

KEY NOTES OF MEETING WITH DEA&DP FOR THE EXTENSION OF HOUMOED AVE (PHs 1&2), KOMMETJIE

Date of meeting: 18 July 2018

Record of attendance:

Ingrid Eggert	IE	Chand Environmental Consultants
Eldon van Boom	EvB	DEA&DP
Ayesha Hamdulay	AH	DEA&DP
Rondine Isaacs	RI	DEA&DP
Maboee Nthejane	MN	DEA&DP

Apologies:

Sadia Chand Chand Environmental Consultants

Record of discussion:

- EvB: Welcomed all
- IE: The purpose of the meeting is to update the DEA&DP on the nature of changes required to the Revised Draft BAR in order to compile the final BAR for submission to the DEA&DP for consideration of EA. Furthermore, guidance is required in order to understand whether the issues raised warrants further public participation prior to submission to the DEA&DP.
- **General:**
- IE: No herpetology review was undertaken on the faunal report. Chand informally engaged a herpetologist to understand whether we are moving forward responsibly by not involving such a specialist study at this point. This is simply a point for DEA&DP to note. Feedback provided by the herpetologist to Chand will not be submitted to the DEA&DP for decision-making. There was a meeting with Lake Michelle residents during which Chand indicated that such a formal review will be undertaken, however subsequent to receipt of comment by CapeNature, this was no longer deemed necessary. This will be clarified in the final BAR.
- DEA&DP officials: Noted. Material information submitted to DEA&DP for decision-making must be subject to public participation.
- IE: Noted, this information will be for Chand's internal use only.
- IE: Concern how to move forward with I&AP's detailed contact information contained in the I&AP database and original comments when placing the final report out to the public (for I&AP's information only). Two I&AP's noted that NEMA provisions in this regard seem to be contrary to provisions under POPI.
- EvB and AH: Will seek guidance from the Department's legal counsel and revert with way forward.
- **Changes to the reports for Phase 1:**
- IE advised on following changes to the Phase 1 report:
 - Faunal study updated with WLT species and movement understanding and mitigation based on information gathered at the Open Houses
 - Clarification in BAR on what is included in the budget for the project
 - A recommendation that the detailed design on toad mitigation measures should involve a herpetologist in the detailed design phase.
 - Possible mitigation to introduce WLT mitigation measures along Noordhoek Main Road and Silvermine Road
 - Maintenance requirements for peat cushions – added to EMPr
 - Restoration ecologist to be involved in rehabilitation for Milkwood trees

- BAR updated key issues raised by I&APs on the revised Draft BAR
- Due to private landownership (Growthpoint and others) wetland rehabilitation areas may reduce in size, this may result in a lower positive significance of the related positive impact on wetland resources.
- Added recommendation that the effectiveness of toad barriers and underpasses to be monitored by specialist.
- Wayleaves be obtained for vitally important electrical infrastructure
- Updated PPP section with further meetings held, open houses etc. and proof of PPP.
- Proof of submission of WULA incorporated.
- EvB, AH, MN: A change to the significance rating of an impact would constitute significant change that must be subject to additional public participation. If the land cannot be secured for rehabilitation, it must be reflected accordingly in the BAR and made available for comment.
- IE: Noted. Would this new document be referred to as a Second Revised Draft BAR?
- EvB: That would be acceptable.
- EvB: Deadline for submission of final BAR is imminent. The DEA&DP must be notified that extended 50-day period will be taken in terms of Regulation 19(b), should this be required.
- **Changes to the reports for Phase 2:**
- IE advised on following changes to the Phase 2 report:
 - Clarification in BAR on what is included in the budget for the project
 - BAR updated key issues raised by I&APs
 - Updated PPP section with further meetings held, open houses etc. and proof of PPP
 - Wayleaves be obtained for vitally important electrical infrastructure
 - Proof of submission of WULA added
 - Proof of HWC, DWS and WLT-CC invited to comment on the BAR
 - Confirmation of service capacity letters included
 - The correct mechanism to deal with land transfer as part of the wetland offset is unclear to the EAP and there is also uncertainty between CoCT and SANParks. Is it appropriate to state: 'The most appropriate means to achieve the objectives of the offset proposal must be agreed upon between the City of Cape Town and SANParks prior to implementation of the project'
 - Wayleaves be obtained for vitally important electrical infrastructure
- EvB, RI, MN: The DEA&DP would require a formal 'Undertaking' signed by both the CoCT and SANParks on how the land transfer would take place. Should EA be granted, the Undertaking must be written such that it can be included as a condition of approval (timeframes, etc.).
- EvB: Deadline for submission of final BAR is imminent. Should extension be required, a full motivation must be submitted to the Department urgently for consideration in terms of Regulation 3(7). It is not a given that such extension can be granted.
- The meeting was concluded.