasie:* 100% ten opsigte van Residensiële eiendom met 'n munisipale waarde van R85 000.

Martinis Petrus du Plessis, Waarnemende Munisipale Bestuurder, Posbus 17, Stellenbosch, 7599

4 Junie 2010 21927

CITY OF CAPE TOWN (SOUTHERN DISTRICT)

REZONING

- Erf 5329 (Unregistered Portion of Erf 5319)

Notice is hereby given in terms of Section 17 of the Land Use Planning Ordinance 15 of 1985 that the undermentioned applications has been received and is open to inspection at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Ground Floor, 3 Victoria Rd, Plumstead, and any enquiries may be directed to P Evard, from 08:00 to 13:00 Monday to Friday. Any objections and/or comments, with full reasons therefor, must be submitted in writing at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Private Bag X5, Plumstead, 7801 or faxed to (021) 710-8283 or e-mailed to dhilshaad.samaai@capetown.gov.za on or before the closing date, quoting, the above Ordinance, the belowmentioned reference number, and the objector's erf and phone numbers and address. Objections and comments may also be handdelivered to the abovementioned street address by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact E Pienaar on (021) 710-8257. The closing date for objections and comments is 5 July 2010.

File Ref: LUM/16/5329

Applicant: Claire Lowden

Address: Boundary Road

Nature of applications: Proposed rezoning of a portion of Erf 5329 Constantia (Unregistered Portion of Erf 5319 Constantia) from Undetermined to Single Dwelling Residential to be consolidated with Erf 5327.

ACHMAT EBRAHIM, CITY MANAGER

4 June 2010

21913

STAD KAAPSTAD (SUIDELIKE DISTRIK)

HERSONERING

- Erf 5329 (ongeregistreerde gedeelte van Erf 5319)

Kennisgewing geskied hiermee ingevolge artikel 17 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, en artikel 15(3) van die Kaapstadse soneringskema regulasies dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, departement: beplanning en bou-ontwikkelingsbestuur, Stad Kaapstad, Grondverdieping, Victoriaweg 3, Plumstead 7801. Navrae kan gerig word aan P Evard van 8:00 tot 13:00, Maandag tot Vrydag. Enige besware en/of kommentaar, met volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik gerig word aan die kantoor van die distriksbestuurder, departement: beplanning en bou-ontwikkelingsbestuur, Privaat Sak X5, Plumstead 7801, faksnr. (021) 710-8283 of e-posadres dhilshaad.samaai@capetown.gov.za, met vermelding van bogenoemde Ordonnansie, onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook voor of op die sluitingsdatum per hand by bogenoemde straatadres afgelewer word. As u reaksie nie na die adresse en/of faksnr. gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere inligting, tree asseblief met E Pienaar, tel (021) 710-8257, in verbinding. Die sluitingsdatum vir besware en kommentaar is 5 Julie 2010.

Lêerverw.: LUM/16/5329

Aansoeker: Claire Lowden

Adres: Boundaryweg

Aard van aansoek: Die voorgestelde hersonering van 'n gedeelte van Erf 5329, Constantia (ongeregistreerde gedeelte van Erf 5319, Constantia), van onbepaald na enkelresidensieel, wat met Erf 5327 gekonsolideer staan te word.

ACHMAT EBRAHIM STADSBESTUURDER

4 Junie 2010

21913

GEORGE MUNICIPALITY

NOTICE NO 067/2010

PROPOSED CONSENT USES: DIEPEKLOOF 226/46, DIVISION GEORGE

Notice is hereby given that Council has received the following application on the abovementioned property:

1. Consent use in terms of the provisions of paragraph 4.6 of the Section 8 Scheme Regulations promulgated in terms of Ordinance 15/1985, for 3 additional dwelling units;
2. Consent use in terms of the provisions of paragraph 4.6 of the Section 8 Scheme Regulations promulgated in terms of Ordinance 15/1985, for a tourist facility (chapel and events venue).

Details of the proposal are available for inspection at the Council's office, during normal office hours, Monday to Friday, 5th Floor, York Street, George, 6530.

Enquiries: Marisa Arries

Reference: Diepekloof 226/46, Division George

Motivated objections, if any, must be lodged in writing with the Senior Manager: Planning, by not later than Monday, 5 July 2010. Please take note that no objections via e-mail will be accepted.

Any person, who is unable to write, can submit their objection verbally to the Council's offices where they will be assisted by a staff member to put their comments in writing.

DG RAS, ACTING MUNICIPAL MANAGER, Civic Centre, York Street, George 6530, Tel: (044) 801-9473, Fax: 086 570 1900 E-mail: marisa@george.org.za

4 June 2010

21919

GEORGE MUNISIPALITEIT

KENNISGEWING NR 067/2010

VOORGESTELDE VERGUNNINGSGEBRUIKE: DIEPEKLOOF 226/46, AFDELING GEORGE

Kennis geskied hiermee dat die Raad die volgende aansoek op bogenoemde eiendom ontvang het:

1. Vergunningsgebruik ingevolge die bepalings van paragraaf 4.6 van die Artikel 8 Skemaregulasies, uitgevaardig kragtens die bepalings van Ordonnansie 15/1985, vir 3 addisionele wooneenhede;
2. Vergunningsgebruik ingevolge die bepalings van paragraaf 4.6 van die Artikel 8 Skemaregulasies, uitgevaardig kragtens die bepalings van Ordonnansie 15/1985, vir 'n touriste fasiliteit (kapel en vergaderplek).

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te 5de Vloer, Yorkstraat, George, 6530.

Navrae: Marisa Arries,

Verwysing: Modderrivier 226/46, Afdeling George

Gemotiveerde besware, indien enige, moet skriftelik by die Senior Bestuurder Beplanning ingedien word nie later nie as Maandag, 5 Julie 2010. Let asseblief daarop dat geen e-pos besware aanvaar sal word.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê, waar 'n personeellid sal help om die kommentaar/vertoë op skrif te stel.

DG RAS, WAARNEMENDE MUNISIPALE BESTUURDER, Burgerentrum, Yorkstraat, George 6530, Tel: (044) 801-9473, Faks: 086 570 1900, E-pos: marisa@george.org.za

4 Junie 2010

21919

## CITY OF CAPE TOWN (SOUTHERN DISTRICT)

## REZONING AND DEPARTURES AND CONDITIONAL USE

- Erf 2718 Constantia

Notice is hereby given in terms of Sections 15 and 17 of the Land Use Planning Ordinance 15 of 1985 and Part II, Section 7(2) of the CMC Zoning Scheme Regulations that the undermentioned application has been received and is open to inspection at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, 1st Floor, 3 Victoria Rd, Plumstead, and any enquiries may be directed to K McGilton, from 08:00 to 13:00 Monday to Friday. Any objections and/or comments, with full reasons therefor, must be submitted in writing at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Private Bag X5, Plumstead, 7801 or faxed to (021) 710-8283 or e-mailed to [dhilshaad.samaai@capetown.gov.za](mailto:dhilshaad.samaai@capetown.gov.za) on or before the closing date, quoting the above Ordinance, the belowmentioned reference number, and the objector's Erf and phone numbers and address. Objections and comments may also be hand-delivered to the abovementioned street address by no later than the closing date. If your response is not sent to this address and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact K McGilton on (021) 710-8278. The closing date for objections and comments is 5 July 2010.

*File Ref:* LUM/16/2718 (Vol 1) (181870)

*Applicant:* Tommy Brümmer Town & Regional Planner

*Address:* 15 Summit Road, Constantia

*Nature of application:* To Rezone the property from Single Dwelling Residential to General Residential and for the conditional use in terms of Part II, Section 7(b) of the CMC Zoning Scheme Regulations, for a residential building not permitted as a predominant use and for the expansion of the Bed and Breakfast operating from the site.

The following departures from the Zoning Scheme Regulations have been applied for:

1. Part IV, Section 5(2)(ii): To permit the building to be 5.9m in lieu of 9.5m from the southeastern common boundary.
2. Part IV, Section 5(2)(ii): To permit the building to be 3m in lieu of 9.5m from the southwestern common boundary.
3. Part III, Section 1(a): To permit the building to be 5.7m in lieu of 8m from the street boundary.

This application is being re-advertised as the street departure was omitted from the original advert. There are no additional changes and the proposal remains the same as it was when advertised previously.

Note: Any objections received to the initial round of advertising remain valid and their content will be taken into consideration.

ACHMAT EBRAHIM, CITY MANAGER

4 June 2010

21914

## STAD KAAPSTAD (SUIDELIKE DISTRIK)

## HERSONERING, AFWYKINGS EN VOORWAARDELIKE GEBRUIK

- Erf 2718, Constantia

Kennisgewing geskied hiermee ingevolge artikels 15 & 17 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, en deel II, artikel 7(2) van die Kaapse metropolitaanse raad se soneringskema-regulasies dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, departement: beplanning en bouontwikkelingsbestuur, Stad Kaapstad, Inwonerskaking, Grondverdieping, Victoriaweg 3, Plumstead 7801. Navrae kan gerig word aan K McGilton van 8:00 tot 13:00, Maandag tot Vrydag. Enige besware en/of kommentaar, met volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik gerig word aan die kantoor van die distriksbestuurder, departement: beplanning en bou-ontwikkelingsbestuur, Privaat Sak X5, Plumstead 7801, faksnr. (021) 710-8283 of e-posadres [dhilshaad.samaai@capetown.gov.za](mailto:dhilshaad.samaai@capetown.gov.za), met vermelding van bogenoemde Ordonnansie, onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook voor of op die sluitingsdatum per hand by bogenoemde straatadres afgelewer word. As u reaksie nie na die adresse en/of faksnr. gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere inligting, tree asseblief met K McGilton, tel (021) 710-8278, in verbinding. Die sluitingsdatum vir besware en kommentaar is 5 Julie 2010.

*Lêerverw.:* LUM/16/2718 (Vol 1) (181870)

*Aansoeker:* Tommy Brümmer Stads- en Streeksbeplanner

*Adres:* Summitweg 15, Constantia

*Aard van aansoek:* Die hersonering van die eiendom van enkelresidensieel na algemeenresidensieel en voorwaardelike gebruik ingevolge deel II, artikel 7(b) van die Kaapse metropolitaanse raad se soneringskema-regulasies vir 'n residensiële gebied wat nie as hoofgebruik toegelaat word nie, en vir die uitbreiding van die bed- en ontbytonderneming wat op die perseel bedryf word.

Daar is om die volgende afwykings van die soneringskema-regulasies aansoek gedoen:

1. Deel IV, artikel 5(2)(ii): Om toe te laat dat die boulyn 5.9m in plaas van 9.5m van die suidoostelike gemeenskaplike grens is.
2. Deel IV, artikel 5(2)(ii): Om toe te laat dat die boulyn 3.0m in plaas van 9.5m van die suidwestelike gemeenskaplike grens is.
3. Deel III, artikel 1(a): Om toe te laat dat die gebou 5.7m in plaas van 8m van die straatgrens is.

Die aansoek word weer geadverteer aangesien die straatafwyking in die oorspronklike advertensie weggelaat is. Daar is geen bykomende veranderinge nie, en die voorstel bly soos dit voorheen geadverteer is.

Let wel: Enige besware wat na die aanvanklike advertensie ontvang is, bly geldig en die inhoud daarvan sal in ag geneem word.

ACHMAT EBRAHIM, STADSBESTUURDER

4 Junie 2010

21914

## CITY OF CAPE TOWN (TABLE BAY DISTRICT)

## REMOVAL OF RESTRICTIONS ACT NO 84 OF 1967 &amp; SUBDIVISION

- Erf 699 Bantry Bay (*second placement*)

Notice is hereby given in terms of Section 3.6 of the Removal of Restrictions Act No 84 of 1967 and Section 15 in terms of the Land Use Planning Ordinance No 15 of 1985 that the undermentioned application has been received and is open to inspection at the office of the District Manager: Planning & Building Development Management, 2nd Floor, Media City, corner Hertzog Boulevard & Heerengracht, Cape Town and at the office of the Head of Department, Department of Environmental Affairs & Development Planning, Development Management, Provincial Government of the Western Cape, 6th Floor Utilitas Building, 1 Dorp Street, Cape Town from 08:00 to 12:30 and 13:00 to 15:30 Monday to Friday. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the abovementioned Head of Department, Department of Environmental Affairs and that any enquiries may be directed to Asanda Solombela, Planning & Building Development Management, 2nd Floor, Media City, corner Hertzog Boulevard & Heerengracht, Cape Town, phone (021) 400-6455 weekdays during 08:00-14:30. Any objections and/or comments, with full reasons therefor, must be submitted in writing, quoting the above Act and Ordinance, the relevant reference number, the objector's street and postal address and contact telephone numbers to the Director: Planning & Building Development Management, PO Box 4529, Cape Town, 8000, or hand-delivered to the abovementioned address, or faxed to (021) 421-1963 or e-mailed to asanda.solombela@capetown.gov.za on or before the closing date. If your response is not sent to these addresses or fax number, and, as a consequence arrives late, it will be deemed to be invalid. The closing date for objections and comments is 5 July 2010

*Applicant:* Willem Bührmann Associates

*File Ref:* LM5392 (188285)

*Address:* 150 Kloof Street

*Nature of application:* Removal and amendment of restrictive title deed conditions pertaining to Erf 699, 150 Kloof Road, Bantry Bay, to enable the owner to subdivide the property into two portions, namely, Portion 1  $\pm 726\text{m}^2$  in extent and Remainder  $\pm 702\text{m}^2$  in extent, to be used for residential purposes.

ACHMAT EBRAHIM, CITY MANAGER

4 June 2010

21916

## STAD KAAPSTAD (TAFELBAAI-DISTRIK)

## OPHEFFING VAN BEPERKINGS &amp; ONDERVERDELING

- Erf 699 Bantrybaai (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967, en artikel 15 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, beplanning en bou-ontwikkelingsbestuur, 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, en by die kantoor van die departementshoof, departement van omgewingsake en ontwikkelingsbeplanning, ontwikkelingsbestuur, provinsiale regering van die Wes-Kaap, 6e Verdieping, Utilitas-gebou, Dorpstraat 1, Kaapstad, van 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware en/of kommentaar, met die volledige redes daarvoor, moet voor of die sluitingsdatum skriftelik ingedien word by die kantoor van bogenoemde departementshoof, departement van omgewingsake en ontwikkelingsbeplanning, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan bogenoemde distriksbestuurder, Posbus 4529, Kaapstad 8000, met vermelding van bogenoemde Wet en Ordonnansie, die verwysingsnommer en die beswaarmaker se efen telefoonnommer en adres. Besware kan ook per hand by bogenoemde adresse afgelewer word. Enige navrae kan gerig word aan Asanda Solombela, beplanning en bou-ontwikkelingsbestuur, 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, tel (021) 400-6455, faksnr. (021) 421-1963 of e-posadres asanda.solombela@capetown.gov.za, weekdae gedurende 08:00 tot 14:30. As u besware nie na die adresse of faksnr. gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Die sluitingsdatum vir besware en kommentaar is 5 Julie 2010.

*Aansoeker:* Willem Bührmann Associates

*Lêerverw.:* LM5392 (188285)

*Adres:* Kloofstraat 150

*Aard van aansoek:* Die opheffing en wysiging van beperkende titelvoorwaardes wat op Erf 699, Kloofstraat 150, Bantrybaai, van toepassing is, ten einde die eienaar in staat te stel om die eiendom vir residensiële doeleindes in twee gedeeltes, naamlik Gedeelte 1,  $\pm 726\text{m}^2$  groot, en die Restant,  $\pm 702\text{m}^2$  groot, te onderverdeel.

ACHMAT EBRAHIM, STADSBESTUURDER

4 Junie 2010

21916



UKUSUSWA KWEZITHINTELO NGOKOMTHETHO ONGUNOMB.84 WANGOWE-1967 NOLWAHLULO LOMHLABA

- Isiza-699, esise-Bantry Bay (isibhengezo sesibini)

Kukhutshwa isaziso ngokweCandelo-3.6 loMthetho ongokuSuswa kweziThintelo onguNomb.84 wangowe-1967 nangokweCandelo-15 loMpoposho woCwangciso lokuSetyenziswa koMhlaba onguNomb.15 wangowe-1985, sokuba isicelo esikhankanywe ngezantsi apha sifunyenwe kwaye sivulelekile ukuba siphononongwe kwi-ofisi yoMphathi weSithili: kuLawulo loPhuhliso lezoCwangciso neZakhiwo, kuMgangatho we-2, e-Media City, kwikona ye-Hertzog Boulevard & Heerengracht, eKapa nakwi-ofisi yeNtloko yeSebe, iSebe leMicimbi yokuSingqongileyo noPhuhliso lezoCwangciso, uLawulo loPhuhliso, uRhulumente wePhondo laseNtshona Kapa, kuMgangatho we-6, kwiSakhiwo i-Utilitas, 1 Dorp Street, eKapa, ukususela kwintsimbi ye-08:00 ukuya kweye-12:30 neyo-13:00 ukuya kweye-15:30 ngoMvulo ukuya ngoLwesihlanu. Naziphina izichaso okanye izimvo ezinezizathu ezivakalayo, kufuneka zingeniswe ngokubhaliweyo kwi-ofisi ekhankanywe ngentla apha yeNtloko yeSebe, iSebe leMicimbi yokuSingqongileyo kwakhona nayiphina Imibuzo ingajoliswa kuAsanda Solombela, kwezoLawulo loCwangciso neZakhiwo/uLwakhiwo, kuMgangatho we-2, e-Media City, kwikona ye-Hertzog Boulevard & Heerengracht, EKapa, kumnxeba (021) 400-6455 kwiintsuku eziphakathi evekini ukususela kwintsimbi ye-08:00 ukuya kweye-14:30. Naziphina izichaso okanye izimvo ezinezizathu ezivakalayo, kufuneka zingeniswe ngokubhaliweyo, kucatshulwe uMthetho noMpoposho ngentla apha, inombolo yesalathiso efanelekileyo, idilesi yesitrato neyaseposini yomchasi neenombolo zoqhagamshelwano kuMlawuli woLawuli loPhuhliso lezoCwangciso neZakhiwo, PO Box 4529, Cape Town, 8000, okanye zingeniswe ngesandla kwidilesi ekhankanywe ngentla apha, okanye zifekselse kwa-(021) 421-1963 okanye zi-imeyilelwe ku asanda.solombela@capetown.gov.za<mailto:asanda.solombela@capetown.gov.za> ngomhla okanye phambi komhla wokuvalwa. Ukuba impendulo yakho ithe ayathunyelwa kwezi dilesi sele zikhankanyiwe okanye kwiinombolo zefeksi, okanye kuye kwathi ngezizathu ezithile zangeniswa emva komhla wokuvalwa, ziya kuthi zithatyathwe njengezingekho-mthethweni. Umhla wokuvalwa kokungeniswa kwezichaso nezimvo ngowe-5 Julayi 2010.

*Umfaki-sicelo:* Willem Bührmann Associates

*Isalathiso somqulu:* LM5392 (188285)

*Idilesi:* 150 Kloof Street

*Ubume besicelo:* Ukususwa nokulungiswa kwemiqathango yesithintelo setayitile yobunini ngokujoliswe kwisiza-699, 150 Kloof Road, Bantry Bay, ukuze umnini abenakho ukwahlula-hlula ipropati ukuba ibeziziqephu ezibini, iSiqephu-1 ±726m<sup>2</sup> ubukhulu neNtsalela emalunga nama- ±702m<sup>2</sup> ubukhulu, ukuze zisetyenziselwe ukuhiala.

CITY OF CAPE TOWN (TYGERBERG REGION)

REZONING

- Erf 21402 and Farm 420, Portion 2, Skilpaddam Road, Kuilsrivier

Notice is hereby given in terms of Section 17 of the Land Use Planning Ordinance, 1985 (No 15 of 1985) that the undermentioned application has been received and is open to inspection at the office of the District Manager, City of Cape Town 3rd Floor, Municipal Offices, Voortrekker Road, Parow. Enquiries may be directed to Mr R Snyman, Private Bag X4, Parow, 7499. Email to Roedolf.Snyman@capetown.gov.za, tel (021) 938-8532 and fax (021) 938-8509 during 08:00-14:30. Objections, with full reasons therefor, must be lodged in writing at the office of the abovementioned District Manager on or before 5 July 2010, quoting the above relevant legislation and the objector's erf and phone numbers and address. Any objections received after the abovementioned closing date may be considered to be invalid.

*Applicant:* Peter Garnet Mons

*Application no:* 1190599

*Address:* Skilpaddam Road, Kuilsrivier

*Nature of application:* Application for the rezoning of the subject properties from Business Zone I (Erf 21402) & Agricultural Zone 1 (Remainder Farm 420, portion 2) to Business Zone V to permit a service station, together with an associated convenience store and restaurant on the subject consolidated properties.

ACHMAT EBRAHIM, CITY MANAGER

*Ref No:* KSR 18/6/1/11/2

STAD KAAPSTAD (TYGERBERG-STREEK)

HERSONERING

- Erf 21402 en Restant van Plaas 420, Gedeelte 2, Skilpaddamweg, Kuilsrivier

Kennisgewing geskied hiermee ingevolge artikel 17 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, Stad Kaapstad, 3e Verdieping, Munisipale Kantore, Voortrekkerweg, Parow, en dat navrae gerig kan word aan mnr. R Snyman, Privaat Sak X4, Parow 7499, of e-posadres Roedolf.Snyman@capetown.gov.za, tel (021) 938-8532 en faksnr. (021) 938-8509, weksdae tussen 08:00-14:30. Enige besware, met volledige redes daarvoor, moet voor of op 5 Julie 2010 skriftelik aan die kantoor van bogenoemde distriksbestuurder gerig word, met vermelding van bogenoemde toepaslike wetgewing en die beswaarmaker se erf- en telefoonnummer/s en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

*Aansoeker:* Peter Garnet Mons

*Aansoeknr:* 1190599

*Adres:* Skilpaddamweg, Kuilsrivier

*Aard van aansoek:* Die hersonering van die onderhawige eiendomme van sakesone I (Erf 21402) en landbousone I (Restant van Plaas 420, Gedeelte 2) na sakesone V ten einde 'n diensstasie met gepaardgaande geriefswinkel en restaurant op die onderhawige gekonsolideerde eiendomme toe te laat.

ACHMAT EBRAHIM, STADSBESTUURDER

*Verwysingsnr:* KSR 18/6/1/11/2

## CITY OF CAPE TOWN (TABLE-BAY DISTRICT)

## CLOSURE

- Public Passage Adjoining Erven 28032 to 28036, 28043 and 162752 Cape Town at Mowbray (CT14/3/4/3/124/00/28039) (Sketch Plan SZC.655/1)

Notice is hereby given in terms of Section 6(1) of the By-law relating to the Management and Administration of the Municipality's Immovable Property that a Public Road, portion of Erf 28039 Cape Town at Mowbray shown lettered ABCD on Sketch Plan SZC.655/1 has been closed. (S/1222/57 v2 p.4)

ACHMAT EBRAHIM, CITY MANAGER

4 June 2010

21917

## GEORGE MUNICIPALITY

## NOTICE NO 022/2010

DEPARTURE: ERF 9495, c/o YORK STREET AND CJ LANGENHOVEN ROAD, GEORGE

Notice is hereby given that Council has received an application for a Departure in terms of Section 15 of Ordinance 15/1985 to enable the owner to operate a place of amusement (limited payout gambling machines) on the abovementioned property.

Details of the proposal are available for inspection at the Council's office, 5th Floor, York Street, George, 6530, during normal office hours on Mondays and Fridays.

*Enquiries:* Keith Meyer

*Reference:* Erf 9495, George.

Motivated objections, if any, must be lodged in writing with the Deputy Director Planning, by not later than 28 JUNE 2010. Please note that no objections by e-mail will be accepted.

Any person, who is unable to write, can submit their objection verbally to the Council's offices where they will be assisted by a staff member to put their comments in writing.

DG RAS, ACTING MUNICIPAL MANAGER, Civic Centre, York Street, George 6530, Tel: (044) 801-9435, Fax: 086 529 9985  
E-mail: stadsbeplanning@george.org.za

4 June 2010

21920

## OVERSTRAND MUNICIPALITY

ERF 1186, 17 DUIKER STREET, VERMONT, OVERSTRAND MUNICIPAL AREA: PROPOSED SUBDIVISION

Notice is hereby given in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for the subdivision of Erf 1186, Vermont, into a Portion A of approximately 625m<sup>2</sup> and a Remainder of approximately 625m<sup>2</sup>.

Detail regarding the proposal is available for inspection at the office of the Director: Infrastructure and Planning during normal office hours. Enquiries regarding the matter should be directed to the Town Planner, Mr Henk Olivier (Tel: (028) 313-8900. Fax: (028) 313-2093).

Any comments on the proposal should be submitted in writing to reach the undersigned by not later than Friday, 9 July 2010. A person who cannot read or write but wishes to comment on the proposal may visit the Directorate: Infrastructure and Planning where a member of staff would assist them to formalize their comment.

Municipal Manager, Overstrand Municipality, PO Box 20, HERMANUS 7200.

*Municipal Notice No. 46/2010*

4 June 2010

21915

## STAD KAAPSTAD (TAFELBAAI-DISTRIK)

## SLUITING

- Openbare deurgang wat grens aan erf 28032 tot 28036, 28043 en 162752 Kaapstad te Mowbray (CT14/3/4/3/124/00/28039) (Sketsplan SZC.655/1)

Kennisgewing geskied hiermee ingevolge artikel 6(1) van die Verordening met betrekking tot die Bestuur en Administrasie van die Onroerende Eiendom van die Munisipaliteit dat 'n openbare pad, gedeelte van erf 28039, Kaapstad te Mowbray, met die letters ABCD op sketsplan SZC.655/1 aangetoon, gesluit is. (S/1222/57 v2 p.4)

ACHMAT EBRAHIM, STADSBESTUURDER

4 Junie 2010

21917

## GEORGE MUNISIPALITEIT

## KENNISGEWING NR 022/2010

AFWYKING: ERF 9495, h/v YORKSTRAAT EN CJ LANGENHOVENWEG, GEORGE

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het om Afwyking in terme van Artikel 15 van Ordonnansie 15/1985 ten einde die eienaar in staat te stel om 'n plek van vermaaklikheid (beperkte uitkeer dobbelmasjiene) op bogenoemde eiendom te bedryf.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te 5de Vloer, Yorkstraat, George, 6530.

*Navrae:* Keith Meyer

*Verwysing:* Erf 9495, George.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk Direkteur Beplanning ingedien word nie later nie as 28 JUNIE 2010. Let asseblief daarop dat geen e-pos besware aanvaar word nie.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê, waar 'n personeellid sal help om die kommentaar/vertoë op skrif te stel.

DG RAS, WAARNEMENDE MUNISIPALE BESTUURDER, Burger-sentrum, Yorkstraat, George 6530, Tel: (044) 801-9435, Faks: 086 529 9985, E-pos: stadsbeplanning@george.org.za

4 Junie 2010

21920

## OVERSTRAND MUNISIPALITEIT

ERF 1186, DUIKERSTRAAT 17, VERMONT, OVERSTRAND MUNISIPALE AREA: VOORGESTELDE ONDERVERDELING

Kennis geskied hiermee ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is vir die onderverdeling van Erf 1186, Vermont, in 'n Gedeelte A van ongeveer 625m<sup>2</sup> en 'n Restant van ongeveer 625m<sup>2</sup>.

Besonderhede aangaande die voorstel lê ter insae by die kantoor van die Direkteur: Infrastruktuur en Beplanning gedurende normale kantoorure. Navrae kan gerig word aan die Stadsbeplanner, Mnr Henk Olivier, (Tel: (028) 313-8900. Faks: (028) 313-2093).

Enige kommentaar aangaande die voorstel moet op skrif gestel word ten einde die ondergetekende te bereik teen nie later nie as Vrydag, 9 Julie 2010. Persone wat wil kommentaar lewer maar nie kan lees of skryf nie mag die Direktooraat: Infrastruktuur en Beplanning besoek waar hul deur 'n amptenaar bygestaan sal word ten einde hul kommentaar te formaliseer.

Munisipale Bestuurder, Overstrand Munisipaliteit, Posbus 20, HERMANUS 7200.

*Munisipale Kennisgewing Nr. 46/2010*

4 Junie 2010

21915

GEORGE MUNICIPALITY  
NOTICE NO 023/2010

PROPOSED CONTRAVENTION LEVY AND DEPARTURE: ERF  
308, MONTAGU STREET, BLANCO

Notice is hereby given that Council has received the following application on the abovementioned property:

1. Determination of a contravention levy in terms of Section 40 of Ordinance 15 of 1985 for the existing shade port 0.5m from the south-western side boundary;
2. Departure in terms of Section 15 of Ordinance 15 of 1985 to relax the northeastern side building line from 4.5m to 0.0m for a shade port.

Details of the proposal are available for inspection at the Council's office 5th Floor, York Street, George, 6530, during normal office hours, Mondays to Fridays.

*Enquiries:* Keith Meyer  
*Reference:* Erf 308, Blanco.

Motivated objections, if any, must be lodged in writing with the Deputy Director Planning, by not later than 5 July 2010. Please note that no objections by e-mail will be accepted.

Any person, who is unable to write, can submit their objection verbally to the Council's offices where they will be assisted by a staff member to put their comments in writing.

DG RAS, ACTING MUNICIPAL MANAGER, Civic Centre, York Street, George 6530, Tel: (044) 801-9435, Fax: 086 529 9985  
E-mail: keith@george.org.za

4 June 2010

21922

GEORGE MUNICIPALITY  
NOTICE NO 024/2010

PROPOSED REZONING: ERF 1316, C/O CROSS- AND  
PROGRESS STREETS, DORMEHLSDRIFT, GEORGE

Notice is hereby given that Council has received an application for the rezoning in terms of Section 17 of Ordinance 15/1985 of the abovementioned property from SINGLE RESIDENTIAL ZONE to GENERAL RESIDENTIAL ZONE (FLATS).

Details of the proposal are available for inspection at the Council's office 5th Floor, York Street, George, 6530, during normal office hours, Mondays to Fridays.

*Enquiries:* Keith Meyer  
*Reference:* Erf 1316, George.

Motivated objections, if any, must be lodged in writing with the Deputy Director Planning, by not later than 5 July 2010. Please note that no objections by e-mail will be accepted.

Any person, who is unable to write, can submit their objection verbally to the Council's offices where they will be assisted by a staff member to put their comments in writing.

DG RAS, ACTING MUNICIPAL MANAGER, Civic Centre, York Street, George 6530, Tel: (044) 801-9435, Fax: 086 529 9985  
E-mail: keith@george.org.za

4 June 2010

21923

GEORGE MUNISIPALITEIT  
KENNISGEWING NR 023/2010

VOORGESTELDE STRYDIGHEIDSCHEFFING EN AFWYKING:  
ERF 308, MONTAGU STRAAT, BLANCO

Kennis geskied hiermee dat die Raad die volgende aansoek op bogenoemde eiendom ontvang het:

1. Bepaling van 'n strydigheidshoëfing in terme van artikel 40 van Ordonnansie 15 van 1985 vir die bestaande skadu afdak 0.5m vanaf die suid-westelike sygrens;
2. Afwyking in terme van Artikel 15 van Ordonnansie 15 van 1985 om die noordoostelike syboulyn te verslap vanaf 4.5m na 0.0m vir 'n skadu afdak.

Volledige besonderhede van die voorstel sal gedurende gewone kantoor-ure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te 5de Vloer, Yorkstraat, George, 6530.

*Navrae:* Keith Meyer  
*Verwysing:* Erf 308, Blanco.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk Direkteur Beplanning ingedien word nie later nie as 5 Julie 2010. Let asseblief daarop dat geen e-pos besware aanvaar sal word nie.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê, waar 'n personeellid sal help om die kommentaar verhoë op skrif te stel.

DG RAS, WAARNEMENDE MUNISIPALE BESTUURDER, Burger-  
sentrum, Yorkstraat, George 6530, Tel: (044) 801-9435, Faks: 086 529  
9985, E-pos: keith@george.org.za

4 Junie 2010

21922

GEORGE MUNISIPALITEIT  
KENNISGEWING NR 024/2010

VOORGESTELDE HERSONERING: ERF 1316, H/V CROSS- EN  
PROGRESSSTRATE, DORMEHLSDRIFT, GEORGE

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het vir die hersonering van bogenoemde eiendom in terme van Artikel 17(2)(a) van Ordonnansie 15/1985 vanaf ENKELWOONSONE na ALGEMENE WOONSONE (WOONSTELLE).

Volledige besonderhede van die voorstel sal gedurende gewone kantoor-ure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te 5de Vloer, Yorkstraat, George, 6530.

*Navrae:* Keith Meyer  
*Verwysing:* Erf 1316, George.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk Direkteur Beplanning ingedien word nie later nie as 5 Julie 2010. Let asseblief daarop dat geen e-pos besware aanvaar sal word nie.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê, waar 'n personeellid sal help om die kommentaar/verhoë op skrif te stel.

DG RAS, WAARNEMENDE MUNISIPALE BESTUURDER, Burger-  
sentrum, Yorkstraat, George 6530, Tel: (044) 801-9435, Faks: 086 529  
9985, E-pos: keith@george.org.za

4 Junie 2010

21923

## HESSEQUA MUNICIPALITY

## CLOSURE OF PORTIONS OF ANDERSON STREET STILBAAI WEST

Notice is hereby given in terms of the provision of Section 137(2)(a) of the Municipal Ordinance 20 of 1974, that the Hessequa Municipality proposes to close a portion of Anderson Street adjacent to erf 96 Stilbaai West and approximately 137m<sup>2</sup> in extent. Notice is further given that after the street closure that Municipality proposes to alienate the closed street portion as well as 196m<sup>2</sup> of the adjacent erf 657 Stilbaai West to the owner of erf 96, Ms. PT Du Toit.

A plan showing the street portions as well as further particulars are obtainable from the Riversdal Municipal Offices Head: Planning Tel no. (028) 713-8000. Any objections to the proposed closure must be submitted in writing to reach the office of the undersigned not later than 2 July 2010.

People who cannot write can approach the office of the undersigned during normal office hours where the responsible official will assist you in putting your comments or objections in writing.

MUNICIPAL MANAGER, HESSEQUA MUNICIPALITY, VAN DEN BERG STREET, PO BOX 29, RIVERSDAL 6670

4 June 2010

21924

## HESSEQUA MUNICIPALITY

## REZONING AND DEPARTURE ERF 84, ANDERSON STREET STILBAAI WEST

Notice is hereby given in terms of the provisions of Section 15 en 17 of the Land-Use Planning Ordinance 15 of 1985 (Ord. 15 of 1985) that the Hessequa Council has received the following application on the abovementioned property:

*Property:* Erf 84, Anderson Street, Stilbaai West

*Proposal:*

- Rezoning from Residential IV (historical residential) to Residential II (duet).
- Departure from the Stilbaai Scheme Regulations to allow a duet on an erf of 642m<sup>2</sup> where the minimum erf-size is 750m<sup>2</sup>.

*Applicant:* Setplan on behalf of Elzanne Smit and Esther Rall

Details concerning the application are available at the office of the undersigned as well as Stilbaai Offices during office hours. Any objections to the proposed application should be submitted in writing to reach the office of the undersigned not later than 2 July 2010.

People who cannot write can approach the office of the undersigned during normal office hours where the responsible official will assist you in putting your comments or objections in writing.

MUNICIPAL MANAGER, HESSEQUA MUNICIPALITY, PO BOX 29, RIVERSDAL 6670

4 June 2010

21915

## HESSEQUA MUNISIPALITEIT

## SLUITING: GEDEELTES VAN ANDERSONSTRAAT STILBAAI-WES

Kennis word hiermee gegee ingevolge die bepalings van Artikel 137(2)(a) van die Munisipale Ordonnansie 20 van 1974, dat die Hessequa Munisipaliteit van voorneme is om die gedeelte van Andersonstraat, aangrensend tot Erf 96 Stilbaai-Wes ongeveer 137m<sup>2</sup> te sluit. Daar word verder ook kennis gegee dat die Munisipaliteit van voorneme is om na sluiting voorgenome straatgedeelte sowel as 196m<sup>2</sup> van die aangrensende erf 657 aan die eienaar van erf 96 Stilbaai-Wes, Me PT Du Toit te vervreem

'n Plan wat die straatgedeeltes aantoon sowel as besonderhede van voorgenoemde straatsluiting is beskikbaar by die Hoof: Beplanning Hessequa Munisipaliteit Riversdal Tel nr. (028) 713-8000. Enige kommentaar of beswaar teen die voorgenoemde sluiting en of vervreemding moet skriftelik ingedien word om die ondergetekende te bereik nie later nie as 2 Julie 2010.

Persone wat nie kan skryf nie, kan die onderstaande kantoor nader tydens normale kantoorure waar die betrokke amptenaar u sal help.

MUNISIPALE BESTUURDER, HESSEQUA MUNISIPALITEIT, VAN DEN BERGSTRAAT, POSBUS 29, RIVERSDAL 6670

4 Junie 2010

21924

## HESSEQUA MUNISIPALITEIT

## HERSONERING &amp; AFWYKING ERF 84, ANDERSONSTRAAT, STILBAAI-WES

Kennis geskied hiermee ingevolge die bepalings van Artkel 17 en 15 van die Grondgebruikordonnansie 15 van 1985 (Ord. 15 van 1985) dat; die Hessequa Raad, die volgende aansoek op bogenoemde eiendom ontvang het:

*Eiendombeskrywing:* Erf 84, Andersonstraat, Stilbaai-wes

*Aansoek:*

- Hersonering van Residensieel VI (historiese residensieel II duet)
- Afwyking van die Stilbaai Skemaregulasies om 'n duet van 842m<sup>2</sup> te vestig waar die minimum erfoppervlakte 750m<sup>2</sup> is.

*Applikant:* Setplan namens Elzanne Smith en Esther Rall

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende asook die Stilbaai Munisipale Kantore gedurende kantoorure. Enige besware teen die voorgenome aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later as 2 Julie 2010.

Persone wat nie kan skryf nie, kan die onderstaande kantoor nader tydens sy normale kantoorure waar die betrokke amptenaar u sal help om u kommentaar of besware op skrif te stel.

MUNISIPALE BESTUURDER, HESSEQUA MUNISIPALITEIT, POSBUS 29, RIVERSDAL 6670

4 Junie 2010

21925

**SWELLENDAM MUNICIPALITY**

**APPLICATION FOR REZONING AND SUBDIVISION: SEVERAL ERVEN, SWELLENDAM**

Notice is hereby given that the Council intends to, in terms of the Land Use Planning Ordinance, 1985 (Ordinance no. 15 of 1985) to do the following subdivisions and rezonings in order to create additional business erven in Railton:

1. The subdivision and partially closure op Public Place Erf 7295, Swellendam in Portion A (381m<sup>2</sup>), Portion B (415m<sup>2</sup>) and Portion C (641m<sup>2</sup>) and rezoning of Portions A and B to business purposes and Portion C to parking/street purposes.
2. The subdivision and partially closure op Public Place Erf 7294, Swellendam in Portion A (316m<sup>2</sup>) and Remainder and rezoning of Portion A to business purposes.
3. The subdivision of Erf 6882, Swellendam in Portion A (308m<sup>2</sup>), Portion B (291m<sup>2</sup>) and Portion C (272m<sup>2</sup>) and the rezoning of Portions A, B and C to business purposes.
4. The subdivision of Erf 5868, Swellendam in Portion A (300m<sup>2</sup>) and Portion B (300m<sup>2</sup>) and the rezoning of Portions A and B to business purposes.
5. The subdivision and partially closure op Public Place Erf 5866, Swellendam in Portion A (294m<sup>2</sup>) and Remainder and rezoning of Portion A to business purposes.
6. The subdivision and partially closure op Public Place Erf 6054, Swellendam in Portion A (296m<sup>2</sup>) and Remainder and rezoning of Portion A to business purposes.
7. The subdivision of the Remainder of Erf 1, Swellendam in Portion A (853m<sup>2</sup>) and Portion B (1065m<sup>2</sup>); and the rezoning of Portions A and B to business purposes.

Further particulars regarding the proposal are available for inspection at the Municipal office, Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 5 July 2010. Persons who are unable to read and write will be assisted during office hours, at the Municipal office, Swellendam, to write down their objections.

N NEL, MUNICIPAL MANAGER, Municipal Office, Swellendam

Notice: 163/2010

4 June 2010

21928

**SWELLENDAM MUNICIPALITY**

**APPLICATION FOR CONSENT USE ERF 6415 (BERG STREET), SWELLENDAM**

Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application from Umsiza Planning on behalf of Lynda Warner for a consent use in order to conduct a guesthouse from Erf 6415, Swellendam.

Further particulars regarding the proposal are available for inspection at the Municipal office, Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 5 July 2010. Persons who are unable to read and write will be assisted during office hours, at the Municipal office, Swellendam, to write down their objections.

N NEL, MUNICIPAL MANAGER, Municipal Office, Swellendam

Notice: 164/2010

4 June 2010

21929

**SWELLENDAM MUNISIPALITEIT**

**AANSOEK OM HERSONERING EN ONDERVERDELING: VERSKEIE ERWE, SWELLENDAM**

Kennis geskied hiermee dat die Raad van voornemens is om in terme van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) die volgende hersonerings en onderverdelings te doen ten einde bykomende besigheidserwe in Railton te skep:

1. Die onderverdeling en gedeeltelike sluiting van Openbare Plek Erf 7295, Swellendam in Gedeelte A (361m<sup>2</sup>), Gedeelte B (415m<sup>2</sup>) en Gedeelte C (641m<sup>2</sup>) en hersonering van Gedeeltes A en B na sakedoeleindes en Gedeelte C na parkeer/straat doeleindes.
2. Die onderverdeling en gedeeltelike sluiting van Openbare Plek Erf 7294, Swellendam in Gedeelte A (316m<sup>2</sup>) en Restant en hersonering van Gedeelte A na sakedoeleindes.
3. Die onderverdeling van Erf 6882, Swellendam in Gedeelte A (308m<sup>2</sup>), Gedeelte B (291m<sup>2</sup>) en Gedeelte C (272m<sup>2</sup>) en hersonering van Gedeeltes A, B en C na sakedoeleindes.
4. Die onderverdeling van Erf 5868, Swellendam in Gedeelte A (300m<sup>2</sup>) en Gedeelte B (300m<sup>2</sup>) en hersonering van Gedeeltes A en B na sakedoeleindes.
5. Die onderverdeling en gedeeltelike sluiting van Openbare Plek Erf 5866, Swellendam in Gedeelte A (294m<sup>2</sup>) en Restant en hersonering van Gedeelte A na sakedoeleindes.
6. Die onderverdeling en gedeeltelike sluiting van Openbare Plek Erf 6054, Swellendam in Gedeelte A (296m<sup>2</sup>) en Restant en hersonering van Gedeelte A na sakedoeleindes.
7. Die onderverdeling van die Restant van Erf 1, Swellendam in Gedeelte A (853m<sup>2</sup>) en Gedeelte B (1065m<sup>2</sup>) en hersonering van Gedeeltes A en B na sakedoeleindes.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Swellendam Munisipale kantoor, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 5 Julie 2010. Persone wat nie kan lees en skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hul besware neer te skryf.

N NEL, MUNISIPALE BESTUURDER, Munisipale Kantoor, Swellendam

Kennisgewing: 163/2010

4 Junie 2010

21928

**SWELLENDAM MUNISIPALITEIT**

**AANSOEK OM VERGUNNINGSGEBRUIK ERF 6415 (BERGSTRAAT), SWELLENDAM**

Kennis geskied hiermee in terme van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het van Umsiza Planning namens Lynda Warner vir 'n vergunningsgebruik ten einde 'n gastehuis vanaf Erf 6415, Swellendam te bedryf.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Swellendam Munisipale kantoor, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 5 Julie 2010. Persone wat nie kan lees en skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hul besware neer te skryf.

N NEL, MUNISIPALE BESTUURDER, Munisipale Kantoor, Swellendam

Kennisgewing: 164/2010

4 Junie 2010

21929

## THEEWATERSKLOOF MUNICIPALITY

ESTABLISHMENT OF A LOCAL NATURE RESERVE:  
GREYTON

Notice is hereby given, in terms of the provisions of section 7(5) of the Nature Conservation Ordinance, 1974 (Ordinance 19 of 1974), that the Administrator has granted an application for the approval of the establishment of a Local Nature Reserve by the Municipality of Greyton in the area of jurisdiction of the said Municipality on land vested in such Municipality and which will be known as the "Greyton Natuurpark", the boundaries of which are set out in the subjoined Schedule.

SCHEDULE  
*Description of boundaries*

Beginning at the north-eastern cornerpost of Erf 530, Greyton; thence in a straight line in a westerly direction along the northern boundaries of Erven 530, 588 and 586 to the north-western corner of Erf 586; thence in a straight line in a north-westerly direction to the point where the farms Kanonberg, Langezocht, Genadendal and the Commonage of Greyton meet; thence in a straight line in a northerly direction to the trigonometrical beacon known as Uitkykkop; thence in a straight line in an easterly direction along the northern boundary of the farm Kanonberg to the beacon on the peak of the mountain known as Wa-en-Osse; thence in a straight line in an easterly direction along the northern boundary of the farm Kanonberg to the north-eastern corner of the farm Kanonberg; thence in a straight line in a southerly direction along the eastern boundary of the farm Kanonberg to the point where the farms Kanonberg, Boschmanskloof and the Forest Reserve meet; thence in a straight line in an easterly direction along the northern boundary of the farm Boschmanskloof to the beacon on the peak of Boschmanskop; thence in a straight line in a south-easterly direction to the beacon on the peak of Perdekop; thence in a straight line in a south-westerly direction to the beacon on the peak of Abdolskop; thence in a straight line in a south-south-westerly direction to the point where the farms Groenberg, Just-in-Time, Boschmanskloof and the Commonage of Greyton meet; thence in a straight line in a northerly direction along the eastern boundary of the Commonage to the point where the farms Boschmanskloof, Kanonberg and the Commonage of Greyton meet; thence in a straight line in a south-westerly direction to the starting point.

S WALLACE, MUNICIPAL MANAGER, Municipal Office, PO Box 24, CALEDON 7230

Reference No: Greyton Nature Reserve. Notice No. KOR 57/2010

4 June 2010

21931

## THEEWATERSKLOOF MUNICIPALITY

CLOSURE OF PUBLIC OPEN SPACES: ERVEN 180, 248 AND  
327, MYDDLETON AND ERF 792, CALEDON

Notice is hereby given in terms of Section 6(1) of the By-law relating to the Management and Administration of the Municipality's Immovable Property that Council has closed public open spaces Erven 180, 248 and 327, Myddleton and Erf 792, Caledon.

S WALLACE, MUNICIPAL MANAGER, Municipal Office, PO Box 24, CALEDON 7230

Reference number: M/180, 248 & 327 and C/792  
Notice number: KOR 56/2010

4 June 2010

21932

## THEEWATERSKLOOF MUNISIPALITEIT

STIGTING VAN 'N PLAASLIKE NATUURRESERVAAT:  
GREYTON

Kennisgewing geskied hierby ingevolge die bepalings van artikel 7(5) van die Ordonnansie op Natuurbewaring, 1974 (Ordonnansie 19 van 1974), dat die Administrateur 'n aansoek toegestaan het om die goedkeuring van die stigting van 'n Plaaslike Natuurreservaat deur die Munisipaliteit Greyton in die regsgebied van genoemde Munisipaliteit Greyton in die regsgebied van genoemde Munisipaliteit op grond wat by sodanige Munisipaliteit berus en wat bekend sal staan as die 'Greyton-Natuurpark', waarvan die grense in onderstaande Bylae uiteengesit word.

BYLAE  
*Beskrywing van grense*

Begin by die noordoostelike hoekpen van erf 530, Greyton; daarvan dan in 'n reguit lyn in 'n westelike rigting langs die noordelike grense van erwe 530, 588 en 586 tot by die noord-westelike hoek van erf 586; daarvandaan in 'n reguit lyn in 'n noordwestelike rigting tot by die punt waar die plase Kanonberg, Langezocht, Genadendal en die meentgrond van Greyton bymekaarkom; daarvandaan in 'n reguit lyn in 'n noordelike rigting tot by die trigonometriese baken bekend as Uitkykkop; daarvandaan in 'n reguit lyn 'n 'n oostelike rigting langs die noordelike grens van die plaas Kanonberg tot by die baken op die spits van die berg bekend as Wa-en-Osse; daarvandaan in 'n reguit lyn in 'n oostelike rigting langs die noordelike grens van die plaas Kanonberg tot by die noordoostelike hoek van die plaas Kanonberg; daarvandaan in 'n reguit lyn in 'n suidelike rigting langs die oostelike grens van die plaas Kanonberg tot by die punt waar die plase Kanonberg, Boschmanskloof en die Bosreservaat bymekaarkom; daarvandaan in 'n reguit lyn in 'n oostelike rigting langs die noordelike grens van die plaas Boschmanskloof tot by die baken op die spits van Boschmanskop; daarvandaan in 'n reguit lyn in 'n suidoostelike rigting tot by die baken op die spits van Perdekop; daarvandaan in 'n reguit lyn in 'n suidwestelike rigting tot by die baken op die spits van Abdolskop; daarvandaan in 'n reguit lyn in 'n suid-suidwestelike rigting tot by die punt waar die plase Groenberg, Just-in-Time, Boschmanskloof en die meentgrond van Greyton bymekaarkom; daarvandaan in 'n reguit lyn in 'n noordelike rigting langs die oostelike grens van die meentgrond tot by die punt waar die plase Boschmanskloof, Kanonberg en die meentgrond van Greyton bymekaarkom; daarvandaan in 'n reguit lyn in 'n suidwestelike rigting tot by die beginpunt.

S WALLACE, MUNISIPALE BESTUURDER, Munisipale Kantoor, Posbus 24, CALEDON 7230

Verwysingsnommer: Greyton Natuur Reservaat. Kennisgewingsnommer: KOR 57/2010

4 Junie 2010

21931

## THEEWATERSKLOOF MUNISIPALITEIT

SLUITING VAN PUBLIEKE OOPRUIMTES: ERWE 180, 248 EN  
327, MYDDLETON EN ERF 792, CALEDON

Kennis geskied hiermee dat hierdie Raad ingevolge Artikel 6(1) van die verordening ten opsigte van die Bestuur en Administrasie van die Munisipaliteit se Onroerende Eiendom, Publieke Oopruimtes: Erwe 180, 248 en 327, Caledon gesluit het.

S WALLACE, MUNISIPALE BESTUURDER, Munisipale Kantoor, Posbus 24, CALEDON 7230

Verwysingsnommer: M/180, 248 & 327 en C/792  
Kennisgewingsnommer: KOR 56/2010

4 Junie 2010

21932

## THEEWATERSKLOOF MUNICIPALITY

CLOSURE OF PORTION OF PUBLIC PLACE ERF 4558,  
GRABOUW, PORTION OF PUBLIC PLACE OVER ERF 563  
GRABOUW AND PORTION OF PUBLIC PLACE ERF 1664,  
GRABOUW

Notice is hereby given in terms of Section 6(1) of the By-law relating to the Management and Administration of the Municipality's Immovable Property that Council has closed portion of public place erf 4558, Grabouw, portion of public place over erf 563 Grabouw and portion of public place erf 1664, Grabouw. (Cldn.313 v1 p94) (S/52/1 v2 p561)

S WALLACE, MUNICIPAL MANAGER, Municipal Office, PO Box 24, CALEDON 7230

Reference number: G/4558, 563, 1664

Notice number: KOR 31/2010

4 June 2010

21933

## THEEWATERSKLOOF MUNISIPALITEIT

SLUITING VAN GEDEELTE VAN OPENBARE PLEK ERF 4558,  
GRABOUW, GEDEELTE VAN OPENBARE PLEK OOR ERF 563,  
GRABOUW EN GEDEELTE VAN OPENBARE PLEK ERF 1664,  
GRABOUW

Kennis geskied hiermee dat hierdie Raad ingevolge Artikel 6(1) van die verordening ten opsigte van die Bestuur en Administrasie van die Munisipaliteit se Onroerende Eiendom, gedeeltes van openbare plek erf 4558, Grabouw, gedeelte van openbare plek oor erf 563, Grabouw en gedeelte van openbare plek erf 1664, Grabouw gesluit het. (Cldn.313 v1 p94) (S/52/1 v2 p561).

S WALLACE, MUNISIPALE BESTUURDER, Munisipale Kantoor, Posbus 24, CALEDON 7230

Verwysingsnommer: G/4558, 563, 1664

Kennisgewingsnommer: KOR 31/2010

4 Junie 2010

21933

## THEEWATERSKLOOF MUNICIPALITY

APPLICATION FOR SUBDIVISION, CONSOLIDATION,  
REZONING, CONSENT USE, AND DEPARTURE: ERVEN 1 AND  
703, CALEDON

Notice is hereby given that Council has received an application from Urban Dynamics Western Cape, Town and Regional Planners, on behalf of Theewaterskloof Municipality for the following:

- (1) the Subdivision of Erf 1, Caledon in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) into two portions: Portion A ( $\pm 2.79$ ha) and the Remainder of Erf 1, Caledon ( $\pm 630.49$ ha);
- (2) the Subdivision of Erf 703, Caledon in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) into two portions: Portion B ( $\pm 1.96$ ha) and the Remainder of Erf 703, Caledon ( $\pm 1.47$ ha);
- (3) the subsequent Consolidation and Rezoning of Portions A and B from Undetermined Zone to Subdivisional Area in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985);
- (4) the further subdivision of consolidated Portion A and B in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) to create the following: 220 Residential Zone I erven, 1 Institutional Zone II erf, 1 Transport Zone II erf and 2 Open space Zone I erven;
- (5) Consent Use on the Institutional Zone I erf to be able to utilise it as a Place of Assembly in terms of Section 4.6 of the Land Use Planning Scheme Regulations PN 353/1986 (Cape); and
- (6) Departure, in terms of Section 15(1)(a)(i) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), from the prescriptions of the Land Use Planning Scheme Regulations PN 353/1986 (Cape) for those erven where building line encroachments will be necessary and those erven where no on-site parking can be provided.

Further particulars regarding the proposal are available for inspection at the Municipal Offices at Caledon during office hours from 4 June 2010 to 16 July 2010. Objections to the proposal, if any, must reach the undermentioned on or before 16 July 2010. Persons who are unable to write will be assisted during office hours, at the Municipal Offices, Caledon, to write down their objections.

S WALLACE, MUNICIPAL MANAGER, Municipal Office, PO Box 24, CALEDON 7230

Reference number: C/1 & 703

Notice number: KOR 55/2010

4 June 2010

21934

## THEEWATERSKLOOF MUNISIPALITEIT

AANSOEK OM ONDERVERDELING, KONSOLIDASIE,  
HERSONERING, VERGUNNINGSGEBRUIK EN AFWYKING:  
ERWE 1 EN 703, CALEDON

Kennisgewing geskied hiermee dat die Raad 'n aansoek ontvang het van Urban Dynamics Weskaap, Stads- en Streekbeplanners, namens Theewaterskloof Munisipaliteit vir die volgende:

- (1) die Onderverdeling van Erf 1, Caledon in terme van Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) in twee gedeeltes: Gedeelte A ( $\pm 2.79$ ha) en Restant Erf 1, Caledon ( $\pm 630.49$ ha);
- (2) die Onderverdeling van Erf 703, Caledon in terme van Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) in twee gedeeltes: Gedeelte B ( $\pm 1.96$ ha) en Restant van Erf 703, Caledon ( $\pm 1.47$ ha);
- (3) die Konsolidasie en Hersonerings van Gedeeltes A en B van Onbepaalde Sone na Onderverdelingsgebied in terme van Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985);
- (4) die heronderverdeling van die gekonsolideerde Gedeelte A en B in terme van Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) om die volgende te skep: 220 Residensiële Sone I erwe, 1 Institusionele Sone erf, 1 Vervoersone II erf en 2 Oopruimtesone I erwe;
- (5) Vergunningsgebruik op die Institusionele Sone II erf vir die gebruik daarvan as Vergaderplek in terme van Artikel 4.6 van die Grondgebruikbeplanning Skemaregulasies PK 353/1986 (Kaap); en
- (6) Afwyking in terme van Artikel 15(1)(a)(i) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) van die voorskrifte van die Grondgebruikbeplanning Skemaregulasies PK 353/1986 (Kaap) vir die erwe waar boulynbeperkings nie nagekom kan word nie en die erwe waar geen parkering op die erf voorsien kan word nie.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Munisipale kantoor, Caledon, ter insae vanaf 4 Junie 2010 tot 16 Julie 2010. Skriftelike besware teen die voorstel, indien enige, moet die ondergetekende voor of op 16 Julie 2010 bereik. Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Caledon gehelp word om hulle besware neer te skryf.

S WALLACE, MUNISIPALE BESTUURDER, Munisipale Kantoor, Posbus 24, CALEDON 7230

Verwysingsnommer: C/1 & 703

Kennisgewingsnommer: KOR 55/2010

4 Junie 2010

21934

**MATZIKAMA MUNICIPALITY**

**NOTICE: APPLICATIONS FOR SUBDIVISION**

Notice is hereby given in terms of section 24(2)(a) of the Land Use Planning Ordinance, 1985 that the Council received the following applications for consideration:

Erf no.	Town	Owner	Locality	Existing Zoning	Proposed Development
880	Klawer	JH & FJ Snyman	De Villiers Street	Residential zone I	The subdivision of Erf 880, Klawer into two Portions namely: Portion A (±434m <sup>2</sup> ) and the Remainder (±409m <sup>2</sup> )
881	Klawer	AMED Meiring	De Villiers Street	Residential zone I	The subdivision of Erf 881, Klawer into two Portions namely: Portion A (±425m <sup>2</sup> ) and the Remainder (±418m <sup>2</sup> )
886	Klawer	MA Bester	De Villiers Street	Residential zone I	The subdivision of Erf 886, Klawer into two Portions namely: Portion A (±447m <sup>2</sup> ) and the Remainder (±490m <sup>2</sup> )

Full details of the applications can be obtained from Mr Lategan/mrs Van der Westhuizen during normal office hours. Written motivated objections and/or comments against the application should reach the undermentioned on or before Monday, 5 July 2010.

Any person who cannot write are invited to visit the office of the Municipality where Mr Lategan will assist such person to transcribe his/her objections and/or comments.

DLG O'NEILL, MUNICIPAL MANAGER, Municipal Offices, 37 Church Street, PO BOX 98, VREDENDAL, 8160, Tel: (027) 201-3300, Fax: (027) 213-3238

NOTICE: G7/2010

4 June 2010

21926

**THEEWATERSKLOOF MUNICIPALITY**

**APPLICATION CLOSURE OF PORTIONS OF MAIN ROAD, RIVIERSONDEREND FROM KIRKLAND STREET TO ERF 292, RIVIERSONDEREND**

Notice is hereby given in terms of Section 6(1) of the By-law relating to the Management and Administration of the Municipality's Immovable that Council has closed Portions of Main Road Riviersonderend from Kirkland Street to Erf 292, Riviersonderend. (S11092 V3 P71).

S WALLACE, MUNICIPAL MANAGER, Municipal Office, PO Box 24, CALEDON 7230

Reference number: R/292  
Notice number: KOR 01/2010

4 June 2010

21935

**MATZIKAMA MUNISIPALITEIT**

**KENNISGEWING: AANSOEKE OM ONDERVERDELING**

Kennis geskied hiermee ingevolge artikel 24(2)(a) van die Ordonnansie op Grondgebruikbeplanning, 1985, dat die Raad die volgende aansoeke vir oorweging ontvang het:

Erf nr.	Dorp	Eienaar	Ligging	Huidige sonering	Voorstel
880	Klawer	JH & FJ Snyman	De Villiersstraat	Residensiële sone I	Die onderverdeling van Erf 880, Klawer in twee naamlik: Gedeelte A (±434m <sup>2</sup> ) en die Restant (±409m <sup>2</sup> )
881	Klawer	AMED Meiring	De Villiersstraat	Residensiële sone I	Die onderverdeling van Erf 881, Klawer in twee, naamlik Gedeelte A (±425m <sup>2</sup> ) en die Restant (±418m <sup>2</sup> )
886	Klawer	MA Bester	De Villiersstraat	Residensiële sone I	Die onderverdeling van Erf 886, Klawer in twee, naamlik: Gedeelte A (±447m <sup>2</sup> ) en die Restant (±490m <sup>2</sup> )

Volledige besonderhede van die aansoeke is gedurende kantoorure by mnr Lategan of me Van der Westhuizen ter insae. Skriftelike gemotiveerde kommentaar en/of besware teen die voorstelle moet die ondergenoemde voor of op Maandag, 5 Julie 2010 bereik.

Enige persoon wat nie kan skryf nie kan gedurende die kantoorure van die Munisipaliteit na die ondergemelde kantoor kom waar mnr Lategan sodanige persoon sal help om sy/haar beswaar af te skryf.

DLG O'NEILL, MUNISIPALE BESTUURDER, Munisipale Kantore, Kerkstraat 37, Posbus 98, VREDENDAL, 8160, Tel: (027) 201-3300, Faks: (027) 213-3238

KENNISGEWING: G7/2010

4 Junie 2010

21926

**THEEWATERSKLOOF MUNISIPALITEIT**

**SLUITING VAN GEDEELTES VAN HOOFSTRAAT, RIVIERSONDEREND VANAF KIRKLANDSTRAAT TOT ERF 292, RIVIERSONDEREND**

Kennis geskied hiermee dat hierdie Raad ingevolge Artikel 6(1) van die Verordening ten opsigte van die Bestuur en Administrasie van die Munisipaliteit se onroerende eiendom, Gedeelte van Hoofstraat Riviersonderend vanaf Kirklandstraat tot erf 292, Riviersonderend gesluit het. (S11092 V3 P71).

S WALLACE, MUNISIPALE BESTUURDER, Munisipale Kantoor, Posbus 24, CALEDON 7230

Verwysingsnommer: R/292  
Kennisgewingsnommer: KOR 01/2010

4 Junie 2010

21935



**STELLENBOSCH MUNICIPALITY****PREAMBLE**

Stellenbosch Municipality, by virtue of the powers vested in it by **section 156 (2)** of the **Constitution of the Republic of South Africa** as amended, read with **section 13** of the **Local Government: Municipal Systems Act, 2000 (Act 32 of 2000)**, has made the By-law set out below.

In this by-law, words used in the masculine gender include the feminine.

All singular meanings shall include the plural interpretation and vice versa.

The English text shall prevail in the event of an inconsistency between the different texts, and unless the context otherwise indicates.

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## DEFINITIONS

1. **“animals”** mean any horses, donkeys, cattle, pigs, sheep, goats, and other animals, with the inclusion of domesticated animals such as dogs and cats.

**“caravan”** means any vehicle permanently fitted for use by persons for living and sleeping purposes, whether or not such vehicle is a trailer.

**“informal parking attendant”** means a person who is in possession of a permit issued by the municipality and who assists with the pointing out of parking or supervision of vehicles for security purposes, in a street or parking area.

**“municipality”** means the Municipality of Stellenbosch established in terms of **section 12** of the **Local Government: Municipal Structures Act, 1998 (Act 117 of 1998)**, published in **Provincial Notice 5642** dated **4 December 2000** and includes any political structure, political office-bearer, councillor, or any employee thereof acting in connection with this by-law by virtue of a power vested in the municipality and delegated or sub-delegated to such political structure, political office-bearer, councillor, or employees.

**“municipal area”** means the area of jurisdiction of Stellenbosch Municipality as determined in terms of the **Local Government: Municipal Demarcation Act, 1998 (Act 27 of 1998)**.

**“Municipal Manager”** means a person appointed in terms of **section 82** of the **Local Government: Municipal Structures Act, 1998 (Act 117 of 1998)**.

**“motorvehicle”** means any self-propelled vehicle and includes —

- (a) a trailer; and
- (b) a vehicle having pedals and an engine or an electric motor as an integral part thereof or attached thereto and which is designed or adapted to be propelled by means of such pedals, engine or motor, or both such pedals and engine or motor, but does not include —
  - (i) any vehicle propelled by electrical power derived from storage batteries and which is controlled by a pedestrian; or
  - (ii) any vehicle with a mass not exceeding 230 kilograms and is specially designed and constructed, and not merely adapted, for the use of any person suffering from some physical defect or disability and is used solely by such person.

**“park”** means to keep a vehicle, whether occupied or not, stationary for a period of time longer than is reasonably necessary for the actual loading or unloading of persons or goods, but does not include any such keeping of a vehicle by reason of a cause beyond the control of the person in charge of such vehicle.

**“public place”** means any square, park, recreational ground, sports ground, sanitary lane or open space which has —

- (a) in connection with any subdivision or layout of land into erven been provided, reserved or set apart for use by the public or the owners or occupiers of such erven, whether or not it is shown on a general plan, plan of subdivision or diagram;
- (b) at any time been dedicated to the public;
- (c) been used by the public without interruption for a period of at least 30 years; or
- (d) at any time been declared or rendered such by the municipality or other competent authority.

**“public road”** means any road, street or thoroughfare or any other place (whether a thoroughfare or not) which is commonly used by the public or any section thereof or to which the public or any section thereof has a right of access, and includes —

- (a) the verge of any such road, street or thoroughfare;
- (b) any bridge, ferry or drift traversed by any such road, street or thoroughfare; and
- (c) any other work or object forming part of or connected with or belonging to such road, street or thoroughfare.

**“semi-trailer”** means a trailer having no front axle and is so designed that at least 15 per cent of its tare is super-imposed on and borne by a vehicle drawing such trailer.

**“sidewalk”** means that portion of a street intended for the exclusive use by pedestrians.

**“street”** means any street, road, cycle path, thoroughfare or any other place, including —

- (a) the verge of any such road, street or thoroughfare;

- (b) any footpath, sidewalk or similar pedestrian portion of a road reserve;
- (c) any bridge, ferry or drift traversed by any such road, street or thoroughfare;
- (d) any other object belonging to such road, street or thoroughfare, which has at any time been —
  - (i) dedicated to the public;
  - (ii) used without interruption by the public for a period of at least 30 years;
  - (iii) declared or rendered such by the municipality or other competent authority, or
  - (iv) constructed by a local authority, or
  - (v) any land with or without buildings or structures thereon, which is shown as a street on —
    - (aa) any plan of subdivision or diagram approved by the municipality or other competent authority and acted upon, or
    - (bb) any general plan as defined in the **Land Survey Act, 1997 (Act 8 of 1997)**, registered or filed in a deeds registry or Surveyor-General's office;

unless such land is on such plan or diagram described as a private street.

“**tare**”, in relation to a motor vehicle, means the mass of such vehicle ready to travel on a road and includes the mass of —

- (a) any spare wheel and all other accessories and equipment supplied by the manufacturer as standard for the particular model of motor vehicle concerned;
- (b) anything which is a permanent part of the structure of such vehicle;
- (c) anything attached to such vehicle so as to form a structural alteration of a permanent nature; and
- (d) the accumulators, if such vehicle is self-propelled by electrical power, but does not include the mass of —
  - (i) fuel; and
  - (ii) anything attached to such vehicle which is not of the nature referred to in paragraph (a) to (d).

“**trailer**” means a vehicle which is not self-propelled and is designed or adapted to be drawn by a motor vehicle, but does not include a side-car fitted to a motor cycle.

#### **STREETS, SIDEWALKS AND ENCROACHMENTS ON STREETS**

2. No person shall —

- (a) make, construct, reconstruct, or alter a street or sidewalk; or
- (b) construct a veranda, stoep, steps or other projection or erect a post in a street or public place;

except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.

#### **BALCONIES AND VERANDAS**

3. No person shall—

- (a) use a balcony or veranda erected beyond the boundary line of a street or public place for purposes of trading or the storage of goods, or for the washing or drying of clothes thereon; or
- (b) enclose or partition a balcony or veranda erected beyond the boundary line of a street or public place or portion thereof as a living area or bedroom;

except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.

#### **ADVERTISEMENTS VISIBLE FROM STREETS**

4. No person shall display any advertisement, placard, poster or bill in a street, except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.

#### **ANIMALS OR OBJECTS CAUSING AN OBSTRUCTION**

5. No person shall —

- (a) allow their animals to roam freely in public roads or in a public place; or
- (b) allow their animals to be on sidewalks without the necessary control mechanisms; or
- (c) allow, permit or cause any animal to graze or stray in or about any street or public place.

#### **TREES IN STREETS**

6. (1) No person shall —

- (a) plant a tree or shrub in a street or public place; or
- (b) in any way cut down a tree or a shrub in a street or public place or remove it therefrom; or

- (c) climb, break or damage a tree growing in a street or public place; or
  - (d) in any way mark or paint any tree growing in a street or public place; or
  - (e) attach any advertisement to any tree growing in a street or public place, except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.
- (2) Any tree or shrub planted in a street or public place, shall become the property of the municipality.

#### **TREES OR GROWTH CAUSING AN INTERFERENCE OR OBSTRUCTION**

7. (1) No person shall—
- (a) cause any tree or other growth to interfere with overhead wires; or
  - (b) cause any source of annoyance, damage, danger or inconvenience to persons using a street or public place.
- (2) The municipality may give any owner of property a notice in writing compelling the owner or occupier of such property to prune or remove such tree or growth to the extent that it causes an interference or inconvenience, as referred to in subsection (1).
- (3) Any person failing to comply within the period contained in the notice referred to in subsection (2) shall be guilty of an offence.
- (4) In case of a failure to comply with the notice in terms of subsection (2), then the municipality may itself prune or remove the tree or growth at the expense of the person on whom the notice was served.

#### **REFUSE, MOTOR VEHICLE WRECKS, WASTE MATERIAL, ETC.**

8. No person shall —
- (a) dump, leave or accumulate any garden refuse, motor vehicle wrecks, spare parts of vehicles, or waste materials, or any other waste products in any street or public place; or
  - (b) permit any such objects or substances to be dumped or placed in a street or public place from premises owned or occupied by him.

#### **PROHIBITION OF ACTIVITIES RELATING TO MOTOR VEHICLES ON STREETS AND PUBLIC PLACES**

9. No person shall, in a street or public place —
- (a) effect any repairs or service of a vehicle, except where required for the purpose of removing such vehicle; or
  - (b) clean or wash a vehicle.

#### **PROHIBITION RELATED TO ACTIVITIES ON STREETS AND PUBLIC PLACES**

10. No person shall —
- (a) play games or discharge fireworks or throw stones, sticks or other projectiles in and or across a street or public place, thus causing an obstruction to vehicular access, or pedestrians; or
  - (b) do anything in a street or public place which may endanger the life or safety of any person, animal or thing or may be a nuisance, obstruction or annoyance to the public.

#### **CONVEYANCE OF REFUSE AND WASTE PRODUCTS ON PUBLIC STREETS AND PUBLIC PLACES**

11. No person shall convey—
- (a) any garbage, night soil, refuse, manure, gravel or sand, unless it is properly covered; or
  - (b) allow any offensive liquids or parts of the load to be spilt in the street or public place.

#### **FENCES ON STREET BOUNDARIES**

12. No person shall—
- (a) erect a barbed-wire, razor wire, electrified fence or other dangerous fence on the boundary of a street or public place, except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.
  - (b) applications referred to in subsection (a) shall be brought in writing to the Building Control Department of the municipality.

#### **BUILDING MATERIALS IN STREETS AND PUBLIC PLACES**

13. (a) No person shall store excess building materials in a street or public place, except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.
- (b) applications referred to in subsection (a) shall be brought in writing to the Building Control Department of the municipality.

#### **PARKING OF HEAVY VEHICLES AND CARAVANS**

14. (1) No person shall park on a street within the municipal area —
- (a) a motor vehicle with a tare exceeding 3500 kg; or
  - (b) a trailer; or

- (c) a semi-trailer; or
- (d) a caravan;

for an uninterrupted period exceeding two hour, except on places reserved for parking of heavy vehicles, provided further that the above provisions will not apply to the actual loading or unloading of such vehicle.

- (2) Whenever a vehicle is parked in contravention of subsection (1), it shall be deemed that such vehicle has been parked by the owner thereof, unless the contrary is proved.

#### **PROTECTION OF STREET SURFACE AND PUBLIC PLACES**

15. (1) No person shall —

- (a) use a vehicle or allow it to be used in any street or public place if such vehicle is in such a defective condition and may cause damage to any street or public place;
- (b) undertake any work on motorvehicles, which may cause the surface of any street or public place to be altered, damaged or broken.

- (2) The municipality may recover the cost of repair for any damage from the person who is responsible for conduct referred to in subsection (1).

#### **DAMAGES RELATED TO CONSTRUCTION WORK**

16. (1) Any person who is the owner of land on which any construction work is done, shall be liable for any damage to any portion of a street or public place caused by or in connection with the execution of such work by such owner, his employee or any independent contractor acting on behalf of such owner.

- (2) When any work which has to be undertaken on any land entails the driving of vehicles over kerbs, sidewalks or road verges, the owner of such land, shall not commence, or allow any other person to commence, any such work unless-

- (a) they have obtained written permission by the municipality to undertake such work; and
- (b) until such a person has deposited with the municipality an amount sufficient to cover the cost of repairing any damage, which may be caused to any portion of such street or public place as a result of, or in connection with, the execution of such work by such owner, his employee or any independent contractor acting on behalf of such owner.

- (3) After completion of such work, the municipality may itself undertake the repair of any portion of such street or public place as may have been damaged by such work and shall set off the cost of such repairs against such deposit.

- (4) If such cost is less than the amount of the deposit, the municipality shall refund the balance to the depositor, but if the amount of the deposit does not cover such cost, the owner shall be liable for the difference, which shall become payable on receipt of an account specifying the additional amount due.

- (5) No person other than an authorised official of the municipality in the performance of his duties may rectify any, mark, paint or draw lines, marks, words, signs or advertisements on the surface of a street or public place, which had been removed in related activities referred to in subsection (1).

#### **DAMAGING OF NOTICE BOARDS AND ROAD TRAFFIC SIGN**

17. No person shall damage or deface notice boards, road traffic signs, street name boards or other similar signs which has been erected in a street or public place by or with the permission of the municipality.

#### **STREET, DOOR-TO-DOOR COLLECTIONS AND DISTRIBUTION OF HANDBILLS**

18. (1) No person shall —

- (a) collect or attempt to collect money in a street or public place;
  - (b) collect from door-to-door, beg or solicit or accept alms;
  - (c) distribute a handbill or similar advertising material or cause it to be placed on or in any vehicle;
- except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.

- (2) Said applications should be submitted to the Department of Social Development Services of the municipality.

- (3) Approvals should be produced at the request of the officials of the municipality.

#### **EXCAVATIONS IN STREETS**

19. No person shall make or cause to be made an excavation or dig or cause to be dug a pit, trench or hole in a street or public place, except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.

#### **WEEDKILLERS AND POISON IN STREETS OR PUBLIC PLACES**

20. No person other than an official of the municipality or an authorised person who administers legally approved weedkillers or poisons, shall use, set or cast poison or weedkillers in any street or public place.

#### **PROCESSIONS**

21. No person shall—

- (1) hold, organise, initiate, control or actively participate in a procession or gathering in a street or public place, or dance or sing or play a musical

instrument, or do anything which is likely to cause a gathering of persons or disruption or obstruction of traffic in such street or public place, or shall use any loudspeaker or other device for the reproduction or amplification of sound, except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.

- (2) Any person who intends to perform or carry out any one or more of the actions described in subsection (1) in any street or public place, shall submit a written application for permission thereto, which shall, reach the municipality at least seven days before the date upon which any one or more of such actions is or are intended to be performed or carried out.
- (3) All persons who intend participating actively in a procession, or gathering in any street need not apply to the municipality for permission thereto and it shall not be illegal for such persons to participate actively in such procession or gathering if the organiser, promoter or controller thereof has obtained the permission of the municipality.
- (4) An application made in terms thereof shall contain the following—
  - (a) full details of the name, address and occupation of the applicant;
  - (b) full details of the street or public place where or route ' along which any, or more of the actions prescribed in subsection (1) is or are intended to be performed or carried out, proposed starting and finishing times or any one or more of the aforesaid actions and, in the case of processions and gatherings, the number of persons expected to attend; and
  - (c) general details of the purpose of any one or more of the aforesaid actions intended to be performed or carried out.
- (5) Any application submitted in accordance with subsection (2) and (4) shall be considered by the municipality, and if any one or more of the actions to be performed or carried out as proposed in such application is or are not, in the opinion of the municipality, likely to be in conflict with the interests of public peace, good order or safety. The municipality shall issue a certificate granting permission and authorisation for the performance or carrying out of any one or more of such actions, subject to such conditions as the municipality may deem necessary to uphold public peace, good order or safety.
- (6) The municipality may refuse to grant permission for the performance or carrying out of any one or more of the actions described in subsection (1), if the performance or carrying out of such action or actions will, in the opinion of the municipality, be in conflict with the interest of public peace, good order or safety.
- (7) The municipality may withdraw any permission granted in terms of subsection (2) to (4), if, as a result of further information, it is of the opinion that the performance or carrying out of the action or action in question will be in conflict with the interests of public peace, good order or safety.
- (8) The provisions of this section shall not apply —
  - (a) to wedding or funeral processions;
  - (b) to a gathering or demonstration as contemplated by the **Regulation of Gatherings Act, 1993 (Act 205 of 1993)**, in which case the provisions of the said Act shall be applicable.

#### **PERSONS TO BE DECENTLY DRESSED**

22. No person shall appear in any street or public place without being clothed in a manner that is not offensive to other members of the public.

#### **BEHAVIOUR IN STREETS AND PUBLIC PLACES**

23. No person shall —

- (a) be loitering, standing, sitting, lying or begging in suspicious circumstances;
- (b) sleep, overnight or erect any shelter in public;
- (c) wash or dry clothes, blankets or any other domestic articles;
- (d) use abusive, insulting, obscene, threatening or blasphemous language;
- (e) fight or act in a riotous manner;
- (f) discharge a firearm, airgun or air pistol;
- (g) annoy or inconvenience any other person by yelling, shouting or making any noise in any manner whatsoever;
- (h) defecate, urinate or wash himself in public;
- (i) solicit or importune any person for the purpose of prostitution or immorality;
- (j) engage in gambling;
- (k) use intoxicating liquor or drugs;
- (l) spit;
- (m) be drunk and disorderly in or on any premises at which liquor is sold;
- (n) be drunk;

in a street or public place.

#### **DISPLAY OF STREET NUMBER OF PLACES**

24. (1) The municipality may prescribe by notice in writing to the owner of any premises that a number allocated to such premises by the municipality shall be displayed and the owner of such premises shall, within 30 days of the date of such notice, display the allocated number on the premises.
- (2) A number displayed as contemplated by subsection (1) shall—

- (a) be displayed in a conspicuous position on the premises and must at all times be visible and legible from the adjacent street; and
- (b) be replaced by the owner of the premises as often as it gets obliterated, defaced or illegible.

#### **BRIDGES AND CROSSINGS OVER GUTTERS AND SIDEWALKS**

25. No private crossing, pathway, bridge or culvert shall be made or built to or in front of any dwelling or other premises in any street or public place, except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.

#### **CONTROL OF AMUSEMENT SHOWS AND DEVICES**

26. (1) No person shall set up or use in any street or public place any circus, whirling, roundabout or other side-show or device for the amusement or recreation of the public —
- (a) except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality; and
  - (b) unless suitable sanitary conveniences for both sexes and staff have been provided; and
  - (c) if it is in any way dangerous or unsafe for public use.
- (2) An authorised official of the municipality shall, for the purpose of inspection, at all reasonable times have free access to such circus, whirling, roundabout or other side-show or device.

#### **CONTROL OF ANIMAL-DRAWN VEHICLES**

27. No person shall—

- (a) simultaneously drive or be in control of more than one animal drawn vehicle in a street or public place;
- (b) drive or be in control of an animal drawn vehicle in a street or public place if he is under 16 years of age;
- (c) if he is in control of an animal drawn vehicle in a street, allow a person under 16 years of age to drive or be in control of such vehicle;
- (d) park any vehicle drawn by animals in a street or public place, which causes an obstruction for both pedestrians and vehicles.

#### **VEHICLES TO BE ATTENDED**

28. No person shall, in a street or public place, sleep in a vehicle other than a motor vehicle parked in a taxi rank or on some other stand duly allocated by the municipality.

#### **INFORMAL PARKING ATTENDANTS**

29. No person shall act as informal parking attendant in a street parking

area or public place, without the written permission of the municipality and subject to such conditions as the municipality may impose.

#### **CLOSURE OF STREETS AND PUBLIC PLACES**

30. (1) No person shall—
- (a) close or barricade any street or public place or part thereof; or
  - (b) restrict access to any street or public place;
- except with the written permission of the municipality, and in accordance with the conditions prescribed by the municipality.
- (2) The municipality may permanently close or divert any street or public place or part thereof or restrict access to any street or public place.
- (3) When the municipality decides to act in terms of subsection (2), it shall publish such intention in a local newspaper in at least two official languages.
- (4) Any objection against the intended action must be delivered in writing to the Municipal Manager within 30 days from the date of notification in terms of subsection (3) for submission to Council or a committee or person who has delegated powers to decide upon it.
- (5) The municipality may, without complying with the provisions of subsection (2) to (4), temporarily close a street or public place —
- (a) for the purpose of or pending the construction, reconstruction, maintenance or repair of such street or public place; or
  - (b) for the purpose of or pending the construction, erection, laying, extension, maintenance, repair or demolition of any building, structure, works or service alongside, on, across, through, over or under such street or public place; or
    - (i) if such street or public place is in the opinion of the municipality a cause of danger to traffic; or
    - (ii) by reason of any emergency or public event which, in the opinion of the municipality, requires special measures for the control of traffic or special provision for the accommodation of crowds, or
    - (iii) for any other reason which, in the opinion of the municipality, renders the temporary closing of such street necessary, and
  - (c) temporarily divert a street which has been closed in terms of paragraph (a).
- (6) The Municipal Manager may at his discretion, for general information, place a notice of such temporary closure in a local newspaper.

**CONSTRUCTION, MAINTENANCE AND NAMING OF STREETS AND PUBLIC PLACES**

31. The municipality may in its area —

- (a) make, construct, reconstruct, alter and maintain streets and public places; or
- (b) name and rename streets and public places; or
- (c) allocate and reallocate numbers to properties abutting on streets and public places.

**DECLARATION OF STREETS AND PUBLIC PLACES**

32. (1) The municipality may —

- (a) declare any land or portion of land under its control to be a street, or any street or portion thereof to be a public place;
  - (b) declare any private street or portion thereof to be a public street, or any place or portion thereof to be public place.
- (2) When the municipality decides to act in terms of subsection (1), it shall give notice of such intention by giving notice of the intention in a local news paper in at least two official languages.
- (3) Any objection against the intended action must be delivered in writing to the Municipal Manager within 30 days from the date of notification in terms of subsection (2) for submission to Council or a committee or person who has delegated powers to decide upon it.

**PENALTY**

33. Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence and liable upon conviction to—

- (1) a fine or imprisonment, or both such fine and such imprisonment;
- (2) in the case of a continuing offence, to an additional fine or an additional period of imprisonment or to such additional imprisonment without the option of a fine or to both such additional fine and imprisonment for each day on which such offence is continued;
- (3) a further amount equal to any costs and expenses found by court to have been incurred by the municipality as result of such contravention or failure.

**REPEAL OF BY-LAWS**

34. The by-laws listed in the schedule hereto are hereby repealed to the extent indicated in the third column thereof.

**SHORT TITLE AND COMMENCEMENT**

35. This by-law shall be known as the By-law relating to Streets and shall come into operation on the date of publication thereof in the Provincial Gazette.

**SCHEDULE**

<b>BY-LAWS OF THE DISESTABLISHED MUNICIPALITY OF STELLENBOSCH</b>		
<b>PN No.</b>	<b>Short title</b>	<b>Extent of repeal</b>
<b>PN 81/1935</b>	Regulations re parking on sidewalks or pavements	Whole
<b>PN 31/1953</b>	Regulation for the stopping or standing of vehicles in certain public roads within the municipality	Whole
<b>PN 196/1959</b>	Regulations for the control of door-to-door collections	Whole
<b>PN 561/1976</b>	By-law relating to streets	Whole
<b>PN 625/1976</b>	By-law for convenience of persons using the streets	Whole
<b>PN 215/1988</b>	By-law relating to streets	Whole



## STELLENBOSCH MUNISIPALITEIT

### AANHEF

Stellenbosch Munisipaliteit het uit hoofde van die gesag aan hom verleen deur **artikel 156 (2)** van die **Grondwet van die Republiek van Suid-Afrika**, soos gewysig, saamgelees met **artikel 13** van die **Wet op Plaaslike Regering : Munisipale Stelsels Wet, 2000 (Wet 32 van 2000)**, die volgende verordening aanvaar, soos aangedui hieronder.

In hierdie verordening sluit woorde wat die manlike geslag beteken ook die vroulike geslag in.

Alle interpretasies ten opsigte van enkelvoud, sal ook meervoud insluit, en omgekeerd.

Die Engelse teks van hierdie verordening sal voorrang geniet in die geval van 'n teenstrydigheid tussen die verskillende tekste, tensy dit anders blyk in die interpretasie.

### VERORDENING T.O.V. STRATE

#### INHOUDSOPGAWE

1. Woordomsrywings
2. Strate, sypaadjies en oorskrydings op strate
3. Balkonne en verandas
4. Advertensies sigbaar vanaf strate
5. Diere of voorwerpe wat 'n versperring veroorsaak
6. Bome in strate
7. Bome of gewasse wat 'n hindernis of versperring veroorsaak
8. Vullis, motorvoertuigwrakke, afvalmateriaal, ens.
9. Verbod op sekere werksaamhede in verband met motorvoertuie op strate of openbare plekke
10. Verbod op speletjies en ander handelinge in strate en openbare plekke
11. Vervoer van rommel en afvalstowwe deur strate en openbare plekke
12. Heinings op straatgrense
13. Boumateriaal in strate en openbare plekke
14. Parkering van swaar voertuie, woonwaens, ens. in strate of openbare plekke
15. Beskerming van straatoppervlaktes en openbare plekke
16. Skade as gevolg van konstruksie werk
17. Beskadiging van kennisgewingborde of padverkeerstekens
18. Straat, huis-tot-huis kollekte en verspreiding van strooibiljette
19. Uitgrawings op strate
20. Gifstowwe op openbare paaie
21. Optogte
22. Persone moet behoorlik geklee wees
23. Gedrag in strate en openbare plekke
24. Vertoning van straatnommers van plekke
25. Brûe en oorgange oor vore en sypaadjies
26. Beheer oor vermaaklikheidsvertonings en toestelle
27. Beheer oor voertuie wat deur diere getrek word

28. Voertuie moet opgepas word
29. Informele parkeerbedieners
30. Sluiting van strate en openbare plekke
31. Aanleg, onderhoud en benaming van strate en openbare plekke
32. Verklaring van strate en openbare plekke
33. Strafbepaling
34. Herroeping van verordeninge
35. Kort titel en inwerkingtrede

## WOORDOMSKRYWINGS

1. “**diere**” sluit in enige perde, donkies, beeste, varke, skape, bokke, en enige ander diere, met die insluiting van huisdiere soos honde en katte.

“**informele parkeerdieners**” beteken ’n persoon wat in besit is van ’n permit uitgereik deur die munisipaliteit en behulpsaam is met die aanwys van parkering of die hou van toesig oor voertuie vir beveiligings doeleindes, in ’n straat of parkeerterrein.

“**leunwa**” beteken ’n sleepwa wat geen vooras het nie en aldus ontwerp is dat minstens 15 persent van sy tarra op die voertuig wat so ’n sleepwa trek, rus en daardeur gedra word;

“**motorvoertuig**” beteken enige selfaangedrewe voertuig en ook —

- (a) ’n sleepwa; en
- (b) ’n voertuig met pedale en met ’n enjin of ’n elektriese motor as ’n integrale deel daarvan of daaraan geheg en wat ontwerp of aangepas is om deur middel van sodanige pedale, enjin of motor, of sodanige pedale sowel as sodanige enjin of motor aangedryf te word, maar nie ook—
  - (i) ’n voertuig wat aangedryf word, deur elektriese krag verkry uit opgaarbatterye en wat deur ’n voetganger beheer word nie;
  - (ii) ’n voertuig met ’n massa van hoogstens 230 kilogram wat spesiaal ontwerp en gebou, en nie net aangepas is nie, vir gebruik deur iemand wat aan die een of ander liggaamlike gestremdheid of ongeskiktheid ly en wat uitsluitlik deur sodanige persoon gebruik word.

“**munisipale gebied**” sluit in die regsgebied van Stellenbosch Munisipaliteit soos bepaal ingevolge die **Wet op Plaaslike Regering: Munisipale Afbekeningwet, 1998 (Wet 27 van 1998)**.

“**munisipaliteit**” beteken die Munisipaliteit van Stellenbosch gestig ingevolge **artikel 12** van die **Wet op Plaaslike Regering: Munisipale Strukture Wet, 1998 (Wet 117 van 1998)**, soos gepubliseer in **Provinsiale Kennisgewing 5642** van **4 Desember 2000** en sluit in enige politieke struktuur, politieke ampsbekleër, raadslid, of enige werknemer daarvan wie, handel ingevolge hierdie verordening uit hoofde van ’n bevoegdheid van die munisipaliteit wat gedelegeer of gesubdelegeer is aan gemelde politieke struktuur, politieke ampsbekleër, raadslid, of werknemer.

“**Munisipale Bestuurder**” beteken ’n persoon aangestel ingevolge **artikel 82** van die **Wet op Plaaslike Regering: Munisipale Strukture Wet, 1998 (Wet 117 van 1998)**.

“**openbare ruimte**” beteken enige plein, park onspanningsterrein, sportterrein, sanitêre steeg of oopruimte wat —

- (a) in verband met enige onderverdeling of aanleg van grond in erwe, voorsien, gereserveer of afgesonder is vir gebruik deur die publiek of die eienaars of okkupeerders van sodanige erwe ongeag of dit op ’n algemene plan, onderverdelingsplan of diagram aangetoon word al dan nie; of
- (b) ter eniger tyd aan die publiek opgedra is; of
- (c) sonder onderbreking deur die publiek gebruik is vir ’n tydperk van 30 jaar; of
- (d) ter eniger tyd deur die munisipaliteit of ander bevoegde owerheid tot sodanig verklaar of gemaak is.

“**parkeer**” beteken om ’n voertuig, met of sonder insittendes, langer te laat stilhou as wat redelikerwys nodig is om persone of goedere op of af te laai, maar nie ook die stilhou van ’n voertuig weens ’n rede buite beheer van die persoon in beheer van daardie voertuig nie.

“**parkeerterrein**” beteken enige grond wat deur die munisipaliteit voorsien word vir parkeer doeleindes.

“**Raad**” verwys na die munisipale raad van Stellenbosch Munisipaliteit.

“**sleepwa**” verwys na ’n voertuig wat nie selfgedrewe is nie en wat ontwerp of aangepas is om deur ’n motorvoertuig getrek te word, maar nie ook ’n syspan wat aan ’n motorfiets geheg is nie.

“**straat**” beteken enige straat, pad, fietspad, of deurgang of enige ander plek, insluitend —

- (a) die soom van enige sodanige pad, straat of deurgang; of
- (b) enige voetpad, sygaardjie of soortgelyke voetgangergedeelte van ’n padreserwe; of
- (c) enige brug, pont of drif waaroor of waardeur enige sodanige pad, straat of deurgang loop; of

- (d) enige ander voorwerp wat deel uitmaak van sodanige pad, straat of deurgang, wat ter enige tyd —
- (i) aan die publiek opgedra is, of
  - (ii) sonder onderbreking deur die publiek gebruik is vir 'n tydperk van minstens 30 jaar; of
  - (iii) deur die munisipaliteit of ander bevoegde owerheid tot sodanige gebied verklaar of gemaak is; of
  - (iv) deur 'n plaaslike owerheid aangelê is, of
  - (v) enige grond, met of sonder geboue of strukture daarop, wat as 'n straat aangetoon word op —
    - (aa) enige ondervelingsplan of diagram deur die munisipaliteit of ander bevoegde owerheid goedgekeur en waarvolgens gehandel is, of
    - (bb) enige algemene plan soos omskryf in **Opmetingswet, 1997 (Wet 8 van 1997)**, wat in 'n registrasiekantoor of die Landmeter-Generaal se kantoor geregistreer is of gebêre word, tensy sodanige grond op sodanige plan of diagram as 'n private straat beskryf word.

“**sypaadjie**” beteken die gedeelte van 'n straat wat bedoel is vir die gebruik van voetgangers.

“**tarra**”, met betrekking tot 'n motorvoertuig, beteken die massa van so 'n voertuig wanneer dit gereed is om op 'n pad te gaan en ook die massa van —

- (a) enige noodwiel en van alle ander toebehore en toerusting wat deur die vervaardiger as standaard vir die besondere model van die betrokke motorvoertuig verskaf word;
- (b) enigiets wat 'n permanente deel van die struktuur van so 'n voertuig is;
- (c) enigiets wat aan so 'n voertuig geheg is sodat dit 'n struktuurverandering van 'n permanente aard uitmaak; en
- (d) die opgaarbattery, indien so 'n voertuig deur elektriese krag selfgedrewe is, maar sluit nie ook die massa van die volgende in nie ;
  - (i) brandstof; en
  - (ii) enigiets wat aan die voertuig geheg is en nie van die aard is wat in subartikel (a) tot (d) bedoel word nie;

“**voertuig**” beteken 'n toestel ontwerp of aangepas om hoofsaaklik op wiele, bande of rusperbande te loop en ook so 'n toestel wat met 'n trekstang van 'n insleepwa om enige of al die asse van 'n motorvoertuig wat geberg word, te ondersteun, behalwe so 'n toestel wat uitsluitlik op spore beweeg.

“**woonwa**” beteken enige voertuig wat permanent ingerig is vir gebruik deur persone vir woon of slaapdoeleindes, ongeag of sodanige voertuig 'n sleepwa is al dan nie.

## STRATE, SYPAADJIES EN OORSKRYDINGS OP STRATE

2. Niemand mag —

- (a) 'n straat of 'n sypaadjie bou, aanlê, heraanlê of verander nie; of
- (b) enige veranda, muur of 'n stoep, trappies of ander uitbreiding bou of 'n paal oprig in 'n straat of openbare plek nie, behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.

## BALKONNE EN VERANDAS

3. Niemand mag—

- (a) 'n balkon of veranda wat verby die grenslyn van 'n straat of openbare plek opgerig is, gebruik vir die doel van handeldryf of die opberg van goedere, of vir die was of droogmaak van klere daarop nie; of
- (b) 'n balkon of veranda wat verby die grenslyn van 'n straat of openbare plek opgerig is of gedeelte daarvan as 'n woon of slaapvertrek omsluit of afskort;

behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.

## ADVERTENSIES SIGBAAR VANAF STRATE

4. Niemand mag 'n advertensie, aanplakbiljet, plakkaat of biljet in 'n straat of openbare plek vertoon nie, behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.

## DIERE OF VOORWERPE WAT 'N VERSPERRING VEROORSAAK

5. Niemand mag —

- (a) toelaat dat diere in die strate beweeg sonder enige toesig; of
- (b) toelaat dat diere op sypaadjies beweeg sonder enige toesig en beheer; of
- (c) mag duld, toelaat of veroorsaak dat enige dier in of op enige straat of openbare plek wei of rondloop nie.

## BOME IN STRATE

6. (1) Niemand mag —

- (a) 'n boom of struik in 'n straat of openbare plek plant nie; of
- (b) 'n boom of 'n struik op enige wyse in 'n straat of openbare plek afkap of daarvandaan verwyder nie; of

- (c) in 'n boom klim wat in 'n straat of openbare plek groei, of dit breek of beskadig nie; of
- (d) 'n boom wat in 'n straat of openbare plek groei, op enige wyse merk of beskilder; of
- (e) 'n advertensie daarop aanbring nie;

behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.

- (2) 'n Boom of struik wat in 'n straat of openbare plek geplant word, word die eiendom van die munisipaliteit.

#### **BOME OF GEWASSE WAT 'N HINDERNIS OF VERSPERRING VEROORSAAK**

- 7. (1) Geen persoon sal —
  - (a) toelaat dat enige boom of ander gewas luggrade belemmer; of
  - (b) wat ergenis, skade, gevaar of ongerief veroorsaak vir persone wat 'n straat of openbare plek gebruik.
- (2) Die munisipaliteit mag 'n skriftelike kennisgewing dien op die eenaar of ookupeerder van sodanige eiendom wat die hindernis of versperring veroorsaak en gelas dat die eenaar van die sodanige boom of gewas wat die problem veroorsaak, gesnoei of verwyder word.
- (3) Iedereen wat in gebreke bly om te voldoen aan die bepalings van die kennisgewing wat ingevolge subartikel (2) uitgereik word, is skuldig aan 'n misdryf.
- (4) Indien iemand versuim om te voldoen aan 'n kennisgewing ingevolge hierdie subartikel (2), mag die munisipaliteit self die boom of gewas snoei of verwyder en die koste van die persoon aan wie die kennisgewing beteken is, verhaal.

#### **VULLIS, MOTORVOERTUIGWRASSE, AFVALMATERIAAL, ENS.**

- 8. Niemand mag —
  - (a) enige tuinvullis, motorvoertuigwrakke, onderdeel van voertuie, of afvalmateriaal, of enige ander afvalprodukte in 'n straat of openbare plek stort of laat lê of ophoop nie; of
  - (b) toelaat dat sodanige voorwerpe of stowwe vanaf 'n perseel waarvan hy die eenaar of okkupeerder is, in 'n straat of op 'n openbare plek gestort of geplaas word nie.

#### **VERBOD OP SEKERE WERKSAAMHEDE IN VERBAND MET MOTORVOERTUIE OP STRATE OF OPENBARE PLEKKE**

- 9. Niemand mag in 'n straat of openbare plek —
  - (a) 'n voertuig herstel of versien nie, behalwe waar dit nodig is om sodanige voertuig te kan verwyder; of
  - (b) 'n voertuig skoonmaak of was nie.

#### **VERBOD OP SPELETJIES EN ANDER HANDELINGE IN STRATE EN OPENBARE PLEKKE**

- 10. Niemand mag —
  - (a) speletjies speel in of op 'n straat of openbare plek nie, of vuurwerke laat afgaan, of klippe, takke, of ander voorwerpe gooi of plaas in 'n straat of openbare plek, wat 'n obstruksie sal veroorsaak vir motorvoertuie of voetgangers nie; of
  - (b) enigiets in 'n straat of openbare plek doen wat die lewe en die veiligheid van 'n persoon, dier of ding in gevaar stel of 'n oorlas, belemmering of ergeris vir die publiek veroorsaak nie.

#### **VERVOER VAN ROMMEL EN AFVALSTOWWE DEUR STRATE EN OPENBARE PLEKKE**

- 11. Niemand mag —
  - (a) afval, nagvuil, vullis, rommel, gruis of sand, vervoer in strate, tensy dit behoorlik bedek is nie; of
  - (b) aanstootlike vloeistowwe stort op strate of openbare plekke nie.

#### **HEININGS OP STRAATGRENSE**

- 12. (a) Niemand mag — 'n doringdraadheining, lemmetjiesdraadheining, geëlektrifiseerde heining of ander gevaarlike heining op die grens van 'n straat of openbare plek oprig nie, behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.
- (b) genoemde aansoeke verwys in subartikel (a) moet op skrif verwys word na die Boubeheer Departement van die munisipaliteit.

#### **BOUMATERIAAL IN STRATE EN OPENBARE PLEKKE**

- 13. Niemand mag—
  - (a) oortollige boumateriaal stoor op strate en openbare plekke, behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.
  - (b) genoemde aansoeke verwys in subartikel (a) moet op skrif verwys word na die Boubeheer Departement van die munisipaliteit.

#### **PARKERING VAN SWAAR VOERTUIE, WOONWAENS, ENS. IN STRATE OF OPENBARE PLEKKE**

- 14. (1) Niemand mag binne die munisipale gebied —
  - (a) 'n motorvoertuig met 'n tarra wat 3500 kilogram oorskry; of

- (b) 'n sleepwa; of
- (c) 'n leunwa.; of
- (d) 'n woonwa;

in 'n straat of openbare plek parkeer vir 'n ononderbroke tydperk wat twee uur oorskry nie, buiten op plekke wat vir sodanige voertuie geormerk is, met dien verstande dat die bepaling nie van toepassing is op die werklike op of aflaai van sodanige voertuig nie.

- (2) Wanneer 'n voertuig geparkeer is in stryd met subartikel (1), word daar, totdat die teendeel bewys word, vermoed dat sodanige voertuig geparkeer is deur die eenaar daarvan.

#### **BESKERMING VAN STRAATOPPERVLAK EN OPENBARE PLEKKE**

- 15. (1) Niemand mag —

- (a) 'n voertuig in 'n straat of openbare plek gebruik of toelaat dat dit daarin gebruik word indien sodanige voertuig in so 'n gebrekkige toestand is dat dit skade aan 'n straat of openbare plek sal veroorsaak of moontlik sal veroorsaak nie; of
- (b) enige werk onderneem, waardeur die oppervlakte van 'n straat of openbare plek verander, beskadig of gebreek word nie.

- (2) Indien die munisipaliteit 'n persoon identifiseer wat as gevolg van die handeling in subartikel (1) vermeld die oppervlak van 'n straat of openbare plek beskadig, gebreek of vernietig het, mag die munisipaliteit die herstelkoste, van die herstelwerk, van die oortreder verhaal.

#### **SKADE AS GEVOLG VAN KONSTRUKSIE WERK**

- 16. (1) Enige eenaar van grond waarop enige konstruksie werk 'gedoen word, is aanspreeklik vir enige skade wat aangerig is op enige straat of openbare plek in verband met die uitvoering van sodanige werk deur sodanige eenaar, sy werknemer of enige onafhanklike aannemer wat namens sodanige eenaar handel.

- (2) Wanneer enige werk wat op enige grond onderneem moet word, meebring dat voertuie oor randstene, sypaadjies of padrandte moet ry, mag die eenaar van sodanige grond nie 'n aanvang met enige sodanige werk maak of enige ander persoon toelaat om 'n aanvang daarmee te maak nie-

- (a) tensy die eenaar geskrewe goedkeuring van die munisipaliteit bekom het nie; en
- (b) 'n deposito van beraamde koste ten opsigte van vermeende herstelwerk van sodanige skade gedeponeer het by die munisipaliteit nie.

- (3) Na die voltooiing van sodanige werk mag die munisipaliteit self die herstel van enige gedeelte van sodanige straat of openbare plek wat deur sodanige werk beskadig is regstel en verreken die munisipaliteit die koste van sodanige herstelwerk teen sodanige deposito.

- (4) As sodanige koste minder is as die bedrag van die deposito, mag die munisipaliteit die saldo aan die deponeerder terug betaal, maar indien die bedrag van die deposito nie sodanige koste dek nie, is die eenaar aanspreeklik vir die verskil, wat betaalbaar word by die ontvangs van 'n rekening waarin die addisionele bedrag wat verskuldig is, aangetoon word.

- (5) Niemand behalwe 'n gemagtigde amptenaar van die munisipaliteit mag by die vervulling van sy pligte strepe, woorde, tekens of advertensies op die oppervlak van 'n straat of openbare plek aanbring, wat beskadig was in die aktiwiteit genoem in subartikel (1) merk, verf of skilder nie.

#### **BESKADIGING VAN KENNISGEWINGBORD OF PADVERKEERSTEKEN**

- 17. Niemand mag 'n kennisgewingbord, padverkeersteken, skuiling, straatnaambord of ander soortgelyke teken of 'n skutting wat deur die munisipaliteit in 'n straat of openbare plek opgerig is, ontsier of beskadig nie.

#### **STRAAT, HUIS-TOT-HUIS KOLLEKTES EN VERSPREIDING OF STROOIBILJETTE**

- 18. (1) Niemand mag —

- (a) geld insamel of probeer insamel of op enige wyse behulpsaam wees met die insameling van geld; of
- (b) van huis-tot-huis kollekteer, bedel of almoese vra of invorder nie; of
- (c) 'n strooibiljet of soortgelyke advertensiemateriaal versprei of laat versprei in enige straat of openbare plek, of enige strooibiljet of soortgelyke advertensiemateriaal op of in enige voertuig plaas of laat plaas nie;

behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.

- (2) Genoemde aansoeke kan ingedien word by die Departement van Sosiale Ontwikkelingsdienste van die munisipaliteit.

- (3) Goedkeurings moet ten alle tye getoon word aan relevante amptenare van die munisipaliteit.

#### **UITGRAWINGS OP STRATE**

- 19. Niemand mag in 'n straat of openbare plek 'n uitgraving maak of laat maak of 'n put, sloot of gat grawe of laat grawe nie, behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.

#### **GIFSTOWWE OP OPENBARE PAAIE**

- 20. Niemand, behalwe 'n amptenaar van die munisipaliteit of 'n gemagtigde persoon wat wettig goedgekeurde onkruidodders of gifstof toedien, mag gif of onkruidodders in 'n straat of openbare plek plaas, of gebruik nie.

**OPTOGTE**

21. Niemand mag—

- (1) 'n optog, of byeenkoms hou, organiseer, op tou sit of beheer of daadwerklik daaraan deelneem, of dans of sing of 'n musiek instrument bespeel, of enigiets doen wat waarskynlik 'n byeenskoms van persone of 'n verwarring of versperring van verkeer in sodanige straat of op openbare plek sal veroorsaak, of enige luidspreker of ander toestel vir die reproduksie of versterking van klank gebruik nie, behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.
- (2) Iedereen wat van voornemens is om een of meer van die handeling in subartikel (1) beskryf, in enige straat of openbare plek te verrig of uit te voer, moet 'n skriftelike aansoek om toestemming daartoe indien, wat die munisipaliteit moet bereik minstens sewe dae voor die datum waarop dit die voorneme is om een of meer van sodanige handeling te verrig of uit te voer.
- (3) Alle persone wat van voornemens is om daadwerklik aan 'n optog, byeenkoms in enige straat of openbare plek deel te neem, hoef nie by die munisipaliteit om toestemming daartoe aansoek te doen nie indien die organiseerder, ondernemer of beheerder daarvan die toestemming van die munisipaliteit verkry het.
- (4) 'n Aansoek wat hierkragtens gedoen word, moet die volgende bevat —
  - (a) volledige besonderhede van die naam, adres en beroep van die aansoeker;
  - (b) volledige besonderhede van die straat of openbare plek waar en roete waarlangs dit die voorneme om een of meer van die handeling beskryf in subartikel (1) te verrig of uit te voer, die voorgestelde aanvangs en sluitingstyd van een of meer van voorgenoemde handeling en, in die geval van optogte, en byeenkomste, die getal persone wat na verwagting teenwoordig sal wees;
  - (c) algemene besonderhede en die doel van een of meer van voorgenoemde handeling wat die aansoek van voorneme is om te verrig of uit te rig of uit te voer.
- (5) Enige aansoek wat ooreenkomstig subartikel (2) tot (4) ingedien word, moet deur die munisipaliteit oorweeg word, en indien een of meer handeling wat verrig of uitgevoer gaan word, nie teen openbare vrede, goeie orde of veiligheid sal wees nie, moet die munisipaliteit 'n sertifikaat uitreik waarby toestemming en magtiging verleen word vir die verrigting of uitvoering van een of meer van sodanige handeling, onderworpe aan die voorwaardes wat die munisipaliteit nodig ag vir die handhawing van die openbare vrede, goeie orde of veiligheid.
- (6) Die munisipaliteit kan weier om toestemming te verleen vir die verrigting of uitvoering van een of meer van die handeling wat in subartikel (1) beskryf word, indien die verrigting of uitvoering van sodanige handeling of handeling na die mening van die munisipaliteit in stryd met die belange van die openbare vrede, goeie orde of veiligheid sal wees.
- (7) Die munisipaliteit kan enige toestemming wat kragtens subartikel (1) verleen is, terugtrek indien hy, as gevolg van nadere inligting van mening is dat die verrigting of uitvoering van die betrokke handeling of handeling in stryd met die belang van die openbare vrede, goeie orde of veiligheid sal wees.
- (8) Die bepaling van hierdie artikel is nie van toepassing nie op —
  - (a) optogte vir huwelike of begrafnisse;
  - (b) 'n byeenkoms of betoging soos beoog by die Wet op die **Reëling van Byeenkomste, 1993 (Wet 205 van 1993)**, in welke geval die bepaling van die betrokke wet van toepassing sal wees.

**PERSONE MOET BEHOORLIK GEKLEE WEES**

22. Niemand mag op straat of in 'n openbare plek verskyn sonder om geklee te wees op so 'n manier wat nie aanstoot veroorsaak vir ander lede van die publiek nie.

**GEDRAG IN STRATE EN OPENBARE PLEKKE**

23. Niemand mag in 'n straat of openbare plek —

- (a) slenter, staan, sit, lê of bedel nie, in verdagte omstandighede nie;
- (b) slaap of oornag of enige skuiling oprig nie;
- (c) klere, komberse of ander huishoudelike artikels was, skoonmaak of droogmaak nie;
- (d) skel, belegende, onweloweglike, dreigende of godslasterlike taal besig nie;
- (e) baklei of oproerig optree nie;
- (f) 'n vuurwapen, windbuks of windpistool afvuur nie;
- (g) tot ergernis of ongemak van enige ander persoon skreeu, gil of enige lawaai op watter wyse ook al maak nie;
- (h) homself was, ontlas of urineer nie;
- (i) met die oog op prostitusie of onsedelikheid iemand aanspreek of lastig val nie;
- (j) dobbelary beoefen nie;
- (k) bedwelkende drank of ander dwelmmiddels gebruik nie;
- (l) spuug nie;
- (m) dronk en oproerig wees op enige perseel waar drank verkoop word nie; of
- (n) dronk wees op enige straat of plek waartoe die publiek toegang het nie.

**VERTONING VAN STRAATNOMMER VAN PLEKKE**

24. (1) Die munisipaliteit kan by wyse van skriftelike kennisgewing aan die eienaar van enige perseel, voorskryf dat 'n nommer wat deur die munisipaliteit aan so 'n perseel toegeken is, op sodanige perseel vertoon moet word en die eienaar van sodanige perseel moet binne 30 dae na die datum van sodanige kennisgewing die toegekende nommer op die perseel aanbring.
- (2) 'n Nommer wat vertoon word soos beoog by subartikel (1) moet—
- op 'n opsigtelike plek op die perseel vertoon word en moet te alle tye sigbaar en leesbaar vanaf die aangrensende straat wees; en
  - deur die eienaar van die perseel vervang word so dikwels as wat dit uitgewis of geskend of onleesbaar vanaf die aangrensende straat is.

**BRÛE EN OORGANGE OOR VORE EN SYPAADJIES**

25. Geen private oorgang, voetpaadjie, brug of duiker mag na of voor 'n woning of ander perseel in 'n straat of op 'n openbare plek gemaak of gebou word nie, behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.

**BEHEER OOR VERMAAKLIKHEIDSVERTONINGS EN TOESTELLE**

26. (1) Niemand mag 'n sirkus, draaimeule, mallemeule of ander byvertoning of toestel vir die vermaak of onspanning van die publiek in 'n straat of op 'n openbare plek oprig of gebruik nie —
- behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal; en
  - tensy geskikte sanitêre geriewe vir albei geslagte, sowel as die personeel aldaar verskaf is, en
  - as dit enigsins gevaarlik of onveilig vir die gebruik van publiek is.
- (2) 'n Gemagtigde amptenaar van die munisipaliteit het vir inspeksiedoeleindes te alle redelike tye vrye toegang tot sodanige sirkus, draaimeule, mallemeule of ander byvertonings toestel.

**BEHEER OOR VOERTUIE WAT DEUR DIERE GETREK WORD**

27. Niemand mag —
- tergelykertyd meer as een voertuig wat deur diere getrek word, in 'n straat of openbare plek bestuur of beheer daarvoor hê nie; of
  - 'n voertuig wat deur diere getrek word, in 'n straat of openbare plek bestuur of beheer daarvoor hê nie, as hy onder die ouderdom van 16 jaar is; of
  - as hy in 'n straat beheer het oor 'n voertuig wat deur diere getrek word, iemand onder die ouderdom van 16 jaar toelaat om sodanige voertuig te bestuur of beheer daarvoor te hê nie; of
  - 'n voertuig wat deur diere getrek word in 'n straat of openbare plek uitspan of laat uitspan nie.

**VOERTUIE MOET OPGEVAS WORD**

28. Niemand mag in 'n straat of openbare plek in 'n voertuig slaap nie, behalwe in 'n motorvoertuig wat geparkeer is op 'n huurmotor of ander staanplek wat behoorlik deur die munisipaliteit aangewys is.

**INFORMELE PARKEERBEDIENERS**

29. Niemand mag in 'n straat, parkeerterrein of openbare plek optree as informele parkeerbediener sonder die skriftelike toestemming van die munisipaliteit en onderhewig aan die voorwaardes deur die munisipaliteit opgelê is nie.

**SLUITING VAN STRATE EN OPENBARE PLEKKE**

30. (1) Niemand mag—
- enige straat sluit of openbare plek; of
  - toegang daartoe versper of beperk nie;
- behalwe met die skriftelike toestemming van die munisipaliteit, en in ooreenstemming met die vereistes wat die munisipaliteit bepaal.
- Die munisipaliteit kan enige straat of openbare plek permanent sluit of enige gedeelte van 'n straat of openbare plek sluit of verlê of toegang na 'n straat of openbare plek beperk.
  - Indien die munisipaliteit ingevolge subartikel (2) wil handel, moet daardie voorneme om dit te doen gepubliseer word in die plaaslike koerante in minstens twee amptelike tale.
  - Enige besware teen die voorgenome handeling moet binne 30 dae na datum van kennisgewing ingevolge subartikel (3) skriftelik by die Munisipale Bestuurder ingedien word vir voorlegging aan die Raad of 'n komitee of persoon aan wie bevoegdheid gedelegeer is om daarvoor te besluit.
  - Die munisipaliteit kan, sonder nakoming van die bepalinge van subartikel (2) tot (4) 'n straat of openbare plek tydelik sluit —
    - vir die doeleindes of in afwagting van die aanleg, heraanleg, onderhoud of herstel van sodanige straat of openbare plek;
    - vir die doeleindes of in afwagting van die bou, oprigting, aanleg, uitbreiding, onderhoud, herstel of sloping van enige gebou, struktuur, werke of diens langsaan, op, dwarsoor, deur, oor of onder sodanige straat of openbare plek;

- (i) indien sodanige straat na die mening van die munisipaliteit in 'n toestand is wat gevaarlik is vir verkeer;
  - (ii) omrede van enige noodtoestand of openbare geleentheid wat na die mening van die munisipaliteit spesiale maatreëls vir die beheer van verkeer of spesiale voorsiening vir die akkommodasie van skares vereis, of
  - (iii) of vir enige rede wat in die opinie van die munisipaliteit die sluit van strate noodsaak.
- (c) tydelik 'n straat sluit in terms van subartikel (a).
- (6) Die Munisipale Bestuurder mag in sy diskresie die voorneme om 'n straat te sluit publiseer in die plaaslike koerant.

**AANLEG, ONDERHOUD EN BENAMING VAN STRATE EN OPENBARE PLEKKE**

31. Die munisipaliteit kan binne sy resgebied —

- (a) strate en openbare plekke maak, aanlê, heraanlê, verander en onderhou;
- (b) strate en openbare plekke benoem en herbenoem;
- (c) nommers toeken en hertoeken aan eiendomme wat aan strate en openbare plekke grens.

**VERKLARING VAN STRATE EN OPENBARE PLEKKE**

32. (1) Die munisipaliteit mag —

- (a) enige grond of grond gedeelte onder sy beheer tot straat, of enige straat of gedeelte daarvan tot 'n openbare plek verklaar;
  - (b) enige privaat straat of gedeelte daarvan tot openbare straat of enige plek of gedeelte daarvan tot openbare plek verklaar.
- (2) Indien die munisipaliteit ingevolge subartikel (1) wil handel, moet daardie voorneme om dit te doen; gepubliseer word in die plaaslike koerante in minstens twee amptelike tale.
- (3) Enige besware teen die voorgename moet binne 30 dae na datum van kennisgewing ingevolge subartikel(2) skriftelik by die Munisipale Bestuurder ingedien word vir voorlegging aan die Raad of 'n komitee of persoon aan wie bevoegdheid gedelegeer is om daarvoor te besluit.

**STRAFBEPALING**

33. Iedereen wat enige bepaling van hierdie verordening oortree of nalaat om daaraan te voldoen is aan 'n misdryf skuldig en by skuldigbevinding strafbaar met —

- (1) 'n boete of gevangenisstraf, of sodanige boete of sodanige gevangenisstraf, of beide sodanige boete en sodanige gevangenisstraf;
- (2) in die geval van 'n voordurende misdryf, met 'n addisionele boete, of 'n addisionele tydperk van gevangenisstraf of sodanige addisionele boete of sodanige addisionele boete en gevangenis-straf vir elke dag wat sodanige misdryf voortduur, en
- (3) 'n verdere bedrag, gelykstaande aan enige koste en uitgawes wat na bevinding van die hof deur die munisipaliteit aangegaan is as gevolg van sodanige oortreding of versuim.

**HERROEPING VAN VERORDENINGE**

34. Die verordeninge gelys in die bylae hiertoe word hiermee herroep in die mate aangedui in die derde kolom daarvan.

**KORT TITEL EN INWERKINGSTREDE**

35. Hierdie verordening heet die Verordening insake Strate en tree in werking op die datum van publikasie daarvan in die Provinsiale Koerant.

**BYLAE**

VERORDENINGE VAN DIE AFGESKAFTE MUNISIPALITEIT VAN STELLENBOSCH		
PN No.	Kort titel	Mate waarin herroep
PN 81/1935	Regulasies betreffende parkering op sy- of voetpaadjies	In geheel
PN 31/1953	Regulasies om te verbied dat sekere voertuie in sekere openbare paaie binne die munisipaliteit tot stilsand gebring word of staan	In geheel
PN 196/1959	Regulasies insake die beheer van huis-tot-huis kolleksies	In geheel
PN 561/1976	Verordening insake straatparkering	In geheel
PN 625/1976	Verordening vir die gerief van persone wat strate of openbare plekke gebruik	In geheel
PN 215/1988	Verordening insake strate	In geheel



**CORRECTION NOTICE: WESTERN CAPE PROVINCIAL GAZETTE NO. 6732 PUBLISHED ON FRIDAY 07 MAY 2010****CITY OF CAPE TOWN: INTEGRATED WASTE MANAGEMENT AMENDMENT BY-LAW, 2010**

The Western Cape Provincial Gazette No. 6732 published on Friday 07 May 2010 is hereby corrected by the substitution for the City of Cape Town Integrated Waste Management By-law, 2010 published on page 719 thereof, of the following By-law:

**City of Cape Town: Integrated Waste Management Amendment By-law, 2010**

**To amend the City of Cape Town: Integrated Waste Management By-law, 2009; to amend the penal provision to align it with national legislation; and to provide for matters connected therewith.**

**GENERAL EXPLANATORY NOTE:**

\_\_\_ Words underlined indicate insertions in existing By-law

[ ] Words in bold square brackets indicate omissions in existing By-law

**BE IT ENACTED** by the Council of the City of Cape Town, as follows:—

**Amendment of section 1 of the City of Cape Town Integrated Waste Management By-law, 2009**

1. Section 1 of the City of Cape Town: Integrated Waste Management By-law, 2009 is hereby amended by the substitution for the definition of **“waste”** of the following definition:

**“[‘waste’ means any matter, whether gaseous, liquid or solid or any combination thereof, which is from time to time designated by the National Minister of Environmental Affairs and Tourism by notice in the Government Gazette or by the member of the Executive Council of the Province of the Western Cape who is responsible for waste management in the Province of the Western Cape, as an undesirable or superfluous by-product, emission, residue or remainder of any process or activity;]**

**“waste”** means any substance, whether or not that substance can be reduced, re-used, recycled and recovered-

- (a) that is surplus, unwanted, rejected, discarded, abandoned or disposed of;
- (b) which the generator has no further use of for the purposes of production;
- (c) that must be treated or disposed of; or
- (d) that is identified as a waste by the national Minister by notice in the *Gazette* in terms of the National Environmental Management: Waste Act, 2008(Act No. 59 of 2008), and includes waste generated by the mining, medical or other sector, but—
  - (i) a by-product is not considered waste; and
  - (ii) any portion of waste, once re-used, recycled and recovered, ceases to be waste;”.

**Amendment of section 3 of the City of Cape Town: Integrated Waste Management By-law, 2009**

2. Section 3 of the City of Cape Town: Integrated Waste Management By-law, 2009 is hereby amended by the insertion after subsection (2) of the following subsection:

“(3) Service categories for waste management, as provided for in the tariff policy of the City, shall be as defined in the integrated waste management policy of the City.”

**Substitution of section 23 of the City of Cape Town: Integrated Waste Management By-law, 2009**

3. (1) The following section is hereby substituted for section 23 of the City of Cape Town: Integrated Waste Management By-law, 2009:

**“Offences and penalties**

**23. (1) A person who [contravenes sections 12(b), 12(f), 15(1) shall be guilty of an offence] is guilty of an offence in terms of this By-law for [and shall on conviction be liable for] —**

- (a) littering or dumping over 8 m<sup>3</sup> of waste or any volume of hazardous waste;
- (b) spillage or leakage over 8 m<sup>3</sup> of waste or any volume of hazardous waste without putting in place suitable measures;
- (c) conveying of an uncovered or unsecured load of hazardous waste of any volume;
- (d) conveying of an uncovered or unsecured load which results in spillage over 8 m<sup>3</sup> of waste or any volume of hazardous waste,

shall on conviction be liable for a [such] fine or a period of imprisonment not exceeding five years, [as the court may deem appropriate] and the court may in addition order the removal of such waste or determine what measures must be taken by such person and the payment of the expenses incurred in respect thereof or any other costs or damages.

(2) Should any person induce, influence, persuade or force an employee of the City or other person to commit an offence in terms of this By-law he or she shall be guilty of an offence.

(3) Should any person induce an employee of the City to collect and dispose of waste without the correct payment to the Council, or the correct methods being employed, shall be guilty of an offence.

(4) Any waste generator who fails to submit or comply with an integrated waste management plan in terms of this By-law, and any person who fails to comply with a compliance notice referred to in section 20, shall be guilty of an offence.

(5) Any person who commits any offence referred to in subsections (2) to (4) or any other offence in terms of this By-law shall on conviction be liable for the payment of a [minimum] fine [of R500 but not exceeding R10 000] or imprisonment for a [minimum] period [of 6 months but] not exceeding [2] 3 years, or to both such fine and such imprisonment.

(6) The court may in addition to any penalty imposed in terms of subsection (5), order a person to repair the damage, make good the loss, rehabilitate the environment, remove waste, or determine what measures must be taken by such person and the payment of the expenses incurred in respect thereof or any other costs or damages.

(7) The court may, when considering any sentence for an offence in terms of this By-Law, take into account the following:

- (a) That a person delayed in complying with or failed to comply with the terms of notices or directions given to that person under this By-law;
- (b) that person obtained a financial advantage or was to obtain a financial advantage as a result of the commission of the offence;
- (c) the severity of the offence in terms of its impact or potential impact on health, wellbeing, public safety and the environment.”.

#### **Substitution of section 31 of the City of Cape Town: Integrated Waste Management By-law, 2009**

4. The following section is substituted for section 31 of the City of Cape Town: Integrated Waste Management By-law, 2009:

##### **“Short title**

**31.** This By-law is called City of Cape Town: Integrated Waste Management By-law, 2009 [and comes into operation on promulgation in the Provincial Gazette].”.

#### **Amendment of Schedule 1: Repealed By-laws**

5. Schedule 1: Repealed By-laws of the City of Cape Town: Integrated Waste Management By-law, 2009 is hereby amended by the addition of the by-laws as set out in the Schedule hereto.

##### **Short title**

6. This By-law is called the City of Cape Town: Integrated Waste Management Amendment By-law, 2010.

### **SCHEDULE**

#### **Repealed by-laws**

<b>ADMINISTRATION</b>	<b>BY-LAW TO BE REPEALED</b>
City of Cape Town	PN 346/2000: Control of Dumping of Refuse By-law in so far as it relates to the accumulation or storage of matter
City of Cape Town	PN 190/2001: Dumping and Littering By-law

4 June 2010

21902

### **STAD KAAPSTAD**

#### **Stad Kaapstad: Wysigingsverordening op Geïntegreerde Afvalbestuur, 2010**

Tot wysiging van die Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009, om die strafbepaling te wysig ten einde dit in ooreenstemming met nasionale wetgewing te bring; en om voorsiening te maak vir aangeleenthede wat daarmee verband hou.

#### **ALGEMENE VERDUIDELIKENDE NOTA:**

\_\_\_\_\_ Woorde met 'n volstreep daaronder dui invoegings in bestaande Verordening aan

[ ] Woorde in vet druk tussen vierkantige hake dui skrapings uit bestaande Verordening aan

**DAAR WORD BEPAAL** deur die Raad van die Stad Kaapstad, soos volg:—

#### **Wysiging van artikel 1 van die Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009**

1. Artikel 1 van die Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009 word hiermee gewysig deur die definisie van “afval” deur die volgende definisie te vervang:

“[‘afval’ enige stof, hetsy gasagtig, vloeibaar of solied of enige kombinasie daarvan, wat van tyd tot tyd deur die Nasionale Minister van Omgewingsake en Toerisme uitgewys is deur middel van kennisgewing in die *Staatskoerant* of deur die lid van die Uitvoerende Raad van die Provinsie van die Wes-Kaap belas met afvalbestuur in die Provinsie van die Wes-Kaap as 'n ongewenste of oorbodige neweproduk, uitlatting, residu of restant van enige proses of aktiwiteit;]

**“afval” enige stof, ongeag of daardie stof gereduseer, hergebruik, hersirkuleer en herwin kan word —**

- (a) wat oorbodig of onnodig is, afgekeur, verwerp of agtergelaat word of waarmee weggedoen word;
- (b) waarvoor die genereerder geen verdere gebruik vir produksiedoeleindes het nie;
- (c) wat behandel of waarmee weggedoen moet word; of
- (d) wat deur die nasionale minister deur middel van kennisgewing in die Staatskoerant ingevolge die Wet op Nasionale Omgewingsbestuur: Afval, 2008 (Wet 59 van 2008) as afval geïdentifiseer word en sluit dit afval in wat gegeneer word deur die mynbou- of mediese sektor of 'n ander sektor, maar —
  - (i) word 'n neweproduk nie as afval beskou nie; en
  - (ii) is enige deel van afval, sodra dit hergebruik, hersirkuleer en herwin is, nie meer afval nie:”.

**Wysiging van artikel 3 van die Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009**

2. Artikel 3 van die Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009 word hiermee gewysig deur die volgende subartikel na subartikel (2) in te voeg:

“(3) Dienskategorieë vir afvalbestuur, waarvoor in die tariefbeleid van die Stad voorsiening gemaak word, moet gedefinieer word in die geïntegreerde afvalbeleid van die Stad.”

**Vervanging van artikel 23 van die Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009**

3. (1) Artikel 23 van die Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009 word hierby deur die volgende artikel vervang:

**“Oortredings en strawwe**

**23. (1) 'n Persoon wat [artikels 12(b), 12(f) en 15(1) oortree sal skuldig wees aan 'n oortreding en sal by skuldigbevinding blootgestel wees aan] skuldig is aan 'n oortreding ingevolge hierdie Verordening van —**

- (a) rommelstrooiing of storting van meer as 8 m<sup>3</sup> afval of enige volume gevaarlike afval;
- (b) uitstorting of lekkasie van meer as 8 m<sup>3</sup> afval of enige volume gevaarlike afval sonder om geskikte maatreëls in plek te stel;
- (c) die vervoer van 'n onbedekte of onbeveiligde vrag gevaarlike afval van enige hoeveelheid;
- (d) die vervoer van 'n onbedekte of onbeveiligde vrag wat lei tot uitstorting van meer as 8 m<sup>3</sup> afval of enige volume gevaarlike afval,

sal by skuldigbevinding blootgestel wees aan 'n boete of tronkstraf vir 'n tydperk van hoogstens vyf jaar [na gelang die hof geskik ag] en die hof kan daarbenewens die verwydering van die afval gelas of bepaal watter maatreëls deur die betrokke persoon getref moet word en die betaling van die uitgawes wat aangegaan is ten opsigte daarvan of enige ander koste of skade.

(2) As enige persoon enige werknemer van die Stad of ander persoon beweeg, beïnvloed, oorreed of dwing om 'n oortreding ingevolge hierdie Verordening te begaan, sal hy of sy aan 'n oortreding skuldig wees.

(3) As enige persoon enige werknemer van die Stad beweeg om afval te verwyder en daarmee weg te doen sonder die korrekte betaling aan die Raad of sonder dat die korrekte metodes gevolg word sal daardie persoon aan 'n oortreding skuldig wees.

(4) Enige afvalgenereerder wat versuim om 'n geïntegreerde afvalbestuursplan ingevolge hierdie Verordening voor te lê of daaraan te voldoen, en enige persoon wat versuim om te voldoen aan 'n nakomingskennisgewing in artikel 20 gemeld, sal aan 'n oortreding skuldig wees.

(5) Enige persoon wat enige oortreding in subartikels (2) tot (4) gemeld of enige ander oortreding ingevolge hierdie Verordening begaan, sal by skuldigbevinding blootgestel wees aan betaling van 'n [minimum] boete [van R500 tot 'n maksimum van R10 000] of tronkstraf vir 'n [minimum] tydperk [van 6 maande maar] van hoogstens [2] 3 jaar, of aan die boete sowel as die tronkstraf.

(6) Die hof mag benewens enige straf wat ingevolge subartikel (5) opgelê word, 'n persoon gelas om die skade reg te stel, die verlies te vergoed, die omgewing te rehabiliteer of afval te verwyder, of bepaal watter maatreëls deur die betrokke persoon getref moet word en die betaling van die uitgawes ten opsigte daarvan aangegaan of enige ander koste of skade.

(7) Die hof mag, wanneer vonnis vir 'n oortreding ingevolge hierdie Verordening oorweeg word, die volgende in ag neem:

- (a) Dat 'n persoon gesloer of versuim het om aan die bepalings van kennisgewings of opdragte te voldoen wat ingevolge hierdie Verordening aan die betrokke persoon beteken is;
- (b) dat dié persoon finansiële voordeel verkry het of finansiële voordeel staan te gekry het. as gevolg van die begaan van die oortreding;
- (c) die erns van die oortreding ten opsigte van die impak of potensiële impak daarvan op gesondheid, welsyn, openbare veiligheid en die omgewing.

**Vervanging van artikel 31 van die Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009**

4. Artikel 31 van die Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009 word deur die volgende artikel vervang:

**“Kort titel**

**31. Hierdie Verordening heet Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009 [en tree in werking by afkondiging in die Provinsiale Koerant].”**

**Wysiging van Bylae 1: Herroepte Verordeninge**

5. Bylae 1: Herroepte Verordeninge van die Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur, 2009 word hierby gewysig deur die verordeninge soos in die Bylae hierby uiteengesit, daaraan toe te voeg.

**Kort titel**

6. Hierdie Verordening heet die Stad Kaapstad: Wysigingsverordening op Geïntegreerde Afvalbestuur, 2010

**BYLAE****Herroepte verordeninge**

ADMINISTRASIE	Verordening wat herroep word
Stad Kaapstad	PK 346/2000: Verordening op die Beheer van die Storting van Afval vir sover dit betrekking het op die ophoping of berging van stowwe
Stad Kaapstad	PK 190/2001: Verordening op Storting en Rommelstrooiing

4 Junie 2010

21902

**UMTHETHO OPHAKANYISIWEYO WOLUNGELELWANISO LOLAWULO LWENKUNKUMA OLUHLANGANISIWEYO WESIXEKO SASEKAPA, 2010****UMthetho oPhakanyisiweyo woLungelelwaniso loLawulo lweNkunkuma oluHlanganisiweyo wesiXeko saseKapa, 2010**

Injongo kukulungisa uMthetho oPhakanyisiweyo woLungelelwaniso loLawulo lweNkunkuma oluHlanganisiweyo, 2009; ukulungisa umqathango wesohlwayo ngenjongo yokuwulungelelanisa nomthetho kazwelonke; kunye nokulungiselela imicimbi echazwe apha.

**INKCAZELO JIKELELE:**

\_\_\_ Amagama akrwelelwe umgca ngaphantsi abonisa ukuba kukho ulwazi olufakelweyo kuMthetho kaMasipala obusele ukho

[ ] Amagama abhalwe ngqindilili kwizibiyeli ezisisikwere abonisa ukuba kukho ulwazi olushiyiweyo kuMthetho kaMasipala obusele ukho

**KUMISELWE NGOKOMTHETHO** weBhunga lesiXeko saseKapa, ngolu hlobo:—

**Ukulungiswa kwecandelo loku-1 loMthetho kaMasipala woLawulo lweNkunkuma oluHlanganisiweyo wesiXeko saseKapa, 2009**

1. Ngenxa yoko icandelo loku-1 loMthetho kaMasipala wesiXeko saseKapa woLawulo lweNkunkuma oluHlanganisiweyo, 2009 lilungiswa ngokufakela le nkcazelo ithi **“inkunkuma”** kule nkcazelo ilandelayo:

**“[‘inkunkuma’ kubhekiselelwe kuyo nantoni na, nokuba iyigesi, ilulwelo okanye isisiqina okanye nokuba yindibanisela yeziphi na kwezi, nethe ngokuhamba kwexesha yamiselwa nguMphathiswa weSizwe weMicimbi yokuSingqongileyo noKhenketho kwisaziso esakhutshwa kwiPhephandaba loMbuso okanye lilungu leSigqeba kwiBhunga lePhondo leNtshona Koloni nelinoxanduva lokulawula inkunkuma kwiPhondo leNtshona Koloni, njengemveliso engathandekiyo okanye imveliso yemveliso eninzi kakhulu, ukhutsho lwemisi, into esaleleyo kuyo nantoni na ebisenziwa;]**

**“inkunkuma”** kubhekiselelwe kuyo nantoni, nokuba lo nto inakho ukucuthwa, ukusetyenziswa kwakhona, irisayiklishwe okanye ifunyanwe kwakhona—

- ukuba lo nto igqithisile, ayifuneki, ilahliwe, ishiyiwe okanye elahliweyo;
- lowo uyenzileyo engasenanjongo yokuyisebenzisa kwakhona ukuba ivelise enye into;
- ekuyimfuneko ukuba icocwe okanye ilahlwe; okanye
- echongwe njengenkunkuma nguMphathiswa weSizwe ngokuthi akhuphe isaziso kwiPhephandaba loMbuso, ngokwemigaqo yoMthetho weSizwe woLawulo lweNkunkuma kokuSingqongileyo, 2008(uMthetho onguNomb. 59 ka-2008), yaye equka inkunkuma eveliswa yimigodi, eyonyango okanye yamanye amacandelo, kodwa—
  - into edalwa yimveliso ethile ayithatyathwa njengenkunkuma; yaye
  - nayiphi na inxalenye yenkunkuma, xa ithe yasetyenziswa kwakhona, yarisayiklishwa okanye yafunyanwa kwakhona, iyayeka ukuba yinkunkuma;”.

**Ukulungiswa kwecandelo le-3 loMthetho kaMasipala woLawulo lweNkunkuma oluHlanganisiweyo 2009**

2. Ngenxa yoko icandelo le-3 soMthetho kaMasipala woLawulo lweNkunkuma oluHlanganisiweyo 2009 lilungiswa ngokuthi kufakelwe eli nqaku emva kwecandelwana (2) kweli candelwana lilandelayo:

**“(3) Iindidi zonikezelo lwenkonzo yolawulo lwenkunkuma, nezibonelelwe kumgaqo-nkqubo ojongene nemirhumo yenkunkuma wesiXeko, ziya kufana nezo zichazwe kumgaqo-nkqubo wolawulo lwenkunkuma oluhlanganisiweyo wesiXeko.”**

**Ukufakwa kwale nkcazelo endaweni yecandelo lama-23 loMthetho kaMasipala woLawulo lweNkunkuma oluHlanganisiweyo, 2009**

3. (1) Ngenxa yoko eli candelo lilandelayo liza kungena endaweni yecandelo lama-23 loMthetho kaMasipala woLawulo lweNkunkuma oluHlanganisiweyo, 2009:

**“Amatyala nezohlwayo**

**23.** (1) Umntu othi [**ophule imigaqo yamacandelo 12(b), 12(f), 15(1) uya kuba netyala lokophula umthetho**] unetyala lokophula umthetho ngokwemigaqo yalo Mthetho kaMasipala [yaye esakugwetywa uya kuthatha uxanduva] —

- lokungcolisa okanye lokulahla inkunkuma engaphezu kwe-8m<sup>3</sup> okanye nokuba ngumthamo ongakanani na wenkunkuka eyingozi;
- lokuchitha okanye ukuvuzisa inkunkuma engaphezu kwe-8m<sup>3</sup> okanye nokuba ngumthamo ongakanani wenkunkuma enobungozi ngaphandle kokumisela amanyathelo afanelekileyo;
- lokuthutha umthwalo onogqunywanga okanye ongakhuselwanga wenkunkuma eyingozi nokuba ingumthamo ongakanani na;
- lokuthutha umthwalo onogqunywanga okanye umthwalo ongakhuselekanga nto leyo ekhokelele ekuchitheni kwenkunkuma engaphezu kwe-8m<sup>3</sup> okanye nokuba ngumthamo ongakanani wenkunkuma eyingozi,

uya kuthi esakugwetywa abe noxanduva lokuhlawula [**eso**] sohlwayo okanye achithe ixesha elithile evaluele nelingadlulanga kwiminyaka emihlanu, [eliya kuthathwa njengelifanelekileyo yinkundla] yaye inkundla inakho ukuthi ngaphezu koku imisele ukususwa kwalo nkunkuma okanye imisele ukuba ngawaphi na amanyathelo amele ukuthatyathwa ngulo mntu kunye nentlawulo yeendleko ezenziweyo ngokuphatelene noku okanye nokuba zeziphi na ezinye iindleko okanye intlawulo.

(2) Xa ubani enokuthi abangele, aphebebele, acenge okanye anyanzele umsebenzi wesiXeko okanye nabani na ukuba enze ityala ngokwemigaqo yalo Mthetho kaMasipala uya kuba netyala lokwaphula umthetho.

(3) Xa ubani enokuthi abangele umsebenzi wesiXeko ukuba aqokelele ze alahle inkunkuma ngaphandle kokwenza intlawulo efanelekileyo kwiBhungal, okanye ngaphandle kokuthi kulandelwe iinkqubo ezifanelekileyo, uya kuba netyala lokwaphula umthetho.

(4) Nabani na odala inkunkuma ze angaphumeleli ukungenisa okanye ukuthobela isicwangciso solawulo lwenkunkuma oluhlanganisiweyo ngokwemigaqo yalo Mthetho kaMasipala, , yaye nabani na ongaphumeleliyo ukuthobela imigaqo yesaziso echazwe kwicandelo lama-20, uya kuba netyala lokophula umthetho.

(5) Nabani na owaphula lo mthetho njengoko kuchaziwe kumacandelwana (2) ukuya kwele-(4) okanye naliphi na elinye ityala ngokwemigaqo yalo Mthetho kaMasipala uya kuthi esakugwetywa athwale uxanduva lentlawulo efikelela [**ubuncinane**] isohlwayo [**sma-R500 kodwa esingodlulanga kwi-R10 000**] okanye ukuvallelwa [**ubuncinane**] isithuba [**seenyanga ezi-6 kodwa**] ezingodlulanga kwiminyaka [**2**] 3, okanye zombini isohlwayo nokuvalelwa.

(6) Inkundla inakho ukuthi ngaphezu kwaso nasiphi na isohlwayo esimisiweyo ngokwemigaqo yecandelwana (5), iyalele ubani lowo ukuba alungise umonakalo awenzileyo, abuyekeze ilahleko, ahlaziye imeko-bume esingqongileyo, asuse lo nkunkuma, okanye imisele ukuba ngawaphi na amanyathelo amele ukuthatyathwa ngulo mntu kunye nentlawulo yeendleko ezenzekileyo eziphatelene noku okanye nazo naziphi na ezinye iindleko okanye intlawulo.

(7) Inkundla inakho ukuthi, xa iqwalasela isigwebo solwaphulo-mthetho ngokwemigaqo yalo Mthetho kaMasipala, ithathele ingqalelo oku kulandelayo:

- ukuba umntu lowo uthe walibazisa ekuthobeleni okanye akaphumelelekanga ukuthobela imigaqo yesaziso okanye imiyalelo enikwe lo mntu phantsi kwalo Mthetho kaMasipala;
- ukuba umntu ufumene ilungelo lokuhlawula imali okanye ebeza kufumana ilungelo lokuhlawula imali ngenxa yokugunyaziswa kwesenzo solwaphulo-mthetho;
- ubungqongqo bolwaphulo-mthetho ngokuphatelene nempembelelo yalo okanye impembelelo enokuba nayo kwimpilo, kwintlalo-ntle, kukhuseleko loluntu nakokusingqongileyo.

**Ukufakwa kwale nkcazelo endaweni yecandelo lama-31 loMthetho woMasipala wesiXeko saseKapa woLawulo lweNkunkuma oluHlanganisiweyo, 2009**

4. Eli candela lilandelayo lingena endaweni yecandelo lama-31 loMthetho woMasipala wesiXeko saseKapa woLawulo lweNkunkuma oluHlanganisiweyo, 2009:

**“Isihloko esifutshane**

**31.** Lo Mthetho kaMasipala ubizwa ngokuba nguMthetho woMasipala wesiXeko saseKapa woLawulo lweNkunkuma oluHlanganisiweyo, 2009 [yaye uza kuqalisa ukusetyenziswa usakubhengezwa kwiPhephandaba loMbuso lePhondo].”

**Ukulungiswa kweShedyuli yoku-1: IMithetho kamasipala eRhoxisiweyo**

5. IShedyuli yoku-1: Ngenxa yoko iMithetho yoMasipala wesiXeko saseKapa eRhoxisiweyo yoLawulo lweNkunkuma oluHlanganisiweyo, 2009 iyalungiswa ngokuthi kongezwe imithetho kamasipala echazwe kule Shedyuli ilapha.

**Isihloko esifutshane**

6. Lo Mthetho kaMasipala ubizwa ngokuba nguMthetho woMasipala wesiXeko saseKapa oLungelelanisiweyo woLawulo lweNkunkuma oluHlanganisiweyo, 2010.

**ISHEDYULI****IMithetho kaMasipala eRhoxisiweyo**

<b>IZIKO LOLAWULO</b>	<b>UMTHETHO KAMASIPALA OZA KURHOXISWA</b>
IsiXeko saseKapa	PN 346/2000: UMthetho kaMasipala oLawula ukuLahlwa kweNkunkuma ngokuphathelene nokufunjwa okanye nokugcinwa kwayo
IsiXeko saseKapa	PN 190/2001: UMthetho kaMasipala olawula ukuLahla inkunkuma nokuNgcolisa

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