

# MUNICIPALITY OF CLANWILLIAM-ERICKSON BYLAW NO. 77-22

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 2022

**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** subsection 346(2) of *The Municipal Act*, provides that "A council may by by-law

- (a) Set a rate, subject to any limitation prescribed by the minister by regulation, at which penalties may be imposed in respect of tax arrears; and
- (b) Impose penalties at that rate.

**AND WHEREAS** the Municipality of Clanwilliam-Erickson has made estimates of all sums required for the lawful purposes of the corporation for the year 2022 which rates are attached hereto as Schedule "A" and form part of this by-law;

**AND WHEREAS** it is necessary by by-law or by-laws to levy a rate or rates of so much on the dollar upon the assessed value of all ratable property liable therefore in the Municipality as the council deems sufficient to raise the sums required for the lawful purposes of the corporation as shown by the said estimates;

**AND WHEREAS** the assessed value of the ratable property within the Municipality of Clanwilliam-Erickson, according to the last revised assessment roll thereof for General Municipal purposes is **\$65,017,450**;

**AND WHEREAS** the assessed value of the ratable property within the Municipality of Clanwilliam-Erickson, according to the last revised assessment roll thereof for Education Support Levy – other property is **\$2,347,610**;

**AND WHEREAS** the assessed value of the ratable property within the Municipality of Clanwilliam-Erickson, according to the last revised assessment roll thereof for Special School Levy – Rolling River S.D is **\$63,957,700**;

**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:

## ESTIMATES

1. **THAT** the Financial Plan of the Council of the Municipality of Clanwilliam-Erickson of all sums required for the lawful purposes of the corporation for the year 2022 as set forth in Schedule "A" hereto attached and identified by the signature of the Officers are hereby approved and adopted.

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### REQUISITION PURPOSES

2. **THAT** the following respective rates of so much on the dollar be and are hereby levied for the year 2022 upon the assessed value of all ratable property in the Municipality respectively liable therefore in accordance to the last revised assessment roll of general and personal property thereof, to raise the sum for the uncontrollable purposes of the Municipality of Clanwilliam-Erickson, which said rates, assessed values and sums required are set out in Schedule "A", viz;
- (a) a foundation rate of **8.714** mills on the dollar, levied under Section 184 of *The Public Schools Act*, to provide for the payment of the Education Support Levy on Other property of the sums respectively as set out in Schedule "A", attached,
  - (b) a foundation rate of **11.114** mills on the dollar, levied under Section 188 of *The Public Schools Act*, to provide for the payment of the Special School Levy – Rolling River S.D. on property of the sums respectively as set out in Schedule "A", attached,

### CONTROLLABLE PURPOSES

3. **THAT** the following respective rates of so much on the dollar be and are hereby levied for the year 2022 upon assessed value of all ratable property in the Municipality respectively liable therefore according to the personal property thereof, to raise the sums required for the controllable purposes of the corporation, which said rates, assessed value and sums required are set out in Schedule "A", viz;

#### General Municipal

- (a) **THAT** an At Large rate of **16.321** mills on the dollar, made up of the rates in Schedule "A" be hereby levied for the year 2022 upon the assessed value of all ratable 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.
- (b) **THAT** the 2022 Assiniboine West Watershed District levy of \$7,814.48 be inclusive of the At Large mill rate.

#### Special Area

- (c) **THAT** an Urban Area (Ward II) rate of **8.315** mills on the dollar, made up of the rates in Schedule "A" be hereby levied for the year 2022 upon the assessed value of all the ratable urban property in Ward II of the Municipality liable therefore, according to the last revised general and personal property assessment roll thereof, to provide for the payment of the amount estimated as required for the general controllable purpose of the corporation.
- (d) **THAT** special per parcel rates of **\$206.20** per residential property, **\$326.82** per commercial or institutional property for property for special service costs to provide Garbage Collection services and 50% of waste site operational expenses, be set and imposed upon all properties as set out in Schedule "B" to By-law No. 70-20.
- (e) **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.
- (f) **THAT** special per parcel rate of **\$67.43** per parcel for the local improvement costs for the Snow Clearing Equipment Purchase, be set and imposed upon properties as set out in Schedule "C" to By-law No.50/18.

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PAYMENT OF TAXES

- 4. **THAT** all taxes and rates imposed and levied in the Municipality of Clanwilliam-Erickson, for the year 2022 shall be deemed to have been imposed and are due and payable on the 31<sup>st</sup> day of October, 2022.
  - (a) **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 of October in the year in which they are imposed and shall be granted a discount as provided in By-law No. 17/15.
  - (b) **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.
  - (c) **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 29<sup>th</sup> day of April, 2022.

Municipality of Clanwilliam-Erickson

  
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 Victor Baraniuk - Reeve

  
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 Iain Edye  
 Chief Administrative Officer

Read a first time this	<u>28</u>	day of	<u>April</u>	A.D.	<u>2022</u>
Read a second time this	<u>28</u>	day of	<u>April</u>	A.D.	<u>2022</u>
Read a third time this	<u>29</u>	day of	<u>April</u>	A.D.	<u>2022</u>