

M A N I T O B A) Order No. 7/13
)
THE PUBLIC UTILITIES BOARD ACT) January 17, 2013

BEFORE:

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

TOWN OF OAK LAKE
SEWER UTILITY
ORDER VARYING BOARD ORDER NO. 25/11
ACTUAL DEFICITS FOR 2010 & 2011

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 Town of Oak Lake Sewer Utility (Utility) incurred an operating deficit at the end of the 2010 operating year of \$5,740.06 when calculated for regulatory purposes, approved on Board Order No. 25/11 to be collected through anticipated future surpluses;

AND WHEREAS the Utility has requested that Board Order No. 25/11 be varied to allow for recovery of the 2010 deficit of \$5,740.06 through a rate rider against the ratepayers of the Town of Oak Lake over the next two (2) years;

AND WHEREAS The Utility incurred an operating deficit at the end of the 2011 operating year of \$3,628.93 when calculated for regulatory purposes;

AND WHEREAS the Utility has requested that The Board allow for recovery of the 2011 deficit of \$3,628.93 through a rate rider against the ratepayers of the Town of Oak Lake over the next two (2) years;

AND WHEREAS the said cause of the deficits is due to unforeseen operating expenditures due to flooding in 2010 and 2011;

AND WHEREAS rates for the Town of Oak Lake were last set in October 1995 by Board Order No. 100/95, with an estimated surplus of \$3,000 expected in 2012 and the Town has indicated a rate study and application will be submitted in 2014.

IT IS THEREFORE ORDERED THAT:

- 1) The Town of Oak Lake's request to vary Board Order No. 25/11 to allow the method of recovery of the 2010 deficit of \$5,740.06 through a rate rider against the ratepayers of the Town of Oak Lake over the next two (2) years is HEREBY APPROVED;

- 2) The actual 2011 operating deficit, when calculated for regulatory purposes, of \$3,628.93 incurred in the Town of Oak Lake's Sewer Utility, for the purposes set out herein, is HEREBY APPROVED to be recovered through a rate rider against the ratepayers of the Town of Oak Lake over the next two (2) years.

- 3) The Town of Oak Lake Sewer Utility provide 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.
7/13 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.