

M A N I T O B A) Order No. 56/13
)
THE PUBLIC UTILITIES BOARD ACT) May 16, 2013

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

**RURAL MUNICIPALITY OF PEMBINA
LOCAL IMPROVEMENT DISTRICT OF DARLINGFORD
SEWER UTILITY
ACTUAL DEFICITS 2010, 2011 and 2012**

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 of Pembina - LID of Darlingford Sewer Utility (Utility) incurred an operating deficit at the end of the 2010 operating year of \$965.06, when calculated for regulatory purposes;

AND WHEREAS the **Rural Municipality of Pembina - LID of Darlingford** Sewer Utility (Utility) incurred an estimated operating deficit at the end of the **2011** operating year of **\$539.62**, when calculated for regulatory purposes;

AND WHEREAS the **Rural Municipality of Pembina - LID of Darlingford** Sewer Utility (Utility) incurred an operating deficit at the end of the **2012** operating year of **\$2,830.52**, based on internal unaudited financial statements and not including any provision for amortization expense;

AND WHEREAS it is proposed that the reason for said deficits are a result of expenditures being higher than anticipated;

AND WHEREAS it is proposed that the **2010** deficit of **\$965.06** be recovered from the Utility Accumulated Surplus Fund;

AND WHEREAS it is proposed that the **2011** deficit of **\$539.62** be recovered from the Utility Accumulated Surplus Fund;

AND WHEREAS it is proposed that the **2012** deficit of **\$2,830.52** be recovered from the Utility Accumulated Surplus Fund;

IT IS THEREFORE ORDERED THAT:

1. The actual **2010** operating deficit, when calculated for regulatory purposes, of **\$965.06**, incurred in the **Rural Municipality of Pembina- LID of Darlingford** Sewer Utility Operations, for the purposes set out herein, is HEREBY APPROVED to be recovered from the Utility Accumulated Surplus Fund;
2. The actual **2011** operating deficit, when calculated for regulatory purposes, of **\$539.62**, incurred in the **Rural Municipality of Pembina- LID of Darlingford** Sewer Utility Operations, for the purposes set out herein, is HEREBY APPROVED to be recovered from the Utility Accumulated Surplus Fund;

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3. The actual **2012** operating deficit, when calculated for regulatory purposes, of **\$2,830.52**, incurred in the **Rural Municipality of Pembina- LID of Darlingford** Sewer Utility Operations, for the purposes set out herein, is HEREBY APPROVED to be recovered from the Utility Accumulated Surplus Fund;
4. The **Rural Municipality of Pembina- LID of Darlingford** Sewer Utility submit 2012 audited financial statements to the Board as soon as they are available.

Fees payable upon this Order - \$150.00

THE PUBLIC UTILITIES BOARD

Acting Chair

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.