



# STELLENBOSCH

STELLENBOSCH • PNIEL • FRANSCHHOEK

MUNISIPALITEIT • UMASIPALA • MUNICIPALITY

Application Number: *LU/9816*  
Erf Number: *Erf 6169, Stellenbosch*  
Your Reference Number: *None*  
Enquiries: *S Zangqa*  
Contact No. : *021 8088667*

## REGISTERED MAIL

37 Rustenburg Road  
Idas Valley  
Stellenbosch  
7600

Sir/Madam

## APPLICATION FOR DEPARTURE: ERF 6169, IDAS VALLEY, STELLENBOSCH.

1. Your application for departure in terms of Section 15(2)(b) of the Stellenbosch Municipal Land Use Planning By-Law dated 20 October 2015, for a departure to relax both side building lines from **4.6m** to **0m** and **3.8m** respectively, as well as to exceed the permissible site coverage from **25%** to **45%** on Erf 6169, Stellenbosch, as indicated on the attached drawing drawn by Reggie King (See **APPENDIX 1**), refers.
2. The Authorised Employee hereby **approves, in whole** your application for a departure in terms of Section 60 of the Stellenbosch Municipal Land Use Planning By-law, on condition that;
  - The approval applies only to the application for departure in question (See **APPENDIX 1**) and shall not be construed as authority to depart from any other legal prescriptions or requirements from all other internal and external departments;
  - Building plans must be submitted, all applicable departmental recommendations be obtained and building plans be approved by this Municipality, prior to any building work commencing on site;

- This approval becomes null and void if approval could not be obtained from Council's internal departments, e.g. Fire Services, Engineering Services, Building Management, etc.
- This departure approval shall lapse if not exercised within 5 years from date of final notification;
- The temporary right of way servitude registered on the subject property must be cancelled; and
- Council reserves the right to impose further conditions if deemed necessary.

3. Reasons for the above decision are as follows:

- The adjacent affected property owner(s) granted their written consent and no further advertising was deemed necessary.
- The proposed land use is in line with the zoning of the property.
- All other land use parameters will still be complied with.
- All other departments will still be afforded an opportunity to comment on the final building plan, which may result in the amendment of the approval.
- The proposed departure would not negatively affect the aesthetic appearance of the structure, property or surrounding environment.
- The subject application can for the above-mentioned reasons be supported from a land use management perspective, considering that all due administrative processes to make an informed decision has been complied with.

4. You are hereby informed of your right to appeal to the Appeal Authority in terms of section 79(2) and that all appeal submissions and processing must be in compliance with the procedures for appeals stipulated in section 80 of the said legislation.


5. If you intend to appeal, the appeal form must be completed and can be obtained from our Advice Centre; Land Use Management, Ground floor, Plein Street, Stellenbosch or the municipal website at [www.stellenbosch.gov.za/planning\\_portal](http://www.stellenbosch.gov.za/planning_portal), and should be directed to the Appeal Authority and received by the Municipal Manager at P O Box 17, Stellenbosch, 7599 or faxed to 021 886 6899, or hand delivered to the Advice centre, within 21 days of registration of this decision letter together with proof of payment of the appeal fee.

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



7. Kindly note the above decision is suspended and may therefore not be acted on until such time as the period for lodging appeals has lapsed, any appeal has been finalised and you've been advised accordingly.

Yours faithfully



---

**TABISO MFEYA**

**THE AUTHORISED EMPLOYEE**

**DIRECTOR: HUMAN SETTLEMENTS AND PROPERTY MANAGEMENT**

20 / 12 / 2019  
DATE

# APPENDIX 1

## Proposed building plan

T: +27 21 808 8111 • F: +27 21 886 6899

Plein Street, Stellenbosch, 7600 • PO Box 17, Stellenbosch, 7599

[www.stellenbosch.gov.za](http://www.stellenbosch.gov.za)

A handwritten signature in black ink, consisting of a stylized 'A' followed by a series of wavy lines.

