

M A N I T O B A) Order No. 80/15
)
THE PUBLIC UTILITIES BOARD ACT) August 6, 2015

BEFORE: Susan Proven, P.H.Ec., Acting Chair
The Hon. Anita Neville, P.C., B.A. (Hons.), Member

**TOWN OF LAC DU BONNET
WATER AND SEWER UTILITY
SYSTEM DEVELOPMENT CHARGE**

AND WHEREAS the **Town of Lac du Bonnet** passed and enacted By-Law No. 09-2014 on December 18, 2014;

AND WHEREAS By-Law No. 09-2014 establishes Sewer and Water Development Charges for all development (residential or non-residential) requiring sewer and water services, either in the municipality or outside;

AND WHEREAS it is stated that section 142 of The Planning Act provides authority to the **Town of Lac du Bonnet** to set the Sewer and Water Development Charges;

AND WHEREAS the section 142 of The Planning Act applies to costs that may be chargeable to applicants relating to the subdivision of land;

AND WHEREAS it is the understanding of the Public Utilities Board that the **Town of Lac du Bonnet** intends to charge the Sewer and Water Development Charges to customers in existing developments who are connecting to the Utility;

AND WHEREAS the **Town of Lac du Bonnet** is required to have approval from the Public Utilities Board to charge the proposed Sewer and Water Development Charges;

AND WHEREAS the **Town of Lac du Bonnet** does not have authority to enact or enforce By-Law No. 09-2014 without the approval of the Public Utilities Board, it is recommended that By-Law 09-2014 be rescinded;

IT IS THEREFORE ORDERED THAT:

1. The Town of Lac du Bonnet refund any Sewer and Water Development Charges collected under By-Law No. 09-2014;
2. The Town of Lac du Bonnet submit a proposal for Sewer and Water Development Charges to the Public Utilities Board for approval.

Fees payable upon this Order - \$150.00

THE PUBLIC UTILITIES BOARD

"SUSAN PROVEN, P.H.Ec."

Acting Chair

"JENNIFER DUBOIS, CPA, CMA."

Acting Secretary

Certified a true copy of
Order No. 80/15 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.