

TOWN OF NIVERVILLE

By-law No. 668-09

Being a By-law of the Town of Niverville to provide for establishing of a schedule of rates for properties within the Town of Niverville receiving services for collection and disposal of waste materials.

WHEREAS The Municipal Act, S.M. 1996, C.58 Section 312(2) provides in part as follows:

- 312 If approved by by-law, a municipality may provide, as a special service to all or part of a municipality, one or more of the following:
- ...
- (e) the collection and transportation of waste or recyclable materials;
- ...

AND WHEREAS subsection 320(1) of the Act provides as follows:

- .. 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 the council of the Town of Niverville has prepared Special Services Plan No. 18 to establish a schedule of rates for waste management services as a special service pursuant to Part 10 of the Act;

AND WHEREAS the requirements as prescribed in section 318, 319 and 320 of the Act have been complied with;

NOW THEREFORE, the Council of the Town of Niverville, duly assembled, hereby enacts as follows:

1. That pursuant to subsection 320(1) of the Act, the Town of Niverville approves Special Service Plan No. 18, attached hereto as Schedule "A."
2. That the Town of Niverville levy a special service tax annually upon all rateable properties within the Town as hereby attached in Schedule "B."
3. That By-law No. 668-09 repeals By-law No. 631-06.

DONE AND PASSED by the Council of the Town of Niverville, in Council assembled, at the Council Chambers, at Niverville, in Manitoba, this day of , 2009.

Mayor

CAO

Given first reading this 9th day of March, 2009.
Given second reading this day of April, 2009.
Given third reading this day of April, 2009.

Certified a true copy of By Law No. 668-09
Given first reading on March 9th, 2009.

G. Jim Buys, CAO

SCHEDULE "A" TO BY-LAW No. 668-09

Town of Niverville

Special Service Plan No. 18

To Provide for the establishing of a schedule of rates for properties within the Town of Niverville receiving a special service.

(a) Description of the Proposed Special Service

The Special Service project proposed herein involves the establishing of a schedule of rates for the purposes of paying for the special services of collection and disposal of waste materials in 2009. The Town has entered into a contract for said services with Valley Disposal.

(b) Special Service District to be Taxed

The Special Service tax under this proposal will be levied on qualified properties in the Town of Niverville as described in Schedule "B" – Special Service District #18. This includes all single family, duplexes and one only multiple family dwelling of 3 apartment units or less. All commercial, industrial, institutional and multiple family dwellings consisting of 4 apartment units or greater are exempt from the special tax levy.

Potential taxpayers consist of those parcels of land that are receiving, or are planned to be receiving in 2009 collection of recyclable and waste materials.

(c) Method or Rate of Calculating Special Service Tax

A per residential unit fee will be applied on all single family, two-family residential homes and apartment complexes of 3 units or less of \$94.00 per annum per unit.

(d) Estimated Cost of Local Improvement

Cost estimate for the total project for 2009 is \$82,156.00 (Collection - \$52,440; Disposal - \$29,716)