

KING SABATA DALINDYEBO MUNICIPALITY



NOTICE NO. 70 OF 2020:

PUBLIC NOTICE RELATING TO NOISE NUISANCES

Notice is hereby given in terms of the KSD Nuisance Bylaw (gazetted on 24 December 2010) as read with the Noise Control Regulations, gazetted in terms of section 25 of the Environment Conservation Act (No.73 of 1989), **that no person shall commit a nuisance without municipal authorization.** To this end the central business district (CBD) has been divided into 2 designated areas – (1) a **northern zone** where application **can** be made to the Municipality for loudhailing, shouting, screaming or making any loud or persistent noise or sound, including amplified noise or sound; and, (2) a **southern zone** where no application for any of the above activities will be entertained at all. The northern zone, as described above, is bounded by the Mthatha River, Callaway Street (including Build It and Autozone), Hyde Street, the R61/Sutherland Street, Durham Street (going north), sharp left just before the Fire Station to Stanford Terrace, then north back to the Mthatha River. No businesses operating within the northern zone shall cause any disturbance, as described above, without the prior approval from the Municipality. The taxi ranks situated outside of the northern zone and located in the remaining part of the CBD can apply for issue of a permit for those activities/disturbances as described above (Note: A plan has been prepared for distribution with this notice depicting where application can be made for permission and where such applications are prohibited). This can be viewed on the KSD website, www.ksd.gov.za or at office 221, 2nd floor, Munitata Building, Sutherland Street, Mthatha.

The Municipality will only accept applications from businesses in good standing which are fully compliant in all aspects of trading, property ownership and by-laws. The permitted businesses are expected to ensure that they utilize properly functioning equipment and the probable nuisance should only affect persons or other businesses within a radius of 300 meter of where it is located. Failure to produce a permit if causing a nuisance will lead to fines being imposed in terms of said by-law.

LEGISLATIVE GUIDELINES

- Constitution of the Republic of South Africa, Act 108 of 1996,
- Municipal Systems Act, Act 32 of 2000,
- Municipal Finance Management Act, Act 56 of 2003,
- Environmental Conservation Act No 73 of 1989
- Spatial Planning and Land Use Management Act, Act 16 of 2013, and
- Business Licensing By Law.

The noise nuisance will only be permitted on Wednesday to Friday between 10 am to 14 pm, except for the end of the month. Any person who contravenes any provisions of the by-law and above-mentioned shall be guilty of an offence, and shall upon conviction be liable to a fine. All businesses will be expected to register their business licensing in our business licensing division from 08 am to 16h30, Monday to Friday through our Mr Mzimni.

ISAZISO SE. 70 SIKI 2019

ISAZISO SOLUNTU ESINXULEMENE NENGXOLO

Isaziso siyanikezelwa ngokwemiqathango yomthetho weKSD (owapapashwa ngomhla wama-24 kuDisemba ka-2010) njengoko ufundwa kunye neMimiselo yokuLawulwa kwengxolo, efakwe kwigazethi ngokwemiqathango yecandelo lama-25 loMthetho woLondolozo lweNdalo (No. 73 ka-1989), **Akukho mntu uya kwenza ingxolo ngaphandle kwemvume kamasipala**. Ukuza kuthi ga ngoku isithili soshishino esiphakathi (CBD) sahlulwe sangamacandelo amabini abekelwe bucala - (1) **ummandla osemantla** apho kungenziwa isicelo kuMasipala sokukhwaza, ukukhwaza okanye ukwenza nayiphi na ingxolo enkulu okanye engapheliyo okanye yesandi, kubandakanya ingxolo eyandisiweyo okanye isandi; kwaye, (2) **ummandla osemazantsi** apho kungekho sicelo sayo nayiphi na le misebenzi ingentla siya kwamkelwa konke. Umda osemantla, njengoko kuchaziwe apha ngasentla, ujikelezwe nguMlambo uMthatha, isitalato iCallaway (kubandakanya iBuild it kunye neAutozone), iSitalato iHyde, iR61 / Sutherland, iSitalato iDurham (esiya emantla), sibheke ngasekhohlo kanye phambi kwesikhululo somlilo ukuya eStanford Terrace, emva koko ubuyela emantla ubuyela kuMlambo uMthatha. Akukho mashishini asebenza kummandla osemantla aya kuthi abangele ukuphazamiseka, njengoko kuchaziwe apha ngasentla, ngaphandle kwemvume kaMasipala. Irenki zeeteki ezingaphandle kommandla osemantla kwaye zikwindawo eseleyo ye-CBD zinokufaka isicelo sokukhutshwa kwemvume ye ngxolo / ukuphazamiseka njengoko kuchaziwe apha ngasentla (Qaphela: Isicwangciso sele silungiselelwe ukuhanjiswa kunye nesi saziso esibonisa apho isicelo singakhona yenzelwe imvume kwaye nalapho ezo zicelo zingavumelekanga). Oku kungabonwa kwiwebhusayithi ye-KSD, www.ksd.gov.za okanye kwi-ofisi 221, kumgangatho wesibini, kwisakhiwo saseMunitata, kwisitalato iSutherland, eMthatha.

UMasipala uyakwamkela izicelo ezivela kumashishini ezithobela ngokupheleleyo yonke imiba yorhwebo, ubunini bepropathi kunye nemithetho kamasipala. Amashishini avumelekileyo kulindeleke ukuba aqinisekise ukuba basebenzisa izixhobo ezisebenza kakuhle kwaye uphazamiseko lwengxolo enokwenzeka kufuneka ichaphazele kuphela abantu okanye amanye amashishini akwisithuba semitha engama-300 ukusuka apho ikhoyo. Ukungakwazi ukuvelisa iphepha-mvume elokubangela uphazamiseko / ingxolo kungakhokelela ekuhlawulisweni ngokwemiqathango yalo mthetho kamasipala.

IZIKHOKELO ZOMTHETHO

- Constitution of the Republic of South Africa, Act 108 of 1996,
- Municipal Systems Act, Act 32 of 2000,
- Municipal Finance Management Act, Act 56 of 2003,
- Environmental Operations Act 1997
- Spatial Planning and Land Use Management Act, Act 16 of 2013, and
- Business Licensing By Law.

Inkathazo yengxolo iya kuvunyelwa kuphela ngoLwesithathu-ngoLwesiHlanu phakathi kwe-10 kusasa ukuya kwi-14 ngokuhlwa, ngaphandle kokuphela kwenyanga. Nawuphi na umntu owaphula imiqathango yalo mthetho kamasipala nale ikhankanywe ngentla uyakuba netyala, kwaye ekugwetyweni kwakhe uya kufumana isohlwayo. Onke amashishini kulindeleke ukuba abhalise amaphepha-mvume okushishina kwicandelo lethu lamaphepha-mvume okushishina ukusukela ngo-08 kusasa ukuya ngo-16h30, ngoMvulo ukuya ngoLwesihlanu ngoMnumzana Mzimni.

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N. PAKADE (MR)
MUNICIPAL MANAGER

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DAILY DISPATCH NEWSPAPER
