



STELLENBOSCH

STELLENBOSCH • PNIEL • FRANSCHHOEK

MUNISIPALITEIT • UMASIPALA • MUNICIPALITY

Application Number: LU/17738 / TP922/2024

Our File Reference Number: Erf 1397, Stellenbosch

Your Reference Number:

Enquiries: Ulrich von Molendorff

Contact No: 021 – 808 8682

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

PER E-MAIL

Dear Sir/Madam

APPEAL LODGED IN TERMS OF SECTION 79(2) OF THE STELLENBOSCH MUNICIPAL LAND USE PLANNING BY-LAW: APPLICATION FOR CONSENT USE AND DEPARTURE ON ERF 1397, STELLENBOSCH

1. This Municipality's decision letter dated 13 February 2026, refers.
2. The Appeal Authority resolved on 24 June 2026 that the appeal against the decision of the Authorised Decision-maker dated 11th of February 2026, in respect of the subject application **BE DISMISSED**, and that the subject decision **BE CONFIRMED** in terms of Section 81(7)(b) of the Stellenbosch Municipal Land Use Planning By-law as follows:
3. That the following application in terms of Section 15(2) of the Stellenbosch Municipal Land Use Planning By-law on Erf 1397, Stellenbosch for:
 - 3.1 **Consent use** in terms of Section 15(2)(o) of the said By-law to operate a tourist accommodation establishment on Erf 1397, Stellenbosch.
 - 3.2 **Departure** in terms of Section 15(2)(b) of the said By-law to relax 4.5m building line:

- a) To 0m on the western boundary (adjacent to Erf 1369) to allow for additions of en-suites to the existing bedrooms.
- b) To 1.5m on the southern boundary (adjacent to Erf 4682), new bedrooms.
- c) To 2.7m on the eastern boundary (adjacent to Erf 1398) to accommodate the proposed new bedrooms.

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

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

4.1 The approval only applies to the proposed 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.

4.2 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.

4.3 The subject development be restricted for the exclusive use of the dwelling and additions as a 11-bedroom tourist accommodation establishment.

4.4 The land use shall not create any undue noise or be a nuisance to the neighbourhood and that precautionary measures be taken to avoid environmental noise pollution in terms of the Noise Control Regulations made in terms of Section 25 of the Environmental Conservation Act, 1989 (Act No 73 of 1989).

4.5 Building plans be submitted for all changes of use in the existing buildings and which building plan(s) be approved and related occupancy certificates be issued prior to the vesting of any of the related approvals.

4.6 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 or as may be agreed on in writing with the Director Infrastructure Services.

4.7 Conditions imposed by the Infrastructure Services Department as contained in the memorandums dated 19 March 2025 attached as **Appendix 7**, be complied with.

4.8 Building plans, generally within accordance with Site Development Plan; dated July 2025, Drawing No. SDP-24-07 and Drawing No. CS-24-07-01 to 04, dated 21 July 2025, drawn by 2adspace Architects attached as **Appendix 2**, be submitted and approved by the Municipality, prior to the commencing of any building works, for all changes of use, including internal alterations, which will only be approved when all relevant (or qualified) conditions of approval have been complied with.

4.9 Sufficient on-site parking at all times be provided in accordance with the provisions of the Zoning Scheme By-law and as illustrated on the site plan (See **Appendix 2**) to the satisfaction of the Municipality.

4.10 The applicant must apply for refuse removal services from Stellenbosch Municipality, or alternatively, make use of an approved waste removal service.

4.11 If food is to be prepared, handled, or served to the public, the applicant must submit a written application to the Municipal Health Services Department of the Cape Winelands District Municipality for a Certificate of Acceptability, in accordance with Regulation 638 of 22 June 2018.

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

5.1 The property is appropriately zoned Multi-unit Residential and is well-located within the urban fabric of Stellenbosch town. The proposal will result in the optimal use of an existing building (with additions) within the centre of Stellenbosch town without compromising its heritage significance, and with no adverse negative impacts on the surrounding property owners or character of the area.

5.2 All concerns raised by interested parties and relevant departments, including Heritage Western Cape have been adequately addressed. Also, the building line departures to permit encroachments or additions to the existing building are minor. The proposed tourist accommodation establishment will therefore not have a negative impact on the surrounding community or heritage significance of the property or area.

5.3 All heritage related recommendations, including the front yard garden space and boundary walls were considered and the current proposal, with mitigation measures are deemed appropriate. The proposal in its current form is also not in conflict with the provisions of the Municipal Spatial Development Framework and the Zoning Scheme By-law Urban Conservation Overlay Zone.

5.4 The proposal promotes economic development by supporting the tourism objectives of the Municipality and providing additional and appropriately located accommodation aimed at tourists.

5.5 Any further development proposals requiring additional parking bays or rights not listed as primary use rights will be subject to a new land use application and considerations based on the merits of such a proposal. The Appellant's concern regarding potential future use is therefore irrelevant.

6. **Matters** to be noted - None

7. Accordingly, the decision detailed in this letter may be implemented, subject to compliance with the conditions of approval.

8. The appeal process has now been concluded.

Yours faithfully



FOR DIRECTOR: PLANNING AND ECONOMIC DEVELOPMENT

Erf 1397, Stellenbosch – (LU/17738 / TP922/2024)

10/7/2026.
DATE:

Page 4 of 5

COPIES TO :

1.



2.



Appendix 2

Site Development and Building Plan layout



Zoning: Multi-Unit Residential zone (Occupancy H5)		
Ground Floor (Roofed Areas)	Floor Space:	
	Existing Internal	245.40 m ²
	Existing External (Historic Verandas)	69.50 m ²
	New Internal	118.00 m ²
	New External	12.20 m ²
		445.10 m ²
First Floor (Roofed area)	Existing Internal	76.80 m ²
	Existing External	0.00 m ²
	New Internal	173.00 m ²
	New External	15.60 m ²
	TOTAL NEW	318.80 m ²
	TOTAL	710.50 m ²
Floor Area:	Site	1191.90 m ²
	Percentage allowed	75.00 %
	Floor area proposed	710.50 m ²
	Percentage proposed	59.61 %
Coverage:	Site	1191.90 m ²
	Percentage allowed	50.00 %
	Coverage existing (excluding the historic verandas of 69.5m ²)*	245.40 m ²
	Coverage proposed	375.60 m ²
	Percentage proposed	31.51 %

*Applicable legislation: As per the Stellenbosch Zoning Scheme, dated 17 November 2023, under definition "coverage", "the following shall be disregarded in the calculation of coverage: iii) verandas (which are roofed) which form part of a building of historical significance which remain open to the elements on the front or long side [...]"

PWD Compliance

H5 occupancy:

It is noted that this particular occupancy is a conversion from H4/H3 that is exempt from PDW compliance and has no lift for PDW access to the upper floors (SANS 10400 Part 5 Application)

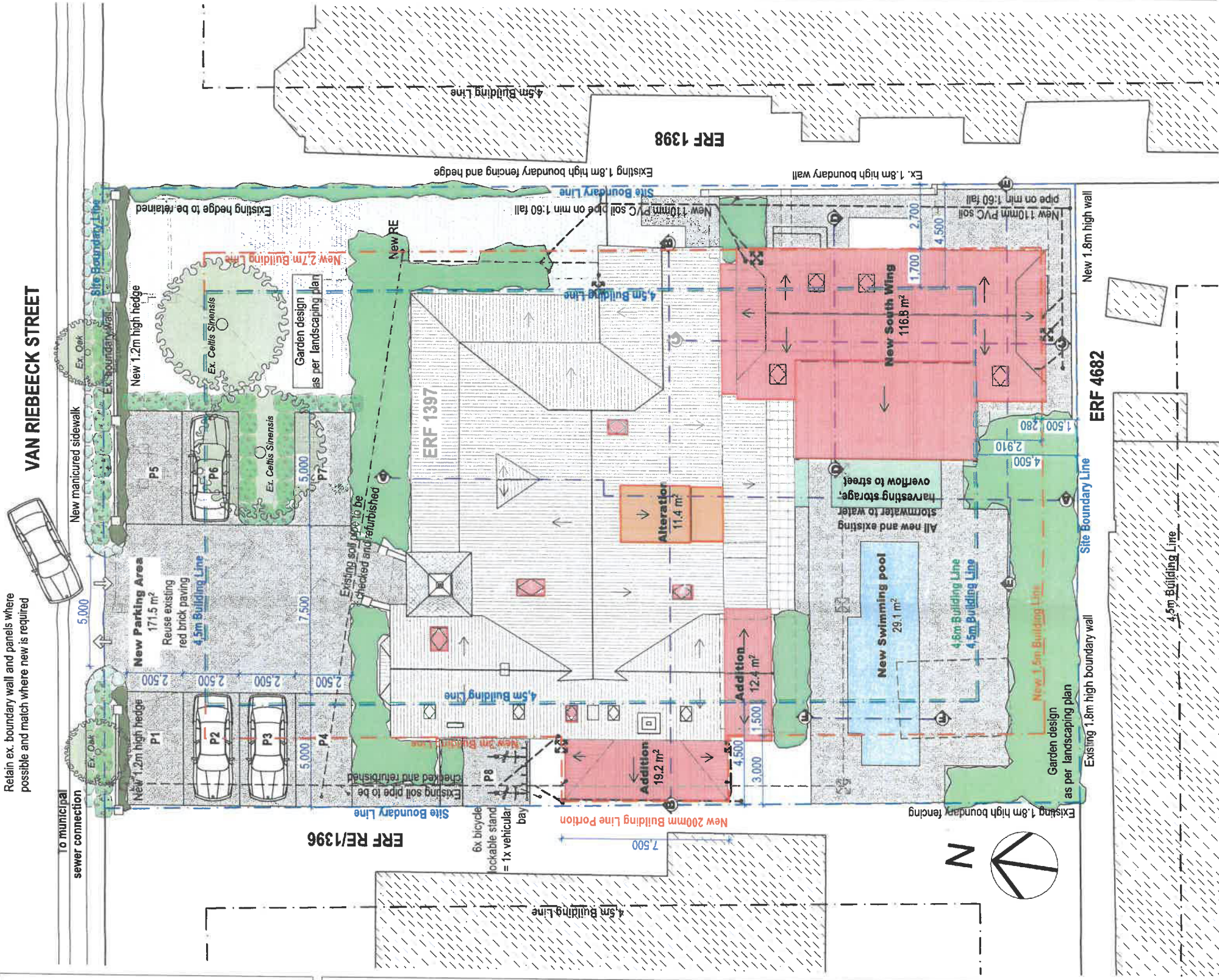
BICYCLE PARKING

Only 10% of the total minimum parking requirements may be provided in the form of bicycles. 6x bicycles = 1x vehicle parking.

PARKING SCHEDULE

Off-street parking requirements as per Table A - Section 33 - Stellenbosch Zoning Scheme
Tourist Accommodation Establishment:
0,7 - 1 bay per bedroom

PROPOSED NUMBER OF ROOMS	11
PARKING BAYS REQUIRED	7,7 - 11
PROPOSED VEHICLE PARKING BAYS	7
PROPOSED BICYCLE PARKING FACILITY	6
TOTAL NUMBER OF PARKING BAYS PROVIDED	8
0,72 parking bays are provided per room.	



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ALL WORK IS TO BE CARRIED OUT STRICTLY IN ACCORDANCE WITH THE NATIONAL BUILDING REGULATIONS AND LOCAL AUTHORITY.

NO DIMENSIONS ARE TO BE SCALED FROM THIS DRAWING.

ALL MEMBER SIZES, SPANS AND STRUCTURAL ELEMENTS TO BE VERIFIED BY STRUCTURAL ENGINEER.

Architect
A. Vermeulen

SACAP Number
Pr Arch 625 814 74

Registered owner/ agent

1028

SCALE 1:200



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Project / Client

**BONNE ESPERANCE VILLA
ADDITIONS AND ALTERATIONS
ERF1397
19 VAN RIEBEECK STREET
STELLENBOSCH**

Computer no.

BONNE ESPERANCE VILLA

Date

Monday, July 21, 2025

Date of 1st issue

Architect

A. Vermeulen

Drawn

A. Vermeulen

SITE DEVELOPMENT PLAN

Drawing no.

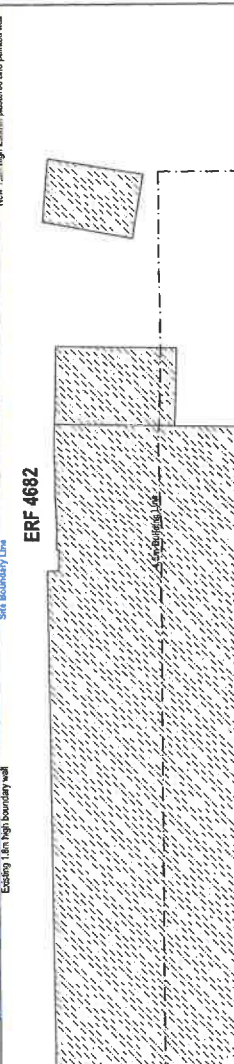
SDP-24-07

Rev.



COMPONENT	R-VALUE	DISCRPTION
Outdoor Air Film	0.03	VICTORIAN PROFILE METAL ROOF
Roof Air Space	0.18	SHEETING ON SUITABLE REFLECTIVE
Reflective Ioli (0.9)	0.52	POIL ON NEW ROOF STRUCTURE.
Dust/Vapour barrier		135mm ISOTHERM FITTED ABOVE
Insulation: 135mm Polyester Fibre Blanket	3.14	BRANDLING FOR 9mm RHINOBOARD
"Isotherm"		HORIZONTAL CEILING - SKIMMED AND
Ceiling: 9.0mm "rhinoboard", plastered	0.06	PAINTED
Indoor Air Film	0.11	
TOTAL:	4.0	

¹⁷Applicable legislation: As per the Shillanbeach Zoning Scheme, dated 17 November 2023, under definition "coverage", "the following shall be regarded in the calculation of coverage: (a) verandas (which are roofed) which form part of a building of historical significance which remain open to the elements on the front or long side [...]"

[illegible][illegible]

Fenestration calculations

GROUND FLOOR			
EAST-NORTH EAST-NORTH-NORTH WEST-WEST ORIENTATIONS			
Orientation	Width (w)	Height (h)	(a=w x h) Area
E Elevation	0.96	0.648	0.62208
E Elevation	1	1.7	1.7
E Elevation	1	1.7	1.7
E Elevation	1.165	2.81	3.27365
N Elevation	1.048	0.7	0.7336
E Elevation EX	0.87	1.42	1.2354
E Elevation EX	1.173	2.05	2.40465
N Elevation EX	0.854	2.05	1.7507
N Elevation EX	0.858	2.05	1.7589
N Elevation EX	0.856	2.05	1.7548
N Elevation EX	0.86	2.05	1.763
N Elevation EX	0.4	2.82	1.128
N Elevation EX	0.4	2.82	1.128
N Elevation EX	1.192	0.42	0.50064
N Elevation	$\pi(0.5)^2$		0.785
NE Elevation EX	0.65	2.05	1.3325
N Elevation EX	1.171	2.05	2.40055
NW Elevation EX	0.65	2.05	1.3325
W Elevation	1.177	0.7	0.8239
W Elevation EX	1.177	2.05	2.41285
W Elevation EX	1.177	2.05	2.41285
W Elevation	1.177	0.7	0.8239
W Elevation	0.9	0.65	0.585
W Elevation	0.55	0.55	0.3025
W Elevation	2.55	2.1	5.355
W Elevation	2.55	2.1	5.355
W Elevation	0.74	1.34	0.9916
TOTAL			46.3657

SOUTH EAST-SOUTH -SOUTH WEST ORIENTATIONS			
Orientation	Width	Height	(a=w x h) Area
S Elevation EX (reuse)	1.175	1.7	1.9975
S Elevation EX (reuse)	1.175	1.7	1.9975
S Elevation	1.9	1.4	2.66
S Elevation EX	1.175	1.7	1.9975
S Elevation	$\pi(0.5)^2$		0.785
TOTAL			9.4375

GR FLOOR - Net floor area	343.6 m ²
Total Fenestration area	55.80407 m ²
Ratio	16.2%

FIRST FLOOR			
EAST-NORTH EAST-NORTH-NORTH WEST-WEST ORIENTATIONS			
Orientation	Width (w)	Height (h)	(a=w x h) Area
E Elevation EX	0.6	0.6	0.36
N Elevation EX	0.6	0.6	0.36
N Elevation	(0.5x2.5) x 1.2		1.5
TOTAL			2.22

SOUTH EAST-SOUTH - SOUTH WEST ORIENTATIONS			
Orientation	Width	Height	(a=w x h) Area
S Elevation	1.175	1.7	1.9975
S Elevation	2.3	2.3	5.29
TOTAL			7.2875

FR FLOOR - Net floor area	250.7 m ²
Total Fenestration area	9.5075 m ²
Ratio	3.8%

The weighted average (by fenestration area) per storey of vertical fenestration with West, North-West, North, North-East and East sector orientation, OR South-West, South, and South-Eastern sector orientation respectively shall have performance values certified by the glazier (or competent person) to be equal or less than the relevant value given (as per SANS 10400-XX:2021)

The ratio of fenestration to Nett Floor Area on Ground & First Floor is respectively less than 20%, therefore, no calculation is required, as per table 4.



09 September 25

W. Louw

APPROVED

Heritage Western Cape
Erferis Wes-Keap
ILifa leMveli leNtshona Koloni

Hot Water Supply					
REQUIREMENT	At least 50% (volume fraction) of the annual average hot water heating requirement shall be provided by means other than electrical resistance heating	Capita (H5 Occupancy)	22		
		Average Usage Per Person Per Day (l)	140	Input Temperature	15°C
		Daily Consumption @ 60°C (Capita x Usage) (l)	3080	Output Temperature	60°C
		Max (50%) daily resistance heated volume allowed (l)	345	Average Temp. Difference (°C)	45
			Annual Energy Usage (kWh/day x 365)		
50% Energy Target (Annual Usage x 0.5)					

COMPONENT	2 x ITS Domestic/ Industrial 11kW Heat Pumps (ITS-11HD)	Storage Capacity (l)	2000	Vacuum Tube Aperture (m ²)	-
		Flow Rate	240 l/h	Storage	2 x 1000l HWC (both with backup element)
		Heating Capacity (kW)	11.00		
		Power Demand (kW)	2.58		
		Co-efficient of Productivity (C.O.P.)	4.25	Installation as per manufacturer's design & specification	
Annual Heating Capacity (Heating Capacity x C.O.P. x 365) (kWh)					
17063.75					

Total Annual Heating Capacity provided by Electrical Resistance Heating Alternative		28.98%
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Minimum storage capacities for hot water cylinders used with domestic heat pumps as per SANS 10400-XX:2021: Total 24h water storage requirement in litres at 60°C min. temp. 1375

Domestic hot water heat pumps shall comply with the requirements of SANS 1687 and shall be installed in accordance with SANS 1352

All exposed pipes (internal diameter ≤ 80mm) to indoor or outdoor air, conveying hot water to and from the hot water cylinders and heating systems, shall be insulated with pipe insulation material with (min.) R-value of 1.00 - as per SANS 10400-XX:2021

Piping to be insulated includes all supply and return hot water piping, cold water supply piping within 1 m of the connection to the heating or cooling system and pressure relief piping within 1 m of the connection to the heating or cooling system

All vessels, fittings, recirculation systems and the installation thereof to comply with SANS 1307, SANS 10106, SANS 10252-1, and SANS 10254. Structural engineer to verify strength of all supporting structural elements. All exposed hot-water pipes to be fitted with insulation sleeves with a minimum R-value of 1. All hot-water vessels / tanks to be insulated with a minimum R-value of 2.

General Notes

Min. Floor System R-Value

COMPONENT	INSULATION	UNDERFLOOR HEATING
Slab-On-Ground Floors	N/A	N/A
Suspended (exposed) Floors	N/A	N/A

Building Orientation

RECOMMENDED	COMPLIES
Zone 2 : Building should be orientated North East, North or North West to facilitate winter solar gain (façade that contains the largest combined fenestration area)	

Air conditioning

REQUIRED	Requirement
The minimum required level of energy efficiency of unitary and packaged air-conditioning equipment shall be in accordance with table 13.	AC system to be implemented Air-cooled split units: Capacity range 7 < 19kW Minimum COP: 2.9 Minimum COP _p : 3.0

Component	4x Daikin Sensira R32 Wall Split 9000 Btu/hr Inverter Air Conditioners 8x Daikin Sensira R32 Wall Split 12000 Btu/hr Inverter Air Conditioner
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ROOF LIGHTS		
Ratio Fenestration / Floor area served	U-Value W/m ² ·K	SHGC
Bedroom 7	5.93%	≤ 0.25
En-suite 7	4.48%	≤ 0.5
Bedroom 8	1.10%	ADV
En-suite 8	4.35%	≤ 0.5
Landing	2.86%	≤ 0.75
En-suite 9	10.00%	≤ 0.25
Passage/ Foyer	5.88%	≤ 0.25
En-suite 10	5.43%	≤ 0.25
En-suite 11	7.77%	≤ 0.25

Building Sealing

REQUIRED
The maximum air leakage for windows and doors (at a differential pressure of 75 Pa) shall comply with the requirements of SANS 613 as follows - a) 0.306 L/s/m ² for fixed glazing. b) 5 L/s/m ² for revolving doors and swing doors, and c) 2.0 L/s/m ² for all other products

Roofs, external walls, and floors that form the building envelope and any opening such as windows and doors in the external fabric shall be constructed to minimize air leakage

Ceiling voids and attics in all energy zones (except zone 5H) shall be designed to minimize air infiltration - wall plate & roof junctions shall be sealed. All tiled roofs shall have a tile underlay or radiant barrier

The chimney or flue of an open solid-fuel burning appliance shall be provided with a damper or flap that can be closed to seal the chimney or flue.

A foam or rubber compressible strip or a fibrous seal shall be fitted to each edge of an external door and other such opening that - 1) serves a conditioned space, or 2) serves a habitable room

Energy Demand Calculations

All fittings to be LED ≈ Compliant

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DOORS AND WINDOWS TO BE SPECIFIED IN ACCORDANCE WITH THE SANS 10400-XX:2021 SPECIFICATION AND SELECTION GUIDELINES. GENERAL SPECIFICATIONS AND SELECTION GUIDELINES ARE TO BE STRICTLY ADHERED TO AT ALL TIMES.

GLAZING TO COMPLY WITH REQUIREMENTS OF SANS 10400-XX:2021. ALL GLAZING TO HAVE SAFETY GLASS. WINDOWS LOWER THAN 1800MM ABOVE FINISH LINE OF STAIRS & SHOP FRONTS TO BE SAFETY GLASS.

PLUMBING ALL HOT WATER PIPES TO BE INSULATED INTO WALLS TO GIVE AN R-VALUE OF 1.

Architect	23 and ads	SACAP Number	Pr Act 626 814 74
Registered owner/ agent	<i>A. Jacobs</i>		
Rev/ID	Change Name	ID	Date

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Project / Client
BONNE ESPERANCE VILLA ADDITIONS AND ALTERATIONS ERF1397
19 VAN RIEBEECK STREET STELLENBOSCH

Owner	Bonne Esperance Villa
Drawn	A. Vermeulen
Date of 1st issue	Monday, July 21, 2025

XA CALCULATIONS

Drawing no.	CS-24-07-04
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Appendix 7

**Municipal Directorate: Infrastructure Services. Civil
Engineering Services.**



STELLENBOSCH MUNICIPALITY
STELLENBOSCH · PNIEL · FRANSCHHOEK

MEMORANDUM

DIREKTORAAT: INFRASTRUKTUURDIENSTE
DIRECTORATE: INFRASTRUCTURE SERVICES

CIVIL ENGINEERING SERVICES

To ▫ Aan: Director: Planning + Economic Development
Att Aandag: Nolusindiso Momoti
From ▫ Van: Technician: Development (Infrastructure Services)
Author ▫ Skrywer: Xolani Tika
Date ▫ Datum: 19 March 2025
Our Ref ▫ Ons Verw: Civil LU 2845
Town Planning Ref: LU/17738 – TP922/2024
Re ▫ Insake: Erf 1397, Stellenbosch Application is made in terms of Section 15(2)(o) of The Stellenbosch Municipal: Bylaw on Municipal Land Use Planning (2023) for consent use for a 11-bedroom Tourist Accommodation Establishment on Erf 1397, Stellenbosch. Application is made in terms of Section 15(2)(b) of The Stellenbosch Municipal: Bylaw on Municipal Land Use Planning (2023) for a building departure in order to relax the 4.5m and 4.6m common building lines to 3m for addition to house on western boundary, 1.5m on southern boundary and 2.7m on eastern boundary to accommodate a new south wing on Erf 1397, Stellenbosch.

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

- 1. Civil Engineering services**
 - 1.1 The existing municipal sewer connection point must be used for the proposed addition.
 - 1.2 The existing municipal water connection point must be used for the proposed addition on Erf 1397.
 - 1.3 Any changes to existing municipal infrastructure will be for the account of the owner.



Stellenbosch Municipality

Development Charge Calculation



APPLICATION INFORMATION	
Application Number:	DC 2845 (XT) Erf 1367 - Stellenbosch (LU-17738 TP022-2024)
Development Name:	
Date:	19 March 2025
Financial Year:	2024/2025
Erf Location (Select from 7 Locations):	Stellenbosch Town
Erf Region (Select Urban or Rural):	Urban
Erf No. / Farm No.:	Erf 1367
DC Parameters Reference:	Changing the existing use to convert it to a tourist accommodation establishment (GFP dated 2025/02/14 Drawing no-CS-24-07-02)

SUMMARY OF DC CALCULATION								
Service:	Water	Sewer	Stormwater	Solid Waste	Roads & Transport	Sub Total (Civl Eng Services)	Community	Totals
Unit(s):	kl/day	kl/day	ha°C	t/week	trips/day		persons	
Total Increased Services Usage:	1,76	1,44	0,032	0,12	24		8	
Total Service Usage Reduction:	0	0	0	0	0,0		0	
Total Service Usage after Reduction:	1,76	1,44	0,03200	0,120	24,0		8	
Charges before adjusting for positive only, before Deductions	R 57 067,36	R 52 199,72	R 6 067,41	R 12 336,00	R 162 232,82	R 281 703,31	R 32 434,50	R 314 137,82
Charges adjusted for positive only, before Deductions	R 57 067,36	R 52 199,72	R 6 067,41	R 12 336,00	R 162 232,82	R 281 703,31	R 32 434,50	R 314 137,82
Total Deductions:	R -	R -	R -	R -	R -	R -	R -	R -
Total Development Charges Payable (excluding VAT):	R 57 067,36	R 52 199,72	R 6 067,41	R 12 336,00	R 162 232,82	R 281 703,31	R 32 434,50	R 314 137,82
VAT:	R 8 695,10	R 7 829,96	R 1 045,11	R 1 850,40	R 22 834,92	R 42 255,50	R 4 885,18	R 47 120,67
Total Development Charges Payable (including VAT):	R 66 662,46	R 60 029,67	R 8 012,52	R 14 186,40	R 175 067,76	R 323 958,81	R 37 209,68	R 381 258,49

APPLICANT INFORMATION	
Application Processed by:	Xolani Tika
Signature:	
Notes:	See the attached GFP

Stellenbosch Town

[illegible]