



CONSECUTIVE CLEAN AUDITS
2011 - 2016



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Lêer verw/
File ref: 15/3/10-15/Erf_848

Navrae/Enquiries:
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8 November 2017

Planscape Town and Regional Planners
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BY REGISTERED MAIL

For attention : Mr M Langenhoven

Sir

**APPEAL ON PROPOSED CONSENT USE ON OF FARM LA RHINE, NO. 848, DIVISION
MALMESBURY**

Your letter dated 15 August 2017 refers.

You are hereby informed in terms of paragraph 81(2) of the Swartland Municipality: By-Law on Municipal Land Use Planning (PK 7420 of 3 July 2015) of the outcome of the abovementioned appeal.

The Appeal Authority has gathered on Wednesday, 25 October 2017 and is the resolution as follows:

RESOLUTION that

- (a) After very thorough consideration the decision made by the Municipal Planning Tribunal is supported and **the appeals lodged to the approvals are accordingly dismissed , in respect of the following:**
- (1) the proposed consent use on remainder of the farm La Rhine No 848, Division Malmesbury;
- (b) There are **no new facts** which have not been evaluated during the various prior processes, and which have come to light during the oral objections. The various aspects have been debated in detail in the reports from the Reporting and Authorized Employee's report. Besides this the Appeal Authority has addressed, as above, the comments which were raised during the oral objections.
- (c) The **reasons for the decision** have been explained in paragraph 5 of the Authorized Employee's report. It is clear that there are differing opinions in respect of the quality of the land after it has been rehabilitated. Therefore it has been decided that the reasons put forward in paragraph 5.6 in the La Rhine report (*Which reads: The quality of the land will improve, such that it may be again utilized for agricultural purposes*) must be omitted.

- (d) The reasons for the decision are as follows:
- (i) The relevant portions of land are not part of a Nature Reserve and have no nature conservation status, because they have been farmed for many years;
 - (ii) The sand mining will contribute to the stimulation of the economy in the region;
 - (iii) Approval of the application will prevent further job losses;

Yours faithfully



MUNICIPAL MANAGER
Via Department Development Services

NB/ds