



PROPOSED ALIENATION OF A PORTION OF ERF 890, SITUATED ADJACENT TO ERF 497, KUS ROAD, TERGNIET (117M²): TRUTER FAMILIE TRUST, REGISTRATION NUMBER IT3034/2015(T)

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), of the following:

In terms of Council Resolution, Item E276-10/2021 it was resolved as follows:

1. *That approval be granted for the alienation of a portion of Erf 890, situated adjacent to Erf 497, Kus Road, Tergniet (117m²), to the Applicant, Truter Familietrust (the adjacent property owner), at a market related purchase price of R21 000,00 (VAT inclusive), since it is not required for basic municipal purposes to be utilised as a garden, driveway and erecting of a retaining wall.*
2. That as this portion of Erf 890, Kus Road, Tergniet be alienated to the Applicant, who is the owner of the adjacent property, to be used as a garden, driveway and erecting of a retaining wall; and as the Applicant is the only purchaser to whom the property can have any practical value or use, it is thereby resolved to dispose of the land directly to the Applicant.
3. That a reversion condition be included in the Deed of Sale as well as the Title Deed that this portion of Erf 890, situated adjacent to Erf 497, Kus Road, Tergniet be utilised as a garden, driveway and erecting of a retaining wall only and should the Applicant not use the property as specified, the property will revert back to the Municipality for the same amount as the original purchase price.
4. That the Applicant will further be responsible for the costs of survey, rezoning and consolidation of this portion of Erf 890, Kus Road, Tergniet with his adjacent property Erf 497.
5. That the Applicant submits the necessary land use application to the Municipality.
6. 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.
7. That the Applicant will be responsible for all costs of the application, including advertisement and transfer fees.
8. That the Applicant will be responsible for the payment of all municipal services including rates and taxes in respect of the premises to the satisfaction of the Manager: Income Section.
9. That the Municipality be indemnified against any damages for any stormwater overflow/flooding or any other causes that may occur in the future. This precondition must also be included in the Title Deed.
10. That the Applicant will not alter or in any way disturb any existing services on the abovementioned property.
11. That a 4,5m wide road reserve must be maintained between the proposed property boundary and the road surface of the abutting public roads.
12. That building plans be submitted by the Applicant, at the Applicant's cost, for approval before commencing any construction on the property.
13. That the Public Participation Process, as prescribed in the relevant legislation, be followed.
14. That cognisance be taken that, in terms of the Asset Management Policy, a re-active disposal of a lower value immovable capital asset may be effected directly to the prospective purchaser and that following the Public Participation Process, it will be deemed to be fair, equitable, transparent, competitive and cost effective.
15. That, after completion of the prescribed Public Participation Process, this Item be referred back to Council for further consideration.
16. That no rights and/or obligations be vested prior to the Deed of Sale 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, or by email to admin@mosselbay.gov.za on or before 15 December 2021 Any objections, comments, representations or alternative proposals which are received after the abovementioned closing date may not be taken into consideration.

FURTHER NOTICE IS HEREBY GIVEN THAT:

Any interested or affected party are hereby requested to:

Submit similar or alternative proposals for the proposed alienation of the Property; and/or

Submit any objections, comments or representations regarding the proposed alienation of the Property on the abovementioned terms and conditions.

Any enquiries may be directed to Mrs. Y. Van Der Berg on telephone number (044) 606 5109, yvanderberg@mosselbay.gov.za. This notice is also available on the website of the Municipality, www.mosselbay.gov.za.

You are kindly requested to contact the abovementioned official 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.

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

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CB PUREN
ACTING MUNICIPAL MANAGER