

MS. JANET EBERSOHN Bsc. Hons. Environmental Managemen Cell: 082 557 7122 e-mail: janet@ecoroute.co.za

Appendix E: Draft BAR – Comments and Response Report

Proposed expansion of development footprint on residential Erf 631 located within the Kromme EFZ St Francis Bay, Kouga Local Municipality

This document records the details of the public participation process and records any comments received from Interested and Affected Parties (IAPs) in terms of the EIA regulations of the National Environmental Management Act (Act 107 of 1998) as well as the responses provided by the Environmental Impact Assessment Practitioner and the proponent.

A public participation process is being carried out in accordance with Section 24J of the NEMA; the following activities have been carried out:

- Notice of proposed application for EA and registration of IAPs:
 - \circ $\;$ Placing two posters close to the site to inform the public of the process.
 - Emailing notice and BID to organs of state, landowners and potential IAPs
 - o Placing an advertisement in the KOUGA EXPRESS on 26 September 2024
- Allowing for a 30-day registration and initial comment period on Notice and BAR Registration of IAPs: 27 September – 28 October 2024
- Background information document (BID) provided to registered IAPs
- Record of registration and initial comments received in response to the notices and BID

The draft basic assessment report (BAR) will be distributed to registered IAPs for a 30-day review and comment period.

All comments received as well as responses provided by the Environmental Impact Assessment Practitioner and the proponent will be recorded throughout the process. Comments will be addressed in the assessment process. Thereafter the draft BAR will be updated to a Final BAR and submitted to the competent authority for decision making.

See the following attached appendices for details of public participation activities carried out:

- Annexure E1: Notices, Adverts and Background information document
- Appendix E2: Full Register of interested and affected parties
- Appendix E3: Registrations, Comments and Responses
- Appendix E4: Notices distributed



	MS. JANET EBERSOHN
	Bsc. Hons. Environmental Management
	Cell: 082 557 7122
erk.co.za	e-mail: ianet@ecoroute.co.za

Comments and Response Report, November 2024

Name	Date of comment	COMMENT / RESPONSE	Date of	EAP COMMENT / RESPONSE
	/ registration		response	
Organs of state				
Ayanda	2 December 2024	The case was noted and added to our next committee meeting scheduled for the		
Mncwabe-		9 th of December 2024.		
Mama	18 October 2024	ECPHRA has noted that the development does not trigger Section 38 (1) of the	13 November	NID submitted 13 November 2024
<u>ayanda.mncw</u>		NHRA (National Heritage Resources Act of 1999), however we request a NID	2024	
<u>abe-</u>		(Notice of Intent to Develop) with detailed kml files, to make an informed		
<u>mama@ecsra</u>		comment.		
<u>c.gov.za</u>				
- · ·				
Cc Lungiswa				
Mzazi				
<lungiswam@< th=""><td></td><td></td><td></td><td></td></lungiswam@<>				
ecphra.org.za				
>;				
manager@ec phra.org.za				
Tabisile	18 October 2024	1 The BID states that the proponent has a residential house on Erf 631 located at	CRR in DBAR: 20	Noted; The site (as well as the majority
Mhlana	10 October 2024	9 Shore Road, Sea Vista, St Francis Bay within ward 12 of the Kouga Local	November 2024	of residential erven within the Marine
Dept,		Municipality and the owner is proposing to expand the development footprint	to 10 January	Glades area) falls with the mapped EFZ
Forestry,		on the Erf by approximately 267m2 (new garage, braai rooms, dwelling additions	2025	-area below 5m topographical
Fisheries &		and balconies. Erf 631 is approximately 1549.9 m2 in extent and falls within the		contour.
the		Kromme Estuarine Functional Zone. The Estuarine Functional Zone (EFZ) is		
Environment		defined as the area in and around an estuary which includes the open water		
Oceans And		area, estuarine habitat (such as sand and mudflats, rock and plant communities),		
Coasts -		and the surrounding floodplain area, as defined by the area below the 5 m		
Coastal		topographical contour (referenced from the indicative mean sea level). The EFZ		
Development		improves the environmental, cultural, social, and commercial value of estuarine		
& Protection .		environments and provides critical habitat and vital ecosystem services for		
Tel: 021		plants, animals, and ecosystems. Taking this into account, caution needs to be		
4937049		applied when making decisions on developments that are in such vulnerable		
		locations.		

PO Box 1252, Sedgefield, 6573

Name	Date of comment	COMMENT / RESPONSE	Date of	EAP COMMENT / RESPONSE
	/ registration		response	
Cell:06148631		2. Contemporary literature and many case studies and experiences locally and	CRR in DBAR; 20	Risks, assessment and mitigation
77		globally ascertain that coastal zone and estuarine environments are among the	November 2024	measures are addressed in the basic
Email:		most vulnerable and exposed areas to coastal hazards. The risks range from	to 10 January	assessment and accompanying EMPr.
<u>tmhlana@dff</u>		flooding, erosion, sea-level rise as well as coastal storms. These impacts are far-	2025	
<u>e.gov.za</u>		reaching and are already changing the lives and livelihoods of coastal		
		communities. Therefore, the Branch O&C brings to the attention of the EAP the		
<u>Cc:</u>		need for technology in coastal engineering, climate vulnerability and risk		
Mawonga		assessment, and an estuarine impact assessment to inform decision making		
Mandleni		processes associated with the property in question, including recommending		
<mmandleni< th=""><th></th><th>mitigation measures to ensure that the property is planned according to good</th><th></th><th></th></mmandleni<>		mitigation measures to ensure that the property is planned according to good		
@dffe.gov.z		design standards that take into account climate change risk to mitigate		
a>; Sibusiso		unintended impacts.		
		3. The Branch O&C would like to remind the applicant of Section 15 NEM: ICM Act	CRR in DBAR; 20	Addressed in the basic assessment and
<u>Mbethe</u>		2008 (Act No. 24 of 2008)" No person, owner or occupier of land adjacent to the	November 2024	accompanying EMPr.
< <u>SMbethe@</u>		seashore or other coastal public property capable of erosion or accretion may	to 10 January	
<u>dffe.gov.za></u>		require any organ of state or any other person to take measures to prevent the	2025	
		erosion or accretion of the seashore or such other coastal public property, or of		
		land adjacent to coastal public property unless the erosion is caused by an		
		intentional act or omission of that organ of state or other people." Therefore, the		
		applicant should ensure that the vegetation adjacent to the property is not		
		disturbed during and post-construction and the proposed development considers		
		the dynamic coastal processes, and should any precautionary measures be		
		required they should be within the boundaries of the subject property.		
		4. Of particular importance, the Branch is enjoined by the preamble of the ICM	CRR in DBAR; 20	Noted
		Act that inter-alia requires that integrated coastal management should be an	November 2024	
		evolving process that learns from past experiences, which considers the	to 10 January	
		functioning of the coastal zone as a whole and that seeks to coordinate and	2025	
		regulate the various human activities that take place in the coastal zone in		
		attempts to achieve its conservation and sustainable use. In line with para 2 and		
		3 above, it is fundamentally important that during the planning phases, the		
		holistic application of the ICM Act considering the local coastal dynamic processes		
		is taken into account.		
		5. The BID highlights that the subject property is located within 100m of the	CRR in DBAR; 20	Risks, assessment and mitigation
		high-water mark of the Kromme estuary, and the area immediately in front of	November 2024	measures are addressed in the basic
		the property consists of dune vegetation plant species.	to 10 January	assessment and accompanying EMPr.
		Kromme estuary is a dynamic system where physical forces of wind, tidal	2025	
		movement, reduced environmental flows, and sedimentation drive the form and		
		function of the estuarine environment. Development in dynamic areas disrupts		
		and modifies the natural estuarine processes, resulting in management issues		

Name	Date of comment	COMMENT / RESPONSE	Date of	EAP COMMENT / RESPONSE
	/ registration		response	
		associated with shifting sand, estuarine erosion, and flooding. The Basic		
		Assessment Report should assess the vulnerability and risks of the proposed		
		development in terms of erosion, flooding, and sand movement to ensure that		
		the development considers these aspects from structural designs, and		
		foundation to material to be used during the construction phase. This Branch		
		recommends preserving and enhancing vegetation in front of the property to		
		mitigate the changing estuarine dynamics and climate change-related impacts.		
		6. Further comments will be provided as part of the next PPP phase when more	31 October	Site visit with OC arranged for 8
		information is available and site inspection will be required alternatively, the EAP	2024	November 2024
		can notify the Branch O&C when there is any site inspection to be undertaken		
		before the availability of the draft reports.		
Mpumela	27 September	Please advise who is the proponent	27 September	The proponent is the landowner of the
Ntombiyamayi	2024		2024	house.; they would like to do
rha(PLZ)				extensions. Mr and Mrs Robson.
<mpumelan@< td=""><td></td><td></td><td></td><td></td></mpumelan@<>				
dws.gov.za>				



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Appendix E1: Adverts, notices and BID

Advert placed in the Kouga express on 27 September 2024

PO Box 1252, Sedgefield, 6573

Notice is hereby given in terms of regulation 68 of the deeds registries act, 1937, of the intension to apply for the issue of a certified copy of the Deed of Transfer T107423/2004GW passed by CHRISTIAN MARY FYSH Identity Number 5505260149086, Married out of community of property in respect of ERF 4918 JEFFREYS BAY SITUATE IN THE KOUGA MUNICIPALITY DIVISION OF HUMANSDORP PROVINCE OF THE EASTERN CAPE IN EXTENT 735 (SEVEN HUNDRED AND THIRTY FIVE) square metres in extent. HELD BY Deed of Transfer Number T107423/2004GW. All interested persons having

objection to the issue of such copy are hereby required to lodge the same in writing with the REGISTRAR of DEEDS KING WILLIAM'S TOWN at 5601 113 Alexandra Rd, Qonce, 5601, within two weeks after the date of the first publication of this notice. Dated at PRETORIA 6330 on the 29 AUGUST 2023

Applicant: VHI ATTORNEYS Address: Colab Building, Menlyn Maine, 194 Bancor Avenue Park Lane West Building, Waterkloof, Glen, Pretoria E-mail address: deeds1@vhilaw.co.za

BOEDELKENNIS-

GEWINGS BOEDELS: KREDITEURE EN DEBITEURE Pieterse **GERBEN HANS** HOFKSTRA **KREDITEURE IN BESTORWE BOEDEL** In die Boedel wyle GERBEN HANS HOEKSTRA, Identiteitsnr. 380501 5036 18 8, gebore op 1 Mei 1938, van Olyfboomstraat 62, Eedenglen Aftreeoord, Jeffreysbaai, 6330, oorlede op 11 Julie 2024. Meesterskantoor Port Elizabeth. Boedelnr. 5008/ 2024

Alle persone met eise teen die bogemelde boedel moet dit binne 30 dae vanaf datum van publikasie hiervan by die betrokke Eksekuteur indien. PIETERSE GEÏNK. PROKUREURS

- Kantoor 1
- Blaaukrans Office Park Blaaukransstraat

6330 E-pos: estates@ attorneys.law.za Tel. 042 293 3335

(Eksekuteur: Mauritz Herman Otto Pieterse)



HENRY THOMAS FLETCHER

KREDITEURE IN BESTORWE BOEDEL In die Boedel wyle HENRY THOMAS FLETCHER, Identiteitsnr. 481206 5064 08 5,

BOEDELS: LIKWIDASIE EN DISTRIBUSIE KENNISGEWING LIKWIDASIE EN DISTRIBUSIEREKENING

Boedel Wyle BARNARDUS RUDOLF BRITS, Boedel nommer: 001617/ 2024. Identiteitsnommer: 580612 5013 081, woonagtig te 6 Merrie Plek, Paradysstrand.

Kennis geskied hiermee kragtens Artikel 35(5) van die Wet op die Administrasie van Boedels, nr.66 van 1965 dat afskrifte van die Eerste en Finale Likwidasie–en Distribusiere kening in bogemelde boedel vir alle belanghebbendes ter insae sal lê vir 'n tydperk van 21 dae vanaf datum van publikasie in die kantoor van die Meester van die Hooggeregshof, Port Elizabeth en Landdros kantoor Humansdorn

Indien geen beswaar daarteen gedu rende die spesifieke tydperk by die hetrokke Meester en Landdros ingedien word nie, gaan die eksekuteurs voort met die betalings ooreenkom stig die rekeninge.

ROSSOUW PROKUREURS Scheldestraat 7 Posbus 1307

JEFFREYSBAAI Tel: 042-293 1083

Die Burger en Media24 kan nie bevestig of enige van die geadverteerde dienste of produkte veilig is vir gebruik of die verlangde resultaat sal hê nie. Lesers word gewaarsku om die adverteerder se dienste en goedere dienste en goedere deeglik te oorweeg en na te gaan. Die Burger en Media24 aanvaar hoegenaamd geen aanspreeklikheid ten opsigte van enige van die geadverteerde dienste of

goedere nie.

Kennisgewing geskied hiermee inge volge die bepalings van Artikel 34(1) van die Insolvensiewet, Nr. 24 var 1936, soos gewysig, aan belangheb bende partye en skuldeisers van EVE

BRAND FARMS (EDMS.) BPK. (Registrasienommer: 2003/025986/ 07), 'n boerdery onderneming ("die Maatskappy") in die Distrik van Misgund met geregistreerde besigheid sadres te R62 Hoofweg, Misgund Oos-Kaap, 6440, Suid-Afrika, van die Maatskappy se voorneme om, onderhewig aan die vervulling van sekere opskortende voorwaardes, al die Maatskappy se regte, titel en beland in en tot die volgende eiendomme te verkoop, sodanige eiendome het die volgende beskrywing: (a) Gedeelte 106 van die Plaas Misgund Nr. 285

("die Huis"); (b) Gedeelte 4 van die Plaas Somersetgift (voorheen bekend as Rhebokfontein) Nr. 286 (c) Gedeelte 1 van die Plaas Cambo berg Nr. 290; (d) Gedeelte 2 van die Plaas Camboberg Nr. 290; (e) Gede-elte 3 van die Plaas Camboberg Nr.

290; en (f) Gedeelte 4 van die Plaas Camboberg Nr. 290; (gesamentlik bekend as "Projek Farms"), sowel as alle roerende bates op Projek Farms aandele gehou deur die Maatskappy en die waterregte van Projek Farms; die Huis en Projek Farms staan gesamentlik bekend as "die Eiendom" soos volledig beskryf in die volgende Titelaktes: (a) T12789/2018CTN; (b) T59152/2005CTN; (c) T59152/2005 CTN; (d) T12499/2021; (e) T12499/

INSOLVENTE

BOEDELS

KENNISGEWING

4215

2021; en (f) T71670/2004CTN. Die verkoop van die Eiendom sal geskied deur middel van privaatverkoop op 30 Oktober 2024 om 10:00. Die oordrag van die Eiendom sal plaasvind op 'n datum nie minder as 30 (dertig) dae en nie meer as 60 (sestig) dae van die datum van die laaste publikasie van hierdie kennisg

Applicant:

BASSON BLACKBURN ING HOOFSTRAAT, 109 Vrykyk

Paarl, 7646 Tel: (021) 871 1401



- 31 October 2025
- 1. Shell crafts and curios
- 2. Pottery & wood carving . Beading & beaded Jewellery
- 4. Local arts & crafts such as clothing, paintings & Kouga Municipality mementos

Criteria for selection of applicants:

- 1. Applications from informal traders must be submitted on a formal application form. 2. Applicants are expected to comply with all requirements
- of Kouga Municipal By Laws and the Standard Trading Conditions as set out by the local authority.
- 3. Applicants are expected to comply with the following additional conditions:
- Ensure that the trading permit is paid up to date and valid.
- Trading must be conducted every day during the festive season and school holidays and public holidays. -Out of season, trading must be conducted every weekend if not possible daily.
- The following documents must accompany the 4 application: Applicant's certified ID copy and,
- Proof of residence (preferably municipal or any other account)

Classifieds (Tammie: 042 293 2973 (Tammarine.Scharneck@media24.c MAMA NISHA PERSOONLIKE SAME DAY RESULTS DIENSTE I specialize in: Financial problems, Worked for long with no progress, KRUIEKENNER Bring back lost lover, shortboys, rats and special wallet, court case and unfinished job with other doctors **CHIEF BANDA** Call 078 669 8930 *For Relationship problems *Any financial issues And any unfinished job 083 311 6211 KOUGA NOTICE NOTIFICATION OF APPLICATION IN TERMAS OF SECTION 93 OF KOUGA MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016 FOR: Benjamin Tee Owner: Eileen Adams Property Description: Erf 2717, Sea Vista Makerel Street Physical Address Application Number: SL2324-00026 Notice is hereby given in terms of Section 93 of the Kouga Municipality Spatial Planning and Land Use Management By-law(2016) for the following land development application(s): Consent used to separate a Spaza Shop in terms of Section 74 of the Spatial Planning and Land Use Management By-Law, Kouga Municipality, 2016. Permanent Departure from the Zoning Scheme provisions to relax the building lines of Section 76 of the Spatial Planning and Land Use Management By-Law: Kouga Municipality, 2016. The detailed application is available for inspection during weckdays between 09:00 to 15:00 at the Kouga Municipality, 16 Woltemade Street, Jeffreys Bay, office number 106. Any written petitions, objections, comments or representations may be prepared in terms of Section 97 and 98 of the said Bylaw and addressed to the TOWN PLANNING OFFICE, 16 Woltemade period. Street, Jeffreys Bay, 6330, or emailed to <u>bmeyer@kouga.gov.za</u> on or before 15 October 2024 Telephonic enquiries can be made to the Town Planning Department at 042 200 2200. Fax: 0864029562 Comments or objections received after the closing date will be considered invalid. C DU PLESSIS - MUNICIPAL MANAGER KOUGA NOTICE DIRECTORATE: COMMUNITY SERVICES WASTE & ENVIRONMENTAL MANAGEMENT DEPARTMENT NOTICE NO: 198/2024

INVITATION FOR APPLICATIONS: SEASONAL INFORMAL TRADING (DEC 2024 /JAN 2025)

Kouga Municipality invites all interested Informal Traders to apply to trade with goods/products/crafts over the 2024/25 Festive Season at following sites:

- 1. Jeffreysbay, Dolphin Beach
- 2. Jeffreysbay, Point Beach
- 3. Kabeljauws Beach / Lagoon area 4. Jeffreysbay, Opposite Astron Garage (Fruit & Veg)
- 5. Cape St Francis Bay, Seal Point

Criteria for selection of applicants:

- 1. Applications must be submitted on a formal application form
- 2. All food trading must be conducted from a food trailer 3(w) x 4(l)m equipped as a kitchen, NO Gazebo's, or Tents (food displayed for sale must be screened from direct exposure to sunlight, dust, and insects such as flies).
- 3. All food trailers must comply with the requirements of R638 of 2018 and be certified with a valid Certificate of Acceptability issued in terms of Section 3 of the said regulation.
- 4. All food trailers using gas must be in possession of a valid gas installation certificate and firefighting equipment (Fire Extinguisher). No open fires will be allowed.
- 5. Applicants are expected to comply with all requirements Kouga Municipal By - Laws and the Sta 1 Tradino





Proposed expansion of development footprint on Erf 631 located within the Kromme estuarine functional zone

Sea Vista, St Francis Bay, Kouga Local Municipality

A residential house is in place on Erf 631 located at 9 Shore Road. Sea Vista. St Francis Bay within ward 12 of the Kouga Local Municipality, Eastern Cape. Erf 631 is approximately 1549.9 m2 in extent and falls within the Kromme Estuarine Functional Zone. An existing house is in place on the Erf with a total existing floor area of 386m2; the owner is proposing to expand the development footprint on the Erf by approximately 267m2 (new garage, braai rooms, dwelling additions and balconies).

Approximate central coordinates of Erf 1220: 34° 8'34.19"S; 24°49'52.15"E

In terms of National Wetland Map (NWM5) the site falls within the Kromme Estuarine Functional Zone More than 5 cubic meters material will be removed / deposited for the proposed renovation. Expansion will fall within 100 meters of highwater mark of the Kromme estuary.

The proposed development will carry out the following activities contained in Listing Notice (LN) 1 of the 2014 Environmental Impact Assessment (EIA) regulations (as amended, 2017), published in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA):

Listing Notice 1 GNR 327: Activity 19A - The infilling or depositing of any material of more than 5 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 5 cubic metres from—(ii) the littoral active zone, an estuary or a distance of 100 metres inland of the highwater mark of the sea or an estuary, whichever distance is the greater

An environmental authorisation (EA) will be required to be issued by the Eastern Cape Department of Economic Development, Environmental Affairs and Tourism (DEDEAT) prior to the commencement of construction; the process requires a Basic Assessment to be carried out.

Notice is hereby given in terms of Regulation 41 of the NEMA EIA regulations that the developer will be applying for an EA from the DEDEAT.

A public participation process will be conducted in terms of the NEMA Regulation 41 of GN R. 326, 2014, as amended. All interested and affected parties (IAPs) are encouraged to participate in the process

Contact Eco Route to register and / or comment as an IAP within 30 days of this notice

Please provide written comments with your name, contact details and an indication of any direct business, financial, personal or other interest which you may have in the proposed development

Registration: 27 September to 28 October 2024

The draft Basic assessment report will be distributed to all registered IAPs for a 30-day comment and review

Environmental Assessment Practitioner: Claire De Jongh (EAPASA Reg: 2021/3519)

Tel: 0846074743

Email: claire@ecoroute.co.za

Address: PO. Box 1252 Sedgefield 6573

REGULARISATION OF THE UNLAWFUL COMMENCEMENT OF LISTED ACTIVITIES IN TERMS OF NEMA SECTION 24(G): **RECTIFICATION OF THE UNLAWFUL COMMENCEMENT OF** AN AGRI-INDUSTRIAL DEVELOPMENT ON PORTION 1 OF FARM NO. 963, PATENSIE, WITHIN THE **KOUGA LOCAL MUNICIPALITY**

Notice is hereby given in terms of the National Environmental Management Act (NEMA) (Act No. 107 of 1998, as amended), that MGM Trust, intends to submit a NEMA Section 24G application for the post facto authorisation of the unlawful commencement of the NEMA activities, for the construction of a citrus packhouse, on Portion 1 of the Farm No. 963, Patensie, Kouga Local Municipality, Eastern Cape (33°46'35.31"S; 24°47'40.53"E). This notice is published as per the requirements of Section 41(3) of the 2014 NEMA EIA Regulations (as amended) as well as the NEMA Regulations Relating to the Procedure to be Followed and Criteria to be Considered when Determining an Appropriate Fine in terms of Section 24G.

The following activity commenced prior to an Environmental Authorisation being issued:

- 2014 Amended NEMA EIA Regulations Listing Notice 1, Activities 8, 27,28
- 2014 Amended NEMA EIA Regulations Listing Notice 3, Activities 4

All interested and/or affected parties (I&APs) are hereby invited to register on the Habitat Link Consulting stakeholder database for the abovementioned project and can contact us with any comments or concerns via email, post, or phone:

Habitat Link Consulting (Pty) Ltd. 117 Cape Road, Mount Croix, Gqeberha, 6001 Tell: 083 844 3180 / Email: comments@habitatlink.co.za

EXpress

gebore op 6 Desember 1948 binne gemeenskap van goed getroud met Margaritha Fletcher, Identiteitsnr. 470906 0048 08 1, gebore op 6 September 1947, van Koraalstraat 71, Jeffreysbaai, 6330, oorlede op 25 Augustus 2024. Meesterskantoor Port Elizabeth. Boedelnr. 5005/2024. Alle persone met eise teen die bogemelde boedel moet dit binne 30 dae vanaf datum van publikasie hiervan by die betrokke Eksekuteur indien. PIETERSE GEÏNK. PROKUREURS Kantoor 1 Blaaukrans Office Park Blaaukransstraat 6330 E-pos: estates@ attorneys.law.za Tel. 042 293 3335 (Eksekuteur: Mauritz Herman Otto Pieterse)

Waste Management Plan - Pictures of products intended for sale. 5. Preference will be given only to informal traders residing within the Kouga Municipal area and trading in Art & Crafts.

Application forms can be obtained from the Kouga Municipal website at www.kouga.gov.za or from the Environmental Health Office at ndesha@kouga.gov.za . All applications must be submitted electronically to <u>ndesha@</u> kouga.gov.za on or before 18 October 2024 @ 12h00. For any enquiries, please contact Ms. N. Desha @ 067 099 3395 / 042 200 2200 (2153).

Please note that the following can lead to disgualification:

1. Non - submission of required documents 2. Submission of fraudulent documents 3. Late Submission after the closing date.

Kouga Municipality reserves the right to approve or not to approve any application.

C DU PLESSIS - MUNICIPAL MANAGER

Conditions as set out by the local authority.

6. The following documents must accompany the application:

- Applicant's certified ID copy

- Certified copy of the Certificate of Acceptability

- Certified copy of Gas Installation Certificate and,

- Waste (solid waste, wastewater and used oil) Management Plan

- Pictures / photos (interior and exterior) of the food trailer.

7. Preference will be given to traders residing within the Kouga Municipal area.

Application forms can be obtained from the Kouga Municipal website at www.kouga.gov.za or from the Environmental Health Office at ndesha@kouga.gov.za All applications must be submitted electronically to ndesha@kouga.gov.za on or before 18 October 2024 @ 12h00. For any enquiries, please contact Ms. N. Desha @ 067 099 3395 / 042 200 2200 (2153).

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1. Non - submission of required documents 2. Submission of fraudulent documents

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C DU PLESSIS - MUNICIPAL MANAGER



FOR ANY PERSONAL ASSISTANCE WITH YOUR KOUGA EXPRESS **ADVERTISING.**

- General
- Property
- Notices
- Vacancies

Classified Adverts

Please contact: TAMMARINE SCHARNECK Tel No.: 042 293 2973 Email: tammarine.scharneck@media24.com



Two site notices were placed at the site.

ECO-ROUTE ENVIRONMENTAL CONSULTANCY



Notification of Application for Environmental Authorisation and Public Participation

Proposed expansion of development footprint on Erf 631 located within the Kromme estuarine functional zone

Sea Vista, St Francis Bay, Kouga Local Municipality

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Approximate central coordinates of Erf 1220: 34° 8'34.19"S ; 24°49'52.15"E

In terms of National Wetland Map (NWM5) the site falls within the Kromme Estuarine Functional Zone. More than 5 cubic meters material will be removed / deposited for the proposed renovation. Expansion will fall within 100 meters of highwater mark of the Kromme estuary.

The proposed development will carry out the following activities contained in Listing Notice (LN) 1 of the 2014 Environmental Impact Assessment (EIA) regulations (as amended, 2017), published in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA):

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An environmental authorisation (EA) will be required to be issued by the Eastern Cape Department of Economic Development, Environmental Affairs and Tourism (DEDEAT) prior to the commencement of construction; the process requires a Basic Assessment to be carried out.

Notice is hereby given in terms of Regulation 41 of the NEMA EIA regulations that the developer will be applying for an EA from the DEDEAT.

A public participation process will be conducted in terms of the NEMA Regulation 41 of GN R. 326, 2014, as amended. All interested and affected parties (IAPs) are encouraged to participate in the process.

Contact Eco Route to register and / or comment as an IAP within 30 days of this notice.

Please provide written comments with your name, contact details and an indication of any direct business, financial, personal or other interest which you may have in the proposed development.

Registration: 27 September to 28 October 2024

The draft Basic assessment report will be distributed to all registered IAPs for a 30-day comment and review period.

Environmental Assessment Practitioner: Claire De Jongh (EAPASA Reg: 2021/3519)

 Tel:
 0846074743

 Fax:
 086 402 9562

Email: claire@ecoroute.co.za

Address: PO. Box 1252 Sedgefield 6573

Details of site Notice and advert

Background Information Document



MS. JANET EBERSOHN BSc. Hons. Environmental Managemei Cell: 082 557 7122 e-mail: janet@ecoroute.co.za

BACKGROUND INFORMATION DOCUMENT (BID)

Proposed expansion of development footprint on Erf 631 located within the Kromme estuarine functional zone

Sea Vista, St Francis Bay, Kouga Local Municipality

ENVIRONMENTAL AUTHORISATION AND PUBLIC PARTICPATION PROCESS Pre-application Phase

Application for Environmental Authorisation as required in terms National Environmental Management Act (Act 107 Of 1998) Environmental Impact Assessment Regulations 2014, as amended 27 September 2024

Introduction

A residential house is in place on Erf 631 located at 9 Shore Road, Sea Vista, St Francis Bay within ward 12 of the Kouga Local Municipality, Eastern Cape. Erf 631 is approximately 1549.9 m2 in extent and falls within the Kromme Estuarine Functional Zone (Refer to **Error! Reference source not found.**). An existing house is in place on the Erf with a total existing floor area of 386m2; the owner is proposing to expand the development footprint on the Erf by approximately 267m2 (new garage, braai rooms, dwelling additions and balconies).



Figure 1: Erf 631 falls within Kromme Estuarine Functional Zone (National Wetland Map 5 – NWM5)



MS. JANET EBERSOHN BSc. Hons. Environmental Managemei Cell: 082 557 7122 e-mail: janet@ecoroute.co.za

Purpose of the BID

The main purpose of this Background Information Document (BID) is to:

- Provide potential Interested and Affected Parties (IAPs) with information regarding the proposed development;
- Describe the environmental process being undertaken in terms of the NEMA and the EIA regulations, 2014, as amended
- Outline the basic assessment and public participation process

Environmental Sensitivities

The following is applicable to the site:

- In terms of NWM5, the site falls within the Kromme Estuarine Functional Zone.
- In terms of the National Vegetation Map, 2018, vegetation is indicated as not terrestrial falls within Estuarine Functional Zone
- In terms of the Eastern Cape Biodiversity Conservation Plan, 2019 (ECBCP) the site does not fall within a terrestrial critical biodiversity area (CBA); the site falls within an aquatic CBA 1 / ESA 1





MS. JANET EBERSOHN BSc. Hons. Environmental Managemei Cell: 082 557 7122 e-mail: janet@ecoroute.co.za

Environmental Legislation

National Environmental Management Act

In terms of the NEMA 2014 EIA Regulations (as amended, 2017) the proposed development triggers activities listed in GNR. 327 (Listing Notice 1) and 324 (Listing Notice 3) and therefore requires an environmental authorisation. A basic assessment is required to be carried out as part of the environmental authorisation process.

The competent authority is the Eastern Cape Department of Economic Development, Environmental Affairs and Tourism (DEDEAT)

The applicable activities are provided in Table 1 below and will be confirmed during the pre-application meeting with DEDEAT:

Listing Notice GNR 327: Activity 17	1	Development- (v) if no development setback exists, within a distance of 100 metres inland of the high-water mark of the sea or an estuary, whichever is the greater; in respect of- (e) infrastructure or structures with a development footprint of 50 square metres or more – but excluding- (dd) where such development occurs within an urban area.	In terms of the Kouga Spatial Development Framework (SDF) the property falls within the urban edge;
Listing Notice GNR 327: Activity 18	1	The planting of vegetation or placing of any material on dunes or exposed sand surfaces of more than 10 square metres, within the littoral active zone, for the purpose of preventing the free movement of sand, erosion or accretion, excluding	In terms of NWM5, the site falls within the Kromme Estuarine Functional Zone. Not within littoral active zone
Listing Notice GNR 327: Activity 19A	1	The infilling or depositing of any material of more than 5 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 5 cubic metres from—(ii) the littoral active zone, an estuary or a distance of 100 metres inland of the highwater mark of the sea or an estuary , whichever distance is the greater; or	In terms of NWM5, the site falls within the Kromme Estuarine Functional Zone. More than 5 cubic meters material will be removed / deposited for the proposed renovation. Expansion will falls within 100 meters of high water mark of the Kromme estuary.
Listing Notice GNR 327: Activity 54	1	The expansion of facilities— (v) if no development setback exists, within a distance of 100 metres inland of the high-water mark of the sea or an estuary, whichever is the greater; in respect of— (e) infrastructure or structures where the development footprint is expanded by 50 square metres or more, but excluding— (bb) where such expansion occurs within an urban area.	In terms of the Kouga Spatial Development Framework (SDF) the property falls within the urban edge;

Screening Tool

The Department of Forestry, Fisheries and Environment (DFFE) has launched an on-line screening tool that is applied at the initial stages of an assessment. A Screening Report has been generated for the site; the DFFE National Screening Tool indicates the following environmental sensitivities:

• Agricultural Theme: High sensitivity

PO Box 1252 Sedgefield 6573

Fax: 086 402 9562



DR. COLLEEN EBERSOHN PhD Univ. Pretoria Cell:072 222 6013

email:ebersohn@cvberperk.co.za

MS. JANET EBERSOHN BSc. Hons. Environmental Managemer Cell: 082 557 7122 e-mail: janet@ecoroute.co.za

- Animal species theme: High sensitivity
- Aquatic biodiversity theme: Very High sensitivity
- Archaeological and Cultural Heritage theme: Low sensitivity
- Civil aviation theme: High sensitivity
- Defence theme: Low sensitivity
- Palaeontology theme: Medium sensitivity
- Plant species theme: High sensitivity.
- Terrestrial biodiversity theme: Very High Sensitivity

A site verification report will be compiled by the EAP.

Basic Assessment and Public Participation Process

A Basic Assessment process is carried out to identify and assess potential impacts associated with the proposed development. Mitigation measures to reduce anticipated negative impacts and enhance anticipated positive impacts are recommended. The basic assessment concludes with recommendations and any related conditions for environmental authorisation.

Public participation process is carried out according to NEMA EIA Regulation 41 of GN R.326, 2017. *All interested and affected parties (IAPs) are encouraged to participate.*

The following steps will be undertaken as part of the EA Application Process:

- Generation of screening tool report; complete
- Submission of Notice of Intent to apply for Environmental Authorisation to the competent authority (DEDEAT); complete
- Public participation starts (current) and entails:
 - Identifying potential Interested and Affected Parties (IAPS) including landowners, adjacent landowners, relevant organs of state and stakeholders
 - Notice of intent to apply for EA and 30-day registration by IAPS (Current)
 - Placement of Site Notices at the site
 - Placement of advert in a local newspaper
 - Email notice and background information
 - Maintain stakeholder database; keep record of comments received, responses provided, throughout the basic assessment process
- Site verification and compilation of Basic Assessment Report (BAR) which identifies of potential impacts and proposed mitigation measures, and includes a Draft Environmental Management Programme report (EMPr), Comments and Response Report, Specialist studies
- Submission of EA Application to DEDEAT
- Distribution draft BAR to IAPs for a 30-day comment and review period
- Update draft BAR to final BAR based on comments received on the Draft BAR (within 90 days of EA application accepted)
- Submit Final BAR to DEDEAT for 107 day decision-making period
- The DEDEAT reviews the documents and decides whether the project can proceed or not.
- An Environmental Authorisation (EA), with conditions, is issued to the applicant if the proposed development may proceed.



MS. JANET EBERSOHN BSc. Hons. Environmental Managemei Cell: 082 557 7122 e-mail: <u>janet@ecoroute.co.za</u>

• A copy of the EA is made available to all IAPs to consider, along with the reasons for the decision made. If you disagree with the decision, you are provided with information on how to lodge an appeal.

Public participation process

A vital part of the process is public consultation. The public participation process provides IAPs with an opportunity to gain an informed understanding of the proposed development through the review relevant reports and provides an opportunity for IAPS to comment on the proposed development and raise issues or concerns to be considered during the planning process.

Should you (or any other party you may be aware of) want to participate in the process and / or have comments regarding the proposed development and social and / or environmental related concerns, *you are invited to register as an IAP* for the application for environmental authorisation process. The names and contact details of members of the public who respond to the legal advert and/or notices (calling for IAPs to register and comment; will be captured on the project IAP Register.

Registration period: 27 September to 28 October 2024.

All written comments provided throughout the process will also be recorded.

To register as an IAP please submit your full contact details, an any initial comments, in writing, to the contact details provided below:

TO REGISTER AS AN I&AP, PLEASE SEND YOUR REGISTRATION REQUEST, NAME & FULL CONTACT DETAILS, AND ANY PRELIMINARY COMMENTS TO: ATT: Claire De Jongh P.O. BOX 1252 Sedgefield 6573 Email: claire@ecoroute.co.za Tel: 044 343 2232 Fax: 086 402 9562

Appendix E3: Full Register of interested and affected parties

Erf 631, expansion of residential erf with Kromme EFZ, Marine Glades, KLM

LIST OF INTERESTED AND AFFECTED PARTIES.

Name	Contact Person	Email
State Departments		
DWS	Portrait Tshatshu	<u>TshatshuP@dws.gov.za</u>
DWS	Marisa Bloem	BloemM@dws.gov.za
DWS	Vuyiseka Jack	jackv@dws.gov.za
DWS	Mpumela Ntombiyamayirha	MpumelaN@dws.gov.za
DFFE Oceans and Coast	Thandeka Mbambo	TMbambo@dffe.gov.za
DFFE Oceans and Coast		OCEIA@dffe.gov.za
DFFE Oceans and Coast	Nontobeko Jessica Sithole	NJSithole@dffe.gov.za
DFFE Oceans and Coast	Tabisile Mhlana	tmhlana@dffe.gov.za
DFFE Oceans and Coast	Mawonga Mandleni	MMandleni@dffe.gov.za
DFFE Oceans and Coast	Sibusiso Mbethe	SMbethe@dffe.gov.za
ECHRA	Ayanda Mncwabe-Mama	ayanda.mncwabe-mama@ecsrac.gov.za
ECHRA	Lungiswa Mzazi	lungiswam@ecphra.org.za
EC Roads – Sarah Baartman DM	Randall Moore	Randall.Moore@ectransport.gov.za; Monde.Manga@ectransport.gov.za
Dept of Agriculture (EC)	Ruffus Maloma	Ruffus.Maloma@drdar.gov.za
DEDEAT	Andries Struwig	Andries.Struwig@dedea.gov.za
DEDEAT	Jeff Govender	dayalan.govender@dedea.gov.za
SANBI	Vathiswa Zikishe	V.Zikishe@sanbi.org.za

PO Box 1252, Sedgefield, 6573

Kouga LM		
	Charles EQ De Kock	
Infrastructure and	Andre Botha	jdutoit@kouga.gov.za
Engineering	Jaques de Toit	abotha@kouga.gov.za <u>></u>
Planning, Development and Tourism	Lee-Ann Opperman	aswart@kouga.gov.za
Community Services	Nomvula Machelesi	fkettledas@kouga.gov.za
	Nomvelo Siwela	
	Yonela Mlindazwe	
<u>Environmental</u>	Marco Engelbrecht	nsiwela@kouga.gov.za; ymlindazwe@kouga.gov.za; mengelbrecht@kouga.gov.za
	Ward 12: Lorraine Marree	
	Cllr Lorraine Maree	
<u>Ward 12</u>	Contact: 073 198 8323	ward12@kouga.gov.za
Stakeholders		
WESSA	Gary Koekemoer	
WESSA	Kevin Taylor	
Bird Life EC	Samantha Ralston	
Bird Life EC	Mark Anderson	
EWT	lan Little	
ECPTA	Brian Reeves	
Applicant		
	Paul Robson	
Private	Jane Robson	
Adjacent Landowners		
	Adjacent landowner	
Private	Noel Pohlman	
	Adjacent landowner	
Private	Edwin Marx	
Shore Road	Dept raods and transport	
Registered Interested and Affected Parties		

PO Box 1252, Sedgefield, 6573

Appendix E3: Registration and comments

PO Box 1252, Sedgefield, 6573



No.17 Commissioner Street, 2nd Floor Old Elco Building, Telephone: 043 492 1940/1/2 Website: <u>www.ecphra.org.za</u>

PROJECT: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631 LOCATED WITHIN THE KROMME ESTUARINE FUNCTIONAL ZONE SEA VISTA, ST. FRANCIS BAY, KOUGA LOCAL MUNICIPALITY.

Enquiries:	Ayanda Mncwabe-Mama
Date: Email:	2024/10/18 ayanda.mncwabe-mama@ecsrac.gov.za

Consultants:Eco Route Environmental ConsultancyContact:Claire De JonghAdress:P.O. Box 1252, Sedgefield, 6573Email:claire@ecoroute.co.zaTel:084 607 4743

BACKGROUND

A residential house is in place on Erf 631 located at 9 Shore Road, Sea Vista, St Francis Bay within ward 12 of the Kouga Local Municipality, Eastern Cape. Erf 631 is approximately 1549.9 m2 in extent and falls within the Kromme Estuarine Functional Zone. An existing house is in place on the Erf with a total existing floor area of 386m2; the owner is proposing to expand the development footprint on the Erf by approximately 267m2 (new garage, braai rooms, dwelling additions and balconies).

ECPHRA (Eastern Cape Provincial Heritage Authority) COMMENT in terms of Section 38(8) of the National Heritage Resources Act (NHRA 25 of 1999).

This matter was tabled at the Archaeology, Palaeontology and Meteorites (APM) Committee meeting held on 9 October 2024. ECPHRA has noted that the development does not trigger Section 38 (1) of the NHRA (National Heritage Resources Act of 1999), however we request a NID (Notice of Intent to Develop) with detailed kml files, to make an informed comment.

Mr. Azola Mkosana ECPHRA: Manager

General information:

1) ECPHRA fees

The following fees apply to your application: R 500 - NID fee and R 1 500 - HIA reports

Banking Details:

Bank name:	First National Bank (FNB);
Account name:	Eastern Cape Provincial Heritage Resources Authority;
Account type:	Public Sector Business Account;
Account number:	62705406248;
Branch code:	211021;
Reference:	Project or Development name / SAHRIS CaseID number

Proof of payment(s) must be emailed to: <u>accounts@ecphra.org.za</u> with the subject: Project or Development name / SAHRIS CaseID

2) SAHRIS

A South African Heritage Resources Information System (SAHRIS) case must be registered for the development/project (<u>https://sahris.sahra.org.za/about/sahris</u>):

- Complete all relevant sections of the SAHRIS case application.
- Proof of payment(s) must be uploaded on the SAHRIS case under the *Additional Documents* section.
- The requested NIDs must be uploaded on the SAHRIS case

Once the NID have been submitted on the SAHRIS case, notify ECPHRA by email at <u>lungiswam@ecphra.org.za</u> with the subject SAHRIS CaseID number–development/project name. Your case will be tabled at the next APM meeting for purposes of a NHRA Section 38(4)/(8) comment.

3) Queries

Any queries regarding your case should be addressed to <u>lungiswam@ecphra.org.za</u> / <u>ayanda.mncwabe-mama@ecsrac.gov.za</u> with the subject SAHRIS CaseID number / Development/ Project name.

From:	Ayanda Mncwabe-Mama <ayanda.mncwabe-mama@ecsrac.gov.za></ayanda.mncwabe-mama@ecsrac.gov.za>
Sent:	Monday, 02 December 2024 15:34
То:	admin@ecoroute.co.za
Cc:	claire@ecoroute.co.za
Subject:	Re: ERF 631 - NID DOCUMENT & PROOF OF PAYMENT

Dear Carina

The case was noted and added to our next committee meeting scheduled for the 9th of December 2024.

Best Regards,

Ayanda Mncwabe-Mama Archaeologist: DSRAC Museums & Heritage / EC PHRA Tel: (043) 492 1370 Adress: No. 5 Eales Street | Qonce |5600

"Once you've made an observation, you have an obligation"- MK Asante Jnr



From: admin@ecoroute.co.za <admin@ecoroute.co.za>Sent: 13 November 2024 12:10To: Ayanda Mncwabe-Mama <ayanda.mncwabe-mama@ecsrac.gov.za>

Cc: claire@ecoroute.co.za <claire@ecoroute.co.za> Subject: ERF 631 - NID DOCUMENT & PROOF OF PAYMENT

Dear Ayanda,

Please find attached the completed NID document for Erf 631 as well as the proof of payment.

Kind Regards

Carina Leslie Personal Assistant/Admin Office: 064 691 4394 www.ecoroute.co.za



Eco Route Environmental Consultancy

From: Ayanda Mncwabe-Mama <<u>ayanda.mncwabe-mama@ecsrac.gov.za</u>> Sent: Wednesday, 02 October 2024 20:53

To: admin@ecoroute.co.za

Cc: claire@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za

Subject: Re: NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY

Dear Carina

For a heritage comment on the case in subject, please fill the attached NID document and attach R500 PoP, that way the case will be added to our next committee sitting.

For more information on ECPHRA processes, please check <u>ECPHRA</u> website.

Best Regards,

Ayanda Mncwabe-Mama Archaeologist: DSRAC Museums & Heritage / EC PHRA Tel: (043) 492 1370 Adress: No. 5 Eales Street | Qonce |5600

"Once you've made an observation, you have an obligation"- MK Asante Jnr



From: admin@ecoroute.co.za <admin@ecoroute.co.za</pre>

Sent: 27 September 2024 09:56

To: <u>Brian.Reeves@ecpta.co.za</u> <<u>Brian.Reeves@ecpta.co.za</u>>; <u>info@ecpta.co.za</u> <<u>info@ecpta.co.za</u>>; <u>TshatshuP@dws.gov.za</u> <<u>TshatshuP@dws.gov.za</u>>; BloemM@dws.gov.za <<u>BloemM@dws.gov.za</u> <<u>JshatshuP@dws.gov.za</u>>; <u>JoCEIA</u>'

<<u>OCEIA@dffe.gov.za</u>>; <u>NJSithole@dffe.gov.za</u> <<u>NJSithole@dffe.gov.za</u>>; <u>tmhlana@dffe.gov.za</u> <<u>tmhlana@dffe.gov.za</u>>; <u>Ayanda Mncwabe-Mama</u>

<a>ayanda.mncwabe-mama@ecsrac.gov.za>; Lungiswa Mzazi <<u>lungiswam@ecphra.org.za</u>>;;

<u>Randall.Moore@ectransport.gov.za</u> <<u>Randall.Moore@ectransport.gov.za</u>>; <u>Monde.Manga@ectransport.gov.za</u> <<u>Monde.Manga@ectransport.gov.za</u>>; <u>Ruffus.Maloma@drdar.gov.za</u>>; <u>V.Zikishe@sanbi.org.za</u> <<u>V.Zikishe@sanbi.org.za</u>>

Cc: claire@ecoroute.co.za <claire@ecoroute.co.za>; janet@ecoroute.co.za <janet@ecoroute.co.za>

Subject: NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY

Dear State Department,



Private Bag X 447· PRETORIA · 0001· Environment House ·473 Steve Biko Road, Arcadia, PRETORIA

DFFE Reference: EDMS -Enquiries: Ms Tabisile Mhlana Email: <u>OCEIA@dffe.gov.za</u> Telephone: (021) 493 7060

Eco Route Environmental Consultancy Mr Claire De Jongh P.O. BOX 1252 Sedgefield 6573

Telephone Number:044 343 2232Email Address:claire@ecoroute.co.za

Dear Mr. De Jongh

COMMENTS ON THE BACKGROUND INFORMATION DOCUMENT (BID) FOR THE PROPOSED EXPANSION OF THE DEVELOPMENT FOOTPRINT ON ERF 631 LOCATED WITHIN THE KROMME ESTUARINE FUNCTIONAL ZONE SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY.

The Department of Forestry, Fisheries, and the Environment (DFFE); Branch Oceans & Coasts (O&C) appreciates the opportunity granted to provide comments and recommendations on the Background Information Document (BID) for the Proposed expansion of the development footprint on Erf 631 located within the Kromme Estuarine Functional Zone Sea Vista, St Francis Bay, Kouga Local Municipality. This Branch will provide comments as per the National Environmental Management Act, 1998 (Act No. 107 of 1998), ("NEMA") and the National Environmental Management: Integrated Coastal Management Act, 2008 (Act No. 24 of 2008) ("ICM Act").

The Branch O&C has the mandate to ensure the holistic management of the coast and estuarine areas as an integrated system and promote coordinated coastal management. It ensures that the ecological integrity, natural character, and economic, social, and aesthetic value of the coastal zone are maintained to protect people, properties, and economic activities against the impacts of dynamic coastal processes.

Guided by the principles of integrated coastal management, this Branch promotes developments that promote socially justified sharing of benefits derived from a resource-rich coastal area and strives to ensure that the principles of sustainable development are upheld.

Based on the submitted Background Information Document, the Branch O&C would like to register as an IAP and further present the comments stipulated below for consideration. **Please note the recommendations for your consideration:**

1. The BID states that the proponent has a residential house on Erf 631 located at 9 Shore Road, Sea Vista, St Francis Bay within ward 12 of the Kouga Local Municipality and the owner is proposing to

expand the development footprint on the Erf by approximately 267m² (new garage, braai rooms, dwelling additions and balconies. Erf 631 is approximately 1549.9 m² in extent and falls within the Kromme Estuarine Functional Zone. The Estuarine Functional Zone (EFZ) is defined as the area in and around an estuary which includes the open water area, estuarine habitat (such as sand and mudflats, rock and plant communities), and the surrounding floodplain area, as defined by the area below the 5 m topographical contour (referenced from the indicative mean sea level). The EFZ improves the environmental, cultural, social, and commercial value of estuarine environments and provides critical habitat and vital ecosystem services for plants, animals, and ecosystems. Taking this into account, caution needs to be applied when making decisions on developments that are in such vulnerable locations.

- 2. Contemporary literature and many case studies and experiences locally and globally ascertain that coastal zone and estuarine environments are among the most vulnerable and exposed areas to coastal hazards. The risks range from flooding, erosion, sea-level rise as well as coastal storms. These impacts are far-reaching and are already changing the lives and livelihoods of coastal communities. Therefore, the Branch O&C brings to the attention of the EAP the need for technology in coastal engineering, climate vulnerability and risk assessment, and an estuarine impact assessment to inform decision-making processes associated with the property in question, including recommending mitigation measures to ensure that the property is planned according to good design standards that take into account climate change risk to mitigate unintended impacts.
- 3. The Branch O&C would like to remind the applicant of Section 15 NEM: ICM Act 2008 (Act No. 24 of 2008)" No person, owner or occupier of land adjacent to the seashore or other coastal public property capable of erosion or accretion may require any organ of state or any other person to take measures to prevent the erosion or accretion of the seashore or such other coastal public property, or of land adjacent to coastal public property unless the erosion is caused by an intentional act or omission of that organ of state or other people." Therefore, the applicant should ensure that the vegetation adjacent to the property is not disturbed during and post-construction and the proposed development considers the dynamic coastal processes, and should any precautionary measures be required they should be within the boundaries of the subject property.
- 4. Of particular importance, the Branch is enjoined by the preamble of the ICM Act that *inter-alia* requires that integrated coastal management should be an evolving process that learns from past experiences, which considers the functioning of the coastal zone as a whole and that seeks to coordinate and regulate the various human activities that take place in the coastal zone in attempts to achieve its conservation and sustainable use. In line with para 2 and 3 above, it is fundamentally important that during the planning phases, the holistic application of the ICM Act considering the local coastal dynamic processes is taken into account.
- 5. The BID highlights that the subject property is located within 100m of the high-water mark of the Kromme estuary, and the area immediately in front of the property consists of dune vegetation plant species. Kromme estuary is a dynamic system where physical forces of wind, tidal movement, reduced environmental flows, and sedimentation drive the form and function of the estuarine environment. Development in dynamic areas disrupts and modifies the natural estuarine processes, resulting in management issues associated with shifting sand, estuarine erosion, and flooding. The Basic

Assessment Report should assess the vulnerability and risks of the proposed development in terms of erosion, flooding, and sand movement to ensure that the development considers these aspects from structural designs, and foundation to material to be used during the construction phase. This Branch recommends preserving and enhancing vegetation in front of the property to mitigate the changing estuarine dynamics and climate change-related impacts.

6. Further comments will be provided as part of the next PPP phase when more information is available and site inspection will be required alternatively, the EAP can notify the Branch O&C when there is any site inspection to be undertaken before the availability of the draft reports.

Kindly note that the Branch Oceans and Coasts reserves the right to revise its comments and request further information based on any additional information received. All correspondence, documentation, and/or requests (hard copy and an electronic copy) should be submitted to our office via email to <u>OCEIA@dffe.gov.za</u> / or Physical Address: Department of Forestry, Fisheries & the Environment (DFFE), Branch: Oceans and Coast, 2 East Pier Building, East Pier Road, Victoria and Alfred Waterfront, Cape Town, 8001.

Yours sincerely,

Mr Ryan Peter Director: Coastal Development & Coordination Department of Forestry, Fisheries, and the Environment Date: 18/10/2024

Appendix E4: Notices distributed – Notice of intent to apply for EA and registration of IAPs

From: Sent:	admin@ecoroute.co.za Friday, 27 September 2024 10:03
То:	
Cc:	claire@ecoroute.co.za; janet@ecoroute.co.za
Subject:	NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	BID - Erf 631 - Final.pdf

From:	admin@ecoroute.co.za
Sent:	Friday 27 September 2024 10:02
То:	
Cc:	claire@ecoroute.co.za; janet@ecoroute.co.za
Subject:	NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS
	BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	BID - Erf 631 - Final.pdf

Dear Applicant,

From: Sent: To:	admin@ecoroute.co.za Friday_27 September 2024 10:01
Cc:	claire@ecoroute.co.za; janet@ecoroute.co.za
Subject:	NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	BID - Erf 631 - Final.pdf

From: Sent:	admin@ecoroute.co.za Friday, 27 September 2024 10:00
То:	
Cc:	claire@ecoroute.co.za; janet@ecoroute.co.za
Subject:	NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS
	BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	BID - Erf 631 - Final.pdf

From:	admin@ecoroute.co.za
Sent:	Friday, 27 September 2024 10:00
То:	energy@birdlife.org.za
Cc:	claire@ecoroute.co.za; janet@ecoroute.co.za
Subject:	NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS
	BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	BID - Erf 631 - Final.pdf

From:admin@ecoroute.co.zaSent:Friday, 27 September 2024 10:00	
To:	
Cc: claire@ecoroute.co.za; janet@ecoroute.co.za	
Subject: NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT OF	ON ERF 631, SEA VISTA, ST FRANCIS
BAY, KOUGA LOCAL MUNICIPALITY	
Attachments: BID - Erf 631 - Final.pdf	

From: Sent:	admin@ecoroute.co.za Friday. 27 September 2024 09:59
То:	
Cc:	claire@ecoroute.co.za; janet@ecoroute.co.za
Subject:	NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS
	BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	BID - Erf 631 - Final.pdf

From:	admin@ecoroute.co.za
Sent:	Friday, 27 September 2024 09:58
То:	jdutoit@kouga.gov.za; abotha@kouga.gov.za; 'Anescha Swart'; fkettledas@kouga.gov.za; nsiwela@kouga.gov.za;
	ymlindazwe@kouga.gov.za; mengelbrecht@kouga.gov.za; ward12@kouga.gov.za
Cc:	claire@ecoroute.co.za; janet@ecoroute.co.za
Subject:	NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS
	BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	BID - Erf 631 - Final.pdf

Dear Municipality,

From:	admin@ecoroute.co.za
Sent:	Friday, 27 September 2024 09:56
То:	Brian.Reeves@ecpta.co.za; info@ecpta.co.za; TshatshuP@dws.gov.za; BloemM@dws.gov.za; jackv@dws.gov.za; TMbambo@dffe.gov.za; 'OCEIA'; NJSithole@dffe.gov.za; tmhlana@dffe.gov.za; ayanda.mncwabe-mama@ecsrac.gov.za; lungiswam@ecphra.org.za;
	Randall.Moore@ectransport.gov.za; Monde.Manga@ectransport.gov.za; Ruffus.Maloma@drdar.gov.za; V.Zikishe@sanbi.org.za
Cc:	claire@ecoroute.co.za; janet@ecoroute.co.za
Subject:	NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	BID - Erf 631 - Final.pdf

Dear State Department,

From:	admin@ecoroute.co.za
Sent:	Friday, 27 September 2024 09:54
То:	'Andries Struwig'; 'Charmaine Struwig'; 'Dayalan Govender'; Nicole.Gerber@dedea.gov.za
Cc:	claire@ecoroute.co.za; janet@ecoroute.co.za
Subject:	NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS
	BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	BID - Erf 631 - Final.pdf

Dear State Department,

ECO-ROUTE ENVIRONMENTAL CONSULTANCY



Notification of Application for Environmental Authorisation and Public Participation

Proposed expansion of development footprint on Erf 631 located within the Kromme estuarine functional zone Sea Vista, St Francis Bay, Kouga Local Municipality

A residential house is in place on Erf 631 located at 9 Shore Road, Sea Vista, St Francis Bay within ward 12 of the Kouga Local Municipality, Eastern Cape. Erf 631 is approximately 1549.9 m2 in extent and falls within the Kromme Estuarine Functional Zone. An existing house is in place on the Erf with a total existing floor area of 386m2; the owner is proposing to expand the development footprint on the Erf by approximately 267m2 (new garage, braai rooms, dwelling additions and balconies). Approximate central coordinates of Erf 1220: 34° 8'34.19"S; 24°49'52.15"E

In terms of National Wetland Map (NWM5) the site falls within the Kromme Estuarine Functional Zone. More than 5 cubic meters material will be removed / deposited for the proposed renovation. Expansion will fall within 100 meters of highwater mark of the Kromme estuary.

The proposed development will carry out the following activities contained in Listing Notice (LN) 1 of the 2014 Environmental Impact Assessment (EIA) regulations (as amended, 2017), published in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA):

Listing Notice 1 GNR 327: Activity 19A - The infilling or depositing of any material of more than 5 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 5 cubic metres from—(ii) the littoral active zone, an estuary or a distance of 100 metres inland of the highwater mark of the sea or an estuary, whichever distance is the greater

An environmental authorisation (EA) will be required to be issued by the Eastern Cape Department of Economic Development, Environmental Affairs and Tourism (DEDEAT) prior to the

From:	Mpumela Ntombiyamayirha(PLZ) <mpumelan@dws.gov.za></mpumelan@dws.gov.za>
Sent:	Friday, 27 September 2024 11:33
То:	claire@ecoroute.co.za; admin@ecoroute.co.za; janet@ecoroute.co.za
Subject:	RE: NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST
	FRANCIS BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	RE: NOTIFICATION OF PUBLIC PARTICIPATION: Draft Basic Assessment Report (373 KB)

Noted thank you,

Please also see the attached query and assist.

Kind regards, Ntombiyamayirha Mpumela

From: claire@ecoroute.co.za <claire@ecoroute.co.za>
Sent: Friday, 27 September 2024 11:19
To: Mpumela Ntombiyamayirha(PLZ) <MpumelaN@dws.gov.za>; admin@ecoroute.co.za; janet@ecoroute.co.za
Subject: RE: NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY

Hi Mpumela

The proponent is the landowner of the house.; they would like to do extensions. Mr and Mrs Robson.

Kind Regards Claire

> From: Mpumela Ntombiyamayirha(PLZ) <<u>MpumelaN@dws.gov.za</u>> Sent: Friday, 27 September 2024 10:08 To: <u>admin@ecoroute.co.za</u>; <u>claire@ecoroute.co.za</u>; <u>janet@ecoroute.co.za</u> Subject: FW: NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY

Good day,

Please advise who is the proponent?

All your reports do not state who is the proponent.

Kind regards, **Ntombiyamayirha Mpumela** (Ms) Department of Water and Sanitation Mzimvubu-Tsitsikamma Proto-Catchment Management Agency 140 Govan Mbeki Avenue, 6th Floor, Starport Building, Gqeberha, 6000 **T**: 041 501 0714 **C**: 082 658 3970 **E**: <u>MpumelaN@dws.gov.za</u>



PLEDGING TO ADHERE AND ABIDE BY THE CONSTITUTIONAL VALUES AND PRINCIPLES OF PUBLIC SERVANTHOOD THROUGH OUR CONDUCT AND WORK ETHICS.

SE

water &

Department: Water and Sa

REPUBLIC OF

From: admin@ecoroute.co.za <admin@ecoroute.co.za>

Sent: 27 September 2024 09:56

To: Brian.Reeves@ecpta.co.za; info@ecpta.co.za; Tshatshu Portrait <TshatshuP@dws.gov.za>; BloemM@dws.gov.za; Jack Vuyiseka <JackV@dws.gov.za>; TMbambo@dffe.gov.za; 'OCEIA' <OCEIA@dffe.gov.za; NJSithole@dffe.gov.za; tmhlana@dffe.gov.za; ayanda.mncwabe-mama@ecsrac.gov.za; lungiswam@ecphra.org.za; Randall.Moore@ectransport.gov.za; Monde.Manga@ectransport.gov.za; Ruffus.Maloma@drdar.gov.za; V.Zikishe@sanbi.org.za Cc: claire@ecoroute.co.za; ianet@ecoroute.co.za

Subject: NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY

Some people who received this message don't often get email from admin@ecoroute.co.za. Learn why this is important

Dear State Department,

From:	Ayanda Mncwabe-Mama <ayanda.mncwabe-mama@ecsrac.gov.za></ayanda.mncwabe-mama@ecsrac.gov.za>
Sent:	Wednesday, 02 October 2024 20:53
То:	admin@ecoroute.co.za
Cc:	claire@ecoroute.co.za; janet@ecoroute.co.za
Subject:	Re: NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST
	FRANCIS BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	ECPHRA APM Application Process.pdf; ECPHRA NID form.docx

Dear Carina

For a heritage comment on the case in subject, please fill the attached NID document and attach R500 PoP, that way the case will be added to our next committee sitting.

For more information on ECPHRA processes, please check <u>ECPHRA</u> website.

Best Regards,

Ayanda Mncwabe-Mama Archaeologist: DSRAC Museums & Heritage / EC PHRA Tel: (043) 492 1370 Adress: No. 5 Eales Street | Qonce |5600

"Once you've made an observation, you have an obligation"- MK Asante Jnr



From: admin@ecoroute.co.za <admin@ecoroute.co.za>

Sent: 27 September 2024 09:56

To: Brian.Reeves@ecpta.co.za <Brian.Reeves@ecpta.co.za>; info@ecpta.co.za <info@ecpta.co.za>; TshatshuP@dws.gov.za <TshatshuP@dws.gov.za <; BloemM@dws.gov.za <BloemM@dws.gov.za>; jackv@dws.gov.za <jackv@dws.gov.za>; TMbambo@dffe.gov.za <TMbambo@dffe.gov.za>; 'OCEIA' <OCEIA@dffe.gov.za>; NJSithole@dffe.gov.za <NJSithole@dffe.gov.za>; tmhlana@dffe.gov.za <tmhlana@dffe.gov.za>; Ayanda Mncwabe-Mama <ayanda.mncwabe-mama@ecsrac.gov.za>; Lungiswa Mzazi <lungiswam@ecphra.org.za>; Randall.Moore@ectransport.gov.za <Randall.Moore@ectransport.gov.za>; Monde.Manga@ectransport.gov.za <Monde.Manga@ectransport.gov.za>; Ruffus.Maloma@drdar.gov.za <Ruffus.Maloma@drdar.gov.za>; V.Zikishe@sanbi.org.za <V.Zikishe@sanbi.org.za> Cc: claire@ecoroute.co.za <claire@ecoroute.co.za>; janet@ecoroute.co.za <janet@ecoroute.co.za>

Subject: NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY

Dear State Department,

From:	admin@ecoroute.co.za
Sent:	Monday, 21 October 2024 11:19
То:	claire@ecoroute.co.za
Subject:	FW: RESPONSE TO THE NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631,
	SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY
Attachments:	BID Response Letter Erf 631_ Signed.pdf

Hi Claire,

Please see attached.

Kind regards,

Carina Leslie Personal Assistant/Admin Office: 064 691 4394 www.ecoroute.co.za



Eco Route Environmental Consultancy

From: OCEIA <OCEIA@dffe.gov.za> Sent: Monday, 21 October 2024 10:46 To: admin@ecoroute.co.za Cc: Tabisile Mhlana <tmhlana@dffe.gov.za> Subject: RESPONSE TO THE NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY Good day,

Kindly find the attached response letter for your consideration.

Kind Regards

Tabisile Mhlana Dept, Forestry, Fisheries & the Environment Oceans And Coasts -Coastal Development & Protection. Tel: 021 4937060 Cell:0614863177 Email: <u>tmhlana@dffe.gov.za</u>

From: admin@ecoroute.co.za

Sent: Friday, 27 September 2024 09:56

To: <u>Brian.Reeves@ecpta.co.za</u>; <u>info@ecpta.co.za</u>; <u>TshatshuP@dws.gov.za</u>; <u>BloemM@dws.gov.za</u>; <u>jackv@dws.gov.za</u>; <u>Thandeka Mbambo@dffe.gov.za</u>>; <u>OCEIA@dffe.gov.za</u>>; <u>NJSithole@dffe.gov.za</u>; <u>Tabisile Mhlana <tmhlana@dffe.gov.za</u>>; <u>ayanda.mncwabe-mama@ecsrac.gov.za</u>; <u>lungiswam@ecphra.org.za</u>; Randall.Moore@ectransport.gov.za; Monde.Manga@ectransport.gov.za; Ruffus.Maloma@drdar.gov.za; V.Zikishe@sanbi.org.za

Cc: claire@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za; janet@ecoroute.co.za); janet@ecoroute.co.za); janet@ecoroute.co.za); janet@ecoroute.co.za); <a href="mailto:janet@ecoroute.co.ja

Subject: NOTIFICATION OF PUBLIC PARTICIPATION: PROPOSED EXPANSION OF DEVELOPMENT FOOTPRINT ON ERF 631, SEA VISTA, ST FRANCIS BAY, KOUGA LOCAL MUNICIPALITY

Dear State Department,