

ROSSBURN MUNICIPALITY  
BY-LAW NO. 2018-005

**BEING A BY-LAW TO ESTABLISH A RATE FOR THE SERVICES PROVIDED TO RURAL FOR HIGHWAY CONSTRUCTION & MAINTENANCE AND DRAINAGE CONSTRUCTION AND MAINTENANCE;**

WHEREAS Section 312 of *The Municipal Act* of Manitoba, 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 of more of the following:
- (a) highway construction and maintenance;
  - (b) ~~snow removal and dust control;~~
  - (c) ~~tree planting or control of a plant or tree disease;~~
  - (d) ~~grass and weed cutting and control;~~
  - (e) ~~the collection and transportation of waste or recyclable materials;~~
  - (f) ~~incentives to health care professionals to practice their professions in the municipality;~~
  - (g) ~~recreation support services;~~
  - (h) ~~street lighting;~~
  - (i) ~~fire and police protection services;~~
  - (i-1) ~~emergency management services;~~
  - (j) ~~business improvement area services;~~
  - (k) drainage construction and maintenance;
  - (l) ~~maintenance or operation of a local improvement;~~

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

320(1) Subject to subsections (2) to (6) and subsection 321(4), a council may by by-law

- (a) approve the local improvement or special services 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 Rosburn Municipality has prepared Special Services Plan No. 4 to establish a rate for the highway construction & maintenance and drainage construction and maintenance 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 Rosburn Municipality, in open council assembled enacts as follows:

1. That pursuant to subsection 320(1) of the Act, Rosburn Municipality approves Special Service Plan No. 4 attached hereto as Schedule "A".
2. That the Rosburn Municipality levy an annual special service tax upon all rateable properties within the municipality as hereby attached in Schedule "B".

DONE AND PASSED in open council assembled at the Municipal Office at \_\_\_\_\_ in the Province of Manitoba this \_\_\_\_\_ day of \_\_\_\_\_ A.D. 2\_\_\_\_\_.

\_\_\_\_\_  
Brian Brown, Mayor

\_\_\_\_\_  
Cheryl Melnyk, Chief Administrative Officer

Read a first time this \_\_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_\_

Read a second time this \_\_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_\_

Read a third time this \_\_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_\_

**ROSSBURN MUNICIPALITY**

**SCHEDULE "A" TO**

**BY-LAW NO.2018-05**

**SPECIAL SERVICES PLAN NO. 004**

**BEING A BY-LAW TO ESTABLISH A RATE FOR THE SERVICES PROVIDED TO RURAL (Ward 1) FOR GRASS AND WEED CUTTING AND CONTROL AND RECREATION COSTS;**

**DESCRIPTION OF PROPOSED SPECIAL SERVICE**

Rosburn Municipality provides for services to the Rural (Ward 1) for highway construction & maintenance and drainage construction and maintenance. Council is proposing to change the basis for calculating the levy. Under this proposal, the levy will no longer be based upon property assessment and will be removed from the mill rate and will be calculated separately on each property within the rural area of Rosburn Municipality on a per parcel basis, including otherwise exempt property. This special service plan will apply for the year 2018.

**SPECIAL SERVICE AREA TO BE LEVIED**

The Special Service Tax will be levied on taxable, grant-in-lieu and otherwise exempt property within Rural Ward 1 (former Rural Municipality of Rosburn) in Rosburn Municipality limits as described in Schedule "B" attached hereto.

**ESTIMATED COST OF THE SPECIAL SERVICES**

The estimated cost of the Special Service Plan for 2018 as follows

Service	Expense	Revenue	Net Levy
Highway Construction & Maintenance	175,000	80,310	94,690
Drainage Construction & Maintenance	16,000	0	16,000
<b>Total</b>	<b>191,000</b>	<b>80,310</b>	<b>110,690</b>

**METHOD AND RATE OF CALCULATING THE SPECIAL SERVICES TAX**

Method of and Rate of Calculating the Special Services Tax shall be a flat rate equally applied to each eligible property. The rate will be established by dividing the entire expense by the amount of eligible properties.

In 2018 the Rural (Ward 1) has 1703 taxable properties divided by the total expense of \$110,690 equals a levy of \$65.00 per parcel.

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Cheryl Melnyk  
Chief Administrative Officer  
Rosburn Municipality

**ROSSBURN MUNICIPALITY**

**SCHEDULE "B" TO**

**BY-LAW NO.2018-05**

**SPECIAL SERVICES PLAN NO. 004**

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