

M A N I T O B A) Order No. 16/13
)
THE PUBLIC UTILITIES BOARD ACT) February 14, 2013

BEFORE: Susan Proven, P.H.Ec., Member
Marilyn Kapitany, B.Sc. (Hons.), M.Sc., Member

**RURAL MUNICIPALITY OF FISHER
LOCAL IMPROVEMENT DISTRICT NOS. 1 AND 2
SEWER AND WATER UTILITY
ACTUAL DEFICITS FOR 2009 & 2010**

WHEREAS the Public Utilities Board issued Order No. 151/08 on November 7, 2008 requiring all water and/or sewer utilities to report an actual year-end deficit to the Board if the utility:

1. had not received prior approval for the deficit from the Board and such deficit either exceeds \$10,000 or represents 5% of the utility's operating budget; or
2. had received prior approval for the deficit from the Board and the actual deficit:
 - a. exceeds the previously approved amount by either \$10,000 or 5% of the utility's operating budget; or
 - b. is caused as a result that differs from that upon which said approval was granted;

AND WHEREAS the Rural Municipality (RM) of Fisher Water and Sewer Utility (Utility) incurred an operating deficit at the end of the 2009 operating year of \$20,533, when calculated for regulatory purposes;

AND WHEREAS the Utility has requested that the Board allow for recovery of the 2009 deficit of \$20,533 from the accumulated surplus;

AND WHEREAS the Utility incurred an operating deficit at the end of the 2010 operating year of \$89,933, when calculated for regulatory purposes;

AND WHEREAS the Utility has requested that the Board allow for recovery of the 2010 deficit of \$89,933 through a tax levy against the tax payers of LID Nos. 1 and 2 in the RM of Fisher in the amount of \$36,000 over three (3) years, beginning in 2012 and the balance of \$53,933 by rate rider against the ratepayers of the RM of Fisher over the next three (3) years;

AND WHEREAS the said cause of the deficits is due to the amalgamation of the sewer and water utilities in 2010/2011, the timing of which resulted in sewer rates for 2010 not being collected by the Utility, as well as the impact of conversion to Public Sector Accounting Board standards;

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 2009 and 2010 deficits BE AND ARE HEREBY APPROVED to be recovered by; a three (3) year tax levy of \$36,000 (\$12,000 per year, beginning in 2012) against the tax payers of LID Nos. 1 and 2 in the Rural Municipality of Fisher, a three (3) year rate rider of \$53,933 (\$17,978 per year) against the ratepayers of the Utility, with the balance of \$20,533 absorbed within the Utility's fund surplus;
2. A completed rate application is submitted to the Public Utilities Board no later than June 30, 2013;

3. The Rural Municipality of Fisher Sewer Utility provides notification of the approved rate rider to all of its customers no later than the next billing cycle.

Fees payable upon this Order - \$150.00

THE PUBLIC UTILITIES BOARD

"SUSAN PROVEN, P.H.Ec."
Acting Chair

"JENNIFER DUBOIS, CMA"
Acting Secretary

Certified a true copy of Order No.
16/13 issued by The Public
Utilities Board

Acting Secretary