



RURAL MUNICIPALITY OF DUFFERIN

By-Law No. 1896

**Being a by-law of the Rural Municipality of Dufferin
to authorize the Expenditure and Borrowing of Money for the
completion of 2011 waterline connection as a Local Improvement.**

Whereas Section 311 of The Municipal Act, S.M. 1996, C.58, provides in part as follows:

If approved by by-law, a municipality may undertake, as a local improvement for the benefit of all or part of the municipality,

- (a) the acquisition, development, upgrading or replacement of one or more of the following:
 - (ii) water supply, treatment and distribution facilities;
- (b) any (use only the part that is applicable) other project the cost of which includes a capital component.

And Whereas subsection 320(1) of The Municipal Act provides as follows:

Subject to subsection (2) to (6) and subsection 321(4), a council may by by-law

- (a) approve the local improvement or special service as set out in the plan or proposal;
and
- (b) authorize the municipality to impose taxes as set out in the plan or proposal.

And Whereas Section 172 of The Municipal Act provides in part as follows:

In this Division,

“Borrowing” means the borrowing of money, and includes

- (b) borrowing to pay for a local improvement under Division 4 (Local Improvements and Special Services) of Part 10,
- (e) issuing debentures

And Whereas subsection 174(1) of The Municipal Act provides as follows:

A municipality may make a borrowing only if

- (a) the borrowing is authorized by a by-law;
- (b) subject to subsection (2), the borrowing is set out as a debt obligation in the operating budget or capital budget or it was made to fund an expenditure authorized under subsection 169(5).

And Whereas, the Council of the Rural Municipality of Dufferin has prepared Local Improvement Plan No. 3-2011 providing for the spending, borrowing authority, and imposition of taxes for the installation of water lines as a local improvement pursuant to Part 10 of The Municipal Act;

And Whereas, in order to complete such undertaking, it will be necessary for the Rural Municipality of Dufferin to borrow the sum of \$17,000.00 as hereinafter provided, which is the amount of the debt intended to be created by this by-law;

And Whereas the consecutive annual amounts, including principal and interest, required to be raised each year for ten years, as hereinafter provided, for paying the principal and interest under this by-law are the amounts set out in Schedule "A" hereto;

And Whereas the requirements are prescribed in Sections 318, 319 and 320 of The Municipal Act have been complied with;

~~**And Whereas** the portioned assessed value of the whole land chargeable under this by-law, according to the latest revised assessment roll is \$123,878,740.00 (2011 at large);~~

~~**And Whereas** the amount of the existing debenture debt of The Rural Municipality of Dufferin is \$2,839,075.38 of which no portion of the principle or of the interest thereon is in arrears;~~

Not to be deleted.

Sh. S.M.I.

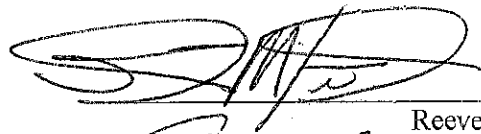
Now Therefore the Council of The Rural Municipality of Dufferin in regular session assembled enacts as follows:

1. That pursuant to subsection 320(1) of The Municipal Act, the Rural Municipality of Dufferin adopted Local Improvement Plan No. 3-2011 attached hereto as Schedule "B".
2. That the Rural Municipality of Dufferin may expend up to \$20,000.00 for the purpose of completing the 2011 waterline connection project as a local improvement.
3. That for the aforesaid project, the said municipality may borrow \$17,000.00, such borrowing shall be issued by the Rural Municipality of Dufferin in the Province of Manitoba, and shall be payable at the Access Credit Union Limited in Carman, Manitoba, Canada, and shall be dated the 1st day of January, 2012.
4. That the said borrowing shall bear interest at a rate estimated for the time being at 6.5% per annum, and subject in any event to the authorization of The Municipal Board at the time of sale, and shall mature in accordance with the maturities set out in Schedule "A" hereto on the 31st day of December in each of the years 2012 to 2021, both inclusive.
5. That the issuance of borrowing shall be signed by the Reeve, or by some other person authorized by by-law to sign same, and by the Chief Administrative Office of the Rural Municipality of Dufferin and there shall be affixed thereto the corporate seal of the said municipality, and the coupons, if any, attached thereto shall be signed by the Chief Administrative Officer whose signature thereon may be by lithograph or other mechanical means.
6. That during the currency of the said borrowing; namely, in each of the years 2012 to 2021, both inclusive, there shall be raised annually by a special per parcel rate on all the rateable property described in Schedule "C" hereto, an amount sufficient to meet the requirements for principal and interest.
pending problem in the RM of Dufferin
7. That pursuant to subsection 174(3)(d) of The Municipal Act, pending the issue of the borrowing, the council of the Rural Municipality of Dufferin may agree with a bank

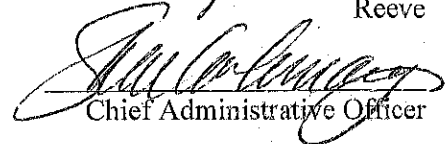
or person or borrow from the general funds of the municipality for temporary advances from time to time to meet expenditures incurred for the purpose aforesaid, and the total of such advances shall not exceed \$17,000.00.

8. That during the term of the borrowing authorized herein, in any year where the debt remains unissued, the levies may be made as if the debentures had been issued; and upon completion of the project authorized herein, the levies shall be applied in reduction of temporary financing, and when issued, the amount and term of borrowing shall be reduced accordingly.
9. That, at any time prior to or within (30) days following completion of the work, any ratepayer of the area affected by the local improvement as described in Schedule "C" hereto may commute and pay in one principal sum that part of his/her share of the debt herein authorized in respect of the per parcel rated provided herein to the said Chief Administrative Officer of the Rural Municipality of Dufferin and thereafter no per parcel rates shall be levied against his/her said lands in respect of the borrowing to be authorized herein.

Done and Passed by a by-law of the Rural Municipality of Dufferin in the Province of Manitoba this day of 17th January 2011



Reeve

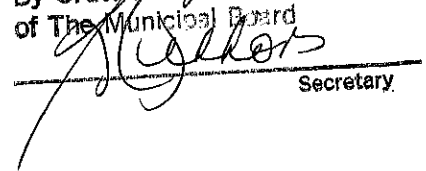


Chief Administrative Officer

Read a first time this 15th day of November, 2011.
Read a second time this 17 day of January, 2011. 2-3
Read a third time this 17 day of January, 2011. 2-3

Approved, subject to Amendment

By Order No. E 11-196
of The Municipal Board



Secretary

Rural Municipality of Dufferin			
Waterline Connection Phase 17C			
SCHEDULE - A TO BYLAW 896			
Local Improvement Debenture Issue			
Term (Yrs):	10	Amount:	17,000.00
Date:	January 1, 2012	Rate (%):	6.5000
Payable:	December 31, 2012 - 2021	Annual Payment:	2,364.78
		First Year's Payment:	2,364.78
		Last Year's Payment:	2,364.78
MATURITY SCHEDULE			
Year	Interest	Principal	Balance
2012	1,105.00	1,259.78	15,740.22
2013	1,023.11	1,341.67	14,398.55
2014	935.91	1,428.87	12,969.68
2015	843.03	1,521.75	11,447.93
2016	744.12	1,620.66	9,827.27
2017	638.77	1,726.01	8,101.26
2018	526.58	1,838.20	6,263.06
2019	407.10	1,957.68	4,305.38
2020	279.85	2,084.93	2,220.45
2021	144.33	2,220.45	0.00
TOTALS	6,647.80	17,000.00	23,647.80
28-Oct-11			

Schedule "B" to By-law No. 1896

Rural Municipality of Dufferin

LOCAL IMPROVEMENT PLAN No. 3-2011

2011 RURAL WATER LINE SYSTEM CONNECTION

(a) Description of the Proposed Local Improvement

The local improvement proposed herein involves the provision for the completion of 2 rural water service line connection in 2011 to add to the existing rural waterline system in the Rural Municipality of Dufferin.

(b) Local Improvement District to be Taxes

The Local Improvement Tax required to service the debt to be issued under this proposal will be levied on the properties receiving rural water line service within the Rural Municipality of Dufferin described in Schedule "C" attached.

(c) Identification of Potential Taxpayers under the Plan

Potential taxpayers are all properties in the Rural Municipality of Dufferin described in Schedule "C".

(d) Method and Rate of Calculating Local Improvement Tax

The local improvement tax will be calculated on a per parcel basis.

- 8n. (A) ~~150%~~ ^{150%} percent deposit is required
S.M. (B) Any oversized lines, meters or additional requirements will be charged to the customer at actual cost.

The Rates are as follows:

Cash Option:

Standard ^{1 1/2} 1 1/4 inch service line with 5/8 inch meter is ~~\$17,000~~ or

\$8,500 8n. S.M.

Finance Option:

Standard 1 1/4 inch service line with 5/8 inch meter is ~~\$2,364.78~~ annual levy for 10 years.

\$1,182.39 8n S.M.

Note: Both Connections require less than the standard length of pipeline, which lowered costs.

8n. S.M.

Schedule "B" to By-law No. 1896

... Page 2

Pursuant to Section 325 of the Municipal Act, taxpayers will be permitted to pay their per parcel cost after the rural water line service connection to their property is complete instead of having a per parcel tax levied against their property.

(e) Estimated Cost of Local Improvement Project & Sources Funding

#	<u>ROLL NUMBER</u>	<u>COSTS</u>	<u>DEPOSIT</u>	<u>PREPAID COSTS</u>	<u>CASH OPTION PREP-AYMENT AMOUNT</u>	<u>FINANCE AMOUNT</u> 2012-2021
1	91354	\$10,000	\$1500		\$8,500	\$8,500
2	91370	\$10,000	\$1500		\$8,500	\$8,500
	TOTALS	\$20,000	\$3,000		\$17,000	\$17,000

JR
\$1,182.39
\$1,182.39
S.M.
\$2,364.78
S.M.

(f) Particulars of Borrowing

Amount \$17,000
Term 10 years
Interest Rate 6.5%
Annual Payment \$2,364.78

(g) Funding of Operation and Maintenance of Proposed Local Improvement

The annual operating and maintenance costs of the proposed local improvement will be covered by water utility charges.

Sharla Murray, CMMA
Chief Administrative Officer
October 28th, 2011

APPENDIX "A" TO
 MUNICIPAL BOARD ORDER
 NO. E-11-196

SCHEDULE "C" TO BY-LAW NO. 1896
 RURAL MUNICIPALITY OF DUFFERIN

				PREPAID	CASH OPTION	FINANCE
#	ROLL NUMBER	COSTS	DEPOSIT	COSTS	PRE-PAYMENT AMOUNT	AMOUNT 2012-2021
1	91354	\$20,000.00	\$1500.00		\$18,500.00	\$1,182.39
1	91370	\$20,000.00	\$1500.00		\$18,500.00	\$1,182.39
		\$20,000.00	\$3,000.00	\$-	\$17,000.00	\$2,364.78

5398



RECEIVED
17/3/2012

DATE Feb 15 20 12

RECEIVED FROM R.M. of Dufferin

ADDRESS PO Box 100 Carman MB. R0G 0J0

THE SUM OF Fifty ~~_____~~ ^{XX} DOLLARS (\$ 50.00)

PARTICULARS File No. 11E8-0035 By-law No. 1896
Order No. E-11-196

Cheque No. 20111398 dated Dec 31 2012

Adrienne Newberry

THIS RECEIPT IS FOR MONEY RECEIVED ONLY AND DOES NOT AUTHORIZE THE HOLDER FOR ANY OTHER PURPOSE.
MG 3680 REV. 01/10