

Collab Number: 683446

Application Number: 1592

Responsible Official: Smqhele Municipality Munisipaliteit uMasipala



KNYSNA

Municipality Munisipaliteit uMasipala



VIA EMAIL

29 January 2018

Marike Vreken Town Planners CC

Po Box 2180

Knysna

6570

Dear Sir/Madam,

ERF 8577, KNYSNA: APPROVAL FOR THE PROPOSED DELETION OF CONDITIONS IN RESPECT OF AN EXISTING APPROVAL IN TERMS OF THE KNYSNA MUNICIPALITY BY-LAW ON MUNICIPAL LAND USE PLANNING 2016.

1. Your application for proposed departure of 26 June 2017 has reference.
2. The Manager: Town Planning and Building Control, in his capacity as Authorised Employee, has made the following resolution for the aforementioned application:
3. That, **Approval Be Granted** in terms of Section 60 of the Knysna Municipal By Law on Municipal Land Use Planning, 2016 for the application in terms of Section 15 (2), (h), for the removal of conditions (i) & (ii) contained in approval letter dated 23 December 2008 in respect of Erf 8577, Knysna;
4. **The above approval is subject to the following conditions:**
 - a) The owner is responsible for ensuring compliance with all the conditions imposed hereunder;
 - b) This approval applies to the application as outlined above and may not be construed as authority to depart from any other legal prescriptions or requirements;
 - c) Any action taken by the applicant in connection with the approval shall be regarded as an acceptance and compliance with the conditions including the indemnity;
 - d) This approval shall lapse in the event of the applicant not complying with any of the conditions as imposed by Council.

- e) All the conditions of approval as listed in the original approval letter dated 23 December 2008 still applies with the exception of conditions (i) & (ii) hereby removed.

5. Reasons for the above decision are as follows:

- The proposal is in line with the Section 59 of Land Use Planning Act, No. 03 of 2014 (LUPA).
- No negative comments or objection received.
- The proposed departure will not have any negative impact on the surrounding neighbors rights and amenities;
- No inclusionary housing has been adopted by Council.

6. You are hereby informed of your right to appeal to the Appeal Authority in terms of section 79(2) of the Knysna Municipal Land Use Planning By- Law (2016).

6.1 The attached appeal form must be completed and should be directed to the Appeal Authority and received by the Municipal Manager. PO Box 21, Knysna or via email to knysna@knysna.gov.za, within 21 days of notification of this decision together with proof of payment of the appeal fee.

6.2 You are requested to simultaneously serve notice of the appeal on any person who commented on the application and any other persons as the Municipality may determine (see attached list). Proof of serving the notification must be submitted to the Municipality, within 14 days of serving the notification.

6.3 The notice must be served in accordance with section 35 of the said legislation and in accordance with the additional requirements as may be determined by the Municipality. The notice must invite persons to comment on the appeal within 21 days from the date of notification of the appeal.

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

Regards



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KAM CHETTY
MUNICIPAL MANAGER

/smq