

M A N I T O B A) Order No. 66/09
)
THE MUNICIPAL ACT) April 30, 2009

BEFORE: Graham Lane, CA, Chairman
 Susan Proven, P.H.Ec., Member
 Monica Girouard, C.G.A., Member

RURAL MUNICIPALITY OF SOUTH NORFOLK
LAVENHAM UTILITY
WATER UTILITY
BUDGETED DEFICIT 2009

WHEREAS Section 164(4) of *The Municipal Act*, SM 1996, c. 58, as amended, provides:

"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 the Rural Municipality of South Norfolk serving the Lavenham Utility plans to incur a deficit during the year 2009 in the Lavenham Utility for an amount estimated at \$6,891.20;

AND WHEREAS the said cause of the deficit is the completion of full operation engineering assessment;

AND WHEREAS it is proposed that the said revenue deficit be recovered from rates in 2009 and 2010;

Board decisions may be appealed in accordance with the provisions of Section 58 of *The Public Utilities Board Act*, or reviewed in accordance with Section 36 of the Board's Rules of Practice and Procedure (Rules). The Board's Rules may be viewed on the Board's website at www.pub.gov.mb.ca.

IT IS THEREFORE ORDERED THAT:

1. The budgeted deficit of the Rural Municipality of South Norfolk serving the Lavenham Utility during the year 2009, for the purposes set out herein, BE AND THE SAME IS HEREBY APPROVED;
2. The budgeted deficit shall be recovered from rates in 2009 and 2010;
3. If, at the end of the year, the actual amount of the deficit exceeds \$10,000 or 5% of the utilities operating budget, or if the cause of the deficit differs from that approved herein, the Rural Municipality of South Norfolk shall advise the Board by no later than April 1, 2010 and seek the Board's approval for recovery thereof; and
4. The Rural Municipality of South Norfolk file a rate study with the Public Utilities Board for the Lavenham utility no later than June 30, 2009.

Fees payable upon this Order - \$150.00

THE PUBLIC UTILITIES BOARD

"GRAHAM F. J. LANE, C.A."
Chairman

"KRISTINE SCHWANKE"
Acting Secretary

Certified a true copy of Order
No. 66/09 issued by The Public
Utilities Board

Acting Secretary