

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgewingsbeplanning en Impakbeoordeling Konsultante

(159)

6.March.2015

M &K Krüger
189 10th Street
Voëlklip
HERMANUS
7200

Dear M&K Kruger

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE BOS EN GROTTO BEACH AREA, HERMANUS

Your communication dated 10 October 2014 with regard to the abovementioned project refers.

The Overstrand Municipality have indicated that they are not considering the construction of an amphitheatre any more and it is also indicated as a non-preferred option in the revised final BAR. Please note that we are not allowed to remove this non preferred option from the BAR as it remains part of the documentation and options considered.

With regard to your other questions/statements, using your numbering we can respond as follows.

- 1-The NEMA process makes provision for application for development within 100 metres of the high water mark. The footprint of the building will not be larger than the total previous footprint.
- 2-The beach has lots of open spaces and the development of the restaurant has been referred to the Executive Committee of the Overstrand Municipality for their consideration and opinion.
- 3-The building was designed by a professional architect and it must be noted that opinions differ.
- 4.-Exco will decide on the future of Dutchies as I understand that it does not even have toilet facilities. The municipality is keen to have a decent restaurant on their Blue Flag Beach.
- 5-The diversion of the road around Dutchies was investigated and found not to be a viable and realistic option as there are sewage infrastructures and a pump station in the gap between Dutchies and the milkwood forest to the east.

Yours sincerely



Charel Bruwer Snr

P O Box 4
ONRUS RIVER 7201
Tel: (028) 3162888
Fax: 0865132141
Cell: 0828050190

CK 2007043835/23
VAT No 4380237091

Charel Bruwer Snr
Charel Bruwer Jnr
Bernard de Witt

Charel Bruwer

From: Simon Pickstone-Taylor [simondpt@hotmail.com]
Sent: 13 October 2014 05:22 PM
To: francoismarais@hermanus.co.za; charel@enviroafrica.co.za
Cc: 'Stuart Elliot'
Subject: RE: Old Nautilus Site

Dear Francois Marais,

Thank you for sending me this e-mail. I hope you also sent it to Charel Bruwer from Enviroafrica, who needs to get all the written comments for interested parties. I am copying him in in case your comments have not already reached him.

Best wishes,

Simon (Pickstone-Taylor)

From: francoismarais@hermanus.co.za
To: simondpt@hotmail.com
CC: stuartelliott@live.co.za; lizcurry@hermanus.co.za; rkuchar@overstrand.gov.za; karibrice@hermanus.co.za; smuller@overstrand.gov.za; davidbeattie@telkomsa.net
Subject: Old Nautilus Site
Date: Sat, 11 Oct 2014 13:47:57 +0200

Dear Simon

My son-in-law, Stuart Elliot, has sent me a copy of your circular dealing with the proposed new restaurant on the old Nautilus site at Grotto Beach and I must say I totally support your ideas of

- (1) indefinitely postponing the building of a new restaurant here;
- (2) diverting the existing road in front of the Duchie's Restaurant to the rear of the existing building to make it safer for pedestrians – especially children – to get there from the beach and providing Duchie's with a larger beach-facing area for additional tables and chairs;
- (3) allowing Duchie's to increase its kitchen and public toilet facilities; and
- (3) transforming the old restaurant site into a garden (or a safe kiddies playground area)

I also agree with you that the current Duchie's tenants are doing an excellent job and, in any case, would be considered very favourably as tenants of a new catering facility in that vicinity

With best wishes

Francois Marais

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgewingsbeplanning en Impakbeoordeling Konsultante

16a

6 March 2015

Mr F Marais

Dear Mr Marais

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE BOS EN GROTTO BEACH AREA, HERMANUS

Your communication dated 13 October 2014 with regard to the abovementioned project refers.

The Overstrand Municipality have indicated that they are not considering the construction of an amphitheatre any more and it is also indicated as a non-preferred option in the revised final BAR. Please note that we are not allowed to remove this non preferred option from the BAR as it remains part of the documentation and options considered.

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Yours sincerely



Charel Bruwer Snr

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Cell: 0828050190

CK 2007043835/23
VAT No 4380237091

Charel Bruwer Snr
Charel Bruwer Jnr
Bernard de Witt

Charel Bruwer

From: Estelle [eneet@absamail.co.za]
Sent: 10 October 2014 09:53 AM
To: charel@enviroafrica.co.za; hvdstoep@overstrandgov.za
Cc: Niel Hoogenhout
Subject: Piet se Bos

9 OKTOBER 2014

TIENDESTRAAT 215 TRUST
Tiendestraat 215
Voëlklip
Hermanus 7200

ENVIRO AFRICA
POSBUS 4
ONRUS RIVIER 7201

IS: VOORSTELLE RAKENDE PIET SE BOS - GEDATEER 12 SEPTEMBER 2014

As trustee van die eiendom geleë by bg. adres wil ek u meedeel dat die pogings vir opgradering en rehabilitasie van die area my goedkeuring wegdra.

Ek wil egter 'n versoek rig dat daar dat meer aandag gegee word aan die volgende besprekingspunt tydens die vergadering van 18 Januarie 2014: Sover ek kan onthou was daar 'n versoek dat, indien daar 'n behoefte bestaan vir verbeterde restaurant-fasiliteite in die area, ons moet poog om die huidige Dutchie's restaurant op te gradeer en in die plan te integreer. Die area nader aan die strand, waar die ou Nautilus was, moet so natuurlik as moontlik behou en as sulks herskep word.

Indien daar wel aan bg. aandag gegee is, en daar bevind is dat dit opsie nie lewensvatbaar is nie, sal ek graag terugvoer oor die redes wou hê.

Beste groete

Estelle Neethling
Trustee: Tiendestraat 215 Trust

FROM: Francois Marais
francoismarais@hermanus.co.za
(028) 313 1317 (082) 701 7812

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1496

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
 Omgewingsbeplanning en Impakbeoordeling Konsultante

17a

6 March 2015

Ms E Neethling
 Tiendestraat 215 Trust
 Tiendestraat 215
 Voëklip
 HERMANUS
 7200

Dear Ms Neethling

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE BOS EN GROTTO BEACH AREA, HERMANUS

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The building was designed by a professional architect and it must be noted that opinions differ.

Exco will decide on the future of Dutchies as I understand that it does not have toilet facilities. The municipality is keen to have a decent restaurant on their Blue Flag Beach.

The diversion of the road around Dutchies was investigated and found not to be a viable and realistic option as there are sewage infrastructures and a pump station in the gap between Dutchies and the milkwood forest to the east.

Yours sincerely



Charel Bruwer Snr

Charel Bruwer

From: Du Toit, PVDP, Prof <pdtd@sun.ac.za> [pdtd@sun.ac.za]
Sent: 10 October 2014 09:24 AM
To: charel@enviroafrica.co.za
Cc: Laura (lauradt@telkomsa.net)
Subject: FW: amended proposed upgrade of erf 4771, Hermanus

Dear Sir,

AMENDED PROPOSED UPGRADE OF PIET-SE-BOS AND GROTTO BEACH AREA, ERF 4771, HERMANUS

We are writing to comment on aspects mentioned in the BAR, dated July 2014.

The amphitheatre alternative (non-preferred alternative)

In Section E of the document, EnviroAfrica, acting on behalf of the Applicant, which is the Overstrand Municipality, listed a set of alternative uses for the site to that of the previous proposal, which included a proposal to construct an open-air amphitheatre on the site.

These alternatives are to meet the requirement of being "any identified and considered alternatives and alternatives that were found to be feasible and reasonable". The list then contains three alternatives, of which one is the proposal for the open-air amphitheatre.

We object to the amphitheatre proposal being yet again forming part of the amended BAR. We find no reason at all for EnviroAfrica to present the amphitheatre alternative as being "feasible and reasonable". Instead, it misrepresents the history of engagement by I and AP's with EnviroAfrica and the Overstrand Municipality during the course of 2013 and 2014 thus far.

After widespread public opposition to the first draft BAR in which the amphitheatre was proposed, the Overstrand Municipality, on the basis of the substance of objections raised, committed themselves in writing and in public to abandon the pursuit of the objective of constructing an amphitheatre on this site. For EnviroAfrica to list the amphitheatre again as a non-preferred, yet also "feasible and reasonable" alternative is inconsistent with the publicly stated and written aims of the Applicant on whose behalf they are acting.

It is understandable that EnviroAfrica engage with alternatives to the preferred choice of site development, as the template of the BAR requires this section to be filled in. But to include the specific alternative of the amphitheatre does make it possible for the authorities to in fact give permission for that alternative to be executed, which would be in violation of the publicly expressed preferences and commitments of the Applicant. There is no justification for this alternative in the BAR.

Also please note: In Section F 6(d) under the heading **Potential parking impacts** the wording is as follows: "There is an expectation that there will be parking problems associated with the events at the amphitheatre and the enhanced use of the Grotto Beach public area due to the increased tourism and change in the public use of the area."

The question is why should this impact be mentioned at all.

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The partial rehabilitation of the wetland area and upgrade of the remaining picnic and braai area and single storey restaurant (preferred option).

Depending on the scale of the upgrade of the picnic area (preferred alternative) and the resulting increase in tourism use, will there be adequate ablution facilities?

At the meeting on 18 January 2014 it was mentioned that users of the area vandalise trees to use as fire wood. We suggest that a full time officer be appointed to prevent this from happening again.

Was there any market research undertaken regarding the economic viability of a second restaurant in such close proximity to the existing one i.e. Dutchies?

Thank you.

Pierre and Laura du Toit
For PLCL Familietrust

Prof Pierre Du Toit
Department of Political Science
Stellenbosch University
Tel: 27 21 808 3601
Fax: 27 21 808 2110

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The integrity and confidentiality of this email is governed by these terms / Hierdie terme bepaal die integriteit en vertroulikheid van hierdie epos. <http://www.sun.ac.za/emaildisclaimer>

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgewingsbeplanning en Impakbeoordeling Konsultante

18a)

6 March 2015

Prof P du Toit

Dear Prof Du Toi

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE BOS EN GROTTTO BEACH AREA, HERMANUS

Your communication dated 10 October 2014 with regard to the abovementioned project refers.

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The building was designed by a professional architect and it must be noted that opinions differ.

Exco will decide on the future of Dutchies as I understand that it does not have toilet facilities. The municipality is keen to have a decent restaurant on their Blue Flag Beach.

The diversion of the road around Dutchies was investigated and found not to be a viable and realistic option as there are sewage infrastructures and a pump station in the gap between Dutchies and the milkwood forest to the east.

Yours sincerely



Charel Bruwer Snr

Charel Bruwer

From: Sara de Villiers [sara@adept.co.za]
Sent: 10 October 2014 11:47 AM
To: charel@enviroafrica.co.za
Subject: Vehemently opposed to proposed Grotto Beach development

Importance: High

To whom it may concern:

We are about to relocate to Hermanus, and have chosen it as our destination to live and work because it is PARADISE and one of the last unspoiled areas on our coastline. Grotto Beach will definitely NOT benefit from any invasive development and we are VEHEMENTLY OPPOSED to any kind in the area. As it is, Grotto Beach and surroundings (Piet se Bos) are GEMS and should be left in their current state of natural and pristine beauty. Any buildings or invasive infrastructure will have a seriously negative impact!!!!

I've been visiting Hermanus for the past 40 years and have seen the modernization of the centre of town take place – Voelklip, Grotto Beach, Piet se Bos and Die Plaat are the LAST remaining unspoiled and uncommercialized parts of Hermanus – and are largely what gives this town its unique charm. PLEASE, PLEASE, PLEASE don't allow greedy developers to cause irreparable harm by implementing ill-conceived plans and thereby ruining the peaceful, tranquil and exquisite atmosphere of this heaven on earth!!!!!!!!!!!!

You are most welcome to contact me for further comments as my family and I feel extremely passionate about this matter – Grotto Beach and its untarnished beauty was one of the reasons we and many of our friends and family are moving and have moved to Hermanus – as such we're contributing greatly to the prosperity of the town – don't allow this development to put people such as ourselves off from settling in Hermanus!

You are most welcome to also contact me if you need any assistance with drafting copy to support the argument against the development.

Many thanks and kindest regards,

Sara de Villiers
Jean de Villiers
Ruth Steer
Malcolm Steer
Mariann de Villiers
Adam Steer
Kobus de Villiers
Rebecca de Villiers

Sara de Villiers
Freelance Journalist, Wine Writer, Copywriter, Copy Editor
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sara@adept.co.za

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgewingsbeplanning en Impakbeoordeling Konsultante

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6 March 2015

Ms S de Villiers

Dear Ms De Villiers

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE-BOS EN GROTTA BEACH AREA, HERMANUS.

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Yours sincerely



Charel Bruwer Snr

Charel Bruwer

From: Johan van Zyl [drjlvanzyl@gmail.com]
Sent: 10 October 2014 01:54 AM
To: charel@enviroafrica.co.za
Cc: simondpt@hotmail.com; Kai Albrecht
Subject: Proposed restaurant Grotto Beach

Dear Charel,

I am writing to you as an interested and affected party at Grotto Beach. My house is situated at 195 9th Street Voelklip.

My understanding is that the Overstrand Municipality wants to develop a restaurant in Piet se Bos.

I wish to note my objection to any commercial development in this environmentally sensitive area which we wish to leave unscathed for the next generation.

Is that so difficult to understand? The SA Government has already passed legislation which prohibits any development within 100 metres of the coast which goes to show what the official view on this matter is. Even though there is this technicality with Piet se Bos of previous buildings on the site, I believe we should look at the future and respect the inheritance of the next generation.

I support the proposals set out by Mr. Simon Pickstone-Taylor in his letter to you.

I trust that you will note my objection.

Yours faithfully,

Dr. JL van Zyl
PO Box 1601,
Melville, SK S0A 2P0
Canada

1503



EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgewingsbeplanning en Impakbeoordeling Konsultante

6 March 2015

Dr J van Zyl

Dear Dr Van Zyl

16/3/1/1/E2/T4/13: UPGRADING OF THE PIET SE BOS EN GROTTO BEACH AREA, HERMANUS

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Yours sincerely

Charel Bruwer Snr

1504

21 Reid 10/10

JA ARMSTRONG
64 JONKERSHOEK ROAD
STELLENBOSCH
7600

Mr Charel Bruwer
EnviroAfrica
P O-Box 4
Onrus River
7201

10 October 2014

AMENDED PROPOSED UPGRADE OF PIET SE BOS AND GROTTO BEACH AREA,
ERF 4771, HERMANUS

AFFECTED PROPERTY OWNER OF ERF NO. 9854 & 6054

I wish to comment on the Amended Proposed upgrade of Piet se Bos and Grotto Beach Area, Erf 4771, Hermanus, and raise the following points of concern:

- 1) We are against another building being erected as a restaurant on the old foundation of the Nautilus as follows:
 - (i) Cost of building - who carries this? I am not against change but believe that it should always be cost effective. At present there is a restaurant on site which could easily be upgraded at far less cost to a new building. Especially considering that whatever happens Dutchies will still need to be upgraded thus additional costs.
 - (ii) The SA law regarding making it illegal to build any structure within 100m of the high water mark concerns us in that if we are truly environmentally aware then the legal "loop hole" of using old foundations closer than 100m seem to be contradictory to being environmentally conscience. As such if it were to go ahead what is the damage going to be to Grotto Beach.
 - (iii) Use of old founds would mean the same size as the original Nautilus building. Looking at the plans it seems to be larger and we would be against this.
 - (iv) We have a concern with regards to the measurements and levels shown on Section : A-A as they don't seem to talley but are in very small print so we could be making an error. Could these please be clarified.
- 2) With the above in mind we would be against a new restaurant and would rather support the upgrading of the existing Dutchies restaurant.

- 3) We wish to confirm again that at the meeting dated 18 January 2014 the Hermanus Municipality categorically stated that the Amphitheatre proposal would not go ahead.

Yours sincerely

ANTHONY AND MARTINE ARMSTRONG

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgewingsbeplanning en Impakbeoordeling Konsultante

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6 March 2015

Mr J A Armstrong
64 Jonkershoek Road
STELLENBOSCH
7600

Dear Mr Armstrong

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE BOS EN GROTTO BEACH AREA, HERMANUS

Your communication dated 10 October 2014 with regard to the abovementioned project refers.

1(i)-I suppose the Overstrand Municipality will carry this and then lease it on tender to a restaurateur. The beach has lots of open spaces and the development of the restaurant has been referred to the Executive Committee of the Overstrand Municipality for their consideration and opinion. The building was designed by a professional architect and it must be noted that opinions differ. Exco may also decide on the future of Dutchies as I understand that it does not have toilet facilities. The municipality is keen to have a decent restaurant on their Blue Flag Beach and therefore the issue was referred to Exco for a decision on the future of Dutchies and the proposed new restaurant.

1(ii)-This statement is not correct. It should read development within 100 metres of the high water mark is not allowed *without an environmental authorization*. The NEMA process makes provision for application for development within 100 metres of the high water mark. We are not using a "legal loophole" for the restaurant and . In this regard the officials from the department of Environmental Affairs and Development Planning are most helpful.

1(iii)- The footprint of the building will not be larger than the total previous footprint inclusive of all the disturbances of site

1(iv)- This will be referred back to the architect to ensure that the levels tally.

2-The diversion of the road around Dutchies was investigated and found not to be a viable and realistic option as there is sewage infrastructure and a sewage pump station in the gap between Dutchies and the milkwood forest to the east. According to the municipality this infrastructure cannot be moved elsewhere.

3- The Overstrand Municipality have indicated that they are not considering the construction of an amphitheatre any more and it is also indicated as a non-preferred option in the revised final BAR. Please note that we are not allowed to remove this non preferred option from the BAR as it remains part of the documentation and options considered.

Yours sincerely



Charel Bruwer Snr

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ONRUS RIVER 7201
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Cell: 0828050190

CK 2007043835/23
VAT No 4380237091

Charel Bruwer Snr
Charel Bruwer Jnr
Bernard de Witt

22 Received 10/10

Simon Pickstone Trust

Lekkerwijn

PO Box 83

Groot-Drakenstein

Western Cape 7680

EnviroAfrica Overberg (Piet Se Bos)

PO BOX 4

Onrus 7201

7 October 2014

Dear Mr CA Bruwer,

RE WRITTEN RESPONSE TO AMENDED PROPOSED UPGRADE OF PIET SE BOS AND GROTTO BEACH AREA, ERF 4771, HERMANUS

I have received your letter dated 31 July 2014 and the 12 September 2014 relating to the 'proposed upgrade of Piet se Bos and Grotto Beach area. I am now responding to both of these letters in turn:

Response to your letter dated of 31 July 2014: Firstly we are very pleased that the municipality has withdrawn their amphitheatre option. Given the overwhelming negative response voiced to your company, before the meeting on the 18 January 2014, it appears a shame that so many people's time had to be wasted in having to appear in person to voice their strong opposition to this and their correspondence could not have been taken seriously.

In your letter of 31 July 2014 (and all my previous contact with you on the phone) what you write remains disturbingly biased towards wanting the proposals pushed through, rather than a neutral body facilitating a process. As you heard at the meeting, this is a view strongly shared by many other people as well. I find this totally unprofessional. You also appear to have a very poor understanding of what I wrote, as all sorts of things you write defending yourself or attacking me, simply do not apply to what I wrote. You clearly had a very poor grasp of the meaning of what I wrote. For instance I have no problem with the youth using the Grotto Beach area in increasingly numbers. I have my own very happy childhood memories of the beach area and wish this for

other youth. However, what I am objecting is youth using the area in a way which will make in very unpleasant for other groups including children and teenagers who do not share the same taste in music. There is a reason that rock concert venues are not build right in the middle of suburban areas or areas of outstanding natural beauty and in fragile environmental ecosystems. The youth should be made very welcome to share the beach area, but also to respect it and others' right to enjoy it with them and value it for the fragile treasure it is.

I will not comment further on your letter dated 31 July, as my main concern is to comment in a constructive way on the amended proposals for the Piet se Bos and Grotto beach area. Suffice is to say that I have found your company very unhelpful and unprofessional to date and hope that the municipality will refrain from using your services in future.

Comments now to the amended-proposed upgrade plans as laid out in the letter dated 12 September:

We are pleased that the A3 alternative is for a single (not double) story building on the old Nautilus site; however we are against this for many reasons, as explained now:

- 1.) At the meeting on the 18th January it was explained that new development within 100 meters inland of the high water (tide) mark is illegal. The only reason that a new restaurant can legally be built is that one existed there some time ago. If the environmentalists in their wisdom came up with a law to prevent damage to our beautiful coast by banning development within 100 meters of the high tide mark, why are we choosing to ignore this wisdom by using the legal loop hole? Surely we should be rather be using the fact that there is not a building on the site of the old Nautilus at present to NOT make the same environmental mistake and rather rehabilitate the area with indigenous plants etc. back to what it was before our predecessors made the mistake of building a structure so close to the sea and damaging the beach environment? Who are we fooling, if we are for protecting the environment, then let us do what the experts advise, not look for legal loop holes to ignore what they have told us.
- 2.) At the meeting on the 18th January there were comments of how the proposed floor plan of the building looked much bigger than the old Nautilus or Goue Vissie restaurants. This is still my view looking at the plans. It looks like land once occupied by a trampoline and sand is being used to build on. The building looks totally out of scale and far too big, like an airport, rather than a beach restaurant appropriate in scale to the area in my view.
- 3.) At the meeting on the 18th January it was proposed that the present building occupied by Dutchies restaurant be allowed to expand away from the sea and seating towards the sea. I am strongly in favour of this option, rather than allowing new building to be built on the old Nautilus site. Dutchies does not have the same negative environmental impact on the beach and is allows the beach to retain its unspoilt character, while still allowing patrons to enjoy sea views. It was also pointed out at the meeting that the cars passing between Dutchies and the sea posed a danger to children and paedestrians. It was proposed that the road coming down from 10th Avenue pass on the mountain side of Dutchies and then turn towards the sea on the lagoon side of Dutchies and join its present path to the lagoon, I feel that this would be far safer for people, and particularly children, enjoying the beach area. It would also allow Dutchies to expand its seating area towards the sea safely. The management of Dutchies have upgraded their services and proven themselves

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to be very popular, it would be an excellent opportunity to reward them with allowing expansion of their existing building backwards and seating towards the sea.

- 4.) The building occupied by Dutchies was never meant to be occupied by a restaurant; it was space for a shop. It was only when the Nautilus was destroyed that the building started to be used as a restaurant. I do not believe there is a need for two restaurants on the beach. It is highly likely that one will have to close for large parts of the year or will fail financially altogether.

It is disappointing that after so many people took the trouble to come to the meeting on the 18th January 2014, that the above excellent proposals/comment (1 to 3 above) were not developed into a 4th option, allowing Dutchies to expand and take the cars around the mountain side of it for safety. We are strongly of the view that such an option would have the best long term interests of area for all people, as well as the environment. We appeal to the necessary authorities to have such a proposal seriously considered.

Yours sincerely,

Dr Simon Pickstone-Taylor

Wend Pickstone

Cc Hanneen van der Stoep

1510

2203

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
 Omgewingsbeplanning en Impakbeoordeling Konsultante

6 March 2015

Dr S Pickstone-Taylor
 Lekkerwijn
 P O Box 83
 GROOT DRAKENSTEIN
 7680.

Dear Dr Pickstone-Taylor

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE BOS EN GROTTO BEACH AREA, HERMANUS

Your communication dated 9 October 2014 with regard to the abovementioned project refers.

The Overstrand Municipality have indicated that they are not considering the construction of an amphitheatre any more and it is also indicated as a non-preferred option in the revised final BAR. Please note that we are not allowed to remove this non preferred option from the BAR as it remains part of the documentation and options considered.

I also wish to apologise if I did not understand your writings properly. I can assure you I have tried my best. I furthermore have no interest in "pushing the development through". My job as environmental assessment practitioner is to ensure that there is adequate information from all sides of the spectrum to enable the relevant authorities to decide whether they will allow a development or not. In that process I will always query statements made during the public participation process and I will go about this in an unemotional way. The fact that I thus drive to unpack issues and find concrete reasons for statements is part of the process. The fact that a number of people does not like a certain development is not a criterion for not approving such a development. You have to agree that a tremendous amount of information was generated throughout the public participation process, on which sound decision taking can now take place.

1-This statement is not correct. It should read development within 100 metres of the high water mark is not allowed *without an environmental authorization*. The NEMA process makes provision for application for development within 100 metres of the high water mark. The footprint of the building will not be larger than the total previous footprint. Also take note that all over the world restaurants are located right next to the ocean.

We are not using a "legal loophole" for the restaurant and I would appreciate it if you send out information on the NEMA regulations that it be the correct information. In this regard the officials from the department of Environmental Affairs and Development Planning are most helpful.

EnviroAfrica

2-The beach has lots of open spaces and the development of the restaurant has been referred to the Executive Committee of the Overstrand Municipality for their consideration and opinion. The building was designed by a professional architect and it must be noted that opinions differ.

4-Exco will decide on the future of Dutchies as I understand that it does not have toilet facilities. The municipality is keen to have a decent restaurant on their Blue Flag Beach and therefore the issue was referred to Exco for a decision on the future of Dutchies and the proposed new restaurant.

5-The diversion of the road around Dutchies was investigated and found not to be a viable and realistic option as there is sewage infrastructure and a sewage pump station in the gap between Dutchies and the milkwood forest to the east. According to the municipality this infrastructure cannot be moved elsewhere.

Yours sincerely



Charel Bruwer Snr

1512

(23) Linda 10/10

Apartment B6
Silver oaks
Main Road
HERMANUS
7200

9 October 2014

ENVIRO AFRICA (Piet se Bos)
P O Box 4
ONRUS
7201

ATTENTION; CHAREL BRUWER

Dear Sir,

RE: PROPOSED UPGRADE OF PIET SE BOS AND GROTTA BEACH
AREA ERF 4771

In reply to the BAR sent out by mail to me, I would like to register the following 2 comments:

1) **Regarding the present open picnic area and wetland area,** I am in full support of preserving as much of the remaining wetland as possible and keeping the whole area as natural as possible. The central open area should be upgraded and continue to be used for picnics and braais (no access for vehicles). However, I am totally opposed to any form of amphitheatre for concerts and music events etc.

As a member of the Hermanus Botanical Society, I am aware that an excellent proposal was submitted to the Municipality by Dr Pat Miller (the then President) regarding this very matter, and I wonder why this original proposal was not used?

2) **Regarding the proposed new restaurant building,** I object strongly to this proposal. Grotto Beach/Piet se Bos is one of the few remaining pristine, natural areas, and we should do everything in our power to keep it that way. The existing Dutchies needs to be cleaned up and no further buildings must be allowed. There are other restaurants near by on 7th and 10th Streets, and the Municipality can look to using the money on far more urgent matters.

Yours faithfully

LINDA MC NEIL

15i3

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgewingsbeplanning en Impakbeoordeling Konsultante



6 March 2015

Ms L McNeil
Apartment B6
Silver Oaks
Main Road
HERMANUS
7200

Dear Ms McNeil

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE BOS EN GROTTO BEACH AREA, HERMANUS

Your communication dated 9 October 2014 with regard to the abovementioned project refers.

1-The Overstrand Municipality have indicated that they are not considering the construction of an amphitheatre any more and it is also indicated as a non-preferred option in the revised final BAR. Please note that we are not allowed to remove this non preferred option from the BAR as it forms part of the documentation and options considered. If you require more clarity on this issue please consult with officials from the provincial department of Environmental Affairs and Development planning.

2-The NEMA process makes provision for application for development within 100 metres of the high water mark. The footprint of the building will not be larger than the total previous footprint. There is no loophole being used as the application is subjected to environmental assessment.

3-The development of the restaurant has been referred to the Executive Committee of the Overstrand Municipality for their consideration and opinion as a decision has to be taken on the issue of a restaurant for the Blue Flag beach with adequate toilets

Yours sincerely



Charel Bruwer Snr

24 21 Oct 10/10

A.K. McNeil
17 Robin Lane
Northcliff
HERMANUS
7200

9 October 2014

ENVIRO AFRICA (Piet se Bos)
P O Box 4
ONRUS
7201

ATTENTION: CHAREL BRUWER

Dear Sir,

RE: PROPOSED UPGRADE OF PIET SE BOS AND GROTTA BEACH
AREA ERF 4771

In reply to the BAR sent out by mail to me, I would like to register the following 2 comments:

1) **Regarding the present open picnic area and wetland area,** I am in full support of preserving as much of the remaining wetland as possible and keeping the whole area as natural as possible. The central open area should be upgraded and continue to be used for picnics and braais (no access for vehicles). However, I object to any form of amphitheatre for concerts and music events etc.

2) **Regarding the proposed new restaurant building,** I am totally opposed to this proposal. Grotto Beach/Piet se Bos is one of the few remaining pristine, natural areas, and we should do everything in our power to keep it that way. The existing Dutchies needs to be cleaned up and no further buildings must be allowed. There are other restaurants near by on 7th and 10th Streets, and the Municipality can look to using the money on far more urgent matters.

Yours truly

Angus McNeil

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgewingsbeplanning en Impakbeoordeling Konsultante

249

6 March 2015

Mr A K McNeil
17 Robin Lane
Northcliff
HERMANUS
7200

Dear Mr McNeil

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE-BOS EN GROTTO BEACH AREA, HERMANUS

Your communication dated 9 October 2014 with regard to the abovementioned project refers.

1-The Overstrand Municipality have indicated that they are not considering the construction of an amphitheatre any more and it is also indicated as a non-preferred option in the revised final BAR. Please note that we are not allowed to remove this non preferred option from the BAR as it forms part of the documentation and options considered. If you require more clarity on this issue please consult with officials from the provincial department of Environmental Affairs and Development planning.

2-The NEMA process makes provision for application for development within 100 metres of the high water mark. The footprint of the building will not be larger than the total previous footprint. There is no loophole being used as the application is subjected to environmental assessment.

3-The development of the restaurant has been referred to the Executive Committee of the Overstrand Municipality for their consideration and opinion as a decision has to be taken on the issue of a restaurant for the Blue Flag beach with adequate toilets

Yours sincerely



Charel Bruwer Snr

1516

Annexure E 69/75

(25) Received 10/10

Visser Family Trust
161 - 4th Street
Voelklip
HERMANUS
7200

9 October 2014

ENVIRO AFRICA (Piet se Bos)
P O Box 4
ONRUS
7201

ATTENTION; CHAREL BRUWER

Dear Sir,

RE: PROPOSED UPGRADE OF PIET SE BOS AND GROTTTO BEACH
AREA ERF 4771

In reply to the BAR sent out by mail to us, we would like to register the following 2 comments:

1) **Regarding the present open picnic area and wetland area**, we are in full support of preserving as much of the remaining wetland as possible and keeping the whole area as natural as possible. The central open area should be upgraded and continue to be used for picnics and braais (no access for vehicles). However, we are totally opposed to any form of amphitheatre for concerts and music events etc.

2) **Regarding the proposed new restaurant building**, we are totally opposed to this proposal. Grotto Beach/Piet se Bos is one of the few remaining pristine, natural areas, and we should do everything in our power to keep it that way. The existing Dutchies needs to be cleaned up and no further buildings must be allowed. There are other restaurants near by on 7th and 10th Streets, and the Municipality can look to using the money on far more urgent matters.

Regards

Gilian Visser (Trustee)
VISSER FAMILY TRUST

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgewingsbeplanning en Impakbeoordeling Konsultante

25a

6 March 2015

Ms Gillian Visser
161 4th Street
Voëlklip
HERMANUS
7200

Dear Ms Visser

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE BOS EN GROTTTO BEACH AREA, HERMANUS

Your communication dated 9 October 2014 with regard to the abovementioned project refers.

1-The Overstrand Municipality have indicated that they are not considering the construction of an amphitheatre any more and it is also indicated as a non-preferred option in the revised final BAR. Please note that we are not allowed to remove this non preferred option from the BAR as it forms part of the documentation and options considered. If you require more clarity on this issue please consult with officials from the provincial department of Environmental Affairs and Development planning.

2-The NEMA process makes provision for application for development within 100 metres of the high water mark. The footprint of the building will not be larger than the total previous footprint. There is no loophole being used as the application is subjected to environmental assessment.

3-The development of the restaurant has been referred to the Executive Committee of the Overstrand Municipality for their consideration and opinion as a decision has to be taken on the issue of a restaurant for the Blue Flag beach with adequate toilets

Yours sincerely



Charel Bruwer Snr

(26) Received 10/10

Charel Bruwer

From: Allie Rens [allierens@icloud.com]
Sent: 10 October 2014 01:58 PM
To: charel@enviroafrica.co.za
Subject: Grotto Beach Developments
Attachments: photo.JPG; ATT00214.txt

Hi Charel

I am the owner of 228 11th Street and 227 10th Street in Voëlklip, Hermanus.

I have holidayed in Hermanus all my life, and Grotto Beach was always mainly about nature and physical activities.

I suggest that the land earmarked for the new restaurant rather be used for recreation for kids, such as the rope climber in attached picture.

By all means upgrade Dutchies, but do not construct a new building within 100-meters from the water. This is not sustainable, and basically against the guiding principles of the law.

Regards,

Albrecht Rens.

(27) Riddo 10/10

Charel Bruwer

From: DM Hoogenhout [dmhoogenhout@gmail.com]
Sent: 09 October 2014 10:47 PM
To: charel@enviroafrica.co.za; Stoep Hanneen van der
Cc: Albrecht Kai; Pierre du Toit; du Toit Laura & Pierre; Carel Hofmeyr; Neethling Esteile
Subject: Piet se bos-en gewysigde BAR

Beste Charel en Hanneen,
 Jammer ek is tans op reis met beperkte epos toegang.
 Ek verstaan die afsnypunt vir kommentaar is more maar julle moet beseef dat daar tans 'n
 posstaking aan die gang is en baie mense het nog nie eers die pos ontvang wat julle al in
 Julie gestuur het nie.
 So hiermee my kriptiese kommentaar:

1. Ons prokureur (mnr Carel Hofmeyr) het reeds afgelope Vrydag vir julle ons amptelike
 kommentaar gestuur en sover ek weet nog geen reaksie of ontvangserkenning terug ontvang nie.
 Dit bly steeds onverstaanbaar dat daar nog steeds in die BAR na die amphiteater verwys word
 ten spyte van die skriftelike bevestiging wat ons van verskeie Overstrand amptenare ontvang
 het dat die amphiteater nie sal voortgaan nie. Ek kry die indruk dat mnr Bruwer bloot te lui
 was om dit uit die BAR te verwyder!
2. Wat die gewysigde planne vir 'n restaurant op die ou Nautilus perseel aanbetref stem
 ek ten volle met met mnr Simon Pickstone Taylor saam dat dit onaanvaarbaar is om die
 "loophole" van die ou perseel te gebruik om nou weer binne die 100m van die hoogwater merk te
 bou.
3. Hopelik sal die konstruksie van die restaurant in elk geval nie gebeur nie omdat die
 begroting in die BAR totaal ontoereikend is. Daar is geen manier wat die rehabilitasie van
 die vleiland EN die oprig van 'n nuwe restaurant gedoen kan word vir R700,000 nie!!

Kom ons vergeet van konsultante en ons werk liever saam om Grotto strand 'n plek te maak vir
 almal in die omgewing om op trots te wees. Ek dink die inwoners van die omgewing sal met
 graagte hul samewerking gee vir so 'n plan.

Beste groete,
 DM (Niel) Hoogenhout

Sent from my iPad=

1520

27a

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgevingsbeplanning en Impakbeoordeling Konsultante

6 March 2015

Mr DM Hoogenhout
Seetuin Trust
21 Jonkershoek Road
STELLENBOSCH
7600

Dear Mr Hoogenhout

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE BOS EN GROTTO BEACH AREA, HERMANUS

Your communication dated 9 October 2014 with regard to the abovementioned project refers.

1-The Overstrand Municipality have indicated that they are not considering the construction of an amphitheatre any more and it is also indicated as a non-preferred option in the revised final BAR. Please note that we are not allowed to remove this non preferred option from the BAR as it forms part of the documentation and options considered. If you require more clarity on this issue please consult with officials from the provincial department of Environmental Affairs and Development planning.

2-The NEMA process makes provision for application for development within 100 metres of the high water mark. The footprint of the building will not be larger than the total previous footprint. There is no loophole being used as the application is subjected to environmental assessment.

3-The development of the restaurant has been referred to the Executive Committee of the Overstrand Municipality for their consideration and opinion. The costing of the whole proposed development will be done with more clarity once tenders are being called for.

Yours sincerely



Charel Bruwer Snr

(28) Received 10/10

Charel Bruwer

From: Johann Slazus [jslazus@new.co.za]
Sent: 09 October 2014 05:47 PM
To: charel@enviroafrica.co.za
Subject: Gewysigde Voorstelle tov Ontwikkeling by Piet-se-Bos en Grotto-strand.

Beste mnr Bruwer,

Die besluit om nie voort te gaan met die oprigting van 'n amfiteater by Grotto-strand is wys en ek vertrou dat dit gehandhaaf sal word.

Die voorstel om die Nautilus te laat "herrys" is egter nie goed deurdag nie om die volgende redes:

1. Die gebou sal binne die 100m sfergebied van die hoogwaterlyn wees. Alhoewel daar voorheen 'n gebou was, sal die voetspoor van die voorgestelde gebou veel groter wees.
2. Die "oop" gevoel by die strand wat op die oomblik 'n groot bate vir die strand is, sal ingeboet word met die oprigting van enige gebou tussen die pad en die strand.
3. Die voorgestelde gebou se voorkoms pas glad nie in pas met die ligging nie.
4. Daar is reeds 'n restaurant (Dutchies) en 'n tweede restaurant sal die lewensvatbaarheid van beide in die gevaar stel vanwee die seisoenale aard van besoekers aan die strand.
5. Die uitleg van die pad by Dutchies kan eerder aangepas word om dit veiliger te maak vir voetgangers en miskien selfs Dutchies se sit-area uit te brei.

Ek vertrou u sal bogenoemde in ag neem met die opstel van die finale verslag.

Baie dankie.

Die uwe,
Dr JJ Slazus.

Sel: 083 252 2020.
Adres:
Negendestraat 205,
Voelklip.

1522

28A

EnviroAfrica

Environmental Planning and Impact Assessment Consultants
Omgewingsbeplanning en Impakbeoordeling Konsultante

6 March 2015

Dr J Slazuz
Hennie Winterbachstraat 55
PANORAMA
7500

Dear Dr Slazuz

16/3/1/1/E2/14/13: UPGRADING OF THE PIET SE BOS EN GROTTO BEACH AREA, HERMANUS

Your communication dated 9 October 2014 with regard to the abovementioned project refers.

The Overstrand Municipality have indicated that they are not considering the construction of an amphitheatre any more and it is also indicated as a non-preferred option in the revised final BAR. Please note that we are not allowed to remove this non preferred option from the BAR as it remains part of the documentation and options considered.

With regard to your other questions/statements, using your numbering we can respond as follows.

- 1-The NEMA process makes provision for application for development within 100 metres of the high water mark. The footprint of the building will not be larger than the total previous footprint.
- 2-The beach has lots of open spaces and the development of the restaurant has been referred to the Executive Committee of the Overstrand Municipality for their consideration and opinion.
- 3-The building was designed by a professional architect and it must be noted that opinions differ.
- 4.-Exco will decide on the future of Dutchies as I understand that it does not even have toilet facilities. The municipality is keen to have a decent restaurant on their Blue Flag Beach.
- 5-The diversion of the road around Dutchies was investigated and found not to be a viable and realistic option as there are sewage infrastructures and a pump station in the gap between Dutchies and the milkwood-forest to the east.

Yours sincerely



Charel Bruwer Snr

Kantoor van die
Direkteur:Infrastruktuur
& Beplanning

1523

MEMORANDUM

Annexure F 1/1
Office of the Director:
Infrastructure & Planning



e-mail: cfaro@overstrand.gov.za
Tel: 028-316 3724
Fax: 028-316 3721

Date : 23 February 2015

TO : HANNEEN VAN DER STOEP

FROM : DENNIS HENDRIKS

COMMENTS ON ERF4771 BASIC ASSESSMENT REPORT

Only the existing water and sewerage connections will be available to the development and that, should additional capacity be required, an investigation be conducted, with regard to the capacity required and that available, to service the additional demand;
All the primary road and bulk stormwater infrastructure are in order.

Regards

Dennis Hendriks