

M A N I T O B A ) Order No. 138/01  
 )  
THE PUBLIC UTILITIES BOARD ACT ) September 7, 2001

BEFORE: G. D. Forrest, Chairman  
S. Proven, Member  
M. Girouard, Member

**THE TOWN OF BIRTLE  
WATER AND SEWER RATES  
BY-LAW NO. 03/01**

**AND WHEREAS** The Town of Birtle (the "Town") applied to The Public Utilities Board for a revision in water and sewer rates as set out in By-law No. 03/01 certified as to having been read the first time on January 23, 2001 (the "Application");

**AND WHEREAS** the Application was handled by the Board by way of returnable date notice whereby notice of the Application was published in the local newspaper and posted in prominent places around the community;

**AND WHEREAS** the Marquette Regional Health Authority objected to the rates for their properties in a letter dated April 3, 2001;

**AND WHEREAS** pursuant to the Board's instructions the Town of Birtle met with representatives of the Marquette Regional Health Authority and in a fax to the Board dated August 8, 2001 advised that two revisions were being made to their By-law and provided the following information:

- "1. Twin Valley Co-op has done a major renovation to their store and has requested they have one billing for the bakery and grocery store that are now one store. So instead of two separate units of 2, they would be classified as 4 units.

2. Marquette Regional Health has been revised as 37 units including the health centre and Sunnyside Personal Care Home. Ted Bartlett, Finance Officer was requesting they be under one billing. We did not revise Pioneer Lodge (30 suites) or the Personal Care (20 beds). We changed the hospital/health centre to 20 as follows: Hospital - 16, Palliative Care - 1, Dr. Office/Community Health - 2, Laboratory 1 = 20. Therefore 20 + 17 = 37.

Mr. Bartlett agrees with the Health Centre - 20 Units under protest, and Pioneer Lodge - 17, but still would like PCH as 10 Units."

The Town filed revised Appendices A, B and C which were to be appended to By-law No. 03/01;

**AND WHEREAS** the Marquette Regional Health Authority in a letter dated August 28, 2001 to the Town of Birtle with a copy to the Board indicated that it was not in agreement with the revisions set out in the Town's fax of August 8, 2001 and proposed differing residential equivalent units and more specifically the following:

Birtle Health Centre (Hospital and Personal Care Home)	28
Pioneer Lodge (Elderly Persons Housing)	15

**AND WHEREAS** parties were apprised early in the process of the Board's suggested guidelines for residential equivalent unit assessments which were considered by the parties;

**AND WHEREAS** after consideration of all the correspondence it is the Board's view that there should be strict adherence to its guidelines and accordingly, will approve the following residential equivalent unit assessment for the Marquette Regional Health Authority:

Birtle Health Centre (Hospital and Personal Care Home)	35
Pioneer Lodge (Elderly Persons Housing)	15

Noting that in the development of the rates per residential equivalent unit, the rates for water and sewer were rounded upwards and noting that the residential equivalent unit adjustments do not materially impact the rates because of rounding, the proposed rates do not require amendment.

**AND WHEREAS** the Board accepted the adjustments proposed by the Town for the Twin Valley Co-op;

**AND WHEREAS** the Board notes that the utility rate study which accompanied the application provided for a sum of money to be placed in a utility reserve account, and the Board therefore desires to ensure that these moneys be expended in an appropriate fashion;

**IT IS THEREFORE ORDERED THAT:**

1. The water and sewer rates attached hereto as Appendices A, B and C BE AND THE SAME ARE HEREBY APPROVED;
2. By-law No. 03/01 BE AMENDED TO AGREE WITH THIS ORDER;
3. This Order is subject to moneys being expended from the utility reserve fund only to support existing infrastructure, unless the Board has authorized the expenditure pursuant to Section 168 of The Municipal and Various Acts Amendment Act, c. 58.

Fees payable upon this Order - \$10.00

THE PUBLIC UTILITIES BOARD

"G. D. FORREST"  
\_\_\_\_\_  
Chairman

"G. O. BARRON"  
\_\_\_\_\_  
Secretary

Certified a true copy of  
Order No. 138/01 issued by  
The Public Utilities Board

\_\_\_\_\_  
Secretary

**SCHEDULE "A"**  
**TO BOARD ORDER NO. 138/01**  
**THE TOWN OF BIRTLE**  
**WATER AND SEWER RATES**  
**BY-LAW NO. 03/01**

SCHEDULE OF QUARTERLY RATES:

APPENDIX "A"

Effective the date of the Board's Order

Residential Equivalent Units	Customer	Customer Service Charges	Sewer Commodity Charges	Water Commodity Charges	Total Quarterly Charges
1	SINGLE-FAMILY RESIDENCES Post Office, CDC Building J.A. Woods Riverside Twin Valley Co-op Lumber Twin Valley Co-op Office	\$10.00	\$20.00	\$58.00	\$88.00
1.5	Mid town groc Stevenson Frank Gypsy Mart Joan Taylor	\$10.00	\$30.00	\$87.00	\$127.00
2	Birtle Pink School Bill Murray Motors Manitoba Hydro Complex Birtle Fire Prev. Complex Wend-E-Z Car wash Twin Valley Co-op Tire Legion Community Hall	\$10.00	\$40.00	\$116.00	\$166.00
3	Snow Bldg Birtle Abbatoir Crane Steel Structures	\$10.00	\$60.00	\$174.00	\$244.00
4	Springside Apartments Birtle District Community Centre Lions Corner Glendon Place S & D Restaurant Twin Valley Co-op Grocery Store/Bakery	\$10.00	\$80.00	\$232.00	\$322.00
5	Favorite Motel	\$10.00	\$100.00	\$290.00	\$400.00
6	Birtle Hotel	\$10.00	\$120.00	\$348.00	\$478.00
8	Lions Village	\$10.00	\$160.00	\$464.00	\$634.00
10	Birdtail River School Division Elem.	\$10.00	\$200.00	\$580.00	\$790.00
12	Morton Manor	\$10.00	\$240.00	\$696.00	\$946.00
15	Pioneer Lodge	\$10.00	\$300.00	\$870.00	\$1,180.00
25	Birdtail River SD. Collegiate	\$10.00	\$500.00	\$1,450.00	\$1,960.00

35	Birtle Health Centre/PCH	\$10.00	\$700.00	\$2,030.00	\$2,740.00
1	Water Only Services	\$10.00		\$58.00	\$68.00
1	Sewer Only Service	\$10.00	\$20.00		\$30.00
6	Commercial Sewer Only Laundromat	\$10.00	\$120.00		\$130.00

APPENDIX "B"  
Effective January 1, 2002

Residential Equivalent Units	Customer	Customer Service Charges	Sewer Commodity Charges	Water Commodity Charges	Total Quarterly Charges
1	SINGLE-FAMILY RESIDENCES Post Office, CDC Building J.A. Woods Riverside Twin Valley Co-op Lumber Twin Valley Co-op Office	\$10.50	\$21.00	\$61.00	\$92.50
1.5	Mid town groc Stevenson Frank Gypsy Mart Joan Taylor	\$10.50	\$31.50	\$91.50	\$133.50
2	Birtle Pink School Bill Murray Motors Manitoba Hydro Complex Birtle Fire Prev. Complex Wend-E-Z Car wash Twin Valley Co-op Tire Legion Community Hall	\$10.50	\$42.00	\$122.00	\$174.50
3	Snow Bldg Birtle Abbatoir Crane Steel Structures	\$10.50	\$63.00	\$183.00	\$256.50
4	Springside Apartments Birtle District Community Centre Lions Corner Glendon Place S & D Restaurant Twin Valley Co-op Grocery Store/Bakery	\$10.50	\$84.00	\$244.00	\$338.50
5	Favorite Motel	\$10.50	\$105.00	\$305.00	\$420.50
6	Birtle Hotel	\$10.50	\$126.00	\$366.00	\$502.50
8	Lions Village	\$10.50	\$168.00	\$488.00	\$666.50
10	Birdtail River School Division Elem.	\$10.50	\$210.00	\$610.00	\$830.50
12	Morton Manor	\$10.50	\$252.00	\$732.00	\$994.50
15	Pioneer Lodge	\$10.50	\$315.00	\$915.00	\$1,240.50
25	Birdtail River SD. Collegiate	\$10.50	\$525.00	\$1,525.00	\$2,060.50
35	Birtle Health Centre/PCH	\$10.50	\$735.00	\$2,275.00	\$3,020.50
1	Water Only Services	\$10.50		\$61.00	\$71.50
1	Sewer Only Service	\$10.50	\$21.00		\$31.50
6	Commercial Sewer Only Laundromat	\$10.50	\$126.00		\$136.50

APPENDIX "C"

Effective January 1, 2003

Residential Equivalent Units	Customer	Customer Service Charges	Sewer Commodity Charges	Water Commodity Charges	Total Quarterly Charges
1	SINGLE-FAMILY RESIDENCES Post Office, CDC Building J.A. Woods Riverside Twin Valley Co-op Lumber Twin Valley Co-op Office	\$11.25	\$22.50	\$65.00	\$98.75
1.5	Mid town groc Stevenson Frank Gypsy Mart Joan Taylor	\$11.25	\$33.75	\$97.50	\$142.50
2	Birtle Pink School Bill Murray Motors Manitoba Hydro Complex Birtle Fire Prev. Complex Wend-E-Z Car wash Twin Valley Co-op Tire Legion Community Hall	\$11.25	\$45.00	\$130.00	\$186.25
3	Snow Bldg Birtle Abbatoir Crane Steel Structures	\$11.25	\$67.50	\$195.00	\$273.75
4	Springside Apartments Birtle District Community Centre Lions Corner Glendon Place S & D Restaurant Twin Valley Co-op Grocery Store/Bakery	\$11.25	\$90.00	\$260.00	\$361.25
5	Favorite Motel	\$11.25	\$112.50	\$325.00	\$448.75
6	Birtle Hotel	\$11.25	\$135.00	\$390.00	\$536.25
8	Lions Village	\$11.25	\$180.00	\$520.00	\$711.25
10	Birdtail River School Division Elem.	\$11.25	\$225.00	\$650.00	\$886.25
12	Morton Manor	\$11.25	\$270.00	\$780.00	\$1,061.25
15	Pioneer Lodge	\$11.25	\$337.50	\$975.00	\$1,323.75
25	Birdtail River SD. Collegiate	\$11.25	\$562.50	\$1,625.00	\$2,198.75
35	Birtle Health Centre/PCH	\$11.25	\$787.50	\$2,275.00	\$3,073.75
1	Water Only Services	\$11.25		\$65.00	\$76.25
1	Sewer Only Service	\$11.25	\$22.50		\$33.75
6	Commercial Sewer Only Laundromat	\$11.25	\$135.00		\$146.25

**6. Invoicing, Due Date and Penalties**

Invoices for accounts set forth in paragraph 2 to 5 above shall be issued the second month in each quarter, and shall be due and payable 15 days after the invoice date. Penalty equal to 10 percent (10%) of the invoice shall be added to any invoice not paid by the due date. Where water is turned on for a customer, the invoice shall be issued at the beginning of the next month and shall cover services from that time to the end of the quarter.

**7. Disconnection**

Services may be disconnected immediately and without further notice in the event of non-payment of the account within 30 days after due date and a fee of \$25.00 will be assessed. Services permanently disconnected will be assessed a fee of \$25.00.

**8. Reconnection**

Any service disconnected due to non-payment of the account shall not be re-connected until all arrears, penalties, and re-connection fee of \$25.00 have been paid.

**9. Shutting Off and Turning On Water**

Water turned off for repairs and on again at the request of the customer shall have a fee of \$15.00 for the services.

**10. Initialization of Service to Attain Water and Sewer Service from the Town of Birtle**

The customer, for initial service, will be assessed a fee of one months service, payable prior to a connection being made. This fee will be credited on the quarterly payment schedule.

**11. Valve**

That property owners be required to install and operate a suitable valve or other mechanical device for the purpose of shutting off or controlling the water connection in the cellar or basement of the owners dwelling unit.

**12. Bulk Sales**

The charge for bulk sales shall be \$7.00 per 4550 litres/1000 gal. or \$0.70 per 455 litres/100 gal. to customers within the local urban district.

The charge for bulk sales shall be \$10.00 per 4550 litres/1000 gal. or \$1.00 per 455 litres/100 gal. to customers outside the local urban district.



**13. Hydrant Rentals**

The hydrant rentals shall be charged at the rate of \$75.00 per hydrant per annum including the cost of water for flushing and fire fighting.

**14. Outstanding Accounts**

Pursuant to Section 236(1)(b) of the Municipal Act, the amount of all outstanding charges for water and sewer services are a lien and charges upon the land serviced, and shall be collected in the same manner in which ordinary taxes upon the land are collectable, and with like remedies.