



**TOWN OF CARMAN
BY-LAW NO. 06/1884
Being a By-Law to amend its By-Law No. 04/1871**

WHEREAS the Town of Carman, by its By-Law No. 04/1871, which was authorized by Municipal Board Order No. E-04-110, inter alia, authorized to issue debentures in the amount totalling \$300,000.00.

AND WHEREAS it is deemed necessary and expedient to amend said By-Law No. 04/1871 to provide for an increase in the project costs, and that the authorized amount of debentures to be issued be increased by the amount of \$200,000.00 from \$300,000.00 to \$500,000.00.

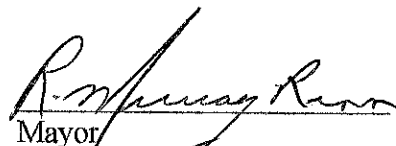
AND WHEREAS By-law No. 04/1871 was amended by By-law No. 04/1875 to provide for the issuance of Series A, B and C debentures in the amounts of \$18,000.00, \$100,000.00 and \$182,000.00 which was approved by Municipal Board Order No. E-04-132.

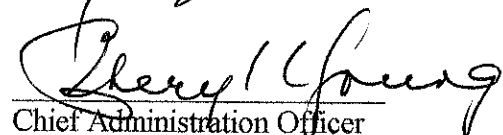
AND WHEREAS it is deemed expedient to further amend said By-Law No. 04/1871 to provide for an increase in the amount authorized borrowing authority.

NOW THEREFORE the Council of the Town of Carman duly assembled enacts as follows:

1. **THAT** By-Law No. 04/1871 **BE AND THE SAME IS HEREBY AMENDED** to provide for an increase in the amount of authorized borrowing authority in the amount of \$200,000.00 from \$300,000.00 to \$500,000.00.
2. **THAT** Schedule "A" attached hereto shall provide the repayment of this increase in borrowing.

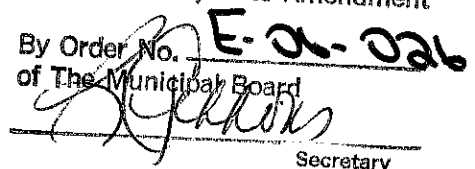
DONE AND PASSED by the Council of the Town of Carman, in the Province of Manitoba this 23rd day of February A.D. 2006.


Mayor


Chief Administration Officer

Read a first time this 9th day of February A.D. 2006.
Read a second time this 23rd day of February A.D. 2006.
Read a third time this 23rd day of February A.D. 2006.

Approved, subject to Amendment

By Order No. E-06-026
of The Municipal Board

Secretary

TOWN OF CARMAN

SCHEDULE - A TO BYLAW 06/1884

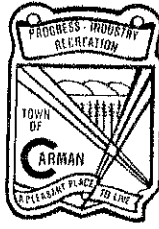
To Amend By-law No. 04/1871

Local Improvement Debenture Issue

Term (Yrs):	18	Amount:	200,000.00
Date:	January 1, 2006	Rate (%):	8.2500
Payable:	December 1, 2007 - 2024	Annual Payment:	21,711.89
		First Year's Payment:	21,711.89
		Adjusted Last Year's Payment:	21,711.96

MATURITY SCHEDULE

Year	Interest	Principal	Balance
2007	16,500.00	5,211.89	194,788.11
2008	16,070.02	5,641.87	189,146.24
2009	15,604.56	6,107.33	183,038.91
2010	15,100.71	6,611.18	176,427.73
2011	14,555.29	7,156.60	169,271.13
2012	13,964.87	7,747.02	161,524.11
2013	13,325.74	8,386.15	153,137.96
2014	12,633.88	9,078.01	144,059.95
2015	11,884.95	9,826.94	134,233.01
2016	11,074.22	10,637.67	123,595.34
2017	10,196.62	11,515.27	112,080.07
2018	9,246.61	12,465.28	99,614.79
2019	8,218.22	13,493.67	86,121.12
2020	7,104.99	14,606.90	71,514.22
2021	5,899.92	15,811.97	55,702.25
2022	4,595.44	17,116.45	38,585.80
2023	3,183.33	18,528.56	20,057.24
2024	1,654.72	20,057.24	0.00
TOTALS	190,814.09	200,000.00	390,814.09



SCHEDULE "B" TO BY-LAW NUMBER 06/1884

THE TOWN OF CARMAN

LOCAL IMPROVEMENT PLAN #01/04, as amended

FOR

**BUILDING OF TRANSFER STATION FOR SOLID WASTE MANAGEMENT
AND
CLOSURE OF EXISTING LANDFILL SITE**

(Pursuant to Subsection 315(1) of *The Municipal Act*)

(a) *Description of the Proposed Local Improvement*

The intent of this Project is to construct a waste transfer station to be located on the north portion of NW ¼ Section 13, Township 6, Range 5 WPM. The site is currently an active landfill site and is to be decommissioned as part of the project. The major items to be performed in this Project include:

- Relocation of landfill burn area
- Relocation of landfill pesticide container storage area
- Excavation and embankment construction
- Construction of bin-wall structure for public waste drop off area
- Fencing removal and reinstallation
- Roadway Geotextile and granular installation
- Ditching Construction
- Waste disposal ground site clay cover placement
- Waste disposal ground site topsoil placement

(b) *Local Improvement District to be Taxes*

The Council of the Town of Carman intends to impose this local improvement tax on all assessable property within the Town of Carman Local Improvement District Number One. This will include all taxable assessment, Grant-in-Lieu assessment and Otherwise Exempt assessment in the town of Carman. Local Improvement District Number One, and subsequent amendments, includes all properties within the Town of Carman boundaries. The assessment value in 2004 of this property totals \$63,266,570.

(c) Identify the Potential Taxpayers Under the Plan

The potential taxpayer, as defined by Section 310 of *The Municipal Act*, is a person who would, if the local improvement were approved by by-law, be liable to pay for the local improvement. In this proposal, the potential taxpayer would include the owners of any assessable property in the Town of Carman Local Improvement District Number One.

(d) Method of Calculating Local Improvement Tax

The local improvement requirement in each year is to be raised by a local improvement tax calculated on the basis of the portioned value of eligible assessable property over twenty (20) years. Pursuant to Section 325 of *The Municipal Act*, taxpayers will not be permitted to prepay their respective local improvement taxes because they are based on assessment.

(e) Estimated Cost of Local Improvement

Test Pitting	\$ 560.00
Burn Area Berm	\$ 1,000.00
Geotextile	\$ 14,450.00
Compacted Clay Liner	\$ 2,000.00
Onsite Clay Cover Material	\$ 1,500.00
Offsite Clay Cover Material	\$ 60,207.00
Roadway Sub-grade Compaction	\$ 5,780.00
Removal of Existing Approaches and Culverts	\$ 2,625.00
Ditch Excavation	\$ 4,340.00
Supply & Install 250 mm Dia. CSP Culvert	\$ 1,100.00
Granular Base	\$ 28,000.00
Granular Sub-base	\$ 72,225.00
New Wire Fence	\$ 800.00
Reinstall Existing Wire Fence	\$ 2,400.00
Top Soil	\$ 5,700.00
Seeding	\$ 14,500.00
Bin-Wall Supply and Installation	\$ 45,000.00
Contingency	<u>\$ 37,813.00</u>
Total Estimated Original Project Cost	\$300,000.00
Extension of Bin Walls	\$ 25,000.00
Reconstruction of Road System	\$ 50,000.00
Tile Drainage	\$ 25,000.00
Concrete Bin Pads	\$ 30,000.00
Engineering & Contingency	<u>\$ 70,000.00</u>
Total Phase 2 Project Costs	\$200,000.00
Total Transfer Station Project Costs	\$500,000.00

(f) Particulars of Debenture Issue

Amount of Debenture	\$300,000.00
Term	20 Years
Interest Rate	6.25%
Due Date	December 1, 2005 through to 2024, both inclusive
Debenture No. 1A (Series A)	Boyne Regional Library (\$18,000)
Debenture No. 1B (Series B)	Carman Area Foundation (\$100,000)
Debenture No. 1C (Series C)	Town of Carman Sewer & Water Replacement (\$182,000)

Amount of Debenture	\$200,000.00
Term	18 Years
Interest Rate	8.25% (or current rate of return)
Due Date	December 1, 2007 to 2024, both inclusive

(g) Other Anticipated Sources of Funding

At the time of preparation of the Local Improvement Plan, the Town of Carman has not applied for any additional funding for the project. Council will attempt to secure funding for this project under the WRAPP fund and if funding is successful, it will reduce the amount of funds that will be borrowed by the Town of Carman.

(h) Funding of Maintenance of Proposed Local Improvement

The Town of Carman will be responsible for the annual operation and maintenance of this facility and such expenses will be included in its annual operating financial plan and through the implementation of tipping fees.

THE MUNICIPAL BOARD OF MANITOBA
DECISION AND ORDER

DECISION DATE: February 20, 2006

Order No. E-06-026

File No. 04E8-0051

PANEL: Mr. D. Guénette, Acting Chair
Ms. M. Walder, Member

TOWN OF CARMAN - BY-LAW NO. 06/1884

The Town of Carman submits By-law No. 06/1884, attached as Appendix "A", to provide for an increase in borrowing authority from \$300,000.00 to \$500,000.00 (an increase of \$200,000.00)

By-law No. 06/1844 amends By-law No. 04/1871, approved by Municipal Board Order No. E-04-110.

The Town held a public hearing on February 9, 2006, regarding the increase in costs in the project. No objections were received.

Upon considering the proposed By-law, **THE BOARD ORDERS THAT:**

1. Town of Carman By-law No. 06/1884 **BE APPROVED** subject to the following amendments:
 - (a) Delete the third "Whereas" Clause, and replace with the following Clause: **"AND Whereas By-law No. 04/1871 was amended by By-law No. 04/1875 to provide for the issuance of Series A, B and C debentures in the amounts of \$18,000.00, \$100,000.00 and \$182,000.00 which was approved by Municipal Board Order No. E-04-132"**;
 - (b) In Schedule "B" (f) to By-law No. 06/1884, delete **"19 years"** and replace with **"18 years"**; and delete **"December 1, 2006"** and replace with **"December 1, 2007"**.
2. A filing fee of \$50.00 be paid by the Town of Carman.

FOR THE MUNICIPAL BOARD

February 20, 2006
Date

Rose Gibbons
Rose Gibbons, Secretary

Denis Guénette
Denis Guénette, Acting Chair