

DRAKENSTEIN MUNICIPALITY

MINUTES: EXECUTIVE MAYOR AND MAYORAL COMMITTEE

ORDINARY MEETING HELD IN THE COUNCIL CHAMBERS, FIRST FLOOR, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL ON WEDNESDAY, 5 OCTOBER 2011 AT 10:00.

PRESENT: The Executive Mayor, Clr G M M van Deventer
The Executive Deputy Mayor, Clr C J Poole

Councillors: Dr N D Adams
G C Combrink
L N Daries
E M Kearns
L E Ntlemeza
N J Qebenya
J G Rademeyer
Dr M D J Smith
R Smuts

Also Present: Clr J F le Roux (Speaker) (Part of meeting)
Clr R A Koegelenberg (Chief Whip)

Officials: Mr D Smit (Acting Municipal Manager)
Mr L Coetzee (Executive Director: Infrastructure and Planning)
Mr G Fouldien (Acting Executive Director: Strategic Services)
Mr C Mapeyi (Acting Executive Director: Financial Services)
Mr A Marais (Acting Executive Director: Corporate Governance)
Mr V Petersen (Acting Executive Director: Social Services)
Mr K R Gordon (Manager: Administrative Services)

ABSENT: Councillors: Dr L M du Toit (leave)



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1. CONFIRMATION OF MINUTES

The minutes of the following meetings of the Executive Mayor and Mayoral Committee were **confirmed as correct**:-

- 1) Ordinary meeting held on 21 September 2011; and
- 2) Confidential meeting held on 21 September 2011.

2. ANNOUNCEMENTS BY THE EXECUTIVE MAYOR

The Executive Mayor reminded members that the 2011 Mayoral Cup rugby tournament final will be held at the Boland Stadium in Wellington.

3. LEAVE ARRANGEMENTS AND NON-AVAILABILITY OF COUNCILLORS AND SENIOR MANAGEMENT

None were submitted.

4. MINUTES OF THE INFRASTRUCTURE AND PLANNING PORTFOLIO COMMITTEE MEETING: 15 SEPTEMBER 2011

Noted.

Meeting: Ref No: Coll No:	EM&MC – 5/10/2011	Submitted by Directorate: Author/s: Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

5. APPLICATION FOR REZONING OF PORTION 8 OF FARM 88 PAARL DIVISION

RESOLVED

1. that approval be granted in terms of section 16(1) of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985) for the rezoning of a portion of Portion 8 of Farm 88 Paarl Division from “Agricultural Zone I” to “Agricultural Zone II” in order to legalise the existing dried fruit processing facility and associated uses ($\pm 8615\text{m}^2$) and the further extension thereof by an additional $\pm 800\text{m}^2$. The total area to be rezoned will thus amount to $\pm 9145\text{m}^2$, as indicated on the Site Development Plan (Annexure B to the departmental report);
2. that the approval granted in paragraph 1 above, be subject to the following conditions in terms of section 42(1) of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985):-
 - 2.1 Adherence to the conditions laid down by the National Department of Water Affairs in its letter 16/2/7/G100/A/8 dated 6 May 2011 (Annexure F to the departmental report);
 - 2.2 Adherence to the conditions laid down by the Provincial Department of Environmental Affairs and Development Planning in its letter E12/2/4/7-B3/28-BJ096/11 dated 5 September 2011 (Annexure G to the departmental report);

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- 2.3 Adherence to the conditions laid down by the Provincial Department of Agriculture in its letter 20/9/2/5/4/904 dated 12 October 2010 (Annexure H to the departmental report);
- 2.4 Adherence to the conditions laid down by Drakenstein Municipality: Civil Engineering Services Department in its memorandum 15/4/1 (F88/8) P (1391) dated 12 July 2011 (Annexure I to the departmental report);
- 2.5 Adherence to the following condition laid down by Drakenstein Municipality: Electrical Services Department:-
- 2.5.1 Eskom should be contacted for any required electrical services extensions or upgrades that may be required for the proposal;
- 2.6 Adherence to the following conditions from a town planning point of view:-
- 2.6.1 This approval applies only to the rezoning in question and shall not be construed as authority to depart from any other legal prescriptions or requirements;
- 2.6.2 Any future additions/extensions to the processing facility, will either require further orchard planting on site or a rezoning for "Industrial Zone I";
- 2.6.3 No new structures are to be erected without the prior approval of building plans by Council;
- 2.6.4 The approval be limited to the proposed development as indicated on the Site Development Plan (Annexure B to the departmental report);
3. that the objector, Jared Jager be informed of his/her right of appeal in terms of section 44 of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985);
4. that the contents of paragraph 7 (Planning Assessment) as set out in the departmental report be regarded as the reasons for the decision.

Meeting: Ref No: Col No:	EM&MC – 5/10/2011 15/4/1 (F88/8) P 55849, 56365, 66216, 66200, 66480, 66693, 66882,66963, 67240, 96098, 100560, 100562, 103348, 104071, 104335, 104418, 105397, 146948, 147219 & 147705	Submitted by Directorate: Author/s: Referred from:	Infrastructure & Planning Ms K Raphasha
<u>PARAGRAPH:</u>	<u>ACTION:</u> Inform parties	<u>RESPONSIBLE DEPT:</u> Admin (HB)	<u>DUE DATE:</u>

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6. STATE OF RIVERS FLOWING THROUGH URBAN AREAS: RIVER ENVIRONMENTAL MANAGEMENT PLAN (REMP) AND STATUS OF RIVER MANAGEMENT IN DRAKENSTEIN

RESOLVED

1. that the following action to address the state of rivers flowing through Urban Areas be approved **in principle**:
 - 1.1 Undertake and fund all the investigations, detail survey and design or remedial works to obtain environmental approval for the work to be performed in the Spruit, Leeu and Krom rivers in Wellington and Palmiet-Hugo's river in Paarl as part of phase 2 as set out in the agenda.
 - 1.2 Implementation/construction of the works as part of phase 3, noting the following:
 - 1.2.1 all expenditure will be for the cost of the relevant riparian landowners.
 - 1.2.2 The estimated total cost is R77.4 million for the construction and site supervision (base date: June 2010).
 - 1.2.3 The actual cost required for remedial work can only be determined once final designs and cost estimates have been completed and funding of this phase can only be considered once final cost are known and might be prohibitive to implement.
2. that the project funding in the current financial year be increased to R1,2m by the addition of the following funding:
 - (a) transfer an amount of R500 000 from Eng 97: Vote number 8005-406-183-00 (Saron: Leivore) to vote number 8005-406-177-00 (Strategic River Environmental Plan phases 2 and 3); and
 - (b) transfer an amount of R500 000 from Eng 95: Vote number 8005-406-518-00 (Integrated Alien Invasive Species Management Plan) to vote number 8005-406-177-00 (Strategic River Environmental Plan phase 2 and 3).
3. that in principle approval be granted for the balance of the funds to be provided in the 2012/2013 financial year to complete the Strategic River Environmental Management Plan and environmental approval at an estimated cost of R1.68 million (June 2010).
4. that approval in principle be granted for funding to be provided in the 2013/2014 and 2014/2015 for the detail study, plans and tender documents at an estimated cost of R7.97 million (June 2010) and an amount to be determined for the remedial construction work on municipal property.
5. that phase 3 be undertaken as follows:
 - 5.1 Once the detailed study and environmental authorization process has been completed private owners be informed to arrange for the funding of their portion of the work on their respective properties.

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- 5.2 The riparian owners be informed of the in principle decision to undertake and fund the processes to obtain environmental approval and finalize the design plans for the remedial work on the Spruit, Leeu and Krom rivers in Wellington and the Palmeit-Hugo's river in Paarl. The owners will however be responsible for the remedial/construction cost of works on their property.
- 5.3 The riparian owners also be informed that they are responsible for the maintenance of the river banks on their property and as a short term solution can they repair/reconstruct the existing river bank protection that has been damaged until the co-ordinated environmental approval and final design plans have been obtained and finalized. The normal approval processes must however be followed.
6. that possible alternative funding sources for this project be investigated and a report in that regard be submitted to the Executive Mayor and Mayoral Committee.
7. that affected property owners now be informed of the steps being taken to address this matter and the options available to them to repair/reconstruct the existing river bank for protection in the short term.
8. that the Law Enforcement Section take the necessary steps to prevent illegal dumping and pollution of the river.

Meeting: EM&MC – 5/10/2011		Submitted by Directorate: Infrastructure & Planning	
Ref No: 17/22/4		Author/s: G S du Plessis /W Knaggs	
Col No: 153757		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
1- 7	Implement decision	ED: Infrastructure & Planning	
8	Implement decision	ED: Social Services	

7. OUTSTANDING MATTERS

Noted.

Meeting: EM&MC – 5/10/2011		Submitted by Directorate:	
Ref No:		Author/s:	
Col No:		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

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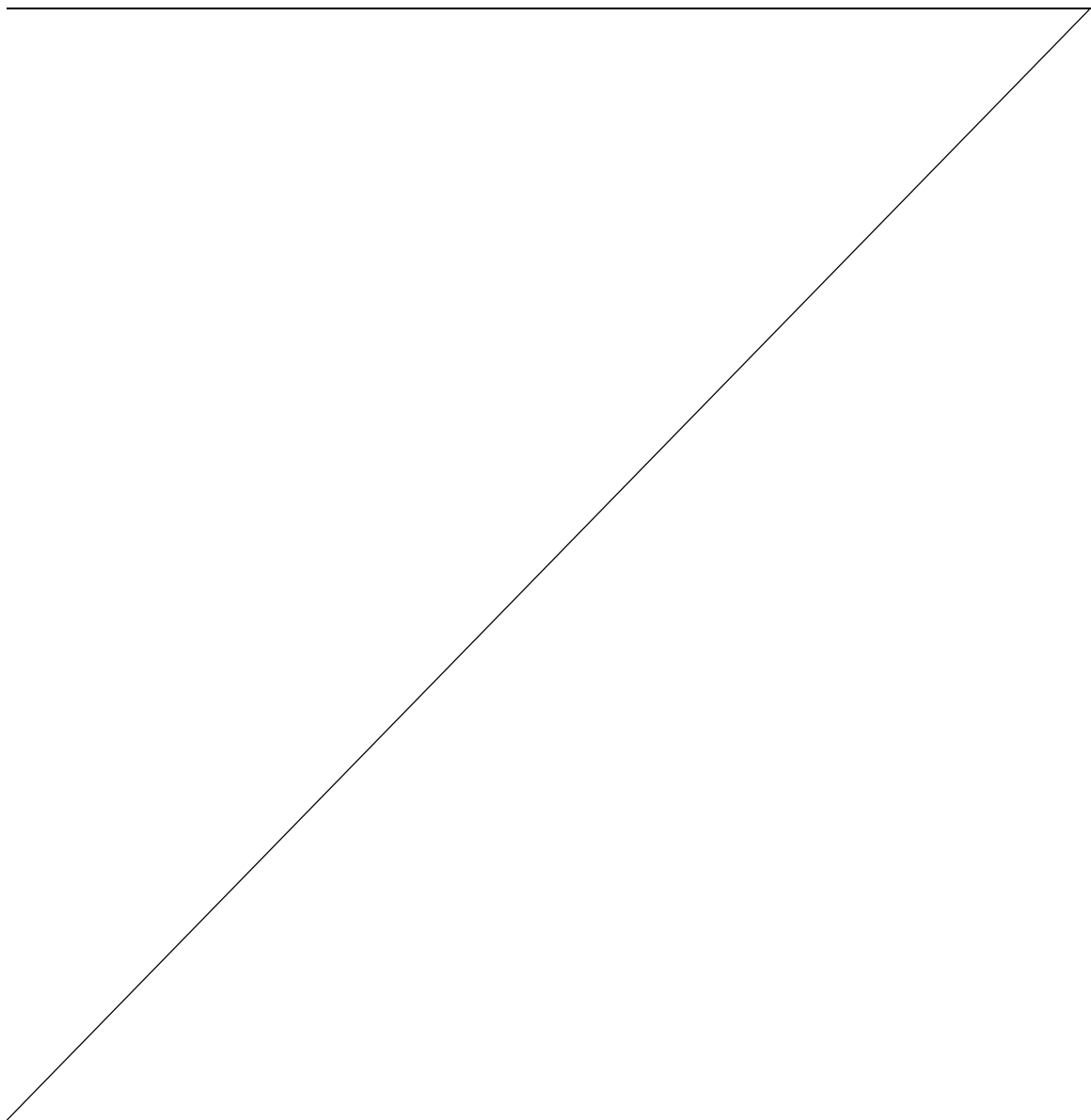
8. URGENT MATTERS

8.1 INVITATION TO ATTEND THE INTERNATIONAL WATER WEEK IN AMSTERDAM: MR R BROWN

The enclosed report of the Executive Director: Infrastructure and Planning was tabled and considered.

RESOLVED

that special leave be granted to Mr R Brown (Engineer: Waste Water) for the period 29 October – 4 November 2011 to attend the International Water Week in Amsterdam.



Meeting: EM&MC – 5/10/2011		Submitted by Directorate: Infrastructure and Planning	
Ref No: 12/1/1		Author/s:	
Col No:		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> ED: Infrastructure & Planning	<u>DUE DATE:</u>

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8.2 MAINTENANCE AND LAW ENFORCEMENT IN THE MUNICIPAL AREA

The Executive Mayor appealed to Management to encourage staff to treat the public with courtesy and consideration and to focus on service delivery in order to minimize complaints.

The Executive Mayor referred to the general state of open spaces and other public areas such as parks and shopping centres and indicated that the various portfolio holders were developing plans to address this matter. Part of this includes a campaign to clean the Paarl Arboretum to be held on Friday 14 October 2011. Senior Management was invited to attend. The public must also be invited to participate in the campaign via a press announcement.

Initiatives to encourage the public to become more law abiding should also be launched by the Law Enforcement Section.

Various directorates indicated that there were already existing programmes to address some of these matters and reports would be submitted to Portfolio holders for eventual submission to the Executive Mayor.

RESOLVED

that the Executive Director: Social Services submit a report indicating existing as well as possible new initiatives that could be undertaken to promote public awareness on issues of littering, law enforcement and traffic/pedestrians safety.

Meeting: EM&MC – 5/10/2011 Ref No: 17/3/1 and 17/6/1 Col No:		Submitted by Directorate: Author/s: Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Submit report	<u>RESPONSIBLE DEPT:</u> ED: Social Services	<u>DUE DATE:</u>

8.3 ADJUSTMENTS BUDGET

Clr G C Combrink reported that the Adjustments budget for the 2011/2012 financial year will only be tabled by January 2012.

Noted.

Meeting: EM&MC – 5/10/2011 Ref No: 5/2/2 (2011/2012) Col No:		Submitted by Directorate: Author/s: Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

The meeting ended at 11:29.

CHAIRPERSON:

DATE:

Confirmed on with/without amendments.

KG/mn