

ITEM NUMBER: C 03/05/16

RECOMMENDATION FROM THE EXECUTIVE MAYOR: 19 APRIL 2016

MC 29/04/16 APPLICATION TO EXTEND THE TERM OF THE BLACKHEATH CITY IMPROVEMENT DISTRICT (BCID) 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 Blackheath City Improvement District (BCID) term from 1 July 2016 to 30 June 2021
- (b) Council approve BCID'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 BCID 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 29/04/16

2. SUBJECT

APPLICATION TO EXTEND THE TERM OF THE BLACKHEATH CITY
IMPROVEMENT DISTRICT (BCID) FROM 1 JULY 2016 TO 30 JUNE 2021

ONDERWERP

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

ISIHLOKO

ISICELO SOKWANDISWA KWEXESHA LOKUSEBENZA KWESITHILI
SOPHUCULO LWESIXEKO SASE-BLACKHEATH UKUSUSELA NGOWO-1
JULAYI 2016 UKUYA KOWAMA-30 JUNI 2021

G4688

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 Blackheath City Improvement District (BCID) 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 003

The BCID was established in 2005 and has had two successful term extensions subsequently. Application has been made for a term extension as per the new BCID Business Plan covering the period 1 July 2016 to 30 June 2021 (Annexure A).

The BCID held an AGM on 14 October 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 BCID Business Plan (1 July 2016 to 30 June 2021) was supported and approved unanimously by the members of BCID at the AGM, as per Annexure C.

The application complies with the SRA Policy and By-law – the property owners were consulted, and the BCID 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 BCID term from 1 July 2016 to 30 June 2021.
- b) Council approve BCID'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 BCID 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 BCID se termyn van 1 Julie 2016 tot 30 Junie 2021, goedkeur.
- b) Die Raad BCID 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 BCID 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- BCID ukususela ngowo-1 Julayi 2016 ukuya kowama-30 Juni 2021.
- b) IBhunga maliphumeze isicwangciso sendlela yokusebenza esitsha seminyaka emi-5 se- BCID kwisithuba esisusela kowo-1 Julayi 2016 ukuya kowama-30 Juni 2021.
- c) ISixeko saseKapa masinyanzelise umrhumo olixabiso elongezelelekileyo kwii-propati ezikwi BCID 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 BCID was established in 2005 and subsequently had two term extensions.

Application has been made in terms of section 15 of the By-law for a term extension of the new BCID 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 15.7% for the first year to ensure alignment with the associated costs of this fast developing industrial area and there after a year on year increase of 7.5%.

The AGM held on 14 October 2015 was advertised in the daily newspapers on 18 September 2015 (Annexure B). The term extension formed part of the agenda of the AGM and all relevant documents were made available through the BCID website to all property owners.

The term extension as per the BCID Business Plan (1 July 2016 to 30 June 2021) was supported and approved unanimously by the members of the BCID 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 BCID 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 005

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 BCID 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 BCID Business Plan for the period 1 July 2016 to 30 June 2021

Annexure B: Advertisements of AGM

Annexure C: BCID 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





Comment:

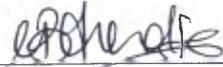
EXECUTIVE DIRECTOR
CFO : Kevin Jacoby

NAME

DATE

06.04.2016

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



LEGAL COMPLIANCE

NON-COMPLIANT

NAME CHARLYNNE ARENDS E

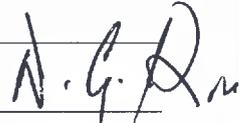
Comment:

TEL 021 400 1265

Certified as legally compliant:

DATE 07/4/2016

Based on the contents of the report.



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

SUPPORTED FOR ONWARD SUBMISSION TO MAYOR / MAYCO / COUNCIL

AUDIT/PERFORMANCE AUDIT

NOT SUPPORTED

REFERRED BACK

DATE

COMMENT:



MAYORAL COMMITTEE MEMBER
Aid Ian Neilson

COMMENT:

NAME

DATE

11/4/16