

M A N I T O B A                    )     Order No. 25/11  
  )  
THE MUNICIPAL ACT                 )     February 15, 2011

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

**TOWN OF OAK LAKE  
SEWER UTILITY  
ANTICIPATED DEFICIT 2010**

**WHEREAS** Section 165(2) of *The Municipal Act*, SM 1996, c. 58, as amended, provides:

"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 Town of Oak Lake anticipates incurring a deficit during the year 2010 in its sewer utility for an amount estimated at \$4,500;

**AND WHEREAS** the said cause of the anticipated deficit is a result of additional costs incurred by the utility due to heavy rainfall in May and June of 2010;

**AND WHEREAS** the Town was successful in receiving funding in the amount of \$40,591 towards these costs, however the Town notes that a deficit is still anticipated;

**AND WHEREAS** it is proposed that the said deficit be recovered from 2011 operating costs;

**IT IS THEREFORE ORDERED THAT:**

1. The anticipated deficit of the sewer utility of the Town of Oak Lake during the year 2010 estimated at \$4,500, for the purposes set out herein, BE AND THE SAME IS HEREBY APPROVED to be recovered as part of the 2011 sewer utility operations.
2. If, following the final financial results for 2010, 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 Town of Oak Lake shall advise the Board by no later than April 1, 2011 and seek the Board's approval for recovery thereof.

Fees payable upon this Order - \$150.00

THE PUBLIC UTILITIES BOARD

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

"KRISTINE SHIELDS"  
Acting Secretary

Certified a true copy of  
Order No. 25/11 issued by The  
Public Utilities Board

\_\_\_\_\_  
Acting Secretary

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](http://www.pub.gov.mb.ca).