



RURAL MUNICIPALITY OF DUFFERIN
BY-LAW NO. 1912

A by-law of the Rural Municipality of Dufferin for the purpose of establishing tax credits for Wetland Property Owners within the Rural Municipality of Dufferin.

WHEREAS Section 261.2 of The Municipal Act, S.M. 2004, C.51 provides as follows;

“A council may by by-law establish financial assistance programs. A financial assistance program may include provisions

- a) prescribing the types, locations or classes of premises eligible for financial assistance, which types, locations or classes may be based on the age, assessed value or occupancy of the premises, or other criteria;
- b) prescribing the amount, or the manner of calculating the amount, of financial assistance for each premises or each type, location or class of premises;
- c) prescribing the types of renovations and costs associated that are eligible for financial assistance;
- d) establishing terms and conditions under which financial assistance may be provided or terminated, including establishing criteria for determining
 - i. the amount, or the manner of calculating the amount, of financial assistance,
 - ii. the maximum annual financial assistance, and
 - iii. the year or years during which financial assistance may be paid out or applied;
- e) respecting criteria for eligibility of recipients of financial assistance; and
- f) respecting any other matter that the council considers necessary or advisable.”

AND WHEREAS, the Council of the Rural Municipality of Dufferin has prepared a Special Tax Credit Proposal No. 1-2013 providing for the financial assistance for wetland property owners within the Rural Municipality of Dufferin;

NOW THEREFORE the Council of the Rural Municipality of Dufferin enacts as follows:

1. For the purpose of this by-law the following definitions shall apply:
 - a. **“financial assistance”** means a tax credit for municipal taxes or a grant.
 - b. **“municipal taxes”** means business taxes, property taxes, and fees in lieu of business taxes imposed for municipal purposes under Part 10 (Powers of Taxation).
 - c. **“wetlands”** refer to land areas on farms that hold spring-season, semi-permanent or permanent water. These include bogs, marshes and swamps and have saturated soil conditions over a long enough period of time during the year to maintain water-loving vegetation (such as rushes, cattails, sedges and other forbs) and wildlife habitat.

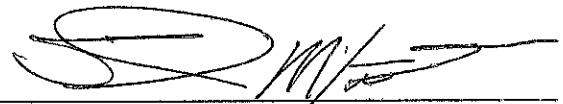
2. THAT pursuant to Section 262.2 of The Municipal Act, the Rural Municipality of Dufferin approves the Special Tax Credit Proposal No. 1-2013 attached hereto as Schedule "A";
3. THAT the Rural Municipality of Dufferin establish a tax credit program to provide an incentive for wetland property owners in Schedule "B" attached to this by-law that meet the following criteria;
 - a. Under the Special Tax Credit, all isolated wetlands and wetland complexes including associated uplands are eligible. Areas that are less than 1 acre per parcel are ineligible for the Special Tax Credit. Areas eligible will be delineated along the field boundary (crop edge). Under exceptional circumstance the Rural Municipality of Dufferin may permit the land to be hayed and/or used for pasture land.
 - i. An isolated wetland is a single wetland that is entirely surrounded by land with agricultural use.
 - ii. A wetland complex is a series or group of wetlands interconnected contiguously by associated permanent cover upland areas.
 - iii. Restored wetlands by plugging an existing drain would be included, through approval of La Salle Redboine and licensed through Manitoba Water Stewardship, at the cost of the wetland property owner.
4. The potential wetland property owner must apply to the Rural Municipality of Dufferin to determine eligibility, please see the attached Schedule "C" application to this by-law.

DONE AND PASSED by a by-law of the Rural Municipality of Dufferin in the Province of Manitoba this the 12th day of March A.D., 2013

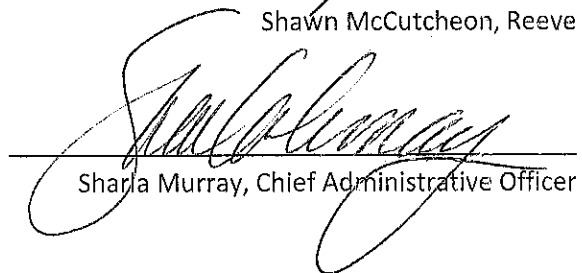
Read a first time this the 19th day of February A.D., 2013

Read a second time this the 12th day of March A.D., 2013

Read a third and final time this the 12th day of March A.D., 2013



Shawn McCutcheon, Reeve



Sharla Murray, Chief Administrative Officer