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 URBAN & REGIONAL PLANNERS

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Our Ref.: 1157/GEO/21 **Your Ref.:** Erf 15201, Heather Park, George

24 April 2025

The Municipal Manager George Municipality PO Box 19 GEORGE 6530

ATTENTION: MR CLINTON PETERSEN

Dear Mr Petersen,

PROPOSED SUBDIVISION AND DEPARTURES ON ERF 15201, 25 SIDWELL STREET, GEORGE MUNICIPALITY AND DIVISION

- 1. The above matter refers.
- 2. Attached hereto find the following:
 - A copy of the required documentation;
- 3. We hope that you will be able to process the application as soon as possible.

Yours faithfully **DELPLAN Consulting**

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DELAREY VILJOEN Pr. PIn https://delplan.sharepoint.com/sites/Delplan/Shared Documents/General/Documents/PROJECTS/2021/1157-GEO-21/Korrespondensie/Cover letter.doc

Cc: JOHANNES JACOBUS VISSER & MARIUS DU BOIS VISSER

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PROPOSED SUBDIVISION AND DEPARTURES ON ERF 15201, 25 SIDWELL STREET, HEATHER PARK, GEORGE MUNICIPALITY AND DIVISION



FOR: JJ VISSER & MDB VISSER



urban & regional planners

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PROPOSED SUBDIVISION AND DEPARTURES ON ERF 15201, 25 SIDWELL STREET, HEATHER PARK, GEORGE MUNICIPALITY AND DIVISION

1. INTRODUCTION

Erf 15201, Heather Park, George is currently developed with a main dwelling and an approved second dwelling. The property owner wishes to subdivide the property, several departures are also required as a result of this subdivision. *DELPLAN Consulting* was appointed by the registered owners of Erf 15201, George, referred hereafter as the "subject property", to prepare and submit the required subdivision application. A copy of the Power of Attorney to submit this land use application is attached as **Annexure 1**.

1.1 Title deed

The property is currently registered to Johannes Jacobus Visser and Marius Du Bois Visser according to the Title Deed 30303/2007 and is hereby attached as **Annexure 2.** The title deed describes the property as 1059m² in extent and indicates that a bond is registered over the property. The SG Diagram is attached hereafter as **Annexure 3.** The title deed has been examined, and it contains no restrictions that will prohibit the proposed development. A Conveyancer Certificate is attached as **Annexure 4**. The Bondholder's Consent is attached as **Annexure 5.**

1.2 Land Use Application

- <u>Subdivision</u> in terms of Section 15(2)(d) of the George Municipality: Land Use Planning By-Law, 2023 of Erf 15201, George into a Portion A (±550m²) and a Remainder (±509m²).
- **Departure** in terms of Section 15(2)(b) of the Land Use Planning By-Law for George Municipality, 2023 to:
 - relax the 2m common boundary building line between the subdivided portions to 1.1m & 1.2m for the existing building on proposed RE/15201.
 - $\circ~$ relax the 2m southern common boundary building line to 0.7m for the existing dwelling on proposed RE/15201.
 - relax the 4m panhandle requirement to 3.3m.



2. CONTEXTUAL INFORMATION

2.1 The locality of the subject property

The subject property is situated on the southwestern side of Heather Park in Ward 26 at 25 Sidwell Street, Heather Park. Figure 1 illustrates the subject property in relation to the surrounding neighbourhoods. Figure 2 provides a more detailed view of the property in relation to the immediate surroundings. No significant historic buildings, ruins, grave sites or any other heritage-related activities and objects are evident within the landscape. A locality plan is attached hereto as **Annexure 6**.



Figure 1: The location of the subject property in relation to the N9 and the surrounding neighbourhoods.



Figure 2: Satellite imagery extract of the subject property (indicated in red) together with the immediately surrounding land uses.



2.2 Existing Land Uses and Character of the Area

The subject property is currently developed with a main dwelling, a second dwelling unit with a garage as well as a patio. The main dwelling is situated on the western side while the second unit is situated on the eastern side of the property. The garage is positioned on the southern side next to the unit while the patio is located on the northern side of the unit. The approved plans for the main dwelling are hereafter attached as **Annexure 7**. The plans for the second dwelling is attached as **Annexure 8**. Both of the existing structures gain access off Sidwell Street. The current and proposed access is a sufficient distance from any intersections. The current panhandle gives access to the second unit, and it will remain unchanged.

It is not anticipated that the proposed subdivision will negatively impact the character or streetscape of the area, as the property to the south has already been subdivided. Additionally, the proposed subdivision will be located behind a fully developed dwelling. As a result, the character and streetscape will remain unchanged, and it is unlikely that neighbouring properties will be affected or even aware of the proposed subdivision as the current division on the erf will remain unchanged. The remainder of the property encroaches on the newly proposed building line between the existing structures. Position A is, however, sufficiently distanced from the structure on the remainder of Erf 15201 (RE/15201). Additionally, a boundary fence has been constructed between the structures to ensure privacy and minimize noise pollution.

2.3 Zoning



Figure 3: Zoning of Erf 15201

The zoning of the subject property according to the George Integrated Zoning Scheme By-Law is *"Single Residential Zone I"*. Figure 3 indicates the zoning of the subject property as well as its immediate surroundings.



3. DEVELOPMENT PROPOSAL

3.1 Proposed Development

The property is currently developed with a main dwelling, a second dwelling unit as well as a garage and a patio. The property owners wish to subdivide the subject property into two portions, namely Portion A and the Remainder as seen in Figure 4 and the Subdivision plan is hereto attached as **Annexure 9**. Portion A will measure ±550m² and the remainder will measure ±509m². As a result of the proposed subdivision, a building line relaxation is required between the new proposed portions. Potion A gains access via a panhandle (off Sidwell Street). Furthermore, the minimum panhandle width of 4m requires a relaxation to 3.3m.

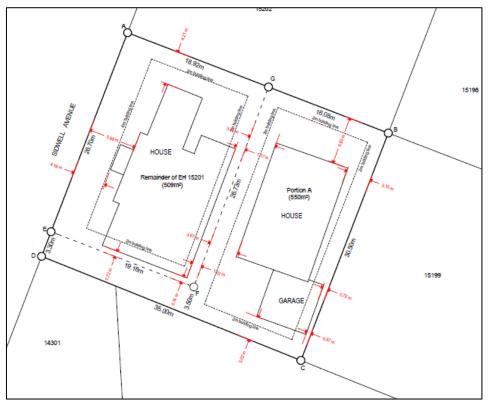


Figure 4: Proposed Subdivision

It is not foreseen that the proposed design of the subdivision will have any impact on the streetscape and the character of the area since the subdivision will take place behind a fully developed property. Additionally, the neighbouring property (south) has been subdivided measuring ±435m², which is smaller than the proposed portions of the subject property. A smaller group housing site is also present towards the northeast. The approval of the proposed application will allow for the creation of a new residential property located within the urban edge in an area that is already serviced by municipal engineering services, thus the approval of the proposed argued that the proposed development will not have a negative impact on the character of the area.



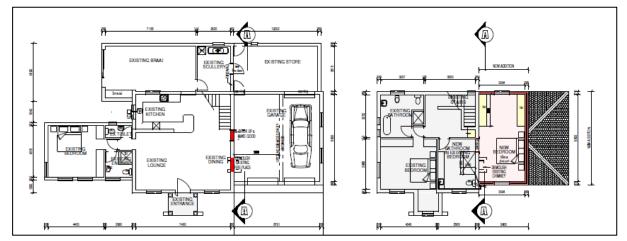


Figure 5: Floor plan for the main dwelling

Figure 5 illustrates the floor plans for the main dwelling, while figure 6 illustrates the floor plans for the second dwelling unit.

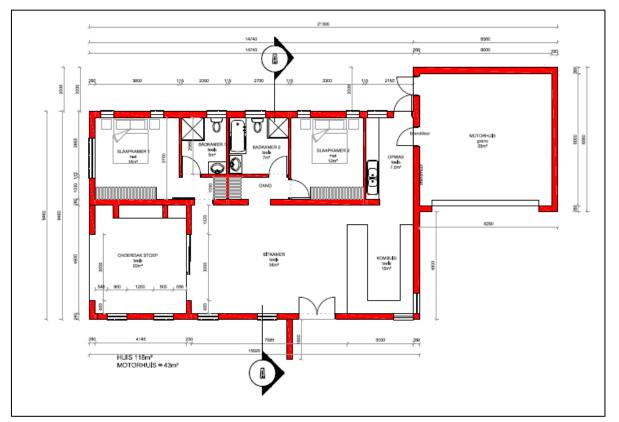


Figure 6: Floor plans for the granny flat



3.2 Accessibility and Parking

Both of the existing structures gain access off Sidwell Street as can be seen in figure 7. The parking for Portion A (shade net) and the remainder can also be seen. As can be seen in the figure, sufficient parking is supplied. Additionally, the access to the subject property is a sufficient distance from any intersections.



Figure 7: Access of Sidwell Street

3.3 Engineering Services

The property is located in an already developed and serviced residential area. The approval of this application will optimise the use of the municipal services. The property owners will be held financially responsible for the capital contributions with regard to the newly subdivided portion.

4. RELEVANT SPATIAL PLANNING POLICIES

4.1 Exiting Policy Frameworks

This section briefly addresses the relevant spatial policy frameworks that guide development proposals in general and their applicability to this proposed development. These include:



4.1.1 George Municipal Spatial Development Framework (2023)

The spatial document does not address Erf 15201 specifically or subdivisions relating to this application. The GMSDF, however, states that densification should be promoted. The following is stated in the above-mentioned document:

"Restructure settlement patterns through densification of the urban area in George city area in order to reduce land consumption, deliver services and facilities to households more costeffectively, and establish the thresholds for viable transport systems."

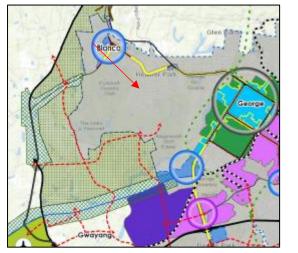


Figure 8: MSDF extraction



Figure 9: Densification area

The red arrow is the approximate area of the subject property. As seen in Figure 8, the subject property is not located in a specifically designated area. Figure 9 provides a closer view of the property and the area, as can be seen, the property is not within the densification zone. However, the SDF states that densification should be promoted within the urban edge.

5. STATUTORY FRAMEWORKS

Following the most recent legislative and procedural changes that have become applicable to the management of land use planning in South Africa, and consequently the Western Cape Province, it is considered necessary to summarise the implications of the current statutory framework within the context of this land-use planning application. Below are a set of principles and ethical conventions related to this application.



5.1 Spatial Planning and Land Use Management Act, 2013 (ACT 16 OF 2013) (SPLUMA)

The nature of this land use application does not directly affect the five development principles of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013) (SPLUMA). Therefore, these principles are not discussed in detail in this motivational report. Only relevant aspects are addressed below.

5.1.1 Development Principles

1) Spatial Justice

This principle refers to the need for improved access and use of land in order to readdress past spatial - and development imbalances as well as the need for SDFs and relevant planning policies, spatial planning mechanisms, land use management systems and land development procedures to address these imbalances.

• No reference is made to the property in the MSDF. The subdivision could, however, make it more accessible for different income groups to stay in the area as opposed to single residential use on the large erf, as with many erven in Heather Park. This provides a better opportunity for more equal land access.

2) Spatial Sustainability

This principle refers to the need for spatial planning and land use management systems to promote land development that is viable and feasible within a South African context, to ensure the protection of agricultural land and to maintain environmental management mechanisms. It furthermore relates to the need to promote effective/ equitable land markets, whilst considering the cost implications of future development on infrastructure and social services as well as the need to limit urban sprawl and ensure viable communities.

- This land-use application does not affect prime or unique agricultural land, nor does it influence any environmental management mechanisms. The property is situated in an already developed area and will not negatively affect the efficient and equitable functioning of land markets.
- The proposed development will have a limited impact on the provision of infrastructure and will not require any additional social services outside the development itself. The structures are existing thus engineering services were accounted for.
- The subject property is situated within the urban edge and will allow for the optimal utilisation of the subject property.



3) Spatial Efficiency

This principle relates to the need for optimal use of existing resources and infrastructure as well as decision-making that minimises negative financial, social, economic or environmental impacts and development application procedures that are efficient and streamlined.

- As mentioned above, the proposed development is situated in an already serviced area. The proposed development will therefore utilise the existing resources and infrastructure available whilst promoting the optimal use of an underutilised site.
- Relevant capital contributions will also be paid, and it is not anticipated that the proposed application will have negative financial, social, economic or environmental impacts.

4) Spatial Resilience

This principle refers to the extent to which spatial plans, policies and land use management systems are flexible and accommodating to ensure sustainable livelihoods in communities most likely to suffer the impacts of economic and environmental shocks.

• The development proposal does not undermine the aim of any relevant spatial plan. The addition of a smaller erf could speak to a higher degree of income inclusiveness in the area that is more flexible. Other aspects of spatial resilience are, however, not considered relevant to this application.

5) Good Administration

This principle refers to the obligation of all spheres of government to ensure the implementation of the above as efficiently, responsibly, and transparently as possible.

• The application as set forth, aligns with all relevant principles and frameworks. George Municipality should consider the application within the prescribed timeframes and efficiently follow due process. Public participation must – and will be transparent regarding the relevant policies and legislation as procedures should be clear to inform and empower members of the public regarding new developments.

5.1.2 Public Interest

The approval of this application will not just allow the owner to subdivide the property into two portions, but it will create an opportunity to create a new residential dwelling within the urban edge. Figure 10 indicates a visual of the subject property in relation to the northern neighbour. The northern neighbour will not be influenced by the proposed development, as it is bounded by vegetation as well as a wall. This not only secures privacy between the properties but also acts as a sound buffer between the properties, reducing the sound from



the subject property. Additionally, the neighbouring property is a sufficient distance from the proposed subdivision. It is unlikely that the neighbour would be aware of the subdivision.



Figure 10: Northern neighbour in relation to the subject property

The neighbour on the eastern side will not be negatively influenced by the proposed development, as it is separated by a wall and fence. This not only secures privacy but the wall and vegetation act as a sound buffer between the properties. Furthermore, the view of the neighbour will not be influenced negatively since there is a wall and vegetation. Additionally, the neighbouring structure is a significant distance from the proposed subdivision as can be seen in figure 11. As a result, the neighbouring property will not be influenced by the potential noise for the subject property.





Figure 11: Aerial image of the subject property in relation to the neighbouring properties

The proposed development will have no adverse impact on the southern neighbouring property, as the wall and fence between the two properties ensure privacy, while the presence of vegetation and the wall effectively dampens sound and possible light pollution. Additionally, the neighbour's view remains unaffected due to the existing wall and vegetation. As illustrated in Figure 12, the significant distance between the neighbouring structure and the proposed subdivision further mitigates potential noise concerns, ensuring no negative effects on the neighbouring property. The access to the property will remain unchanged.





Figure 12: Southern neighbour in relation to the subject property

The neighbouring property on the western will not be influenced, as the existing structure is a sufficient distance from the proposed subdivision. Additionally, the properties have vegetation between them, this not only secures privacy, but the vegetation acts as a sound buffer. The view of the neighbouring property will not be influenced, as no additional developments are being proposed. The panhandle is also located in between the neighbouring property and any structures on the subject erf. It is unlikely that the neighbour would be aware of the subdivision, as the property has existed to its current extent for several years. Figure 13 provides a visual of the view of the western neighbour from the subject property.



Figure 13: View of the western neighbour from the subject property



5.1.3 Environmental Legislation

No listed activities as contemplated by the National Environmental Management Act, 1998 (as amended) (NEMA) are triggered by this application.

5.2 Land Use Planning Act (LUPA)

The development objectives entrenched in SPLUMA have been assimilated into the Western Cape Land Use Planning Act, 2014 (Act 3 of 2014) and set out a basis for the adjudication of land use planning applications in the province. It requires that local municipalities have due regard to at least the following when doing so:

- Applicable spatial development frameworks;
- Applicable structure plans;
- Land use planning principles referred to in Chapter VI (Section 59);
- The desirability of the proposed land use; and
- Guidelines that may be issued by the Provincial Minister regarding the desirability of proposed land use.

The land-use planning principles of LUPA (Section 59) are, in essence, the expansion of the five development principles of SPLUMA listed above. Again, only the relevant aspects are addressed in this report.

5.3 Compliance/Consistency with Spatial Policy Directives

Section 19(1) and (2) of LUPA states that the following:

"(1) If a spatial development framework or structure plan specifically provides for the utilisation or development of land as proposed in a land use application or a land development application, the proposed utilisation or development is regarded as <u>complying</u> with that spatial development framework or structure plan;

(2) If a spatial development framework or structure plan does not specifically provide for the utilisation or development of land as proposed in a land use application or a land development application, but the proposed utilisation or development does not conflict with the purpose of the relevant designation in the spatial development framework or structure plan, the utilisation or development is regarded as being <u>consistent</u> with that spatial development framework or structured plan."



Given the nature of this land use application and its location within George, this proposal isconsistentwithLUPA.

5.4 George Integrated Zoning Scheme By-Law (2023)

According to the George Zoning Regulations, the subject property is zoned as "Single Residential Zone I". The approval of the proposed subdivision will create two portions. The existing structure is encroaching on the newly designed building line between the subdivided portions and therefore requires building line relaxation.

6. **DESIRABILITY**

The concept of "desirability" in the land use planning context may be defined as the degree of acceptability of a proposed development on the land units concerned or the proposed subdivision of a property. This section expresses the desirability of the proposed subdivision and departures taken in conjunction with the development principles and criteria set out through the statutory planning framework listed above, as well as the degree to which this proposal may be considered within the context of broader public interest. It is our view that the initial investigation into the desirability of the proposal reveals no obvious negative impacts.

It is not foreseen that the proposed application will have a negative impact on the surrounding neighbours. The subject property is situated behind a fully developed structure, as a result, the proposed subdivision would not impact the streetscape or the character. Furthermore, it is not anticipated that the approval of the application will have any negative impact on the aesthetic appearance of the property from the street view, given that the existing dwelling is already constructed and fit with the residential character. The required departures are limited to the common boundary between the proposed subdivided portions, thus no external neighbours are influenced. The development is not needed to realise a specific spatial goal of the SDF, but the SDF does promote densification within the urban edge.

The approval of the application will allow for the creation of a new residential property located within the urban edge and within an area that is already serviced by municipal engineering services.



7. CONCLUSION

It is believed that the abovementioned principles, considerations, and guidelines for this land use application for the subdivision of Erf 15201, Heather Park, George, satisfy the applicable legislation. As a result, it is trusted that this application can be finalised successfully.

DELAREY VILJOEN Pr. Pin

<u>MAY 2025</u>



ANNEXURE 1

POWER OF ATTORNEY

We, Johannes Jacobus Visser (ID nr. 6906205018080) and Marius Du Bois Visser (ID nr. 6704135057082), the undersigned and the registered owners of Erf 15201, George Municipality and Division hereby instruct Delarey Viljoen (ID nr. 6608195103084) of DELPLAN Consulting to submit the land use application with the local authority.

J J X sser

M D B Visser

Date: 9/5/25

Date: 09-05-2025

Accepted D Viljoen

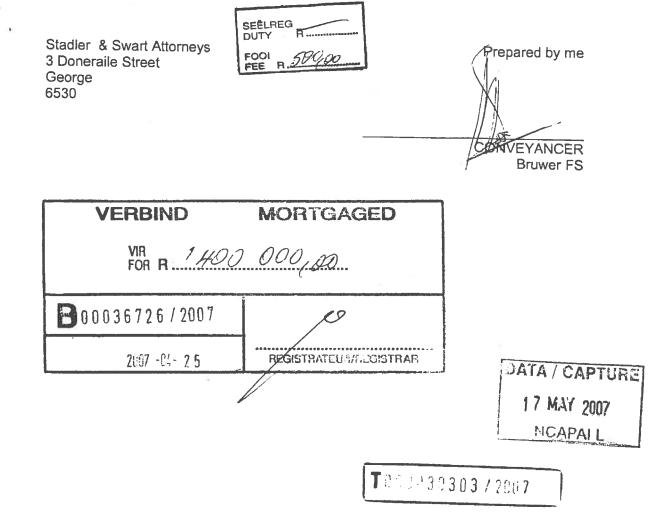
Witnesses:

1.

M 2.

9/5/25

ANNEXURE 2



DEED OF TRANSFER

BE IT HEREBY MADE KNOWN THAT

JANINE FOUCHÉ

appeared before me, REGISTRAR OF DEEDS, at CAPE TOWN, the said appearer being duly authorised thereto by a Power of Attorney which said Power of Attorney was signed at GEORGE on 2 MARCH 2007 granted to him by

 QUINTIN MYBURGH

 Identity Number 821013 5018 08 0

 VIR ENCOSSEMENTE KYK BLADSY

 Unmarried

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And the appearer declared that his said principal had, on 12 February 2007, truly and legally sold by Private Treaty, and that he, the said Appearer, in his capacity aforesaid, did, by virtue of these presents, cede and transfer to and on behalf of:

- 1. JOHANNES JACOBUS VISSER Identity Number 690620 5018 08 0 Married out of community of property
- 2. MARIUS DU BOIS VISSER Identity Number 670413 5057 08 2 Married out of community of property

their Heirs, Executors, Administrators or Assigns, in full and free property

ERF 15201 GEORGE IN THE MUNICIPALITY AND DIVISION OF GEORGE, PROVINCE WESTERN CAPE

IN EXTENT: 1059 (ONE THOUSAND AND FIFTY NINE) SQUARE METRES

FIRST TRANSFERRED by Deed of Transfer No. T30824/1996 with General Plan No. 12835/1990 relating thereto and held by Deed of Transfer No. T83328/2004.

A. SUBJECT to the following conditions contained in Deed of Grant issued under the provisions of Section 10 of Act 15 of 1887 on 15th June 1922 (George Quitrents Vol. 15 No. 15) namely:

"That all right to minerals, mineral products, mineral oils and precious stones, precious or base metals on or under the land hereby granted, are expressly reserved to the State, together with the right of access to any mines or works undertaken for mining or prospecting purposes by any person duly authorised in that behalf. The land is subject to such further rights as the public or the State now may or may hereafter have or be entitled to obtain under or by virtue of any law relating to the prospecting, digging, mining or exploitation of minerals, mineral products, mineral oils, precious stones, precious or base metals on or under the land hereby granted, which rights shall not be impaired or in any way affected by the Title Deed."

B. SUBJECT FURTHER to the following conditions contained in Deed of Transfer No. T13063/1928, namely:-

"The said Council and its successors in office reserve the right to construct, use and maintain across the property any pipeline for water leading, sewerage, drainage, and any poles and structures for the conducting of any electric or any other light of power."

C. SUBJECT FURTHER to the following conditions contained in Deed of Transfer No. T13064/1928, namely:-

GhostConvey 8.4.4.5

"That the transferee, the said Joseph Clark Collins, and his successors in title to the property hereby conveyed, shall have for himself his household, his friends, his servants, his cattle and vehicles, a right of way across the adjoining land being the remaining extent of Lot 26 an 27, the property of the said transferor, to the said property hereby conveyed subject to the condition that such right of way shall not exceed twelve (12) feet in width and shall be as marked on the Diagram annexed to the said Deed of Transfer this day passed in favour of the said Transferor and on the Diagrams of the property hereby conveyed."

GhostConvey 8 4.4.5

WHEREFORE the said Appearer, renouncing all right and title which the said

QUINTIN MYBURGH, Unmarried

heretofore had to the premises, did in consequence also acknowledge him to be entirely dispossessed of, and disentitled to the same, and that by virtue of these presents, the said

1. JOHANNES JACOBUS VISSER, Married as aforesaid

2. MARIUS DU BOIS VISSER, Married as aforesaid

their Heirs, Executors, Administrators or Assigns, now are and henceforth shall be entitled thereto, conformably to local custom, the State, however reserving its rights, and finally acknowledging the purchase price to be the sum of R1 400 000,00 (ONE MILLION FOUR HUNDRED THOUSAND RAND).

IN WITNESS WHEREOF, I the said Registrar, together with the Appearer, have subscribed to these presents, and have caused the Seal of Office to be affixed thereto.

THUS DONE and EXECUTED at the Office of the Registrar of Deeds at Cape Town on <u>25 APR 2007</u> 2007

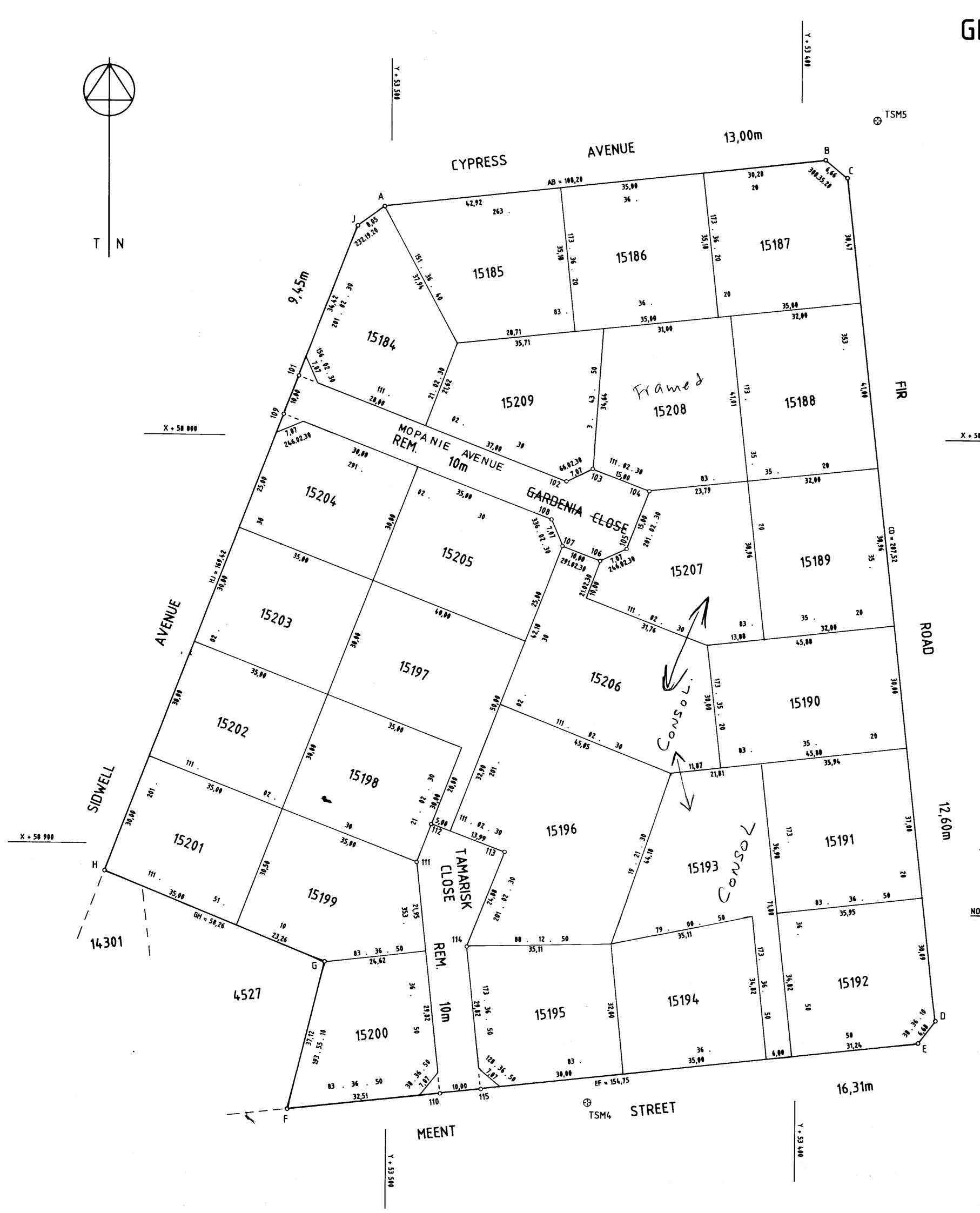
q.q.

In my presence

REGISTRAR OF DEEDS

GhostConve

ANNEXURE 3



GENERAL PLAN No. 12835

0F

SUBDIVISIONS OF ERF 15183, GEORGE VIDE DGM. No. 1457/1990 D.T. 77298/91 SITUATE IN THE MUNICIPALITY OF GEORGE ADMINISTRATIVE DISTRICT : GEORGE PROVINCE CAPE OF GOOD HOPE :

SCALE 1:500

BEACONS

B,C,E,F,G,H,J

REFERENCE MARKS :

Others

16mm iron peg 12mm iron peg Nail on top of wooden corner fence post 16mm iron peg

TSM4 & TSM5 are Standard Town Survey Marks in tar road

X + 58 800

	CO-ORDINATES				
		MAIN FIGU	RE		
		Y ALL	PLUS		
	A B C D E F G H J	53 501,80 53 394,27 53 389,07 53 365,90 53 370,07 53 523,86 53 514,93 53 569,00 53 508,17	58 58 58 58 58 58 58 58 58 58		
	RE	FERENCE M	ARK		
	TSM4 TSM5	53 450,89 53 382,15	58 58		
	TRIGO	NOMETRICAL	BE		
	△ GEO 9 △ OUD 7	50 788,32 56 603,60	55 51		

NOTE : Splays are 5 metres.

X + 58 900

REFERENCE MARKS

OFFICIAL GAZETTE

N° 4664 dd 1990-10-12

OFFICIAL vide

SURVEYED BY ME IN OCTOBER 1986, AUGUST 1987 AND OCTOBER 1989 - JANUARY 1990.

M.D. CLOUGH U Prof. Land Surveyor.

S.G. No. 1458-90 APPROVED , Ambon. SURVEYOR-GENERAL DATED : 1990.09.05 Approved in terms of sect.25 of ord. 15/1985 REF : ERF 1677 GEORGE DATE 1989-06-16 CDR

SYSTEM Lo. 23° METRES Y ± 0,00 X + 3 700 000,00 BLOCK CORNERS Y ALL PLUS X 743,70 53 522,32 58 785,41 101 731,65 53 456,99 102 58 810,54 735,80 53 450,53 103 58 807,67 942,02 104 53 436,53 58 813,06 53 441,92 947,25 105 58 827,06 53 448,38 964,46 106 58 829,93 928,43 107 58 826,34 53 457,71 906,74 108 53 460,58 58 819,87 109 53 525,91 748,62 58 794,74 110 53 486,58 58 960,29 111 53 492,90 58 903,87 112 53 489,31 58 894,54 (S 53 471,59 113 58 901,36 58 924,57 114 53 480,52 962,50 115 53 476,64 58 959,17 721,79 EACONS 472,51 940,04 AREAS ERF NO. SQUARE METRES | ERF NO SQUARE METRES 15184 1145 15197 1300 15185 1260 15198 1050 15186 1231 15199 1164 15187 1220 15200 1069 15188 1312 15201 1059 15189 1247 15202 1050 15190 1376 15203 1050 15191 1330 15204 1037 15192 15205 1241 1187 15193 1392 15206 1671 15194 1169 15207 1198 15195 1157 15208 1372 15196 15209 2081 1155 FILE No. S 8775/56/17 S.R. No. E 491/90 COMP. BL-7DD/W2(1740) Michleng

	ENDORSEMENTS								
No.	AMENDMENT	ADDITION	AUTHORITY	INTD.	DATE.				
		•							

S.G. OFFICE NOTES 1. ERF 15207 INCLUDED IN CONSDL VIDE DGM NO 562872002 -Erf 20901. 2. ERF 15206 INCLUDED IN CONSOL VIDE DGM NO 5628/2002 3. ERF 15193 INCLUDED IN CONSOL: VIDE DGM NO 5628/2002 ~ 4. Erf 15208 framed vide Dgm 825/2022

ANNEXURE 4

CONVEYANCER'S CERTIFICATE

in terms of Section 38(1)(n) of the George Municipality: Land Use Planning By-law (2023)

I, the undersigned, DEHAN DU PLESSIS, a duly qualified and admitted conveyancer, practicing at Raubenheimers Inc., 60 Cathedral Street, George, Western Cape Province, do hereby certify that:

1. I have perused the conditions of title in respect of:

ERF 15201 GEORGE IN THE MUNICIPALITY AND DIVISION OF GEORGE WESTERN CAPE PROVINCE

IN EXTENT: 1 059 (ONE THOUSAND AND FIFTY NINE) SQUARE METRES

HELD BY DEED OF TRANSFER T30303/2007

registered in the name of

- 1 JOHANNES JACOBUS VISSER IDENTITY NUMBER: 690620 5018 08 0 MARRIED OUT OF COMMUNITY OF PROPERTY
- 2 MARIUS DU BOIS VISSER IDENTITY NUMBER: 670413 5057 08 2 MARRIED OUT OF COMMUNITY OF PROPERTY
- 2. I have been advised that application will be made for the following:
 - i the **subdivision** in terms of Section 15(2)(d) of the Land Use Planning By-Law for the George Municipality, 2023 of Erf 15201 George into Portion A being approximately 550 (five hundred and fifty) square metres and the Remainder being approximately 509 (five hundred and nine) square metres of Erf 15201 George;
 - ii **departure** in terms of Section 15(2)(d) of the Land Use Planning By-Law for the George Municipality, 2023, to:

1. relax the 2(two) meter common boundary building line between the subdivided portions to 1,17 (one comma one seven) meters and 1,22 (one comma two two) meters for the existing building on proposed Remainder Erf 15201 George;

2. relax the 2(two) meter southern common boundary building line to 0,7 (zero comma seven) meters for the existing dwelling on proposed Remainder Erf 15201 George;

3. relax the 4(four) meter panhandle requirement to 3,3 (three comma three) meters.

3. there are no conditions contained in the abovementioned title deed which restrict the contemplated land uses in terms of the proposed application.

4. there are two mortgage bonds (B36726/2007 & B2505/2013) in favour of the Standard Bank of South Africa Limited registered over the property.

Dated at GEORGE on 06 MAY 2025.

DEHAN DUPLESSIS CONVEYANCER - LPC no. 60788

ANNEXURE 5



Subdivision Consent

Dear Sir/Madam

Subject: Subdivision of

Account number:

In the name of:

Property description:

We are pleased to advise that Standard Bank has no objection to your request, subject to our rights being protected and on the following conditions:

Please advise us on dates of lodgement and registration to confirm that all our requirements have been met via email to CSAdminHLJHB@standardbank.co.za.

Should you have any queries, please do not hesitate to contact out Customer Contact Centre on 0860 123 001.

Yours sincerely

ppnfele

Customer Service Consultant

Standard Bank Centre 1st Floor 5 Simmonds Street Johannesburg 2001 PO Box 61690 Marshalltown 2107 South Africa Tel. Switchboard: +27 (0)11 636 9112 www.standardbank.co.za

The Standard Bank of South Africa Limited (Reg. No. 1962/000738/06). Authorised financial services and registered credit provider (NCRCP15).

Directors: N Nyembezi (Chairman) AKL Fihla* (Chief Executive Officer) LL Bam PLH Cook A Daehnke* OA David-Bortha1 GJ Fraser-Moleketi GMB Kennealy BJ Kruger Li Li2 JH Maree NNA Matyumza ML Oduor-Otieno3 Fenglin Tian2 SK Tshabalala*

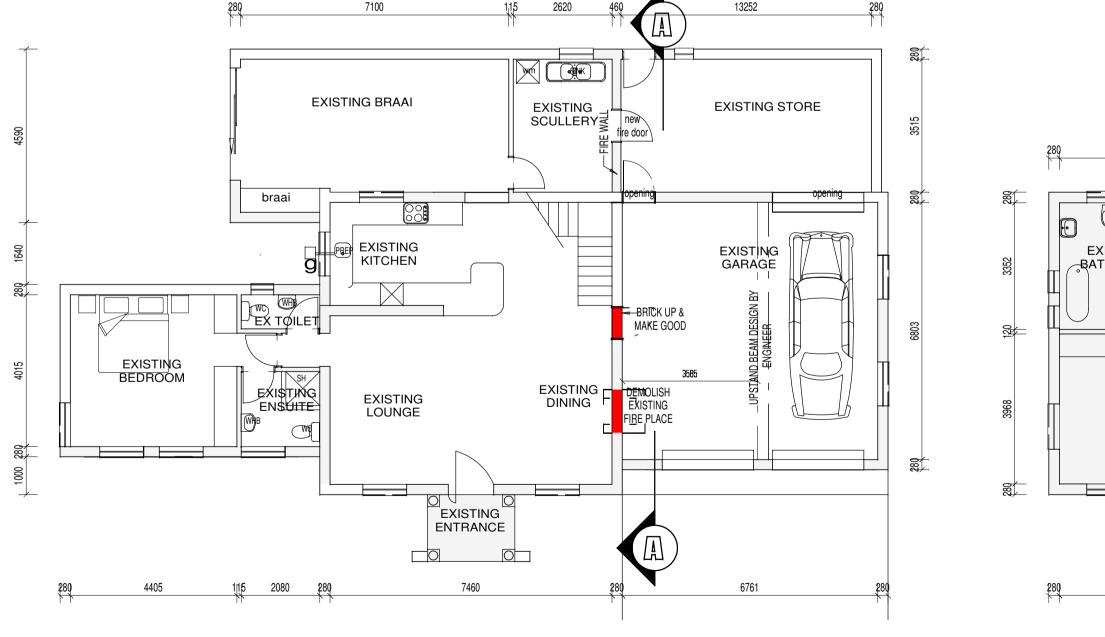
Company Secretary: K Froneman - 2024/09/02

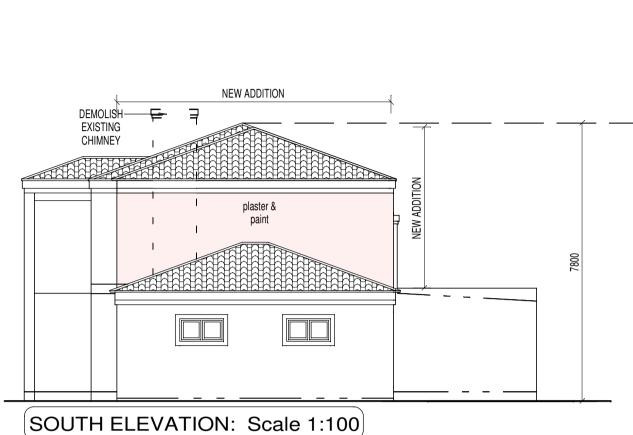
*Executive Director 1 Nigerian 2 Chinese 3 Kenya

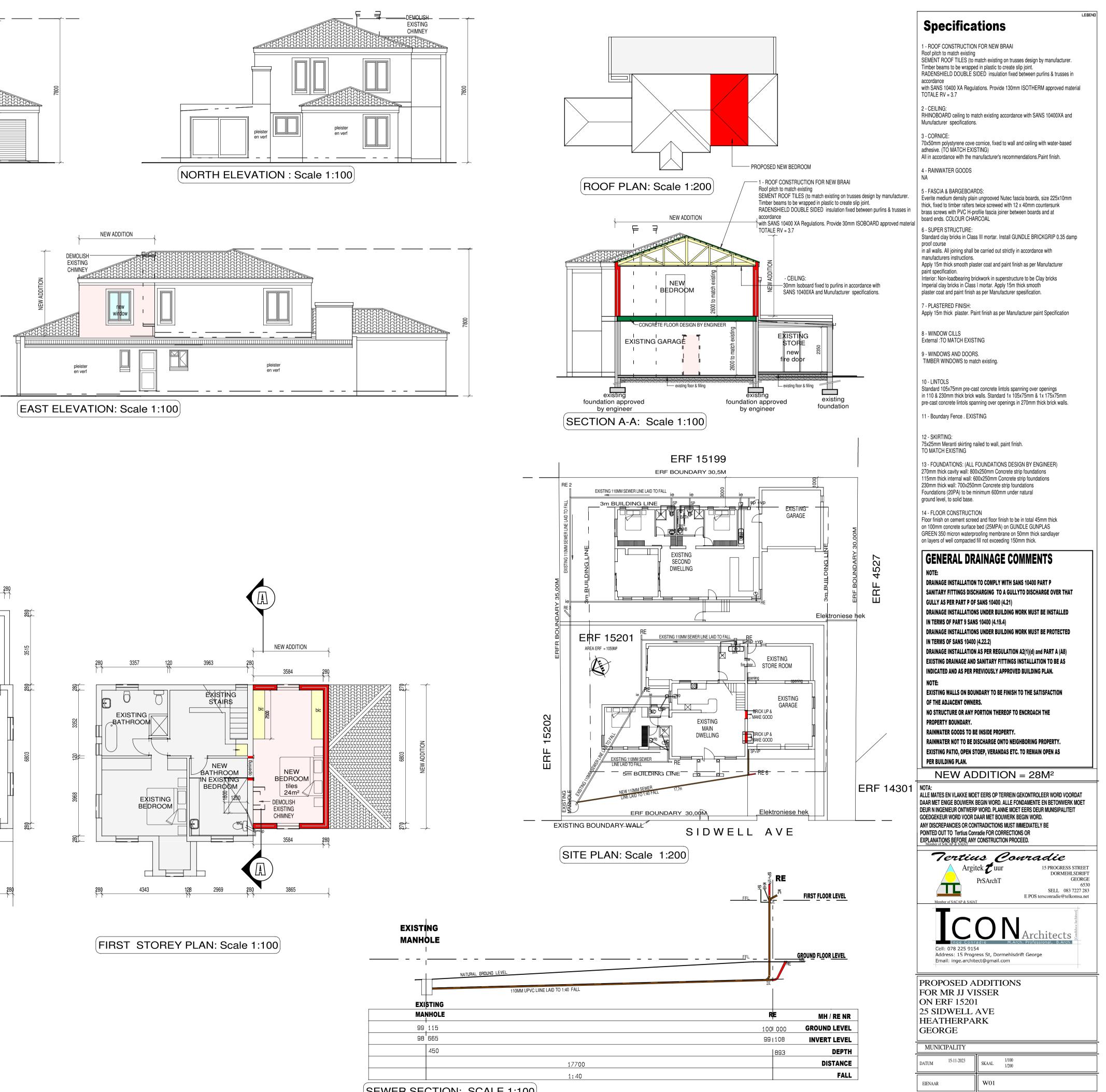
ANNEXURE 6

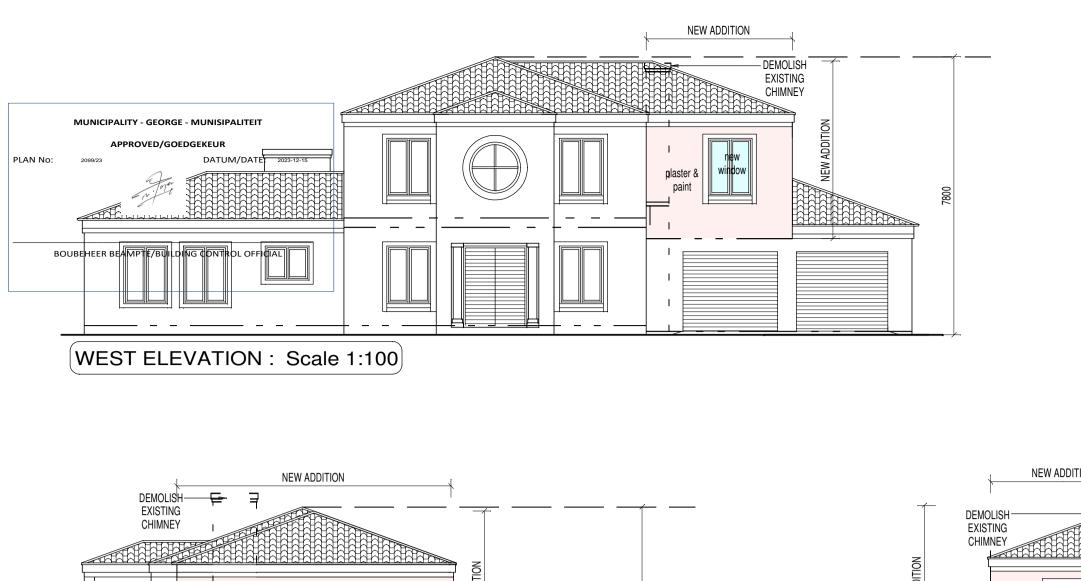
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		188 188 188 188 199 199 199 199	5 4 5 4 5 4 5 4 5 4 5 4 5 4 5 4	3 93999 4PPLL YSTERHOUT 02 9412 9439 9421 9439 9421 6225 92 0413 9439 9421 9439 9421 9439 9421 6228 92 0813 9439 9421 9439 9421 6228 6228 629 9417 9439 9423 9439 9439 9439 9439 9439 6228 629 9417 9439 9439 9439 9439 9439 9439 9439 9439 9439 9439 6228 629 629 6228 629 629 6228 629 629 6228 629
LEGEND:	PROJECT: Propose	d subdivision	PROJEK:	Tel: 044 873 4566, Email: planning@delplan.co.za www.delplan.co.za
		MdB Visser		
	DESCRIPTION:		BESKRYWING:	DELPLAN
	Erf 15201, George		CONSULTING	
	TITLE: TITEL: Locality plan		urban $\&$ regional planners	
			COPYRIGHT: KOPIEREG:	
			1157/GEO/21/GIS/Ligging	This drawing is the copyright of DELplan Consulting. Do not scale from it but refer to figured dimensions. All measurements must be checked and confirmed by a professional Land Surveyor. Any discrepancies
	DESIGNED: ONTWERP: SG	drawn: geteken: MV		should please be reported to DELplan immediately. Die kopiereg van hierdie tekening behoort aan DELplan Consulting.
A4 Scale: 1:3,000				Moenie daarvan afskaal nie, maar verwys na afstande soos aangedui. Alle afmetings moet deur 'n professionele Landmeter nagegaan en bevestig word. Enige teenstrydighede moet assebilef dadelik aan
1.3,000	DATE: APRIL 2025	PLAN NO: PLAN NR: ANN	NEXURE 5	DELplan rapporteer word.



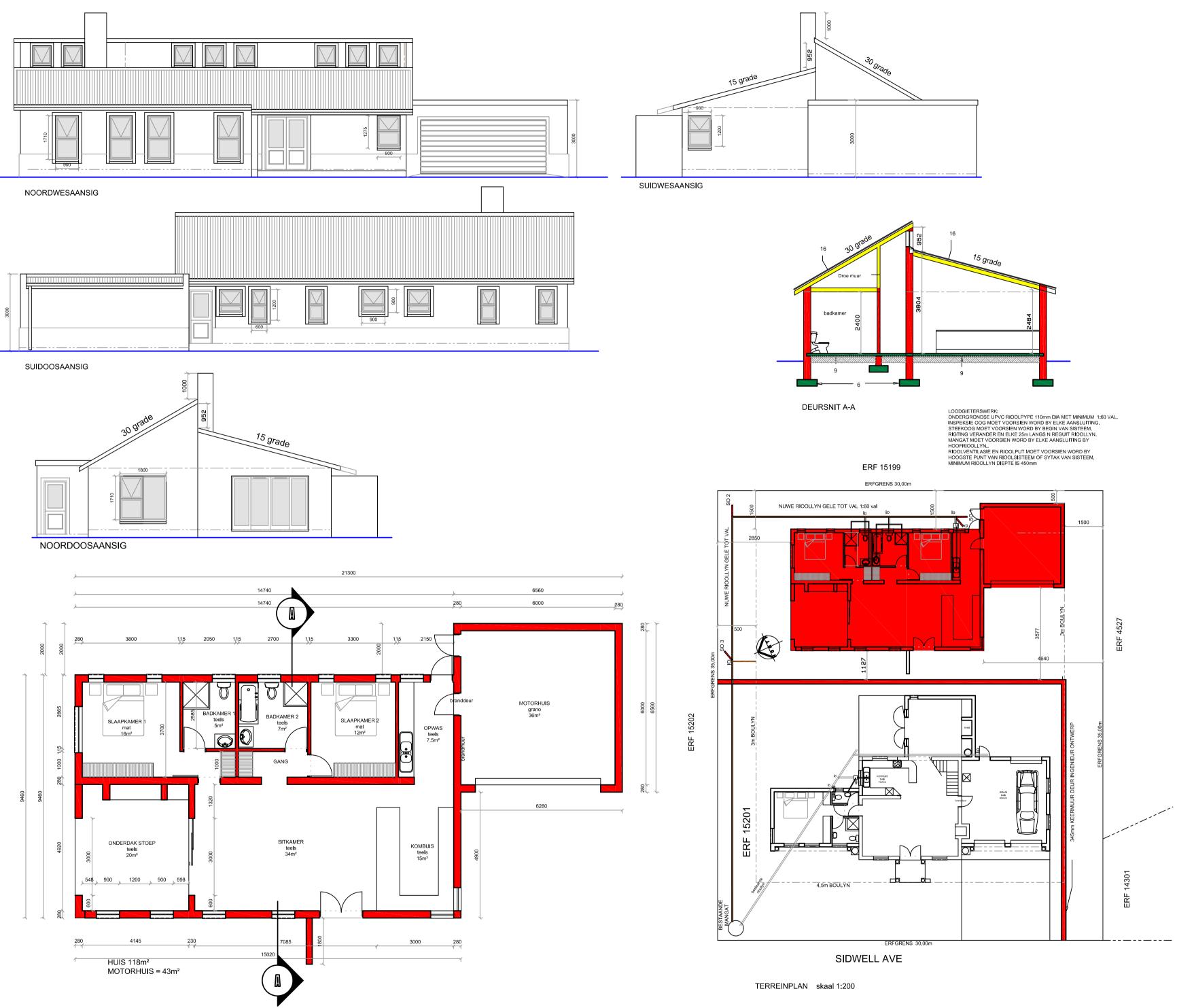




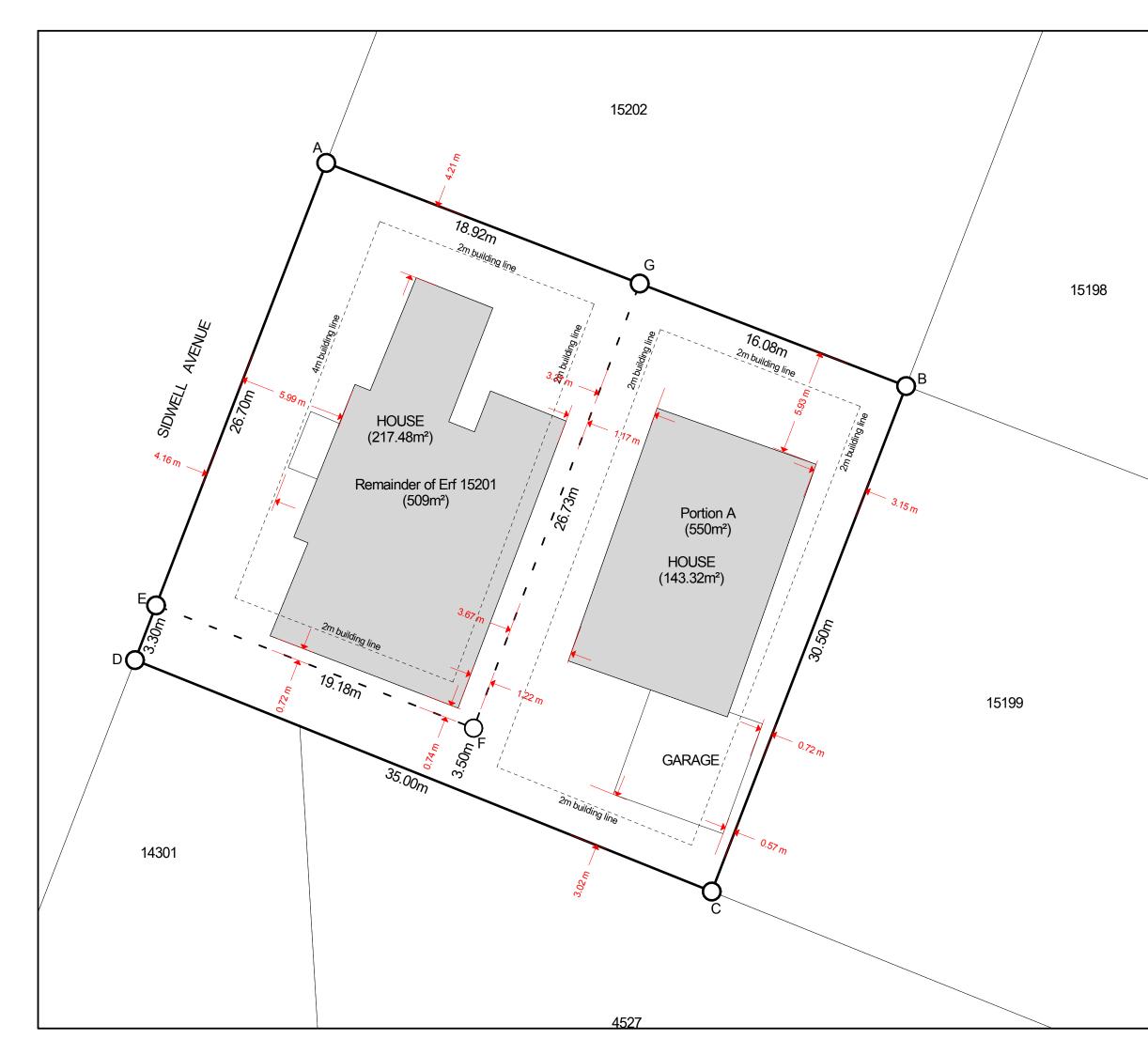


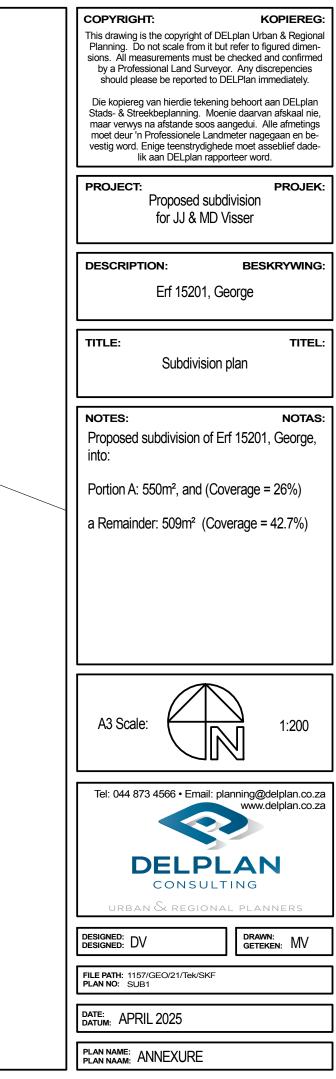


SEWER SECTION: SCALE 1:100



SEMENT DAKTEELS OP 38x50mm	LEGEND
DAKLATTE @ MAKS 320mm H/H OP 410 SISOLATION OP MITEK DAKKAPPE @ MAKS. 760mm H/H BEVESTIG OP 114x38mm S.A. DEN	
MUURPLAAT. DAKTEELS BEVESTIG STRENG VOLGENS VERVAARDIGER SPESIFIKASIE, VERAL OP GEWELENTE. DAKHELLING SOOS BESTAANDE	
VIN 12 GRADE. VOORSIEN PLASTIESE ONDERLAAG ONDER DAKTEELS KLEUR SOOS DEUR KLIENT BEPAAL.	
2	
114x38mm SA DEN MUURPLAAT BEVESTIG OP MUUR MET 1.6mm x 38mm GEGALVANISEERDE HOEPELYSTERS 6 LAE ONDERKANT MUURPLAAT INGEBOU. HOEPELYSTERS	
MOET OOK GEBRUIK WORD OM KAPPE AAN MUURPLAAT TE BEVESTIG. —	
450x450mm SEMENT PLAVEIBLOKKE OP GEKOMPAKTEERDE	
SANDVULLING IN WERF.	
KLODEK WATERDIGTING (3 LAAG SISTEEM) OF SOORTGELYK DEUR GOEDGEKEURDE SPESIALIS.	
C SEUTSTELSEL NIE VAN TOEPASSING	
6	
INDIEN FONDAMENT UITGRAWINGS NIE VOLDOEN AAN PLAASLIKE REGULASIES NIE MOET FONDAMENTE DEUR ING ONTWERP EN GOEDGEKEUR WORD.	
7 3,4mm RHINO GIPSBORD PLAFON BEVESTIG TEEN 38x38mm	
S.A. DEN PLAFONLATTE @ MAKS. 400mm H/A. 	
ALLES IN OOREENSTEMMING MET DIE SPESIFIKASIES VAN RHINO GYPSUM INDUSTRIES, RHINO 75mm GYPSUM HALFRONDE KROONLYS MOET DEURGAANS GEBRUIK WORD.	
3	
MAT VOLGENS KLIENT OP ONDERVILT OP 100mm BETON BEDDINGLAAG OP GUNDLE JSB GROEN VWL OP GOEDGEKOMPAKTEERDE VULLING	
EELS VOLGENS KLIENT OP 100mm	
SETON BEDDINGLAAG OP GUNDLE USB GROEN VWL OP GOEDGEKOMPAKTEERDE VULLING	
10	
ENSTERS EN DEURE ALUMINIUM SOOS DEUR EIENAAR BEPAAL	
1 1 GEWELENTE VAN DAK AFGEWERK OOR 15x225mm	
12	
BUITEMURE VAN HUISE 280mm KLIESTENE MET PLEISTER ALLE BESTAANDE WERK EN NUWE PLEISTER WERK MOET GEVERF WORD, ALLE OPPERVLATES MOET VOLDOEN AAN	
VERSKAFFER SE SPESIFIKASIES.	
ALLE BUITE HOUTWERK TANALITH BEHANDEL EN AFGEWERK MET PRODUK SOOS AANBEVEEL DEUR VERSKAFFER.	
(PRODUK MOET GOEDGEKEUR WORD DEUR KLIENT.)	
FONDAMENTE DEUR ING. (SIEN ING SPESIFIKASIES.)	
GRANO OP 100mm BETON BEDDINGLAAG OP GUNDLE USB GROEN VWL 250mg OP GOEDGEKOMPAKTEERDE	
16	
GEGOLFDE CHROMADEK DAKPLATE OP 75x50mm SA DEN DAKLATTE @ MAKS 1050mm H/H OP 152x50mm SA DEN BALKE @ MAKS 1000mm H/H	
INGEBOU IN BEIDE MURE.	
NOTA: ALLE MATES EN VLAKKE MOET EERS OP	
TERREIN GEKONTROLEER WORD VOORDAT DAAR MET ENIGE BOUWERK BEGIN WORD. ALLE FONDAMENTE EN BETONWERK MOET	
DEUR N INGENIEUR ONTWERP WORD.	
NOTA: ALLE STAAL AFMETINGS, BESKRYWINGS EN	
DETAIL MOET ONTWERP EN GOEDGEKEUR WORD DEUR N INGENIEUR.	
TERTIUS CONRADIE	
NAS DIP ARCH. KPT POSBUS 845 P.O. BOX 845	
GEORGE GEORGE 6530 6530	
TEL O441 : 8707637 n/u CELL 083 7227 283	
VOORGESTELDE "OUMA WOONSTEL"	
OP ERF 15201 VIR MNR EN ME J VISSER	
HEATHERPARK GEORGE	
DATUM ²⁰⁻⁰⁸⁻²⁰⁰⁹ SKAAL	
EIENAAR	







Application Form for Application(s) Submitted in terms of the Land Use Planning By-Law for George Municipality

NOTE: Please complete this form by using: Font: Calibri; Size: 11												
PART	PART A: APPLICANT DETAILS											
First r	name(s)	e(s) DELAREY										
Surna	iurname VILJOEN											
SACPL	AN Reg No.											
(if app	olicable)	A/1021/1998	A/1021/1998									
Сотр	any name											
(if app	olicable)	DELPLAN CON	ISULTING									
		PO BOX 9956										
Posta	l Address	GEORGE		tal	6530							
		GLONGE		le								
Email		planning@delplan.co.za										
	T		Γ	I								
Tel	044 873 4566		Fax	044 873 4568		Cell	082 808 9624					
PART	B: REGISTERED	OWNER(S) DET	AILS (if diffe	erent from applicant)		-						
Regist	tered owner	Johannes Jac	obus Visser	& Marius Du Bois Visser								
		25 Sidwell Street										
Addre		Heather Park										
Address		George			Pos	tal 65	29					
		George		code								
<i>E-mail</i> v3konstruksie@gmail.com												
Tel	I Fax						083 261 6567					

PART C: PROPERTY	DETA	ILS (i	n acc	ordance v	with Ti	tle Dee	d)							
Property Description [Erf / Erven / Portion(s) and Farm number(s), allotment area.]	Erf	Erf 15201, Heather Park												
Physical Address		25 Sidwell Street Heather Park												
GPS Coordinates	33.	9583	57°S	22.42011	2°E			Towi	n/City	C	George			
Current Zoning	Sin	gle R	eside	ential Zone	e I	Exte	nt	1059	m²		Are ther Duilding	e existing s?	Y	
Current Land Use	Dw	elling	5							I			1	
Title Deed number & date	303	803/2	007											
Any restrictive conditions prohibiting application?		N		es, list cor nber(s).	ndition									
Are the restrictive conditions in favour of a third party(ies)?	Ŷ	N	-	es, list the ty(ies).	9									
<i>Is the property encumbered by a bond?</i>	Y	N	-	es, list ndholder(s	5)?									
Has the Municipality already decided on the application(s)?	Ŷ	N		es, list refe nber(s)?	erence									
Any existing unauth the subject property			dings	s and/or lo	and use	e on		N		this applic		o legalize the		N
Are there any pending court case / order relating to the subject property(ies)? Y N Are there any land claim(s) registered on the subject property(ies)? Y N							N							
PART D: PRE-APPLICATION CONSULTATION														
-	Has there been any pre- application consultation?If Yes, please complete the information below and attach the minutes.													
Official's name				Referenc number	ce					Date of consulta	tion			

PART E: LAND USE APPLICATIONS IN TERMS OF SECTION 15 OF THE LAND USE PLANNING BY-LAW FOR GEORGE MUNICIPALITY & APPLICATION FEES PAYABLE

*Application fees that are paid to the Municipality are non-refundable and proof of payment of the application fees must accompany the application.

BANKING DETAILS

George Municipality
First National Bank (FNB)
210554
62869623150
Public Sector Cheque Account
FIRNZAJJ
4630193664
msbrits@george.gov.za

*Payment reference:

PART F: DETAILS OF PROPOSAL

Brief description of proposed development / intent of application:

- <u>Subdivision</u> in terms of Section 15(2)(d) of the George Municipality: Land Use Planning By-Law, 2023 of Erf 15201, George into a Portion A (±550m²) and a Remainder (±509m²).
- <u>Departure</u> in terms of Section 15(2)(b) of the Land Use Planning By-Law for George Municipality, 2023 to:
 - relax the 2m common boundary building line between the subdivided portions to 1.1m
 & 1.2m for the existing building on proposed RE/15201.
 - relax the 2m southern common boundary building line to 0.7m for the existing dwelling on proposed RE/15201.
 - relax the 4m panhandle requirement to 3.3m.

PART G: ATTACHMENTS & SUPPORTING INFORMATION FOR LAND USE PLANNING APPLICATIONS

Please complete the following checklist and attach all the information relevant to the proposal. Failure to submit all information required will result in the application being deemed incomplete.

Is the	Is the following compulsory information attached?									
Y	Ν	Completed application form			N	Pre-application Checklist (where applicable)				
Y	Ν	<i>Power of Attorney / Owner's consent if applicant is not owner</i>		Y		Bondholder's consent				

Y	Ν	Motiv	vation report / letter]	Y	Ν	Proof	f of payment of fees				
Y	Ν	Full co	opy of the Title Deed		Y	Ν		noting sheet extract / Erf diagram / ral Plan				
Y	Ν	Local	ity Plan	1	Y	Ν	Site la	Site layout plan				
Mini	imum a	nd addi	tional requirements:									
Y	Ν	N/A	Conveyancer's Certificate			N	N/A	Land Use Plan / Zoning plan				
Y	Ν		Proposed Subdivision Plan (including street names and numbers)		Y	Ν	N/A	Phasing Plan				
Y	Ν	N/A	Consolidation Plan		Y	Ν	N/A	Copy of original approval letter (if applicable)				
Y	Ν	N/A	Site Development Plan		Y	Ν	N/A	Landscaping / Tree Plan				
Y	Ν	N/A	Abutting owner's consent		Υ	Ν	N/A	Home Owners' Association consent				
Y Y	N N N	N/A N/A	Copy of Environmental Impact Assessment (EIA) / Heritage Impact Assessment (HIA) / Traffic Impact Assessment (TIA) / Traffic Impact Statement (TIS) / Major Hazard Impact Assessment (MHIA) / Environmental Authorisation (EA) / Record of Decision (ROD) (strikethrough irrelevant) Services Report or indication of all municipal services / registered servitudes Any additional documents or information required as listed in the pre-application consultation form / minutes		γ γ γ γ	N N N	N/A N/A	1 : 50 / 1:100 Flood line determination (plan / report) Required number of documentation copies 2 copies Other (specify)				
PAR	T H: AU	THORIS	L SATION(S) IN TERMS OF OTHER LEGIS	LATI	ON							
	N	Natio	nal Heritage Resources Act, 1999				Specij	fic Environmental Management Act(s)				
Ŷ	N/A	Act, 1998 (Act 107 of 1998) Subdivision of Agricultural Land Act, 1970					(SEM. (e.g.)	(SEMA) (e.g. Environmental Conservation Act, 1989				
Ŷ	N/A				Y	N/A	(Act 73 of 1989), National Environmental Management: Air Quality Act, 2004 (Act 39 of 2004)					
Y		Mand	al Planning and Land Use agement Act, 2013 (Act 16 of)(SPLUMA)				of 2004), National Environmental Integrated Coasta Management Act, 2008 (Act 24 of 2008),					

Ŷ	N/A	Occupational Health and Safety Act, 1993 (Act 85 of 1993): Major Hazard Installations Regulations				National Environmental Management: Waste Act, 2008 (Act 59 of 2008), National Water Act, 1998 (Act 36 of 1998) (strikethrough irrelevant)			
Y		Land Use Planning Act, 2014 (Act 3 of 2014) (LUPA)		Y	N/A	Other (specify)			
Y	N	If required, has application for EIA / HIA / TI, / plans / proof of submission etc. N/A	A / T	TIS / M	HIA app	proval been made? If yes, attach documents			
Y	N	<i>If required, do you want to follow an integrated application procedure in terms of section 44(1)of the Land-Use Planning By-law for George Municipality?</i>							

I hereby wish to confirm the following:

- 1. That the information contained in this application form and accompanying documentation is complete and correct.
- 2. The Municipality has not already decided on the application.
- 3. I'm aware that it is an offense in terms of section 86(1)(d) to supply particulars, information or answers in an application, knowing it to be false, incorrect or misleading or not believing them to be correct.
- 4. I am properly authorized to make this application on behalf of the owner and (where applicable) copies of such full relevant Powers of Attorney/Consent are attached hereto.
- 5. I have been appointed to submit this application on behalf of the owner and it is accepted that correspondence from and notifications by the Municipality in terms of the by-law will be sent only to me as the authorised agent and the owner will regularly consult with the agent in this regard (where applicable).
- 6. That this submission includes all necessary land use planning applications required to enable the development proposed herein.
- 7. I confirm that the relevant title deed(s) have been read and that there are no restrictive title deed restrictions, which impact on this application, or alternatively an application for removal/amendment/suspension forms part of this submission.
- 8. I am aware of the status of the existing bulk services and infrastructure in the subject area and that I am liable for any possible development charges which may be payable as a result of the proposed development.
- 9. I acknowledge that in terms of the Protection of Personal Information Act (POPIA) all correspondence will be communicated directly and only to myself (the applicant). No information will be given to any third party and/or landowner (if the landowner is not the applicant). I herewith take responsibility to convey all correspondence to the relevant parties.

Applicant's signature:	Aw.	Date:	14/02/2025
Full name:	DELAREY VILIOEN		
Professional capacity:	PROFESSIONAL PLANNER		
SACPLAN Reg. Nr:	A/1021/1998		
-			