

M A N I T O B A                    )     Order No. 63/01  
  )  
THE MUNICIPAL ACT                 )     April 3, 2001

BEFORE: G. D. Forrest, Chairman  
          S. Proven, Member

**THE RURAL MUNICIPALITY OF FRANKLIN  
LOCAL IMPROVEMENT DISTRICT NO. 2 (DOMINION CITY)  
WATER AND SEWER UTILITY  
REVENUE DEFICIT 2000**

**WHEREAS** Section 164 of The Municipal and Various Acts Amendment Act, c. 58, provides in part as follows:

"164(4) The council must ensure that the amount of estimated revenue and transfers provided for in the utility budget is not less than the amount of estimated expenditures in respect of the utility unless, before adopting the operating budget, the council obtains The Public Utilities Board's written approval, which may include any condition the Board considers necessary or advisable."

**AND WHEREAS** Section 165 of the said Act provides as follows:

"165(1) When a council determines during a fiscal year that expenditures are likely to exceed the revenue and transfers provided for in its budget, the council must immediately advise the minister in writing and may incur a deficiency with the minister's written approval, which may include any condition the minister considers necessary or advisable."

165(2) When a council determines during a fiscal year that expenditures of a utility are likely to exceed the revenue and transfers provided for in the utility budget, the council must immediately advise The Public Utilities Board in writing and may incur a deficiency with the Board's written approval, which may include any condition the Board considers necessary or advisable.

**AND WHEREAS** the water and sewer utility of the Rural Municipality of Franklin serving Local Improvement District No. 2 (Dominion City) incurred a revenue deficit in the amount of \$23,705.00 in the year 2000;

**AND WHEREAS** it is proposed that the said revenue deficit be recovered from the accumulated cash surplus account of the utility;

**IT IS THEREFORE ORDERED THAT:**

1. The revenue deficit in the amount of \$23,705.00 incurred by the water and sewer utility of the Rural Municipality of Franklin serving Local Improvement District No. 2 (Dominion City) during the year 2000 BE AND THE SAME IS HEREBY AUTHORIZED;
2. The said revenue deficit be recovered from the accumulated cash surplus account of the utility.

Fees payable upon this Order - \$10.00

THE PUBLIC UTILITIES BOARD

"G. D. FORREST"  
\_\_\_\_\_  
Chairman

"G. O. BARRON"  
\_\_\_\_\_  
Secretary

Certified a true copy of Order  
No. 63/01 issued by The Public  
Utilities Board

\_\_\_\_\_  
Secretary