

ITEM NUMBER: C 07/05/16

RECOMMENDATION FROM THE EXECUTIVE MAYOR: 19 APRIL 2016

MC 33/04/16 APPLICATION TO EXTEND THE TERM OF THE SEA POINT CITY IMPROVEMENT (SPCID) FROM 1 JULY 2016 TO 30 JUNE 2021

It is **RECOMMENDED** that:

- (a) Council approve, in terms of Section 15 of the Special Rating Area By-law, 2012, as amended, the extension of the Sea Point City Improvement District (SPCID) term from 1 July 2016 to 30 June 2021
- (b) Council approve SPCID's new 5 year business plan for the period 1 July 2016 to 30 June 2021
- (c) the City of Cape Town imposes the levying of an additional rate on properties in the SPCID from 1 July 2016 in terms of section 22(1)(b) of the Local Government: Municipal Property Rates Act (MPRA), Act 6 of 2004.



REPORT TO COUNCIL

DATE 2016 -04- 19

1. ITEM NUMBER : MC 33/04/16

2. SUBJECT

APPLICATION TO EXTEND THE TERM OF THE SEA POINT CITY
IMPROVEMENT DISTRICT (SPCID) FROM 1 JULY 2016 TO 30 JUNE 2021

ONDERWERP

AANSOEK OM DIE TERMYN VAN DIE SEEPUNT-
STADSVERBETERINGSDISTRIK (SPCID) VAN 1 JULIE 2016 TOT 30 JUNIE
2021 TE VERLENG

ISIHLOKO

ISICELO SOKWANDISWA KWEXESHA LOKUSEBENZA KWESITHILI
SOPHUCULO LWESIXEKO SASE- SEA POINT (SPCID) UKUSUSELA NGOWO-
1 JULAYI 2016 UKUYA KOWAMA-30 JUNI 2021

G4693

3. STRATEGIC INTENT

- Opportunity City
- Safe City
- Caring City
- Inclusive City
- Well-run City

4. PURPOSE

In terms of the Special Rating Area By-law - promulgated as per Provincial Notice No.7015/2012 as amended (the By-law), Council received an application in terms of Section 15 to extend the term of the Sea Point City Improvement District (SPCID) from 1 July 2016 to 30 June 2021.

5. FOR NOTING BY / FOR DECISION BY

This report is for consideration/decision by:

- Council

6. EXECUTIVE SUMMARY

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The SPCID was established in 2002 and has had three successful term extensions subsequently. Application has been made for a term extension as per the new SPCID Business Plan covering the period 1 July 2016 to 30 June 2021 (Annexure A).

The SPCID held an AGM on 10 November 2015 to inform the property owners of the content of the new Business Plan. The notice of the AGM was sent to all property owners and advertised in the daily newspapers (Annexure B).

The term extension as per the SPCID Business Plan (1 July 2016 to 30 June 2021) was supported and approved unanimously by the members of SPCID at the AGM, as per Annexure C.

The application complies with the SRA Policy and By-law – the property owners were consulted, and the SPCID new Business Plan was approved at the AGM.

7. RECOMMENDATIONS

Not delegated: for decision by Council:

It is recommended that:

- a) Council approve, in terms of section 15 of the Special Rating Area By-law, 2012, as amended, the extension of the SPCID term from 1 July 2016 to 30 June 2021.
- b) Council approve SPCID's new 5 year business plan for the period 1 July 2016 to 30 June 2021.
- c) The City of Cape Town imposes the levying of an additional rate on properties in the SPCID from 1 July 2016 in terms of section 22(1)(b) of the Local Government: Municipal Property Rates Act (MPRA), Act 6 of 2004.

AANBEVELINGS

Nie gedelegeer nie: vir besluitneming deur die Raad:

Dit word aanbeveel dat:

- a) Die Raad ingevolge artikel 15 van die Verordening op Spesiale-aanslaggebiede, 2012, soos gewysig, die verlenging van die SPCID se termyn van 1 Julie 2016 tot 30 Junie 2021, goedkeur.
- b) Die Raad SPCID se nuwe vyfjaar sakeplan vir die tydperk 1 Julie 2016 tot 30 Junie 2021, goedkeur.
- c) Die Stad Kaapstad die heffing van 'n bykomende tarief op eiendomme in die SPCID vanaf 1 Julie 2016 instel ingevolge artikel 22(1)(b) van die Wet op Plaaslike Regering: Wet op Munisipale Eiendomsbelasting, Wet 6 van 2004.

IZINDULULO

Azigunyaziswanga: isiqqibo seseBhunga:

Kundululwe ukuba:

- a) IBhunga maliphumeze, ngokwecandelo-15 loMthetho kaMasipala ongoMmandla ongeeRhafu ezizodwa wango-2012 njengoko ulungisiwe, ukwandiswa kwexesha lokusebenza kwe-SPCID ukususela ngowo-1 Julayi 2016 ukuya kowama-30 Juni 2021.
- b) IBhunga maliphumeze isicwangciso sendlela yokusebenza esitsha seminyaka emi-5 se- SPCID kwisithuba esisusela kowo-1 Julayi 2016 ukuya kowama-30 Juni 2021.
- c) ISixeko saseKapa masinyanzelise umrhumo olixabiso elongezelelekileyo kwii-propati ezikummandla we- SPCID ukususela ngowo-1 Julayi 2016, ngokungqinelana necandelo-22(1)(b) loMthetho wobuRhulumente boMmandla ongamaXabiso eePropati zikaMasipala (MPRA) ongunomb.6 wangowe-2004.

8. DISCUSSION/CONTENTS

8.1. Constitutional and Policy Implications

The SPCID was established in 2002 and subsequently had three term extensions.

Application has been made in terms of section 15 of the By-law for a term extension of the new SPCID Business Plan covering the period 1 July 2016 to 30 June 2021 (Annexure A).

The Business Plan consists of a Motivation Report that defines the need and framework required to provide the additional services, an Implementation Plan proposing relevant action steps to implement the services and the 5 year Budget which indicates the provision required to fund these services. Although the Business Plan proposes a continuation of the same services as implemented during previous years the Motivation Report motivated an increase of 9.6% for the first year to ensure alignment with the associated costs of this business node and there after a year on year increase that varies between 7.5% and 7.7%.

The AGM held on 10 November 2015 was advertised in the daily newspapers on 15 and 16 October 2015 respectively (Annexure B). The term extension formed part of the agenda of the AGM and all relevant documents were made available through the SPCID website to all property owners.

The term extension as per the SPCID Business Plan (1 July 2016 to 30 June 2021) was supported and approved by the members of the SPCID as per the AGM draft minutes (Annexure C).

The application complies with the SRA Policy and By-law as property owners were consulted, and the SPCID new Business Plan for 2016 - 2021 was approved unanimously at the AGM.

8.2. Sustainability Implications

Does the activity in this report have any sustainability implications for the City? No Yes

8.3. Legal Implications

Special Rating Area By-law - promulgated as per Provincial Notice No. Notice No.7015/2012 as amended.

8.4. Staff Implications

Does your report impact on staff resources, budget, grading, remuneration, allowances, designation, job description, location or your organisational structure?

No

Yes

8.5. Risk Implications

None

8.6. Other Services Consulted

The proposed term extension was circulated to all relevant Service Departments requesting them to ensure compliance in terms of the IDP (Annexure D). No such comments were forthcoming from any of the departments so it is assumed that the proposed SPCID Business Plan aligns with the functions of the respective departments whom they will interact with should the application to extend the term be successful.

ANNEXURES

- Annexure A: The SPCID Business Plan for the period 1 July 2016 to 30 June 2021.
 Annexure B: Advertisements of AGM
 Annexure C: SPCID AGM agenda and draft minutes
 Annexure D: Email to relevant Service Departments.

FOR FURTHER DETAILS CONTACT:

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DIRECTORATE	Finance: ISL Department
FILE REF NO	
SIGNATURE :	
DIRECTOR	17/3/2016

030

Comment:

EXECUTIVE DIRECTOR
CFO : Kevin Jacoby

NAME

DATE

04.04.2016.

LEGAL COMPLIANCE

REPORT COMPLIANT WITH THE PROVISIONS OF COUNCIL'S DELEGATIONS, POLICIES, BY-LAWS AND ALL LEGISLATION RELATING TO THE MATTER UNDER CONSIDERATION.

NON-COMPLIANT

NAME

Joan-Mari Holt

TEL

021 400 2753

DATE

06/04/2016

Comment:

Certified as legally compliant: ^{SMH}
Based on the contents of the report.

EXECUTIVE DIRECTOR: CORPORATE SERVICES AND COMPLIANCE (ED: CORC)

DATE

8/4/16

SUPPORTED FOR ONWARD SUBMISSION TO MAYOR / MAYCO / COUNCIL

AUDIT/PERFORMANCE AUDIT

NOT SUPPORTED

REFERRED BACK

COMMENT:

MAYORAL COMMITTEE MEMBER
Ald Ian Neilson

NAME

DATE

11/4/16

COMMENT: