

INITIAL PUBLIC PARTICIPATION COMMENTS RECEIVED - PROPOSED 25M HIGH TELECOMMUNICATIONS MAST ON FARM NO. 778, AVONDROOD, RAWSONVILLE, WESTERN CAPE

A. INITIAL COMMENTS ON FARM NO. 778, AVONDROOD, RAWSONVILLE, WESTERN CAPE

Date	Comment	I&AP	Project	Response	Respondent
28/06/2018	<p>CapeNature would like to thank you for the opportunity to comment on the above application and wish to make the following comments:</p> <p>1. The vegetation in this area is mapped as Breede Alluvium Fynbos which is listed as Endangered according to the threatened ecosystem listing for the Western Cape. However it is noted that the specific site is largely under cultivation. Please could you confirm the status and ground cover of the exact site of 59 square meters that is to be cleared.</p> <p>2. The management plan for the base station site and the access road must include erosion control measures and regular clearing of alien vegetation. Please note that our comments only pertain to the biodiversity related impacts and not to the overall desirability of the proposed application. CapeNature reserves the right to revise initial comments and request further information based on any additional information that may be received.</p>	CapeNature: Land-Use Advice	Avondrood Telecommunications Mast	<p>I hereby acknowledge receipt of the attached comment dated 28 June 2018.</p> <p>Your comment is duly noted.</p> <p>I hereby confirm that the proposed site is in a transformed and degraded state due to past development activities on the property, with no natural vegetation present on the proposed site. An area of 59m² will be cleared for the mast. Also find attached some site photos, showing the current status of the site.</p> <p>Please note that erosion control measures and alien vegetation clearing measures will be included in the Environmental Management Programme ("EMPr").</p>	EnviroAfrica
"	<p>Thank you</p> <p>Kind regards</p>	CapeNature: Land-Use Advice	Avondrood Telecommunications Mast	Noted.	EnviroAfrica
13/07/2018	<p>Following our telephonic conversation in relation to the subject matter, I would like to highlight to you that the document to comment on was received by BGCMA on 28 June 2018 and the due date was 29 June 2018.</p> <p>I would like therefore, to request an extension of the due date in order to have fair enough time to go through your submitted document.</p> <p>Thanking you in advance for your understanding and assistance.</p>	BGCMA	Avondrood Telecommunications Mast	<p>Please provide your comment to me by 20 July 2018.</p> <p>I am currently busy compiling the BAR for comment, and would like to receive BGCMA's comment.</p>	EnviroAfrica
16/07/2018	<p>The Breede-Gouritz Catchment Management Agency (BGCMA) has received your notice to register for interested and affected parties' public participation process on 28 June 2018 concerning the above mentioned development.</p> <p>However, due to a short notice as the commenting and/or registering due date was 29 June 2018; an extension was requested and it was granted until the 20th of July 2018.</p> <p>BGCMA therefore, would like to register as an Interested and Affected Party. It is therefore, recommended that the proposed construction be displayed against water resources in a map which show the distance from nearby watercourses and how deep the Mast will go underground should be indicated as well (in relation to the groundwater table).</p>	BGCMA	Avondrood Telecommunications Mast	<p>Your comment dated 16 July 2018 is duly noted.</p> <p>BGCMA is now a registered Interested and Affected Party (I&AP) and will be placed on the list of registered I&APs, and will receive a copy of the Basic Assessment Report (BAR) in due course.</p>	EnviroAfrica
"	<p>No water must be taken from a water resource for any purpose without authorisation from the National Water Act, 1998 (Act 36 of 1998).</p> <p>No waste or waste water containing waste may be disposed without authorisation from the National Water Act, 1998 (Act 36 of 1998) and the National Environmental Management: Waste Act, 2008 (Act 59 of 2008).</p> <p>All relevant sections and regulations of the National Water Act, 1998 (Act 36 of 1998) regarding water use must be adhered to.</p> <p>Stormwater management must be addressed both in terms of flooding and pollution potential.</p> <p>No stormwater runoff from any premises containing waste, or water containing waste emanating from the proposed activities and premises may be discharged into a water resource. Polluted stormwater must be contained.</p> <p>Please be advised that no activities may commence without the appropriate approvals/ authorisations where needed from the responsible authority. The onus is onus remains with the registered property owners to confirm adherence to any relevant legislation that such activities might trigger and/ or need authorisation for.</p> <p>This office reserves the right to amend and revise its comments as well as to request any further information.</p> <p>Please don't hesitate to contact this office if you have any further queries. Please ensure to quote the above reference in doing so.</p>	BGCMA	Avondrood Telecommunications Mast	<p>Please note that appropriate mitigation measures will be incorporated into the BAR and Environmental Management Programme (EMPr) to ensure that no surface or groundwater resources are being polluted.</p> <p>In addition, there is no watercourse or surface water bodies within 32m of the proposed site.</p> <p>The management of stormwater runoff will be covered in the EMPr.</p>	EnviroAfrica

19/07/2018	<p>Dear Sir / Madam,</p> <p>NEMA EIA PUBLIC PARTICIPATION PROCESS : PROPOSED CONSTRUCTION OF A 25M HIGH TELECOMMUNICATION MAST, FARM NO. 778, AVONDROOD, RAWSONVILLE, WESTERN CAPE</p> <p>Your letter dated May 2018 with the above reference applies.</p> <p>Please take note that an application for Consent Use must be submitted to council for any such use (telecommunication infrastructure) on Agriculture Zone I zoned land.</p> <p>Furthermore, should the land be zoned Agriculture Zone II, we would need a clear indication of the exact position of the proposed structure to ensure no building line encroachment or other land use planning application is applicable to the proposed use.</p> <p>Kind regards,</p>	BVM - Municipal Planning	Avondrood Telecommunications Mast	<p>Dear Karen,</p> <p>Your comment is duly noted.</p> <p>Please note that the proposed site zoned Agriculture Zone 1, and a Consent Use application was submitted to the Breede Valley Municipality.</p> <p>Kindly note that I have requested our client to provide proof of submission of the Consent Use application, and will forward it you as soon as I received the document.</p> <p>Please don't hesitate to contact me should you require any additional information.</p> <p>Kind regards,</p>	EnviroAfrica
20/06/2018	<p>1. Your document and letter dated 07 June 2018, as received by the Department on the same day, refer.</p> <p>2. Following a review of the information submitted to this Department, we note the following:</p> <p>2.1. The proposal entails the development of a 25m high lattice mast with associated infrastructure.</p> <p>2.2. The development footprint is approximately 59m².</p> <p>2.3. The proposed site is zoned Agriculture Zone I and the surrounding properties are utilised for agricultural purposes.</p> <p>Process</p> <p>3. Be advised that the NEMA EIA Regulations were amended on 07 April 2017 and published in Government Gazette No. 40772 of 7 April 2017. Cognisance must be taken of the amendments to the National Environmental Management Act, 1998 (Act 107 of 1998) ("NEMA") EIA Regulations, 2014. After considering the information provided in the Notice of Intent, the Department concurs that the proposed development constitutes a listed activity as defined in terms of the NEMA EIA Regulations, 2014 (as amended).</p>	DEA&DP: Region 2	Avondrood Telecommunications Mast	<p>Dear Samornay,</p> <p>I hereby acknowledge receipt of the Department's comment dated 20 June 2018.</p> <p>Please note that the comment and recommendations made in the aforementioned correspondence is duly noted.</p> <p>Kind regards,</p>	EnviroAfrica
"	<p>4. A Basic Assessment process must be followed in order to apply for Environmental Authorisation. Only those activities applied for shall be considered for authorisation. The onus is on the applicant to ensure that all the applicable listed activities are applied for and assessed as part of the Basic Assessment process.</p> <p>5. You are advised that when undertaking the Basic Assessment process, you must take into account all the applicable guidelines, including the guidelines developed by the Department. The Department's guidelines can be downloaded from the Department's website, (http://eadp-westerncape.kznshf.gov.za/your-resource-library). In particular, the guidelines that may be applicable to the proposed development include, inter alia, the following:</p> <ul style="list-style-type: none"> * Guideline for the Review of Specialist Input in the EIA process (June 2005). * Guideline for Environmental Management Plans (June 2005). * Guideline on Alternatives (March 2013). * Guideline on Need and Desirability (March 2013). <p>6. Please ensure that the Basic Assessment Report ("BAR") and Environmental Management Programme ("EMPr") contain all the information requirements outlined in Appendices 1 and 4 respectively of GN No. 326. Omission of any required information may result in the application for Environmental Authorisation being refused.</p>	DEA&DP: Region 2	Avondrood Telecommunications Mast	Noted.	EnviroAfrica
"	<p>Public Participation</p> <p>7. A public participation process ("PPP") that meets the requirements of Regulation 41 of the EIA Regulations, 2014 (as amended) must be undertaken. You are advised that public participation may be undertaken prior to the submission of the application, although this is not mandatory. It is the Environmental Assessment Practitioner's discretion at what stage the requirements of Regulation 41 are met, whether during the proposed application (pre-application) process or formal application process. You are reminded that a period of at least 30 days must be provided to all potential or registered interested and affected parties to submit comment on the Basic Assessment Report.</p> <p>8. Should a public participation process, which includes the circulation of the pre-application BAR for comment, be undertaken prior to submission of an Application Form to the Department, in terms of Regulation 40, the pre-application Basic Assessment Report may also be submitted to the Department for commenting purposes. Please ensure a minimum of <u>two</u> printed copies of the pre-application draft Basic Assessment Report is submitted to the Department for commenting purposes.</p>	DEA&DP: Region 2	Avondrood Telecommunications Mast	Noted.	EnviroAfrica

"	<p>9. In terms of Section 24O (2) and (3) of NEMA and Regulations 7(2) and 43(2) of the EIA Regulations, 2014 (as amended), any State Department that administers a law relating to a matter affecting the environment relevant to the application must be requested to comment within 30 days. Please note that the Environmental Assessment Practitioner ("EAP") is responsible for such consultation. Therefore, it is requested that the EAP include proof of such notification to the relevant State Departments in terms of S24O (2) and (3) of NEMA in the Basic Assessment Report, where appropriate.</p> <p>10. Please note that it is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an Environmental Authorisation for underaking it. Failure to comply with the requirements of Section 24F of the NEMA shall result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or both such fine and imprisonment.</p>	DEA&DP: Region 2	Avondrood Telecommunications Mast	Noted.	EnviroAfrica
"	<p>11. Please note that the pre-application consultation is an advisory process and does not pre-empt the outcome of any future application which may be submitted to the Department.</p> <p>12. No information provided, views expressed and/or comments made by the official during the pre-application consultation should in any way be seen as an indication of confirmation: * that additional information or documents will not be requested. * of the outcome of the application.</p> <p>13. This Department reserves the right to revise or withdraw initial comments or request further information from you based on any new revised information received.</p>	DEA&DP: Region 2	Avondrood Telecommunications Mast	Noted.	EnviroAfrica