

## F8: Comments Received

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**SCIENTIFIC SERVICES**

**postal** Private Bag X5014 Stellenbosch 7599  
**physical** Assegaaibosch Nature Reserve Jonkershoek  
**website** www.capenature.co.za  
**enquiries** Philippa Huntly  
**telephone** +27 21 866 8000 **fax** +27 21 866 1523  
**email** phuntly@capenature.co.za  
**reference** SSD14/2/6/1/9/2/778\_Avondrood\_Cell  
**date** 28 June 2018

Emile Esquire  
EnviroAfrica  
Unit 7 Pastorie Park  
Cnr Reitz & Lourens Street  
Somerset West

*By email:* admin@enviroafrica.co.za

Dear Emile,

**RE: Proposed construction of a 25m high telecommunications mast on farm 778 Avondrood, Rawsonville.**

CapeNature would like to thank you for the opportunity to comment on the above application and wish to make the following comments:

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.
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.

Yours sincerely



Philippa Huntly  
For: Manager (Scientific Services)

## Emile Esquire

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**From:** Emile Esquire <emile@enviroafrica.co.za>  
**Sent:** Wednesday, 04 July 2018 9:34 AM  
**To:** 'phuntly@capenature.co.za'  
**Cc:** 'EnviroAfrica :Admin'  
**Subject:** RE: CapeNature Comment Cell Mast Farm 778 Avondrood  
**Attachments:** Appendix C - Site Photographs\_2018\_.pdf

Dear Philippa,

I hereby acknowledge receipt the attached comment dated 28 June 2018.

Your comment is duly noted.

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 59m<sup>2</sup> will be cleared for the mast. Also find attached some site photos, showing the current status of the site.

Please note that erosion control measures and alien vegetation clearing measures will be included in the Environmental Management Programme ("EMP").

Kind regards,

Emile Esquire



**EnviroAfrica**

*Environmental Consultant*

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**From:** Philippa Huntly <[phuntly@capenature.co.za](mailto:phuntly@capenature.co.za)>  
**Sent:** June 28, 2018 12:15 PM  
**To:** [admin@enviroafrica.co.za](mailto:admin@enviroafrica.co.za)  
**Subject:** CapeNature Comment Cell Mast Farm 778 Avondrood

Dear Emile,

Please find attached CapeNature comment on the proposed cell mast at Farm 778 Avondrood, Rawsonville.

Kind regards,

Philippa Huntly

Scientist: Land-Use Advice & Biodiversity Mainstreaming



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# BREEDE-GOURITZ

Catchment Management Agency  
Opvanggebied Bestuursagentskap  
I-Arhente yoLawulo lomMandla nokungqongileyo  
51 Baring Street Worcester 6850, Private Bag X3055 Worcester 6850

Enquiries: S. Lupa  
Your Ref:

Tel: 023-3468000

Fax: 0865156323

E-mail: [slupa@bgcma.co.za](mailto:slupa@bgcma.co.za)

Our Ref: 4/10/2/H10L/Avondrood  
778

Date:  
16 July 2018

EnviroAfrica CC  
P.O. Box 5367  
**HELDERBERG**  
6850

Attention: Emile Esquier  
[emile@enviroafrica.co.za](mailto:emile@enviroafrica.co.za)

## **NEMA EIA PUBLIC PARTICIPATION PROCESS FOR THE PROPOSED CONSTRUCTION OF A 25M HIGH TELECOMMUNICATION MAST IN AVONDROOD FARM NO 778, RAWSONVILLE.**

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.

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 20<sup>th</sup> of July 2018.

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 will show the distance from the nearby watercourses and how deep the Mast will go underground should be indicated as well (in relation to the groundwater table).

### **General**

- No water must be taken from a water resource for any purpose without authorisation from the National Water Act, 1998 (Act 36 of 1998).
- No waste or water containing waste may be disposed without authorisation from the National Water Act, 1998 (Act 36 of 1998) and National Environmental Management: Waste Act, 2008 (Act 59 of 2008).
- All relevant sections and regulations of the National Water Act, 1998 (Act 36 of 1998) regarding water use must be adhered to.
- Stormwater management must be addressed both in terms of flooding and pollution potential.
- 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.

Please be advised that no activities may commence without the appropriate approvals/authorizations where needed from the responsible authority. The onus remains with the registered property owner to confirm adherence to any relevant legislation that such activities might trigger and/or need authorization for.

This office reserves the right to amend and revise its comments as well as to request any further information.

Please do not hesitate to contact this office if you have any further queries. Please ensure to quote the above reference in doing so.

Yours faithfully,



**JAN VAN STADEN**

**CHIEF EXECUTIVE OFFICER (ACTING)**

## Emile Esquire

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**From:** EnviroAfrica :Admin <admin@enviroafrica.co.za>  
**Sent:** Friday, 13 July 2018 4:51 PM  
**To:** 'Emile Esquire'  
**Subject:** FW: Comments: PROPOSED CONSTRUCTION OF A 25M HIGH TELECOMMUNICATION MAST, FARM NO. 778, AVONDROOD, RAWSONVILLE

### Belinda Waters



T: (021) 851 1616  
F: 086 512 0154  
PO Box 5367  
Helderberg  
7135

**From:** Siyabulela Lupa <SLupa@bgcma.co.za>  
**Sent:** July 13, 2018 4:27 PM  
**To:** emile@enviroafrica.co.za  
**Cc:** admin@enviroafrica.co.za; Elkerine Rossouw <erossouw@bgcma.co.za>; Coreen Rautenbach <CRautenbach@bgcma.co.za>; Vatiswa Myeza <vmyeza@bgcma.co.za>  
**Subject:** Comments: PROPOSED CONSTRUCTION OF A 25M HIGH TELECOMMUNICATION MAST, FARM NO. 778, AVONDROOD, RAWSONVILLE

Good Afternoon Emile

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.

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.

Thanking you in advance for your understanding and assistance.

Kind Regards  
Siyabulela Lupa  
Water Use Officer  
Tel: 023 346 8000  
Cell: 0820532593  
Fax: 023 347 2012

**BREED-GOURITZ**

Catchment Management Agency  
Opvanggebied Bestuursagentskap  
I-Arhente yoLawulo lomMandla nokungqongileyo

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## Emile Esquire

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**From:** EnviroAfrica :Admin <admin@enviroafrica.co.za>  
**Sent:** Thursday, 19 July 2018 11:16 AM  
**To:** 'Emile Esquire'  
**Subject:** FW: NEMA EIA PUBLIC PARTICIPATION PROCESS : PROPOSED CONSTRUCTION OF A 25M HIGH TELECOMMUNICATION MAST, FARM NO. 778, AVONDROOD, RAWSONVILLE, WESTERN CAPE

### Belinda Waters



T: (021) 851 1616  
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**From:** Karen Fouche <kfouche@bvm.gov.za>  
**Sent:** July 19, 2018 10:45 AM  
**To:** admin@enviroafrica.co.za  
**Cc:** Pieter Hartzenberg <pieter2@bvm.gov.za>  
**Subject:** NEMA EIA PUBLIC PARTICIPATION PROCESS : PROPOSED CONSTRUCTION OF A 25M HIGH TELECOMMUNICATION MAST, FARM NO. 778, AVONDROOD, RAWSONVILLE, WESTERN CAPE

Dear Sir / Madam,

NEMA EIA PUBLIC PARTICIPATION PROCESS : PROPOSED CONSTRUCTION OF A 25M HIGH TELECOMMUNICATION MAST, FARM NO. 778, AVONDROOD, RAWSONVILLE, WESTERN CAPE

Your letter dated May 2018 with the above reference applies.

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.

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.

Kind regards,

*Karen Fouché*

**Tegnikus Beplanning / Technician Planning**  
**Afdeling Munisipale Beplanning / Section Municipal Planning**  
**Direktoraat Tegnieuse Dienste / Technical Services Directorate**  
Breede Valley Municipality / Breedevallei Munisipaliteit  
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**Facebook:** Breedevallei Munisipaliteit - Breede Valley Municipality

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**BREDE VALLEY**  
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zin-konzo, ivulela amakhuba kwaye iphuhlise kwaye iphuhlise.*

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and growth.

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the 1990s, the number of people with a mental health problem has increased in the UK (Mental Health Act 1983).

There is a growing awareness of the need to improve the lives of people with mental health problems. The Department of Health (1999) has set out a strategy for mental health care in the UK. The strategy is based on the following principles:

- People with mental health problems should be treated as individuals.
- People with mental health problems should be given the opportunity to participate in decisions about their care.
- People with mental health problems should be given the opportunity to live in their own homes.

The strategy also states that people with mental health problems should be given the opportunity to live in their own homes.

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**REFERENCE:** 16/3/3/6/7/1/B2/21/1161/18  
**ENQUIRIES:** Samornay Smidt  
**DATE:** 2018 -06- 20

The Board of Directors  
Eagle Towers SA (Pty) Ltd  
Private Bag X4  
**DIE BOORD**  
7613

**Attention: Avril van der Rheede**

Tel.: (021) 880 0914  
Fax: (086) 726 2626

Dear Sir

**COMMENT ON NOTICE OF INTENT ("NOI") TO SUBMIT AN APPLICATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO. 107 OF 1998) ("NEMA") AND THE ENVIRONMENTAL IMPACT ASSESSMENT ("EIA") REGULATIONS 2014, (AS AMENDED) FOR THE PROPOSED DEVELOPMENT OF A 25M HIGH TELECOMMUNICATION MAST ON FARM NO. 778, RAWSONVILLE**

1. Your document and letter dated 7 June 2018, as received by the Department on the same day, refer.
2. Following a review of the information submitted to this Department, we note the following:
  - 2.1. The proposal entails the construction of a 25m high telecommunications mast with associated infrastructure.
  - 2.2. The development footprint is approximately 59m<sup>2</sup>.
  - 2.3. The proposed site is zoned Agriculture Zone I and the surrounding properties are utilised for agricultural purposes.

Process

3. Be advised that the NEMA EIA Regulations were amended on 7 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 listed activities as defined in terms of the NEMA EIA Regulations, 2014 (as amended).

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.
5. You are advised that when undertaking the Basic Assessment process, you must take into account 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.kznsshf.gov.za/your-resource-library>). In particular, the guidelines that may be applicable to the proposed development include, inter alia, the following:
  - 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).
6. Please ensure the Basic Assessment Report and Environmental Management Programme contain all information requirements outlined in Appendices 1 and 4 respectively of GN R. 326. Omission of any required information may result in the application for Environmental Authorisation being refused.

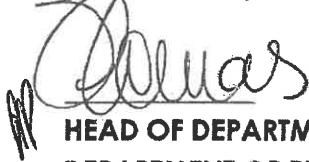
#### Public Participation

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.
8. Should a public participation process, which includes the circulation of the pre-application Basic Assessment Report 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 two printed copies of the pre-application draft Basic Assessment Report is submitted to the Department for commenting purposes.
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 Section 24O (2) and (3) of NEMA in the Basic Assessment Report, where appropriate.

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 undertaking 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 to both such fine and imprisonment.
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.
12. No information provided, views expressed and/or comments made by officials during the pre-application consultation should in any way be seen as an indication or confirmation:
  - that additional information or documents will not be requested;
  - of the outcome of the application.
13. This Department reserves the right to revise or withdraw initial comments or request further information from you based on any information received.

Yours faithfully



**HEAD OF DEPARTMENT**

**DEPARTMENT OF ENVIRONMENTAL AND DEVELOPMENT PLANNING**

Cc (1) E Esquire (EnviroAfrica)  
(2) D McThomas (Breede Valley Municipality)

Fax: (086) 512 0154  
Fax: (023) 347 3671



## Emile Esquire

---

**From:** Emile Esquire <emile@enviroafrica.co.za>  
**Sent:** Thursday, 13 September 2018 11:08 AM  
**To:** 'Samornay Smidt'  
**Cc:** 'EnviroAfrica :Admin'  
**Subject:** RE: Avondrood - DEA&DP Comment on NOI (DEA&SP Ref: 16/3/3/6/7/1/B2/21/1161/18)

Dear Samornay,

I hereby acknowledge receipt of the Department's comment dated 20 June 2018.

Please note that the comment and recommendations made in the aforementioned correspondence is duly noted.

Kind regards,

Emile Esquire



**EnviroAfrica**

*Environmental Consultant*

**EnviroAfrica cc**

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**From:** Samornay Smidt <Samornay.Smidt@westerncape.gov.za>  
**Sent:** Thursday, 13 September 2018 9:14 AM  
**To:** EnviroAfrica:Admin (admin@enviroafrica.co.za) <admin@enviroafrica.co.za>  
**Cc:** Emile Esquire <emile@enviroafrica.co.za>  
**Subject:** Ack of NOI

FYI

Samornay Smidt  
Development Management – Region 2  
Development Planning  
Department of Environmental Affairs and Development Planning

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Western Cape  
Government

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