

# LAER KAAP BESPROEINGSRAAD

## LOWER KAAP IRRIGATION BOARD

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Your Ref:  
U Verw:

Our Ref:  
Ons Verw:

Rite-Valugebou / Building  
Airstraat / Air Street  
Posbus / P O Box 382  
MALELANE 1320  
Tel: (013) 790-0591  
Fax: (013) 79-0-1233  
Sel/Cell: 083 274 1166  
E-Mail: ronelle.putter@mweb.co.za

29-01-2001

Head of Department  
Department of Agriculture, Conservation & Environment  
Private Bag X12233  
NELSPRUIT  
1200

**ATTENTION: ANDRE VAN TONDER**

Sir

### **CONSTRUCTION OF A DAM ON PORTIONS 1 & 2 OF THE FARMS ESPERADO 256 AND ESPERADO ANNEX 222JU BARBERTON (LOW'S CREEK DAM)**

We refer to our visit to your office on Friday 26<sup>th</sup> January 2001 at which time we undertook to forward you the necessary documentation to allow you to execute an evaluation of the proposed site for the dam mentioned above.

Enclosed herewith the following:

1. Permission from Department of Water Affairs to store water
2. Copy application to Department of Water Affairs for a permit for the construction of the dam;
3. Application for authorization in terms of Section 22 of the Environment conservation Act, 1989 in respect of an activity identified in terms of Section 21 of the said Act, together with Appendix 'A' and 'B'.
4. Copies of extracts from minutes of meetings, attendance registers etc according to which a decision was taken by the Board to development further storage capacity for use during low flow periods and according to which the project was communicated with the members of the board and the affected parties. Planning commenced during 1998 and the proposals and alternatives were communicated with all concerned and affected from day one;
5. The proposed dam since been classified as Category 1;
6. A copy of the List of Rateable Areas of the Board which document reflects the listed hectares to be serviced by the dam and also all the owners of riparian properties.

We also confirm that you undertook to discuss the matter with the Parks Board, to establish their needs and/or to obtain their consent.

We wish to apply to your Department for exemption, according to Article 28A, for the following:

- The appointment of consultants to accumulate information regarding the impact on the environment (environmental impact study);
- Advertising of the project;
- Formal public participation process.

As discussed during our meeting, we confirm that there is an existing diversion weir in the Low's Creek, approximately 1.5 Km upstream of the proposed dam, with a capacity of  $\pm 4100\text{M}^3$ . This diversion weir is the property of the riparian owner, Mr H A Kotze, and serves only the purpose of diverting water to the abstraction works.

We trust that you will find the above in order. Kindly please contact writer if you require any further information.

We look forward to receiving principle consent from your Department to continue with our application for a permit. As mentioned, the board wishes to commence with construction during the low flow winter months of 2001 (April – Sept).

Yours sincerely

**R M PUTTER (MS)**  
**SECRETARY**