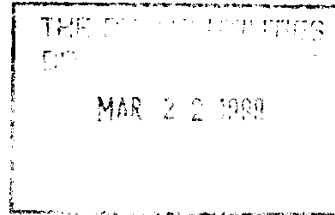


THE RURAL MUNICIPALITY OF MORRIS

BY-LAW NO. 1523/99



BEING a By-law of the Rural Municipality of Morris to revise and amend the water and sewer rates within the Village of Rosenort.

WHEREAS the Rural Municipality of Morris owns and operates a water and sewer utility facility within the limits of the said Village of Rosenort;

AND WHEREAS the water and sewer system for Rosenort has been in operation since 1983;

AND WHEREAS Council feels it is necessary that the commodity rates be increase for this utility;

AND WHEREAS Section 232(1)(l) of The Municipal Act states as follows: "A council may pas by-laws for municipal purposes respecting the following matters: (l) public utilities;"

AND WHEREAS Section 232(2)(d) of The Municipal Act states as follows: " without limiting the generality of subsection (1), a council may in a by-law passed under this division (d) establish fees or other charges for services, activities or things provided or done by the municipality or for the use of property under the ownership, direction, management or control of the municipality;"

NOW THEREFORE BE IT RESOLVED that the Rural municipality of Morris, in Council duly assembled, enacts as follows:

1. That all accounts for minimum quarterly charges for metered services as set forth in the Schedule of Quarterly Rates shall be billed quarterly in advance together with any excess charges for metered water and sewer services for the preceding quarter. Consumers shall pay for water and sewer service supplied to them by the Rural Municipality of Morris at the rates and terms set out in Schedule "A" attached hereto and forming part of this by-law.

2. That This by-law is amending the rates imposed under By-law No. 1311/85. Therefore, all rates and regulations not amended by this by-law shall remain in force and effect and that this by-law only amends those areas of By-law No. 1311/85 as stated under Schedule "A" of this By-law.

3. That this by-law shall come into force and effect on January 1, 1999.

DONE AND PASSED by the Rural Municipality of Morris, in Council duly assembled this 11th day of August, 1999.

APPROVED

By Order No. 132/99  
THE PUBLIC UTILITIES BOARD

Dede Graft  
Acting Secretary

[Signature]  
Reeve

[Signature]  
Municipal Administrator.

Read a first time on the 10<sup>th</sup> day of February, 1999

Read a second time on the 11th day of August, 1999

Read a third time on the 11th day of August, 1999

CERTIFIED A TRUE AND CORRECT COPY OF THE ORIGINAL.

[Signature]  
Secretary-Treasurer

**SCHEDULE "A"**  
**THE RURAL MUNICIPALITY OF MORRIS**  
**WATER AND SEWER RATES FOR ROSENORT**  
**BY-LAW NO. 1523/99**

**SCHEDULE OF QUARTERLY RATES**

1. Commodity Rates per cubic meter

	<u>Water</u>	<u>Sewer</u>	<u>Water and Sewer</u>
All metered water consumption for first 125m per quarter	1.44	0.24	1.68
All metered water consumption over 125 m per quarter	1.15	0.24	1.39

2. Minimum Charges Quarterly

Notwithstanding the commodity rates set forth in paragraph 1 hereof, all customers will pay the applicable minimum charges set out below, which will include water allowances indicated:

(a) Water and Sewer Customers

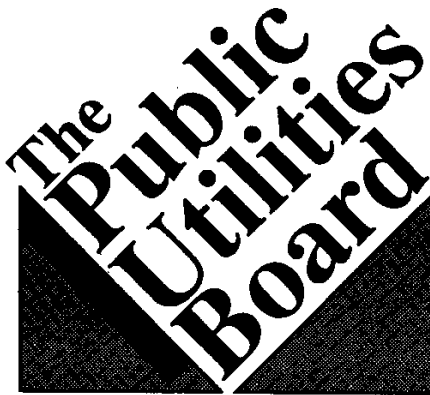
Meter Size	Water Included Cubic Meters	Customer Service Charge	Commodity Charges		Total Quarterly Minimum
			<u>Water</u>	<u>Sewer</u>	
16mm (5/8")	14	8.80	20.16	3.36	32.32
20mm (3/4")	28	8.80	40.32	6.72	55.84
25mm (1")	56	8.80	80.64	13.44	102.88
40mm (1 1/2")	140	8.80	197.25	33.60	239.65
50mm (2")	350	8.80	438.75	84.00	531.55

(b) Water Only Customers

Minimum Charge will be the same for each meter size as shown above, but the Sewer Commodity Charge will be excluded.

3. Bulk Sales Rate

All water sold in bulk by the Rosenort Local Improvement District shall be charged at the rate of \$1.70 per cubic meter.



2nd Floor  
280 Smith Street  
Winnipeg, Manitoba  
R3C 1K2

M A N I T O B A                    )  
  )  
THE MUNICIPAL ACT                )     Order No. 137/99  
  )     July 5, 1999

BEFORE: G. D. Forrest, Chairman  
          E. Edmondson, Member  
          M. Rodrigue, Member

**THE RURAL MUNICIPALITY OF MORRIS  
LOCAL IMPROVEMENT DISTRICT NO. 2 (ROSENORT)  
WATER AND SEWER RATES  
BY-LAW NO. 1523/99**

---

**WHEREAS** upon application of the Rural Municipality of Morris serving Local Improvement District No. 2 (Rosenort) for approval of By-law 1523/99 to revise the schedule of water and sewer rates of the said Local Improvement District, the Board received letters of representation of Mr. Alvin Rempel dated May 28 and June 9, 1999 in response to the publishing of Notice of the rate application;

Mr. Rempel's concerns primarily dealt with two matters, the first being a suggestion that the Rural Municipality of Morris exceeded its authority under Sections 118 and 120(1) of The Municipal Act by purchasing water from the Pembina Valley Water Co-operative.

With respect to this issue, the Board notes that Section 122 of the Act allows a local urban district committee to refer a dispute of this nature to the Minister responsible for the Municipal Act, and that this was not done.

The second concern raised was the substantial 60% rate increase being proposed notwithstanding the 1999 proposed budget appears to be only 5% above 1997 and 1998 actual operating revenues.

In this regard, from an examination of financial statements and the utility rate study, the Board has the following comments. Revenue from new service connections has decreased from approximately \$18,000 in 1997, to \$10,000 in 1998 and to a projected \$5,000 in 1999. The Board does not generally encourage utilities to include connection fees or penalties as revenue for rate - making purposes as these revenues may not be forthcoming. Further, financial statements do not of necessity include additional allowances for unforeseen expenditures or for inflationary pressure resulting in higher operating expenses two to three years into the future, a standard practice in utility rate studies. Without these considerations, rate studies would be required on an annual basis.

Having considered all information provided, the Board will approve the rates set out in By-law No. 1523/99, effective January 1, 1999.

**IT IS THEREFORE ORDERED THAT:**

1. By-law No. 1523/99 of the Rural Municipality of Morris serving Local Improvement District No. 2 (Rosenort) BE AND THE SAME IS HEREBY APPROVED.
2. The water and sewer rates set forth in Schedule "A" hereto shall apply to all customers of the utility effective on and after January 1, 1999.

Fees payable upon this Order - \$10.00

THE PUBLIC UTILITIES BOARD

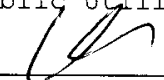
"G. D. FORREST"

Chairman

"D. DEGRAFF"

Acting Secretary

Certified a true copy of  
Order No. 137/99 issued by  
The Public Utilities Board

  
\_\_\_\_\_  
Acting Secretary

**SCHEDULE "A"**

**TO BOARD ORDER NO. 137/99**

**THE RURAL MUNICIPALITY OF MORRIS**

**LOCAL IMPROVEMENT DISTRICT NO. 2 (ROSENORT)**

**WATER AND SEWER RATES**

**BY-LAW NO. 1523/99**

**SCHEDULE OF QUARTERLY RATES**

**1. Commodity Rates per cubic meter**

	<u>Water</u>	<u>Sewer</u>	<u>Water and Sewer</u>
All metered water consumption for first 125m per quarter	1.44	0.24	1.68
All metered water consumption over 125m per quarter	1.15	0.24	1.39

**2. Minimum Charges Quarterly**

Notwithstanding the commodity rates set forth in paragraph 1 hereof, all customers will pay the applicable minimum charges set out below, which will include water allowances indicated:

**(a) Water and Sewer Customers**

<u>Meter Size</u>	<u>Water Included Cubic Meters</u>	<u>Customer Service Charge</u>	<u>Commodity Charge</u>		<u>Total Quarterly Minimum</u>
			<u>Water</u>	<u>Sewer</u>	
16mm (5/8")	14	8.80	20.16	3.36	32.32
20mm (3/4")	28	8.80	40.32	6.72	55.84
25mm (1")	56	8.80	80.64	13.44	102.88
40mm (1½")	140	8.80	197.25	33.60	239.65
50mm (2")	350	8.80	438.75	84.00	531.55

**(b) Water Only Customers**

Minimum Charge will be the same for each meter size as shown above, but the Sewer Commodity Charge will be excluded.

3. Bulk Sales Rate

All water sold in bulk by the Rosenort Local Improvement District shall be charged at the rate of \$1.70 per cubic meter.

