

Town of Swan River
By-Law No. 5/2016

Being a by-law of the Town of Swan River to establish a rate for the following Special Services: Fire Protection, Street Lighting, Street Cleaning, Ditches and Drainage, Snow Removal and Dust Control, Road Maintenance, Emergency Measures and Doctor Recruitment, for the Town of Swan River for the years 2016 and 2017 both inclusive.

WHEREAS Section 312 of *The Municipal Act* (hereinafter known as the "Act") of Manitoba, provides in part as follows:

312 If approved by by-law, a municipality may provide, as a special service to all or part of the municipality, the following:

- (a) highway construction and maintenance;
- (b) snow removal and dust control;
- (c) tree planting or control of a plant or tree disease;
- (d) grass and weed cutting and control;
- (e) the collection and transportation of waste or recyclable materials;
- (f) incentives to health care professionals to practise their professions in the municipality;
- (g) recreation support services;
- (h) street lighting;
- (i) fire and police protection services;
- (i.1) emergency management services;
- (j) business improvement area services;
- (k) drainage construction and maintenance;
- (l) maintenance or operation of a local improvement

AND WHEREAS subsection 320(1) of the Act provides as follows:

320(1) Subject to subsections (2) to (6) and subsection 321(4), a council may by By-law

- (a) approve the local improvement or special service as set out in the plan or proposal;
and
- (b) authorize the municipality to impose taxes as set out in the plan or proposal.

AND WHEREAS the Council of the Town of Swan River has prepared Special Service Plan No. 3-2016 to establish a rate for the following services

- 1) Fire Protection
- 2) Street Lighting
- 3) Street Cleaning
- 4) Ditches and Drainage
- 5) Doctor Recruitment
- 6) Snow Removal and Dust Control
- 7) Road Maintenance
- 8) Emergency Measures

As a Special Service pursuant to Part 10 of the Act;

AND WHEREAS the requirements as prescribed in Sections 318, 319 and 320 of the Act have been complied with;

NOW THEREFORE the Council of the Town of Swan River enacts as follows:

- 1. That pursuant to subsection 320(1) of the Act, the Town of Swan River approves Special Service Plan No. 3-2016 attached hereto as Schedule "A".
- 2. That the Town of Swan River levy an annual special service tax upon all taxable, grant-in-lieu and otherwise exempt properties within the Town

DONE AND PASSED in open council assembled at the Town Office at Swan River in the Province of Manitoba this 1st day of June, 2016.

Read a first time this 2nd day of May, 2016.

Glen McKenzie
Mayor

Read a second time this 1st day of June, 2016.

Read a third time and passed this 1st day of June, 2016.

Julie Fothergill
Chief Administrative Officer

Town of Swan River
Schedule 'A' to By-Law No. 5/2016
Special Service Plan No. 3-2016
Pursuant to Section 315 of *The Municipal Act*

The Swan River Town Council has deemed it necessary to apply a special service levy upon all rateable property including otherwise exempt property within the municipality for such special services described in Section 'A' below.

A. Proposed Special Service:

The Town of Swan River provides the following services;

- Fire protection
- Street Lighting
- Street Cleaning
- Ditches and Drainage
- Doctor Recruitment
- Snow Removal and Dust Control
- Road Maintenance
- Emergency Measures

These services including police protection were offered as special services under By-law No.7/2015 which expired at the end of 2015. This by-law is proposing to continue offering the above services excluding police protection. Police protection services will continue to be offered under Special Service By-law No. 4/2016.

B. Area of Municipality for Special Service:

The Special Service Tax shall be levied on all taxable, grant-in-lieu and otherwise exempt properties within the boundaries of the Town of Swan River

C. Estimated Cost of the Services:

The Town of Swan River will budget the following for these services (estimated/rounded numbers):

2016 and 2017 Costs:

Fire Protection:	141,100.00
Street Cleaning:	30,000.00
Street Lighting	70,000.00
Ditches and Drainage	41,000.00
Doctor Recruitment	50,000.00
Snow removal and dust control	150,000.00
Road Maintenance	85,000.00
Emergency Measures	6,000.00

2016 and 2017 Costs of Service are to be 573,100.00
recovered by a special service levy in each year

Note: The Town of Swan River shares the funding of Fire Department proportionately based on usage statistics from the preceding year. Funding was shared with 73% paid by the Town of Swan River and 27% paid by the Municipality of Swan Valley West. For the purpose of this By-Law only the Town of Swan River's portion will be listed for the cost of this essential service.

D. Method and Rate of Calculating the Proposed Special Services Tax

The method to calculate the Special Services Tax will be based on the portioned values of all assessable property within the Town of Swan River

Based on the 2016 assessment (573,100/203,757,550) a mill rate of 2.8 mills will be required in 2016 and 2017. Calculated on a residential property valued at 200,000 (portioned 90,000) a \$252.00 special service tax will be levied for 2016 and 2017.

Chief Administrative Officer, J. Fothergill