



STELLENBOSCH

STELLENBOSCH • PNIEL • FRANSCHHOEK

MUNISIPALITEIT • UMASIPALA • MUNICIPALITY

Application Number: TP1505/2025

Our File Reference Number: Erf 838, Franschhoek

Your Reference Number:

Enquiries: Ulrich von Molendorff

Contact No: 021 – 808 8682

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

PER E-MAIL [REDACTED]

Sir/Madam

APPLICATION FOR PERMANENT DEPARTURE AND PERMISSION REQUIRED IN TERMS OF THE ZONING SCHEME: ERF 838, FRANSCHHOEK

1. The above application refers.
2. The duly authorised decision maker has decided on the above application as follows:
 - 2.1 That the following applications in terms of Section 15(2) of the Stellenbosch Municipal Land Use Planning By-law on Erf 838, Franschhoek for:
 - 2.1.1 Application in terms of Section 15(2)(b) of the said By-law for permanent departure to permit 3 parking bays in lieu of 4.5 parking bays required for three flats,
 - 2.1.2 Application in terms of Section 15(2)(g) of the said By-law for permission in terms of the zoning scheme for the following:
 - a. To permit flats (to be used as tourist dwelling units) on the ground floor of a building located on a Mixed-use Zone property,
 - b. To permit alterations to a building located in the Franschhoek Urban Conservation Overlay Zone.

BE APPROVED in terms of Section 60 of the said By-law and subject to conditions of approval.

3. The approval is subject to the following **conditions** imposed in terms of Section 66 of the said By-law:

- 3.1 The approval only applies to the application under consideration and shall not be construed as authority to depart from any other legal prescriptions or requirements from Council or other legislation or By-laws or Regulations that may be applicable.
- 3.2 The development be undertaken and building plans be generally in accordance with the Site and Floor Plan as referenced (Plan No. CDC/78/25 rev 06 dated 2026-03-02) and drawn by EJS Consulting, attached as **Annexure A**.
- 3.3 Building plans for all new structures and for all structural alterations or changes of use in the existing building be submitted and approved by the Municipality prior to the commencing of any building works, including the preparation of land, which will only be approved when all relevant (or qualified) conditions of approval have been complied with.
- 3.4 The flats (to be used as tourist dwelling units) on the ground floor be limited to a maximum of two units.
- 3.5 Sufficient on-site parking be provided in accordance with Site and Floor Plan as referenced (Plan No. CDC/78/25 rev 06 dated 2026-03-02) and drawn by EJS Consulting, attached as **Annexure A**.
- 3.6 Each tourist dwelling unit be limited to one bedroom and a maximum of two transient guests/a single family per unit be permitted at any one time.
- 3.7 Development charges are payable in accordance with the prevailing and applicable Council Tariffs at the time of payment prior to the approval of any building plans and to the satisfaction of the Directorate Infrastructure Services.
- 3.8 The conditions relating to infrastructure services imposed by the Directorate Infrastructure Services contained in the memorandum dated 05/03/2026 and email dated 20/01/2026, and attached as **Annexure B1 & B2** respectively, be complied with to the satisfaction of the said department.

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

- 4.1 The scale and nature of the proposal will not compromise the existing character of the surrounding landscape or heritage value of the property.

- 4.2 The proposal is considered a desired use given its location, and it makes optimal and appropriate use of an existing graded building and available infrastructure.

5. **Matters to be noted:**

- 5.1 The approval granted shall not exempt the applicant from complying with any other legal prescriptions or requirements that might have a bearing on the proposed use.
- 5.2 This approval allows the use of the property for the accommodation of transient guests but does not permit the use of the property for the hosting of functions, events or other gatherings by transient guests and any visitors without the approval of the Municipality.
- 5.3 An application for the erection of advertising signs be submitted for approval to the Municipality and that all signage on the property be erected to the satisfaction of the Spatial Planning Department: Heritage Resource Management.
- 5.4 No directional signage may be erected without the prior approval of the Provincial Roads Engineer and/or the Municipality.

6. You are hereby informed in terms of section 79(2) of the Stellenbosch Municipal Land Use Planning Bylaw of your right to appeal the above decision to the Appeal Authority within 21 days from the date of notification of the above decision. Please note that no late appeals or an extension of time for the submission of appeals are permitted in terms of Section 80(1)(a) of the said By-Law.
7. Appeals must be submitted by completing the required form with the prescribed information to satisfy the requirements of Section 80(2) of the said By-law, failing which the appeal will be invalid in terms of Section 81(1)(b) of the said By-Law.
8. **Appeals must be addressed to the Municipal Manager and submitted to his/ her designated official by means of e-mail at the following address: landuse.appeals@ Stellenbosch.gov.za**
9. Any party (applicant or other) who lodges an appeal must pay the applicable appeal fee in terms of the approved municipal tariffs and submit the proof of payment together with the appeal. The **LU** Reference number on this correspondence, or the applicable Erf/ Farm Number must be used as the reference for the payment of the appeal fee.
10. The appeal form and approved tariff structure and the banking details for the General Account can be accessed and viewed on the municipal website. For any enquiries the office can be contacted at landuse.appeals@ Stellenbosch.gov.za or 021- 808 8684.

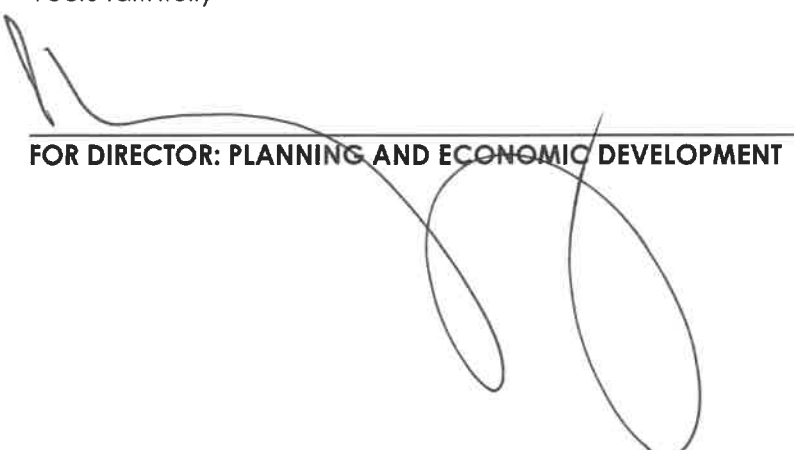
11. An applicant who lodges an appeal must also adhere to the following requirements stipulated in terms of section 80(3) to (7) of the said By-law:

- (a) Simultaneously serve the appeal on any person who commented on the application concerned and any other person as the municipality may determine.
- (b) The notice by the applicant must invite persons to comment on the appeal within 21 days from date of notification of the appeal.
- (c) The notice must be served in accordance with section 35 of the said legislation and in accordance with the prescripts or such additional requirements as may be determined by the Municipality.
- (d) Proof of serving the notification must be submitted to the Municipality at the above E-mail address within 14 days of serving the notification.

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

13. Kindly note the above decision in the case of any approval, is suspended, and may therefore not be acted on, until such time as the period for lodging appeals has lapsed, any appeal has been finalised and you've been advised accordingly.

Yours faithfully



FOR DIRECTOR: PLANNING AND ECONOMIC DEVELOPMENT

27/3/2026

DATE



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ANNEXURE A
SITE AND FLOOR PLAN



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ANNEXURE B

COMMENTS FROM DIRECTORATE INFRASTRUCTURE SERVICE



STELLENBOSCH MUNICIPALITY
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MEMORANDUM

DIREKTORAAT: INFRASTRUKTUURDIENSTE
DIRECTORATE: INFRASTRUCTURE SERVICES

CIVIL ENGINEERING SERVICES

Er 838 FH

802357

To ▫ Aan: Director: Planning + Economic Development
Att Aandag: Bulelwa Mdoda
From ▫ Van: Technician: Development (Infrastructure Services)
Author ▫ Skrywer: Siyasanga Zweni
Date ▫ Datum: 05 March 2026
Our Ref ▫ Ons Verw: Civil LU 3036
Town Planning Ref: TP1505/2025
Re ▫ Insake: Erf 838, Franschhoek: 1. Application is made in terms of Section 15(2)(b) of the Stellenbosch Municipality Planning By-law 2023 for permanent departure to permit 4 parking bays in lieu of 4.5 parking bays on Erf 838, Franschhoek. 2. Application is made in terms of Section 15(2)(g) of the Stellenbosch Municipality Planning By-law 2023 for permission in terms of the zoning scheme for the following on Erf 838, Franschhoek: a) To permit flats (to be used as tourist dwelling units) on the ground floor of a building located on a Mixed-use Zone property, b) To permit alterations to a building located in the Franschhoek Urban Conservation Overlay Zone.

STELLENBOSCH MUNICIPALITY
PLANNING AND DEVELOPMENT SERVICES

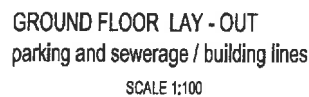
11 MAR 2026

RECEIVED

The application is recommended for approval, subject to the following conditions:

1. Civil Engineering Services
 - 1.1 At the building plan submission stage, the proposed building plan must align with the approved Site Development Plan (SDP).
 - 1.2 All the additions must make use of the existing sewer and water connection.

✍



TO EXTERNAL WALLS OF ALL ROOMS AS
BY THE LOCAL AUTHORITIES.

2. Development Charges (DCs)

2.1 The following DC's are payable: See **Development Charge Calculation** attached.

Please note that this calculation is indicative at this stage and will be amended based on the detail information provided on the:

- Building plans

A final calculation will be provided prior to payment.

2.2 The appropriate DC's are payable before building plan approval.

2.3 The DC's were calculated by using the 2025/2026 tariff structure. If DC's are paid after 30 June 2026 it will have to be recalculated by using the tariff structure and DC Policy principles applicable at date of payment.

S. Zweni

Siyasanga Zweni

Technician: Development (Infrastructure Services)

Z:\2.0 DEVELOPMENT\01 Land Use applications\3036 (SZ) Erf 838 Franschhoek (TP1505-2025)\3036 (SZ) Erf 838 Franschhoek (TP1505-2025).doc

SK

Franschhoek

Land Use Category	Unit Type	Existing Usage		Proposed New Usage		Increased Usage	Development Charge Level (excl VAT)							Community	Total			
		Area (m2)	Unit Amount	Result	Area (m2)		Unit Amount	Result	Amount	Water	Sewer	Stormwater	Solid Waste			Roads & Transport	Sub Total (Civil Eng Services)	
Residential	Single Residential >1000m2	du				0	R	-	R	-	R	-	R	-	R	-	R	-
	Single Residential >500m2	du				0	R	-	R	-	R	-	R	-	R	-	R	-
	Single Residential <250m2	du	1			-1	-R	22 488,04	-R	23 621,96	-R	3 783,29	-R	4 235,94	-R	33 587,12	-R	87 706,35
	Single Residential <250m2	du				0	R	-	R	-	R	-	R	-	R	-	R	-
	Second Dwelling	du				0	R	-	R	-	R	-	R	-	R	-	R	-
	Less Formal Residential	du				0	R	-	R	-	R	-	R	-	R	-	R	-
	Group Residential	du				0	R	-	R	-	R	-	R	-	R	-	R	-
	Apartments	du				3	R	43 389,08	R	47 243,93	R	3 626,92	R	12 707,61	R	69 273,43	R	178 541,16
	Retirement Village	du				0	R	-	R	-	R	-	R	-	R	-	R	-
Accommodation	Old age home	du				0	R	-	R	-	R	-	R	-	R	-	R	-
	Student Accommodation/Communes/Hostels	rooms				0	R	-	R	-	R	-	R	-	R	-	R	-
	Guest House	rooms				0	R	-	R	-	R	-	R	-	R	-	R	-
	Hotel, Residential	rooms				0	R	-	R	-	R	-	R	-	R	-	R	-
Commercial	General Business	m2 GLA				0	R	-	R	-	R	-	R	-	R	-	R	-
	Offices	m2 GLA				0	R	-	R	-	R	-	R	-	R	-	R	-
	Retail/Shop	m2 GLA				0	R	-	R	-	R	-	R	-	R	-	R	-
	Restaurant	m2 GLA				0	R	-	R	-	R	-	R	-	R	-	R	-
	Outdoor Function / Picnic Area	persons				0	R	-	R	-	R	-	R	-	R	-	R	-
	Farm Market	stall				0	R	-	R	-	R	-	R	-	R	-	R	-
	Conference Facility/Place of assembly	m2 GLA				0	R	-	R	-	R	-	R	-	R	-	R	-
	Hospital/Clinic/Medical Rooms	m2 GLA				0	R	-	R	-	R	-	R	-	R	-	R	-
	University/College	student				0	R	-	R	-	R	-	R	-	R	-	R	-
	School/Day Care	student				0	R	-	R	-	R	-	R	-	R	-	R	-
Industrial	Industrial - light	m2 GLA				0	R	-	R	-	R	-	R	-	R	-	R	-
	Industrial - heavy	m2 GLA				0	R	-	R	-	R	-	R	-	R	-	R	-
	Warehousing/Light Manufacturing	m2 GLA				0	R	-	R	-	R	-	R	-	R	-	R	-
	Storage Facilities	unit				0	R	-	R	-	R	-	R	-	R	-	R	-
Non demand	Open Space/Natural Environment/Utility Site	ha				0	R	-	R	-	R	-	R	-	R	-	R	-
	Roads and Parking	ha				0,0000	R	-	R	-	R	-	R	-	R	-	R	-
Other	To be calculated	n/a				0,0000	R	-	R	-	R	-	R	-	R	-	R	-
	(Based on equivalent demands)	n/a				0	R	-	R	-	R	-	R	-	R	-	R	-
	Total Area:	0				0	Total Area:											

Deduct	Charges before adjusting for positive only, before Deductions															R	20 891,04	R	23 621,96	R	163,62	R	8 471,87	R	35 686,31	R	88 834,81	R	33 412,08	R	122 246,89
	Charges adjusted for positive only, before Deductions															R	20 891,04	R	23 621,96	R	163,62	R	8 471,87	R	35 686,31	R	88 834,81	R	33 412,08	R	122 246,89
	Deductions per service (from usage reductions)															R	-	R	-	R	-	R	-	R	-	R	-	R	-	R	-
	Discount Deduction (%)															R	-	R	-	R	-	R	-	R	-	R	-	R	-	R	-
	Percentage: 0,00%															R	-	R	-	R	-	R	-	R	-	R	-	R	-	R	-
Totals	Additional Deduction per service - from Service Agreement (sum)															R	-	R	-	R	-	R	-	R	-	R	-	R	-	R	-
	Sub Total after Adjustments and Deductions (excluding VAT)															R	20 891,04	R	23 621,96	R	163,62	R	8 471,87	R	35 686,31	R	88 834,81	R	33 412,08	R	122 246,89
	VAT															R	3 133,66	R	3 543,29	R	24,54	R	1 270,78	R	5 352,05	R	13 325,22	R	5 011,81	R	18 337,03
	Total Development Charges															R	24 024,66	R	27 165,25	R	158,16	R	8 742,65	R	41 039,26	R	102 160,03	R	38 423,89	R	140 583,92

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Stellenbosch Municipality

Development Charge Calculation

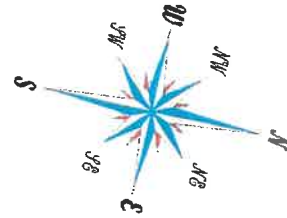
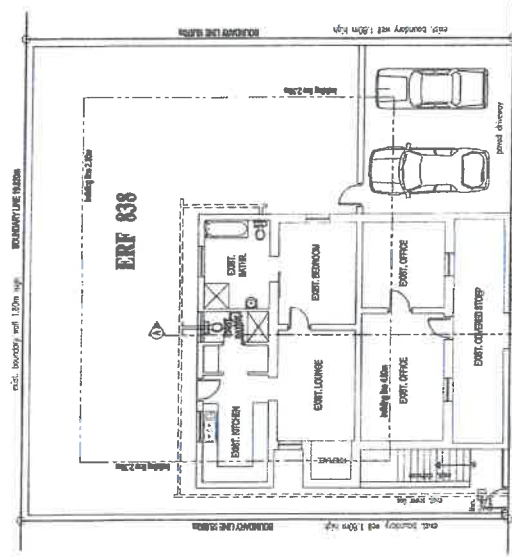


APPLICATION INFORMATION	
Application Number:	3036 (SZ) Erf 838 Franschhoek (TP1505-2025)
Development Name:	
Date:	05 March 2026
Financial Year:	2025/2026
Erf Location (Select from 7 Locations):	Franschhoek
School/ECD Category (Select Quintile 1-4 or 5 or N/A)	N/A
Erf Region (Select Urban or Rural):	Urban
Erf No. / Farm No.:	Erf 838
DC Parameters Reference:	Proposed new additions and alterations, Drawing no.: CDC/78/25 rev 06 by EJS Consulting, Dated: 02.03.2026

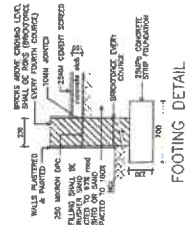
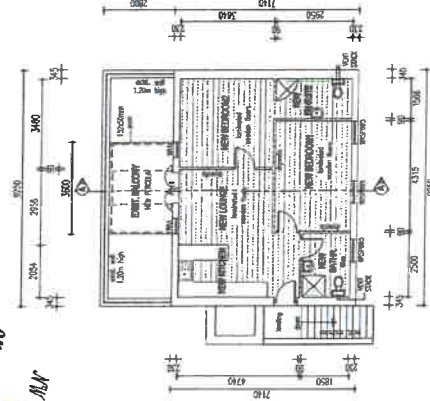
SUMMARY OF DC CALCULATION									
Service:	Water	Sewer	Stormwater	Solid Waste	Roads & Transport	Sub Total (Civil Eng Services)	Community	Totals	
Unit(s):	kl/day	kl/day	ha°C	l/week	trips/day		persons		
Total Increased Services Usage:	0,65	0,6	0,001	0,08	4,25		8		
Total Service Usage Reduction:	0	0	0	0	0,0		0		
Total Service Usage after Reduction:	0,65	0,60	0,00100	0,080	4,3		8		
Charges before adjusting for positive only, before Deductions	R 20 891,04	R 23 621,96	R 163,62	R 8 471,87	R 35 686,31	R 88 834,81	R 33 412,08	R 122 246,89	
Charges adjusted for positive only, before Deductions	R 20 891,04	R 23 621,96	R 163,62	R 8 471,87	R 35 686,31	R 88 834,81	R 33 412,08	R 122 246,89	
Total Deductions:	R -	R -	R -	R -	R -	R -	R -	R -	
Total Development Charges Payable (excluding VAT):	R 20 891,04	R 23 621,96	R 163,62	R 8 471,87	R 35 686,31	R 88 834,81	R 33 412,08	R 122 246,89	
VAT:	R 3 133,66	R 3 543,29	R 24,54	R 1 270,78	R 5 352,95	R 13 325,22	R 5 011,81	R 18 337,03	
Total Development Charges Payable (including VAT):	R 24 024,69	R 27 165,26	R 188,16	R 9 742,65	R 41 039,26	R 102 160,03	R 38 423,89	R 140 583,92	

APPLICANT INFORMATION	
Application Processed by:	Siyasanga Zweni
Signature:	<i>S. Zweni</i>
Notes:	NB: Credit has been applied for the existing house.

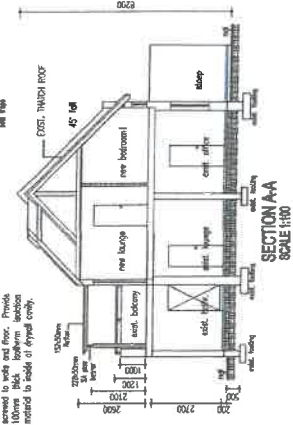
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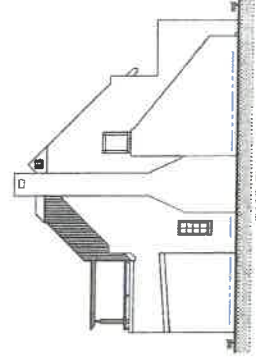
GROUND FLOOR PLAN & SITE PLAN
SCALE 1:100



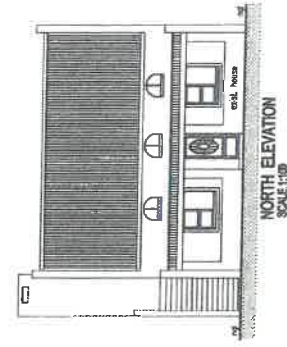
LOFT FLOOR PLAN
SCALE 1:100



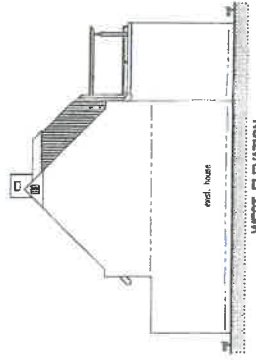
SECTION A-A
SCALE 1:100



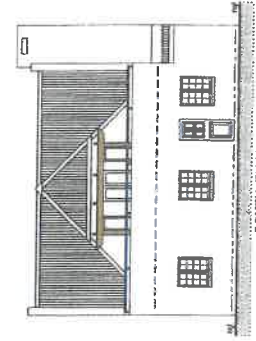
EAST ELEVATION
SCALE 1:100



NORTH ELEVATION
SHEET 11 OF 17



WEST ELEVATION
SCALE 1/4"=1'-0"



SOUTH ELEVATION

[illegible][illegible][illegible][illegible]

Bulelwa Mdoda

From: Martin Slabber
Sent: Tuesday, 20 January 2026 10:51
To: Bulelwa Mdoda; Tyrone King; Kurt Titus; Xolani Tika (Development Technician);
 Siyasanga Zweni
Cc: Charne Williams
Subject: RE: COMMENTS ON LAND USE APPLICATION: ERF 838 FRANSCHHOEK

GENERAL: NONE

CONDITIONS: If any electrical services must move, remove, change or upgrade – apply via recoverable cost application, for applicants cost.

Subject to SANS 10142,204-1-2008, energy savings and efficiency implementation and Municipal bylaws – Only existing electrical connection is available.

1. Installation of 10A electrical control units
2. Solar water heating/heat pump installation
3. Energy efficient lightning
4. Roof insulation
5. Cooking with gas fired appliances
6. Control air condition equipment with energy saving devices
7. Preheat at least 50% of hot water with alternative energy savings devices

TX

GF	838	FH

Groete:
 Martin Slabber
 Sin. Supt. Dwarsrivier Elect.
 Engineering Services



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From: Bulelwa Mdoda <Bulelwa.Mdoda@ Stellenbosch.gov.za>

Sent: Tuesday, 20 January 2026 07:57

To: Tyrone King <Tyrone.King@ Stellenbosch.gov.za>; Kurt Titus <Kurt.Titus@ Stellenbosch.gov.za>; Xolani