



Municipality of Norfolk Treherne

Local Improvement – Treherne Water & Wastewater Renewal Part 2
By-law No. 26-2016

Being a By-law of the Municipality of Norfolk Treherne to authorize the Expenditure and Borrowing of money for Phases III, IIIA, IVA and IVB of a water main renewal and sewer renewal project 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:
 - (i) sewage collection and treatment facilities;
 - (ii) water supply, treatment and distribution facilities;

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, the Council of the Municipality of Norfolk Treherne has prepared Local Improvement Plan - Treherne Water & Wastewater Renewal Part 2, 1-2016 providing for the spending, borrowing authority, and imposition of taxes for Phases III, IIIA, IVA and IVB of a water main renewal and sewer renewal project 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 Municipality of Norfolk Treherne to borrow the sum of \$733,334.00 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 20 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 amount of the existing borrowing debt of the Municipality of Norfolk Treherne is \$886,510.11, of which no portion of the principal or of the interest thereon is in arrears;

Now Therefore the Council of the Municipality of Norfolk Treherne in regular (or special) session assembled enacts as follows:

1. That pursuant to subsection 320(1) of *The Municipal Act*, Municipality of Norfolk Treherne adopt Local Improvement Plan, Treherne Water & Wastewater Renewal Part 2, 1-2016 attached hereto as Schedule "B".
2. That the Municipality of Norfolk Treherne may expend up to two million two hundred thousand dollars (\$2,200,000.00) for the purpose of Phases III, IIIA, IVA and IVB of a water main renewal and sewer renewal project as a local improvement.
3. That for the aforesaid project, the said municipality may borrow seven hundred and thirty three thousand three hundred and thirty four dollars (733,334) such borrowing shall be issued by Municipality of Norfolk Treherne in the Province of Manitoba, and shall be payable at the SunRise Credit Union, and shall be dated the 31st day of December, A.D. 2017.
4. That the said borrowing shall bear interest at a rate estimated for the time being at 5.5% 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 2018 to 2037, both inclusive.
5. That the issuance of borrowings shall be signed by the Reeve, or by some other person authorized by by-law to sign same, and by the Chief Administrative Officer of the Municipality of Norfolk Treherne and there shall be affixed thereto the corporate seal of the said municipality.
6. That during the currency of the said borrowing; namely, in each of the years 2018 to 2037 both inclusive, there shall be raised annually by a special per parcel rate on all benefiting property in the Municipality of Norfolk Treherne described in Schedule "C" hereto, an amount sufficient to provide for the principal and interest requirements hereunder.
7. That pursuant to subsection 174(3)(d) of *The Municipal Act*, pending the issue of the borrowing, the Council of the Municipality of Norfolk Treherne 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

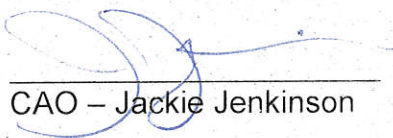
incurred for the purpose aforesaid, and the total of such advances shall not exceed two million two hundred thousand dollars (\$2,200,000.00).

8. 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 rate provided herein to the said Chief Administrative Officer of the Municipality of Norfolk Treherne and thereafter no per parcel rate 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 Municipality of Norfolk Treherne in the Province of Manitoba this 13th day of Dec, 2016.

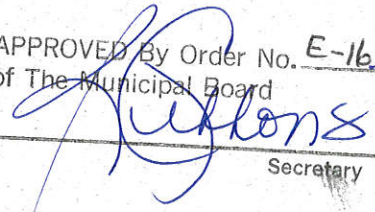


Reeve – Craig Spencer



CAO – Jackie Jenkinson

Read a first time this 11 day of Oct. A.D. 2016.
Read a second time this 13 day of Dec. A.D. 2017.
Read a third time this 13 day of Dec. A.D. 2017.

APPROVED By Order No. E-16-164
of The Municipal Board


Secretary

Municipality of Norfolk Treherne			
			Sold to: SunRise Credit Union
Schedule A to By-Law No. 26-2016			
Local Improvement Debenture Issue			
Term (Yrs):	20	Amount:	733,334.00
Date:	December 31, 2017	Rate (%):	5.5000
Payable:	December 31, 2018 - 2037	Annual Payment:	61,364.90
			First Year's Payment: 61,364.90
			Adjusted Last Year's Payment: 61,364.82

MATURITY SCHEDULE			
Year	Interest	Principal	Balance
2018	40,333.37	21,031.53	712,302.47
2019	39,176.64	22,188.26	690,114.21
2020	37,956.28	23,408.62	666,705.59
2021	36,668.81	24,696.09	642,009.50
2022	35,310.52	26,054.38	615,955.12
2023	33,877.53	27,487.37	588,467.75
2024	32,365.73	28,999.17	559,468.58
2025	30,770.77	30,594.13	528,874.45
2026	29,088.09	32,276.81	496,597.64
2027	27,312.87	34,052.03	462,545.61
2028	25,440.01	35,924.89	426,620.72
2029	23,464.14	37,900.76	388,719.96
2030	21,379.60	39,985.30	348,734.66
2031	19,180.41	42,184.49	306,550.17
2032	16,860.26	44,504.64	262,045.53
2033	14,412.50	46,952.40	215,093.13
2034	11,830.12	49,534.78	165,558.35
2035	9,105.71	52,259.19	113,299.16
2036	6,231.45	55,133.45	58,165.71
2037	3,199.11	58,165.71	0.00
TOTALS	493,963.92	733,334.00	1,227,297.92

Schedule "B" to By-Law No. 26-2016

MUNICIPALITY OF NORFOLK TREHERNE

**LOCAL IMPROVEMENT PLAN NO. TREHERNE WATER & WASTEWATER
RENEWAL Part 2, 1 - 2016**

Phases III, IIIA, IVA and IVB water main renewal and sewer renewal as indicated in the Water and Wastewater Assessment Study for the Treherne Utility.

(a) Description of the Local Improvement;

The local improvement proposed under the Water Assessment for Phases III, IIIA, IVA and IVB water main renewal and sewer renewal under the Sewer Assessment involves:

Complete priority areas to renew the water mains indicated under the next phases of the water assessment study. Complete sewer renewal of the collection system as outlined in the wastewater assessment study.

(b) Local Improvement District to be Taxed;

The Local Improvement District will be all properties with access to Treherne Utility system as shown hereto attached on Appendix A (map).

(c) Potential Taxpayers under the Plan;

Potential taxpayers under this Plan will be all taxable, grant-in-lieu (GIL) and otherwise exempt property with access to the Treherne Utility system as described hereto attached on Schedule "C".

(d) Method and Rate of Calculating the Local Improvement Tax;

The local improvement tax to be levied will be based on an amount per parcel of land. The rate will be calculated as follows:

Cash Option: (one time upfront payment upon project completion)

\$1824.30 - all properties

OR

Finance Option: (levied on taxes annually for 20 years)

\$152.70 - all properties

Unit Charges:

3 units - South Norfolk-Treherne Housing (1 water meter for each semi-detached house) \$5,472.90 Cash Option or \$458.10 Finance Option

4 units - Legion Lodge(1 water meter - 11 suites divide by 3)
\$7,297.20 Cash Option or \$610.80 Finance Option

7 units - Prairie Mountain Health (21 suites divide by 3)
\$12,770.10 Cash Option or \$1,068.90 Finance Option

2 units - Manitoba Housing (2 separate buildings)
\$3,648.60 Cash Option or \$305.40 Finance Option

The Municipality has four properties with suites and therefore a unit charge is applicable to these properties. All other properties that have access to the utility will be charged a per parcel rate. CPR lots are included as the utility mains are accessible to these lots. Other properties that do not have access to the utility have been excluded.

Pursuant to Section 325 of The Municipal Act, all taxpayers will be provided the opportunity at the completion of the project to prepay their portion of the local improvement tax by the date set by the council.

(e) Estimated cost of the local Improvement;

Total Estimated Cost – \$2,200,000

(f) Anticipated sources of Funding;

Federal Government	\$ 733,333	
Provincial Government	\$ 733,333	
Municipality of Norfolk Treherne	\$ 733,334	Proposed Borrowing
	\$2,200,000	

(g) Particulars of Borrowing;

Total	\$733,334
Term	20 Years
Interest Rate	5.5%
Annual Payment	\$61,364.90

(h) Annual operation and maintenance

It is anticipated that the annual operation and maintenance costs of this local improvement will be paid by the Treherne Utility users.

Appendix A

APPENDIX "A" TO
MUNICIPAL BOARD ORDER
NO. E-16-164

■ No service - excluded

■ - Multiple Units

□ Treherne Water + Wastewater Renewal Part 2, 1-2016

