

APPLICATION FORM NOTIFICATION FOR INTENT TO DEVELOP (NID) Section 38(1) and Section 38(8)

Completion of this form is required by Heritage Western Cape for the initiation of all impact assessment processes under Section 38 (1) & (8) of the National Heritage Resources Act (NHRA).

As per Section 38(1)(e) of the NHRA, submission of the NID must be initiated at the earliest stage of development. Should the development trigger any other legislation, practitioners may submit the NID without formal submission to other statutory bodies in order to comply with the NHRA.

This form is to be read in conjunction with the HWC Notification of Intent to Develop, Heritage Impact Assessment, (Pre-Application), Basic Assessment Reports, Scoping Reports and Environmental Impact Assessments.

All sections of the form must be completed in order to deem the application to be complete.

Making an incorrect statement or providing incorrect information may result in all or part of the application having to be reconsidered by HWC in the future, or submission of a new application.

HERITAGE WESTERN CAPE REFERENCE NO., AS PROVIDED DURING SCRUTINY:

SECTION A

APPLICATION MADE IN TERMS OF:

- ☐ Section 38(1) of the NHRA (This development will not require a NEMA application)
- ☒ Section 38(8) of the NHRA (This development requires an application with another authority)
- ☐ Amendment of approved Site Development Plan (SDP) for endorsement. Endorsements are only reviewed upon submission of an assessment by the heritage practitioner confirming heritage design indicators as approved are not compromised by the revision
- ☐ Advice in terms of Section 38(1)

APPLICABILITY OF OTHER LEGISLATION:

Specify the authorised department that makes the final decision in terms of NEMA (National Environmental Act.), i.e. Department of Mineral Resources, Department of Environmental Affairs and Development Planning Western Cape, Department of Forestry, Fisheries and Environment etc.: Department of Environmental Affairs and Development Planning

Reference number of authority / government department: N/A

Present phase at which the process with that authority stands: N/A

PREVIOUS HWC APPLICATIONS APPLICABLE TO THE SITE AND OR DEVELOPMENT

Provide details of any previous applications submitted to HWC on the site.

HWC Reference No.	NHRA Section	Summary of Proposal	Application Status (Approved, Not Approved, Pending)	Permit / Record of Decision Date
N/A				

SECTION B

DETAILS OF SITE, PROPERTY OR PLACE

Physical address or Location (e.g., of the R44): Hughenden Street, Hout Bay

Erf or Farm Name and No. (including the name of the site): Erf 1459, Hout Bay

Coordinates for logical center point (WGS84): 34°02'41.20"S 18°36'42.54"E

Town: Hout Bay, Cape Town

District / Municipality: City of Cape Town

Property Extent: 8326 sqm

Current land Use: Underutilized land

Current zoning: Open Space 2

Predominant land uses of surrounding properties: The New Apostolic Church is located to the immediate north of the site. Education and mixed land uses are located along Hout Bay Main Road and the surrounding land use is characterized by lower to medium density residential use. Imizamo Yethu is located to the south west of the site.

SECTION C

APPLICANT / AUTHORISED AGENT – Details of person to receive Record of Decision

Name: City of Cape Town

Company: City of Cape Town

Address and postal code: 1 Century City Drive, Century City, Cape Town, 7446

Cellular phone number: 27 76 840 9556 / 27 82 330 4066

E-mail: c/o quahnita@vidamemoria.co.za

Signature: _____ Date: April 2024 _____

REGISTERED OWNER OF PROPERTY

Name: City of Cape Town

Identity number of applicant: _____

Address and postal code: 1 Century City Drive, Century City, Cape Town, 7446

Cellular phone number: 27 76 840 9556 / 27 82 330 4066

E-mail: c/o quahnita@vidamemoria.co.za

Declaration: I, _____ am fully aware of this application and accept its contents and declare that I intend to undertake the actions as proposed in this application.

Signature: _____ Date: April 2024

SECTION D

DETAIL OF PROPOSED DEVELOPMENT

Provide a full description of the nature and extent of the proposed development.

The City of Cape Town is facing a shortage of suitable and well-located burial space across the City. The Recreation and Parks department is responsible for the provision of burial space within the City of Cape Town and has identified certain parcels of land across the City which could potentially be developed for cemetery purposes. The project entails the extension of the existing Hout Bay Cemetery. Should the site be deemed suitable it would be utilized for burial ground with no additional structures/ buildings to be built and no established vegetation will be removed.

DEVELOPMENT DETAILS – Indicate which sections of the NHRA, or other legislation which requires a NID

PLEASE TICK THE APPROPRIATE BOX

☐	Section 38(1)(a) Construction of a road, wall, powerline, pipeline, canal or other similar form of linear development or barrier over 300m in length.
☐	Section 38(1)(b) Construction of a bridge or similar structure exceeding 50m in length.
Section 38(1)(c) Any development or activity that <u>will change the character of a site</u> :	
☒	(i) exceeding 5 000m ² in extent.
☐	(ii) involving three or more existing erven or subdivisions thereof.
☐	(iii) involving three or more erven or divisions thereof which have been consolidated within the past five years.
*If (i), (ii) and/or (iii) are marked above, describe how the development will change the character of the site: A portion of the site will be utilized for cemetery expansion	

	Section 38(1)(d) Rezoning of a site exceeding 10 000m ² in extent.
	Other triggers e.g., in terms of other legislation (NEMA, etc.) – Describe the details: Cemetery extension exceeds 2500 sqm constituting a listed activity in terms of the National Environmental Management Act.

ESTIMATED CONSTRUCTION COST AND/ OR VALUE OF DEVELOPMENT UPON COMPLETION: Such information is unavailable during the investigation process to determine whether the land is suitable for cemetery purposes.

SECTION E

PROVIDE A SHORT HISTORY OF THE SITE, PROPERTY OR PLACE – Include sources where applicable

The Dutch East India Company established outposts to supplement the Table Valley's station with land for grazing and agriculture, wood for fuel and building materials. By 1676 there were four woodcutters' posts in the valley. However, there were no freeburghers in the valley until the continuing war created a big demand for wheat. From the remains found in a cave in Hout Bay we know that late Stone Age people lived in Hout Bay between 100 AD and 500 AD.

Hout Bay was a location of significance, not only because of its rich resources of timber but it also served as an alternative anchorage when Table Bay was unsafe. It also offered a landing place for hostile forces and consequently a number of fortifications were erected.

In the latter half of the 19th century, the farms Moddergat, Nootgedacht, Oakhurst and Uitkyk were established. In 1911 the life of Hout Bay evolved around its rural activities. In the 1930's the fishing industry expanded substantially when fish became a popular item on menu's and improved facilities for transporting fish inland were created. Harbour facilities improved steadily over the years. The Post-war fishing boom saw new companies and canning factories spreading everywhere, and at Hout Bay the South African Sea products company was formed. The Hout Bay Hotel was built sometime between 1871 and 1889. The development of Hout Bay to accommodate residential pockets outside of the core development area is spread to either side of the historic core.

The site is located within Tierboskloof in Hout Bay within an area considered to possess little intrinsic heritage significance. The site is however located adjacent to the New Apostolic Church and Cemetery. The history of the first congregation in Cape Town dates back to the early 1900s when the Kreunen brothers immigrated to Cape Town and were ordained to minister Dutch-speaking congregants at the Cape.

ANTICIPATED IMPACTS ON HERITAGE RESOURCES

Section 3 of the NHRA sets out the following categories of heritage resource as forming part of the national estate. Please indicate the known presence of any of these by checking the box alongside and then providing a description of each occurrence, including nature, location, size, type

Failure to provide sufficient detail or to anticipate the likely presence of heritage resources on the site may lead to a request for more detailed specialist information.

IDENTIFICATION OF ALL HERITAGE RESOURCES ON THE SITE, PROPERTY OR PLACE AND ITS ENVIRONMENTS

Please indicate where applicable:

	Places, buildings, structures, and equipment of cultural significance: Description of Heritage Resource: None Descriptions of Heritage Impact: N/A
	Places to which oral traditions are attached or which are associated with living heritage: Description of Heritage Resource: None Descriptions of Heritage Impact: N/A
	Places to which oral traditions are attached or which are associated with living heritage: Description of Heritage Resource: None Descriptions of Heritage Impact: N/A
	Historical settlements and townscapes: Description of Heritage Resource: None Descriptions of Heritage Impact: N/A
	Landscapes and natural features of cultural significance: Description of Heritage Resource: None Descriptions of Heritage Impact: N/A
	Geological resources of scientific or cultural significance: Description of Heritage Resource: None Descriptions of Heritage Impact: N/A
	Archaeological resources – Incl. archaeological sites and material, rock art, battlefields, and wrecks etc.: Description of Heritage Resource: None Descriptions of Heritage Impact: N/A
	Palaeontological resources – i.e., fossils, geological formations etc.: Description of Heritage Resource: None Descriptions of Heritage Impact: N/A
	Graves and burial grounds – e.g.: ancestral graves, graves of victims of conflict, historical graves, cemeteries etc.: Description of Heritage Resource: The New Apostolic Church and Cemetery is located to the immediate north of the proposed site. Descriptions of Heritage Impact: No negative heritage impact expected
	Sites of significance relating to the history of slavery in South Africa: Description of Heritage Resource: None

	Descriptions of Heritage Impact: N/A
	Other heritage resources: Description of Heritage Resource: None Descriptions of Heritage Impact: N/A

PROVIDE A SUMMARY OF THE ANTICIPATED IMPACTS ON HERITAGE RESOURCES

No heritage impact anticipated as the proposed intervention complements the immediate adjacent land use. The cemetery extension is deemed an appropriate intervention in the context of the heritage resources identified and will not result in a negative impact.

SECTION F

RECOMMENDATION

In your opinion, do you believe that a Heritage Impact Assessment (HIA) is required?

☐

Yes

☒

No

Specialist studies to be provided as part of the HIA:

/	Architectural (i.e., fabric analysis, historical analysis, material analysis etc.)
/	Archaeological Impact Assessment
/	Paleontological Impact Assessment
/	Townscape Assessment
/	Cultural Assessment
/	Social Historical Study
/	Visual Impact Assessment
	Other: None

Recommendations made by: Quahnita Samie

Capacity: Heritage practitioner, Vidamemoria Heritage Consultants

PLEASE NOTE

Any further studies which HWC requires should be submitted in the form of a single, consolidated report with a single set of recommendations. Specialist studies must be incorporated in full, either as chapters of the report, or as annexures thereto.

Please refer to the Guidelines for Heritage Impact Assessments required in terms of Section 38 of the National Heritage Resources Act (25 of 1999).

Applications are considered to be public documents and are open to public scrutiny. Should you wish for your application to be kept confidential, please motivate your request on a separate sheet attached to your application form.

For applications that are granted confidentiality, this confidentiality will be limited to one year (12 months).

applications that are granted confidentiality, this confidentiality will be limited to one year (12 months).



iLifa leMveli leNtshona Koloni
Erfenis Wes-Kaap
Heritage Western Cape

Our Ref: HM / CAPE TOWN METROPOLITAN / HOUT BAY / ERF 1459
Case No.: HWC24040804EJV0417
Enquiries: Emily-Jane Vowles
E-mail: emily.vowles@westerncape.gov.za
Tel: 021 829 3324



Quahnita Samie
Vidamemoria Heritage Consultants
quahnita@vidamemoria.co.za

RESPONSE TO NOTIFICATION OF INTENT TO DEVELOP: COMMENT
In terms of Section 38(8) of the National Heritage Resources Act (Act 25 of 1999) and the Western Cape Provincial Gazette 6061, Notice 298 of 2003

NOTIFICATION OF INTENT TO DEVELOP: EXPANSION OF THE HOUT BAY CEMETERY ONTO ERF 1459, HOUT BAY CEMETERY, HUGHENDEN STREET, HOUT BAY SUBMITTED IN TERMS OF SECTION 38(1) OF THE NATIONAL HERITAGE RESOURCES ACT (ACT 25 OF 1999)

The matter above has reference.

Heritage Western Cape is in receipt of your application for the above matter received. This matter was discussed at the Heritage Officers Meeting held on 30 April 2024.

You are hereby notified that, since there is no reason to believe that the proposed expansion of the Hout Bay Cemetery onto Erf 1459, Hout Bay Cemetery, Hughenden Street, Hout Bay will impact on heritage resources, no further action under Section 38 of the National Heritage Resources Act (Act 25 of 1999) is required.

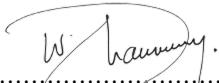
However, should any heritage resources, including evidence of graves and human burials, archaeological material and paleontological material be discovered during the execution of the activities above, all works must be stopped immediately, and Heritage Western Cape must be notified without delay.

This letter does not exonerate the applicant from obtaining any necessary approval from any other applicable statutory authority.

This decision is valid for 5 years from the date of this decision. This period may be extended on good reason being shown and at the discretion of HWC, provided that application for extension must be made prior to the effluxion of the 5-year period.

HWC reserves the right to request additional information as required.

Should you have any further queries, please contact the official above and quote the case number.


.....
Waseefa Dhansay
Assistant Director: Professional Services



www.westerncape.gov.za/cas

Street Address: Protea Assurance Building, Green Market Square, Cape Town, 8000 • **Postal Address:** P.O. Box 1665, Cape Town, 8000
• **Tel:** +27 (0)21 483 5959 • **E-mail:** ceoheritage@westerncape.gov.za

Straatadres: Protea Assuransie-gebou, Groentemarkplein, Kaapstad, 8000 • **Posadres:** Posbus 1665, Kaapstad, 8000
• **Tel:** +27 (0)21 483 5959 • **E-pos:** ceoheritage@westerncape.gov.za

Idilesi yendawo: kumgangatho 3, kwisakhiwo iprotea Assurance, Greenmarket Square, eKapa, 8000 • **Idilesi yeposi:** Inombolo yebhokisi yeposi 1665, eKapa, 8000 • **Iinombolo zomnxeba:** +27 (0)21 483 5959 • **Idilesi ye-imeyile:** ceoheritage@westerncape.gov.za