

MOSSEL BAY MUNICIPALITY

PROPOSED RENEWAL OF THE LEASE AGREEMENT OF A PORTION OF A PUBLIC OPEN SPACE, PORTION OF ERF 2015, SITUATED ADJACENT TO ERF 2032, 18 ESSENHOUT AVENUE, HARTENBOS (±114M²)

Notice is hereby given in terms of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) together with the Municipal Asset Transfer Regulations R878 of 2008 and the Local Government: Municipal Systems Act 2000 (Act 32 of 2000).

In terms of Council Resolution, Item GM9-02/2019 it was resolved as follows:

- “1. That approval be granted to the Applicant, mr. M.S Mulder, for the renewal of the Lease Agreement of a portion of a Public Open Space, portion of Erf 2015, situated adjacent to Erf 2032, 18 Essenhout Avenue, Hartenbos (±114m²), for a period of three (3) years, to be utilised for garden purposes, at a rental amount of R300.00 per annum (VAT inclusive), with an annual escalation equal to the CPIX-percentage. The applicable CPIX-percentage shall be the CPIX of two (2) months prior to the date of escalation in terms of the agreement.
2. That no buildings/structures may be erected on the premises without prior written approval of the Municipality.
3. That the Applicant will not sublet the erf or any portion thereof without prior written approval of the Municipality.
4. That the Applicant is responsible for the maintenance of the land in good and tidy condition to the satisfaction of the Municipality.
5. That the Applicant will not utilise any portion of the erf for the display of outdoor advertising or signage without prior written approval of the Municipality.
6. That the Applicant will indemnify the Municipality against any claim including flooding/storm water overflow which may originate as a result of its use of the property.
7. That no rights and/or obligations be vested prior to the Lease Agreement being signed by both parties.

Any objections, comments, representations or alternative proposals regarding the Council's intention should be lodged in writing to the Municipal Manager, P.O. Box 25, Mossel Bay, 6500, on or before 8 April 2019. Any objections, comments, representations or alternative proposals which are received after the abovementioned closing date may not be taken into consideration.

Any enquiries may be directed to Ms. A. Lichaba on telephone number (044) 606 5109 or fax number (044) 606 5062, alichaba@mosselbay.gov.za. This notice is also available on the website of the Municipality, www.mosselbay.gov.za.

Notice is also given in terms of Section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) that people who cannot write are welcome to approach the Department Legal Services during office hours where a member of the staff will assist them in putting their comments, objections or representations in writing.

File Reference: BM 60 C 5261912

**ADV. THYS GILIOMEE
MUNICIPAL MANAGER**