

APPLICATION FORM NOTIFICATION OF INTENT TO DEVELOP SECTION 38 (1) AND SECTION 38 (8)

Heritage Western Cape Reference No:

To be completed by
applicant

19041508

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).

Whilst it is not a requirement, it may expedite processes and in particular avoid calls for additional information if certain of the information required in this form is provided by a heritage specialist/s with the necessary qualifications, skills and experience.

A. APPLICABILITY OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT (NEMA)

DEADP/ DMR Reference Number:

This application is made in terms of Section 38(8) of the NHRA and an application under NEMA has been made to the following authority:
Provincial Department of Environmental Affairs and Development Planning (DEA&DP) [application not yet made but will be in due course]

This development will not require a NEMA application.

NOTE:

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

B. BASIC DETAILS

PROPERTY DETAILS:

Name of property: Poole's Bay connection path to Hermanus Cliff Path

Street address or location (eg: off R44): Off R43 (Hermanus Main Road)

Erf or farm number/s: erf 6088 and public coastal land below the high water mark owned by the RSA.

Coordinates:
S 34° 24' 48"
E 19° 15' 07"
(A logical centre point. Format based on WGS84.)

Town or District: Hermanus

Municipality: Overstrand

Extent of property: erf 6088 is 14 614 m² while the extent of the coastal zone is unknown (study area is about 650 m long).

Current use: erf 6088 is Hermanus Rotary Club, the remainder of the site is vacant public seashore.

Predominant land use/s of surrounding properties: residential

REGISTERED OWNER OF PROPERTY:

Name and Surname: erf 6088 is owned by Hermanus Rotary Club. The coastline is owned by the Republic of South Africa. Under NEMA landowner permission is not required for linear activities such as this project; please see attached letter from the EAP.

Address:

Telephone:

Cell:

E-mail:

APPLICANT/ AUTHORISED AGENT:

Name and Surname:

Address:

Telephone:

Cell:

E-mail:

By the submission of this form and all material submitted in support of this notification (ie: 'the material'), all applicant parties acknowledge that they are aware that the material and/or parts thereof will be put to the following uses and consent to such use being made: filing as a public record; presentations to committees, etc; inclusion in databases; inclusion on and downloading from websites; distribution to committee members and other stakeholders and any other use required in terms of powers, functions, duties and responsibilities allocated to Heritage Western Cape under the terms of the National Heritage Resources Act. Should restrictions on such use apply or if it is not possible to copy or lift information from any part of the digital version of the material, the material will be returned unprocessed.

I confirm that I enclose with this form two hardcopies of all material submitted together with a CD/ USB containing digital versions of all of the same.

Signature of Owner: _____ Date: _____

Signature of Applicant/ Authorised Agent: _____ Date: _____
(Applicants/ agents must attach copy of power of attorney to this form.)

C. DEVELOPMENT DETAILS:

Please indicate below which of the following Sections of the National Heritage Resources Act, or other legislation has triggered the need for notification of intent to develop.

<input type="checkbox"/>	S38(1)(a) Construction of a road, wall, powerline, pipeline, canal or other similar form of linear development or barrier over 300m in length.	S38(1)(c) Any development or activity that will change the character of a site -			
<input type="checkbox"/>	S38(1)(b) Construction of a bridge or similar structure exceeding 50m in length.				
<input type="checkbox"/>	S38(1)(d) Rezoning of a site exceeding 10 000m ² in extent.				
<input checked="" type="checkbox"/>	Other triggers, eg: in terms of other legislation, (ie: National Environment Management Act, etc.) Please set out details: Under NEMA the project is required to undergo a Basic Assessment process.	<table border="1"> <tr> <td data-bbox="836 488 1482 595"> <input type="checkbox"/> (i) exceeding 5 000m² in extent; </td> </tr> <tr> <td data-bbox="836 595 1482 667"> <input type="checkbox"/> (ii) involving three or more existing erven or subdivisions thereof; </td> </tr> <tr> <td data-bbox="836 667 1482 775"> <input type="checkbox"/> (iii) involving three or more erven or divisions thereof which have been consolidated within the past five years. </td> </tr> </table> <p>If you have checked any of the three boxes above, describe how the proposed development will change the character of the site:</p>	<input type="checkbox"/> (i) exceeding 5 000m ² in extent;	<input type="checkbox"/> (ii) involving three or more existing erven or subdivisions thereof;	<input type="checkbox"/> (iii) involving three or more erven or divisions thereof which have been consolidated within the past five years.
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<input type="checkbox"/> (iii) involving three or more erven or divisions thereof which have been consolidated within the past five years.					

If an impact assessment process has also been / will be initiated in terms of other legislation please provide the following information:

Authority / government department (ie: consenting authority) to which information has been /will be submitted for final decision: Provincial Department of Environmental Affairs and Development Planning (DEA&DP).

Present phase at which the process with that authority stands: pre-application phase.

Provide a full description of the nature and extent of the proposed development or activity including its potential impacts:

The current proposal is for a path built in concrete, with a rough aggregate, to encourage staining and seaweed/mussel shell growth. The width will match the existing path. There would be no handrails, and no other materials that could be damaged in high storm seas. Site specific shuttering in rough timber would be made, to prevent spillage of concrete onto the existing coastal landscape.

The path would consist of spanning, doweled and stepping stone sections to accommodate the biophysical constraints in this area. The spanning sections will rely on a shifting, reusable formwork profile with replaceable shuttering. Steel-reinforced concrete will allow for spans of 10m between concrete column supports, and the rough aggregate surface will be trowelled to achieve an organic, rounded curvature. The doweled sections follow a similar structural principle, but will be anchored into the existing rock, rather than being supported by columns. The stepping stone sections will be cast in place using an adjustable formwork which will allow for precise, neat and environmentally friendly pouring.

Because the walk would be built on the seaward side of the high water mark, there would be times when it would not be safely accessible, and appropriate signage would be required to advise the public to be aware of sea conditions before using this part of the walk.

Images of the doveled and stepping stone options are shown in the attached document.

The total length of path to be built is approximately 850 m.

D. ANTICIPATED IMPACTS ON HERITAGE RESOURCES

Section 3 of the National Heritage Resources Act 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.

(The assistance of relevant heritage professionals is particularly relevant in completing this section.)

Provide a short history of the site and its environs (Include sources where available): A review of historical aerial imagery shows that the Cliff Path was already in existence prior to 1938. However, the section proposed for construction was never built because, unlike elsewhere in Hermanus, the private properties in this area extend to the high water mark. A number of historical buildings occur in the vicinity of the study area but all are well back from the high water mark. An exception (which is in ruin with all joinery removed and thus technically not a heritage resource) is a small structure near the south-western end of the study area. Two swimming pools are also greater than 60 years of age but both have been repaired and refurbished.

The town of Hermanus was originally known as Hermanuspietersfontein and has a history going back into the early 19th century. The village only started developing in the second half of the 19th century though. The name was shortened to Hermanus in 1902 and the town became a municipality in 1904.

Please indicate which heritage resources exist on the site and in its environs, describe them and indicate the nature of any impact upon them:

X	<p>Places, buildings, structures and equipment of cultural significance</p> <p>Description of resource: There are a number of buildings older than 60 years in the area and the tidal pool adjacent to erf 6337 is also older than 60 years (though now heavily modified).</p> <p>Description of impact on heritage resource: No structures will be impacted, although it may be necessary to install the walkway along the modern lip of the tidal pool.</p>
<input type="checkbox"/>	<p>Places to which oral traditions are attached or which are associated with living heritage</p> <p>Description of resource: n/a</p> <p>Description of impact on heritage resource: n/a</p>
X	<p>Historical settlements and townscapes</p> <p>Description of resource: The town of Hermanus dates back to the 19th century and sufficient old buildings are present to consider the town a historic settlement.</p> <p>Description of impact on heritage resource: No impacts expected.</p>

X	<p>Landscapes and natural features of cultural significance</p> <p>Description of resource: The Cliff Path is a resource valued by the local community for its aesthetic significance.</p> <p>Description of impact on heritage resource: The existing pathway will not be affected but by linking the west and east sections there will be a significant positive impact.</p>
<input type="checkbox"/>	<p>Geological resources of scientific or cultural importance</p> <p>Description of resource: n/a</p> <p>Description of impact on heritage resource: n/a</p>
X	<p>Archaeological resources (including archaeological sites and material, rock art, battlefields & wrecks):</p> <p>Description of resource: Two Later Stone Age (LSA) archaeological sites were located. One was a scatter of shells and quartzite flakes (see attached photos) near the east end of the study area (waypoint 1759 in the attached). An existing old footpath goes through the site but it appears to be only a very light scatter that extends under the bushes in this area. A second site was identified only by a few marine shells in an area of lawn and garden midway along the proposed pathway but above the HWM on private property (waypoint 1767). A few shells were seen on steep ground in a disturbed context at waypoint 1769. Their source could not be ascertained and no obvious location for an archaeological site was evident. Note that the survey followed the existing informal path which is often above the HWM since it was clear that no archaeological materials (with the possible exception of maritime archaeological items) would be found below the HWM.</p> <p>Description of impact on heritage resource: The LSA site at waypoint 1759 will be only very slightly impacted since the new path will be built along the alignment of the existing informal pathway. The site at waypoint 1767 is in a private garden and will not be impacted by the new works which will be seaward of the erf. No maritime archaeology was seen, although an old anchor lying near the swimming pool at waypoint 1765 was brought in from elsewhere for display purposes. It will not be affected.</p>
X	<p>Palaeontological resources (ie: fossils):</p> <p>Description of resource: The SAHRIS Palaeosensitivity map shows that the area is of high palaeontological sensitivity. However, given the planned minimal intervention and the fact that much of the work will be in areas regularly washed by spring high tides, no fossils are expected to be impacted.</p> <p>Description of impact on heritage resource: No impacts expected.</p>
<input type="checkbox"/>	<p>Graves and burial grounds (eg: ancestral graves, graves of victims of conflict, historical graves & cemeteries):</p> <p>Description of Resource: n/a</p> <p>Description of Impact on Heritage Resource: n/a</p>
<input type="checkbox"/>	<p>Other human remains:</p> <p>Description of resource: n/a</p> <p>Description of impact on heritage resource: n/a</p>
<input type="checkbox"/>	<p>Sites of significance relating to the history of slavery in South Africa:</p> <p>Description of resource: n/a</p> <p>Description of impact on heritage resource: n/a</p>

<input type="checkbox"/>	<p>Other heritage resources:</p> <p>Description of resource: n/a</p> <p>Description of impact on heritage resource: n/a</p>
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Describe elements in the environs of the site that could be deemed to be heritage resources: as above

Description of impacts on heritage resources in the environs of the site: as above

Summary of anticipated impacts on heritage resources: The only negative impacts are likely to be in the vicinity of the existing historical pathway where this exists in the northeast. The impacts would relate to the removal of existing historical fabric (stones and cement) during the upgrade work and the possible disturbance of some shells and stone artefacts from the LSA shell scatter that occurs there.

E. ILLUSTRATIVE MATERIAL (This form will not be processed unless the following are included):

Attach to this form a minimum A4 sized locality plan showing the boundaries of the area affected by the proposed development, its environs, property boundaries and a scale. The plan must be of a scale and size that is appropriate to creating a clear understanding of the development.

Attach also other relevant graphic material such as maps, site plans, satellite photographs and photographs of the site and the heritage resources on it and in its environs. These are essential to the processing of this notification.

Please provide all graphic material on paper of appropriate size and on CD/ USB in JPEG format. It is essential that graphic material be annotated via titles on the photographs, map names and numbers, names of files and/or provision of a numbered list describing what is visible in each image.

F. RECOMMENDATION

In your opinion do you believe that a heritage impact assessment is required? Yes No

Recommendation made by:

Name: Dr Jayson Orton

Capacity: Archaeologist and heritage consultant.

PLEASE NOTE: No Heritage Impact Assessment should be submitted with this form or conducted until Heritage Western Cape has expressed its opinion on the need for such and the nature thereof.

G. INFORMATION TO BE PROVIDED AND STUDIES TO BE CONDUCTED AS PART OF THE HERITAGE IMPACT ASSESSMENT (HIA)

If it is recommended that an HIA is required, please complete this section of the form.

DETAILS OF STUDIES TO BE CONDUCTED IN THE INTENDED HIA

In addition to the requirements set out in Section 38(3) of the NHRA, indicate envisaged studies:

<input type="checkbox"/>	Heritage resource-related guidelines and policies.
<input type="checkbox"/>	Local authority planning and other laws and policies.
<input type="checkbox"/>	Details of parties, communities, etc. to be consulted.
<input type="checkbox"/>	Specialist studies, eg: archaeology, palaeontology, architecture, townscape, visual impact, etc. Provide details:
<input type="checkbox"/>	Other. Provide details:

PLEASE NOTE: Any further studies which Heritage Western Cape requires should be submitted must be 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.