

## MOSSEL BAY MUNICIPALITY

### **PROPOSED RENEWAL OF THE LEASE AGREEMENT OF A PORTION OF A PUBLIC OPEN SPACE, SITUATED AT GREAT BRAK RIVER RESERVOIR, FARM 305, SUIDERKRUIS, GREAT BRAK RIVER (±95M<sup>2</sup>)**

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 GM9-03/2020 it was resolved as follows:

- “1. That approval be granted to the Applicant, Vodacom, for the renewal of the Lease Agreement of a portion of the Public Open Space, situated at Great Brak River Reservoir, Farm 305, Suiderkruis, Mossel Bay (±95m<sup>2</sup>), for a period of three (3) years, at a market related rental amount of R12 350.00 per month (VAT inclusive), with an annual escalation equal to the CPIX-percentage, since it is not required for basic Municipal purposes, to be utilised for communication purposes. 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 the applicable electricity tariff be levied as determined by Director: Infrastructure Services.*
- 3. That the Applicant will be responsible for electrical connections and consumption to the satisfaction of the Directorate: Infrastructure Services and/or deployment of generators for the period during which the electrical power supply remains unavailable, which will comply with all relevant laws and By-Laws, as well as safety and fire regulations and which will not create an impediment or nuisance to other occupants. That the area be demarcated as Vodacom's property and fenced for safety purposes.*
- 4. That the necessary building plans in an A3 format be submitted to Director: Planning and Economic Development for approval prior to the Lease Agreement being signed by the Municipality.*
- 5. That no other structures may be erected on the premises without the prior written approval of the Municipality.*
- 6. That no structural changes or improvements may be effected without prior written approval of the Municipality.*
- 7. That the Applicant will not sublet the site or any portion thereof without the prior written approval of the Municipality.*
- 8. That the Applicant will be responsible for the maintenance of the premises and structure in good and tidy conditions to the satisfaction of the Municipality.*
- 9. That the Municipality reserves the right of free access to the property, without notice, for the purpose of inspection, maintenance, renewal, cleansing, repair and construction of Municipal services.*

10. *That the Applicant will be responsible for the payment of all Municipal services in respect of the site to the satisfaction of the Manager: Income Section.*
11. *That no rights and/or obligations be vested prior to the Lease Agreement being signed by both parties."*

**FURTHER NOTICE** is hereby given that:

1. Any interested or affected party are hereby requested to:
  - 1.1 Submit similar or alternative proposals for the lease of the Property; and/or
  - 1.2 Submit any objections, comments, representations regarding the disposal of the Property to the Applicant on the abovementioned terms and conditions.

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 5 March 2021. 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](mailto:alichaba@mosselbay.gov.za). This notice is also available on the website of the Municipality, [www.mosselbay.gov.za](http://www.mosselbay.gov.za).

Please note that not all officials are available at the municipal offices as COVID-19 restrictions are in force. You are kindly requested to contact the abovementioned officials to make arrangements for collection, viewing or assistance to provide your comments, objections or representations in writing.

This notice is published in English and will be made available free of charge, in Afrikaans or Xhosa upon request.

Hierdie kennisgewing word gepubliseer in Engels en sal gratis op aanvraag beskikbaar gemaak word in Afrikaans en Xhosa.

Esi saziso sipapashwe ngesiNgesi kwaye sifumaneka ngesisa/mahala, ngolwimi lwe-Afrikaans okanye isiXhosa xa kukho isicelo eso.

File Reference: BV 22 C 5858743

**ADV. THYS GILIOMEE  
MUNICIPAL MANAGER**