

Order No. 45/16

**RURAL MUNICIPALITY OF STUARTBURN
VITA SEWER UTILITY
RESERVE FUND TRANSFERS
EFFECTIVE MARCH 15, 2016**

March 30, 2016

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

Executive Summary

By this Order, the Public Utilities Board (Board) approves the use of the funds from the Vita Sewer Utility Reserves for the lagoon valve work to be done as per their estimate of work of February 26, 2016. The Board also authorizes all future expenditures from the Sewer Utility Reserve account, provided the funds are used to the benefit of the Vita Sewer Utility and approved by the RM Council.

Application

The RM requested on March 14, 2016 that the Board approve that the lagoon valve required be paid for by funds from the Sewer Utility Reserves.

The RM applied for approval of the expenditure as set out in Council Resolution No. 68-16, dated March 2, 2016. The application was supported by a copy of the cost estimate dated February 26, 2016.

The RM's By-law No. 578/87 requires that, "...no portion of the Reserve Fund or accretions thereto shall be disbursed or expended for any purpose unless the approval of The Public Utilities Board has been first obtained;"

Board Findings

The Board will authorize the Reserve transfers as submitted in Council Resolution No. 68-16. The Board will also authorize all future spending from the reserve account for the sewer utility, as long as it has been approved by Council and benefits the customers of the Vita Sewer Utility.

The Board will require the RM to provide details of any transfers, as required by Board Order No. 151/08, Section 1.4 “Transfers to the Utility”.

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 Rural Municipality of Stuartburn is HEREBY APPROVED to use the Vita Sewer Utility Reserve Fund monies for expenditures relating to the Vita Sewer Utility, subject to Council approval.

Fees payable upon this Order are waived.

THE PUBLIC UTILITIES BOARD

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

"JENNIFER DUBOIS, CPA, CMA"
Acting Secretary

Certified a true copy of Order No. 45/16
issued by The Public Utilities Board

Acting Secretary