

## MUNICIPALITY OF CLANWILLIAM-ERICKSON BYLAW NO.32/16

BEING A BY-LAW PROVIDING FOR THE LEVYING OF RATES ON ALL ASSESSABLE PROPERTY WITHIN THE MUNICIPALITY OF CLANWILLIAM-ERICKSON TO RAISE THE FUNDS REQUIRED FOR THE LAWFUL PURPOSES OF THE MUNICIPALITY IN 2016

**WHEREAS** Section 304(1) of *The Municipal Act* provides as follows:

- 304(1) No later than May 15 of each year, a Council must by By-law
- (a) set a rate or rates of tax sufficient to raise
    - (i) the revenue to be raised by property taxes as set out in the operating budget, and
    - (ii) the revenue to be raised in the year to pay for a local improvement or special service and to pay the requisitions payable by the municipality;
  - (b) impose taxes
    - (i) in accordance with the tax rate or rates set under clause (a) on the portioned value of each assessable property in the municipality that is liable under *The Municipal Assessment Act* to that tax, and
    - (ii) where the tax is in respect of a local improvement or special service, in accordance with the local improvement or special services by-law; and
  - (c) set a due date for payment of taxes.

**AND WHEREAS** Section 164(1) of *The Municipal Act* provides as follows:

- 164(1) A Council must include in its operating budget for the fiscal year the estimated amounts of money required for all purposes, including amounts
- (a) to provide for the Council's policies and programs;
  - (b) to pay debt obligations in respect of any borrowings;
  - (c) to pay a requisition or any other amount that the municipality is required under an *Act* to collect;
  - (d) to be transferred to the capital budget or a reserve fund;
  - (e) to reduce or eliminate any deficiency incurred in respect of a previous fiscal year; and
  - (f) in respect of any uncollected tax or debt or grant-in-lieu of tax that is not collectible.

**AND WHEREAS** Section 164(2) of *The Municipal Act* provides as follows:

- 164(2) A Council must include in its operating budget the estimated amount of money from transfers and each source of revenue, including
- (a) transfers from the municipality's accumulated surplus of its reserve funds;
  - (b) revenue from grants and transfers from other governments;
  - (c) revenue from taxes, including
    - (i) real property tax,
    - (ii) business tax;
    - (iii) personal property tax;
    - (iv) special services tax;
    - (v) local improvement tax;
  - (d) revenue from all other sources, including fees or other charges in respect of the operation of any works, improvements, services, facilities and utilities.

**AND WHEREAS** the Municipality of Clanwilliam-Erickson has made estimates of all sums required for the lawful purposes of the corporation for the year 2016 which rates are attached hereto as Schedule "A";

**AND WHEREAS** the assessed value of the rateable property within the Municipality of Clanwilliam-Erickson, according to the last revised assessment roll thereof for General Municipal purposes is **\$55,940,310**;

**AND WHEREAS** it is necessary to fix the rates of taxation for the aforesaid purposes and the time for payment of all rates and taxes so fixed and levied;

**NOW THEREFORE BE IT AND IT IS HEREBY ENACTED** as a by-law of the Municipality of Clanwilliam-Erickson in Council duly assembled as follows:

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1. **THAT** the Annual Estimates of the Municipality of Clanwilliam-Erickson be now and hereinafter referred to as "*The Financial Plan*".
2. **THAT** "*The Financial Plan*" of the Municipality of Clanwilliam-Erickson for the year 2016, as set out in Schedule "A" hereto attached and identified by the signature of the Mayor and the Chief Administrative Officer are hereby approved and adopted.
3. **THAT** the following respective rates of so much on the dollar be and are hereby levied for the year 2016 upon the assessed value of all rateable property within the Municipality of Clanwilliam-Erickson, respectively liable therefore according to the last revised assessment roll of real and personal property thereof to raise the sums required for the uncontrollable purposes of the Municipality of Clanwilliam-Erickson which said rates, assessed values and sums required are set out in Schedule "A":
  - (a) A general rate of **10.500** mills on the dollar to provide for the payment of the Education Support Levy on Other Property of the sums respectively set out in Schedule "A" attached.
  - (b) A special rate of **11.298** mills on the dollar, on property, respectively assessed as set out in Schedule "A" to provide for the payments to the Rolling River School Division No. 39 the amounts required for Division purposes as set out in Schedule "A" attached.
  - (c) A general rate of **.3575** mills on the dollar, on all rateable property to provide for the provision to the General Reserve Fund of the sums respectively set out in Schedule "A" attached.
  - (d) A general rate of **.8938** mills on the dollar, on all rateable property to provide for a provision to the Machinery Replacement Reserve Fund of the sums respectively set out in Schedule "A" attached.
  - (e) A general rate of **.1788** mills on the dollar, on all rateable property to provide for a provision to the Fire Equipment Reserve Fund of the sums respectively set out in Schedule "A" attached.
  - (f) A general rate of **.1430** mills on the dollar, on all rateable property to provide for a provision to the Buildings Reserve Fund of the sums respectively set out in Schedule "A" attached.
  - (g) A general rate of **.7150** mills on the dollar, on all rateable property to provide for a provision to the Bridges and Culverts Reserve Fund of the sums respectively set out in Schedule "A" attached.
  - (h) A general rate of **.1251** mills on the dollar, on all rateable property to provide for a provision to the Airport Reserve Fund for the resurfacing of the runway of the sums respectively set out in Schedule "A" attached.
4. **THAT** a general rate of **18.728** mills on the dollar, made up of the rates in Schedule "A" be hereby levied for the year 2016 upon the assessed value of all rateable properties in the Municipality of Clanwilliam-Erickson liable therefore, according to the latest revised assessment rolls to provide for the amount estimated as required for the general controllable purposes of the corporation.
5. **THAT** a Transitional Mill Rate of **2.534** mills on the dollar be hereby levied for the year 2016 upon the assessed value of all rateable properties in Ward II formerly the Town of Erickson liable therefore, according to the latest revised assessment rolls to provide for the amount estimated as required.
6. **THAT** a Transitional Mill Rate of **.137** mills on the dollar be hereby levied for the year 2016 upon the assessed value of all rateable properties in Ward I formerly the RM of Clanwilliam liable therefore, according to the latest revised assessment rolls to provide for the amount estimated as required.
7. **THAT** special per parcel rates of **\$110.30** per residential property, **\$160.30** per commercial or industrial property, **\$240.30** per multi-dwelling residential and **\$241.30** per mobile home park property for special service costs to provide Garbage Collection services, be set and imposed upon all properties as set out in Schedule B to By-Law No.29-16.

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8. **THAT** a special per parcel rate of **\$82.98** per parcel for the local improvement costs to purchase a new Pumper Truck, be set and imposed upon all properties as set out in Schedule C to By-Law No. 603-12.
9. **THAT** special per parcel rate of **\$126.29** per parcel for the local improvement costs for the Water Treatment Plant Upgrade, be set and imposed upon all properties as set out in Schedule C to By-law No. 610-14.
10. **THAT** all taxes and rates imposed and levied in the Municipality of Clanwilliam-Erickson, for the year 2016 shall be deemed to have been imposed and are due and payable on the 31<sup>st</sup> day of October, 2016.
11. **THAT** any taxpayer of the Municipality of Clanwilliam-Erickson who is not in arrears may pre-pay all taxes levied or charged against the property after the 31<sup>st</sup> day of May and before the 1<sup>st</sup> day in October in the year in which they are imposed and shall be granted a discount as provided in By-law No.17/15.
12. **THAT** a penalty as provided for in By-law No.17/15 shall be added on November 1<sup>st</sup> and the first day of each month thereafter.
13. **THAT** no discount for prepayment of taxes shall be granted or allowed unless prepayment is sufficient to prepay all taxes charged in the tax roll for the current year opposite the property on which such payment is desired to be made.

**DONE AND PASSED** as a by-law of the Municipality of Clanwilliam-Erickson at Erickson in the Province of Manitoba this 25<sup>th</sup> day of May, 2016.

**Municipality of Clanwilliam-Erickson**

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Elgin Hall - Mayor

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Quinn Stelmaschuk  
Chief Administrative Officer

Read a first time this	<u>5<sup>th</sup></u>	day of	<u>May</u>	A.D.	<u>2016</u>
Read a second time this	<u>25<sup>th</sup></u>	day of	<u>May</u>	A.D.	<u>2016</u>
Read a third time this	<u>25<sup>th</sup></u>	day of	<u>May</u>	A.D.	<u>2016</u>