



CLEAN AUDITS SINCE 2010/11



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File ref: 15/3/10-15/Farm_881/03

Enquiries:
Mr HL Olivier

10 February 2022

CK Rumboll and Partners
P.O. Box 211
MALMESBURY
7299

By Registered Mail

Dear Sir/Madam

PROPOSED CONSENT USE ON PORTION 3 OF THE FARM NO. 881, DIVISION MALMESBURY

Your application, with reference number MAL/12280/NJdK, dated 22 November 2021, on behalf of LP Buhr Boerdery CC, refers.

By virtue of the authority delegated to the Senior Manager: Built Environment in terms of Council Decision No. 4.1 dated 28 March 2019, as determined by Section 79(1) of the Swartland Municipality: Municipal Land Use Planning By-Law (PG 7441 of 3 March 2017), the application for consent use on Portion 3 of Farm Morgenwagt no. 881, Division Malmesbury, is hereby approved in terms of section 70 of the By-Law, subject to the conditions that:

1. TOWN PLANNING AND BUILDING CONTROL

- (a) The consent use authorises intensive stock farming as presented in the application;
- (b) The approval is restricted to accommodate the existing 24 chicken houses as intensive stock farming on 13,73ha of the farm, as presented in the application;
- (c) Building plans for all structures and alterations to existing structures, without building plan approval, be submitted to the Senior Manager Built Environment for consideration and approval;
- (d) The health requirements as set from time to time be met to the satisfaction of the Department of Health;

2. WATER

- (a) No municipal drinking water can be provided;
- (b) Water use be registered in accordance with the requirements of the Department: Water and Sanitation;
- (c) No pollution of surface water or ground water resources may occur due to any activity on the property.
- (d) No abstraction of surface water or groundwater may be done without prior authorisation from this Department, unless it is a Schedule 1 Use or an Existing Lawful Use.
- (e) Storm-water runoff be controlled to ensure that on-site activities do not culminate into off-site pollution.
- (f) All requirements of the National Water Act, 1998 (Act 36 of 1998) be adhered to, in terms of water use and pollution control management, to the satisfaction of the Department: Water and Sanitation;

Rig asseblief alle korrespondensie aan:

**Die Munisipale Bestuurder
Privaatsak X52
Malmesbury 7299**

Darling Tel: 022 492 2237

Tel: 022 487 9400

Faks/Fax: 022 487 9440

Epos/Email: swartlandmun@swartland.org.za

Moorreesburg Tel: 022 433 2246

Kindly address all correspondence to:

**The Municipal Manager
Private Bag X52
Malmesbury 7299**

Yzerfontein Tel: 022 451 2366

3. SEWERAGE

- (a) Sewerage services can only be provided for household sewerage by means of a vacuum truck;
- (b) Conservancy tanks of adequate capacity and appropriate coupler systems be provided, as previously approved by the Director: Civil Engineering Services;
- (c) The service be charged at the applicable rate for pumping services on farms;
- (d) The treatment of waste water be registered in accordance with the requirements of the Department: Water and Sanitation;

4. ESKOM

- (a) The following building and tree restriction on either side of a centre line of overhead power lines be observed:

Voltage	Building restriction on either side of the centre line
11kV & 22kV	9m
66kV & 22kV	11m
132kV	15,5m

- (b) No construction work may be executed closer than 6m from any Eskom structure or structure supporting mechanism;
- (c) No work or machinery permitted nearer than the following distances from conductors:

Voltage	No closer than:
11kV & 22kV	3m
66kV & 22kV	3,2m
132kV	3,8m

- (d) The natural ground level must be maintained within the Eskom reserve areas and servitudes;
- (e) The minimum ground clearance of the overhead power line be maintained to the following clearance distance:

Voltage	Safety clearance above road
11kV & 22kV	6,3m
66kV & 22kV	6,9m
132kV	7,5m

- (f) A 10m obstruction free zone to be maintained around all pylons;

5. GENERAL

- (a) The approval does not exonerate the applicant from obtaining any necessary approval from any other applicable statutory authority;
- (b) Cognisance be taken of approval and conditions issued by the following authorities. The monitoring and enforcement of all conditions imposed remain the responsibility of the competent authority:
 - (i) Western Cape Department: Environmental Affairs and Development Planning, with reference number 14/2/4/2/1/F5/16/0015/20, dated 29 September 2021.
- (c) The approval is, in terms of section 76(2)(w) of the By-Law, valid for 5 years. As the intensive stock farming is already in operation, all applicable conditions of approval be complied with by no later than 11 April 2022 and failing to do so will result in administrative action. Once all the conditions of approval have been met by the specified date, the approval will be permanent and the approval period will therefore not be applicable anymore.

Yours sincerely



MUNICIPAL MANAGER

per Department Development Services

HLO/ds

Copies: *Department: Financial Services*
Department: Civil Engineering Services
Building Control Officer
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