

THE RURAL MUNICIPALITY OF OAKVIEW

BY-LAW NO. 2015-8

A BY-LAW OF THE RURAL MUNICIPALITY OF OAKVIEW TO ESTABLISH A RATE FOR THE COLLECTION AND TRANSPORTATION OF WASTE MATERIALS IN THE L.U.D. OF RAPID CITY FOR THE YEARS 2015 TO 2019 INCLUSIVE.

WHEREAS, Section 312 of *The Municipal 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 a municipality, one or more of the following:*

*(e) the collection and transportation of waste or recyclable materials;*

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 Rural Municipality of Oakview has prepared Special Services Plan No. 2015-2 to establish a rate for the collection and transportation of waste materials as a special service pursuant to Part 10 of the Act;

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

NOW THEREFORE THE Council of the Rural Municipality of Oakview, in open council assembled enacts as follows:

1. That pursuant to subsection 320(1) of the Act, the Rural Municipality of Oakview approves Special Service Plan No. 2015-2, attached hereto as Schedule "A".
2. That the Rural Municipality of Oakview levy an annual special service tax upon all residential and commercial properties within the L.U.D. of Rapid City as hereby attached in Schedule "B" for the years 2015 to 2019, both inclusive.

DONE AND PASSED by the Council of The Rural Municipality of Oakview in regular session assembled, this 19th day of May, A.D. 2015.

signed by Brent Fortune  
REEVE

signed by Diane Kuculym  
CHIEF ADMINISTRATIVE OFFICER

Read a first time this 10th day of March, A.D. 2015.  
Read a second time this 19<sup>th</sup> day of May, A.D. 2015.  
Read a third time this 19<sup>th</sup> day of May, A.D. 2015.

RURAL MUNICIPALITY OF OAKVIEW  
SPECIAL SERVICES PROPOSAL 2015-2  
Schedule "A" to By-Law No. 2015-8  
FOR THE L.U.D. OF RAPID CITY  
2015 TO 2019

(Pursuant to Subsection 312 of *The Municipal Act*)

(a) DESCRIPTION OF THE PROPOSED SERVICES

The special services proposed herein involves the collection and transportation of waste materials from homes and businesses in the L.U.D. of Rapid City. This proposal is similar to By-Law No 2-2014 where a garbage levy was placed on all rolls and the levy proposed for 2015 is the same as what was charged in 2014.

(b) SPECIAL SERVICE AREA TO BE TAXED

The special services tax is to be levied on all places of residence and businesses within the L.U.D. of Rapid City. Vacant lots are excluded. Otherwise exempt property that has a business on the lot would be included. Please refer to Schedule "B" attached hereto.

(c) ESTIMATED COST OF SERVICE

The estimated cost of the service will be \$12,320.00 up to a maximum of \$16,800.00

(d) METHOD AND RATE TO CALCULATE THE SPECIAL SERVICES TAX

The special services tax will be calculated based on a per parcel method. The rate will be \$55.00 per year up to a maximum of \$75.00 per parcel (residential or business) per year within the Local Urban District of Rapid City.

The precise amount for each year will be determined annually by Council through the Environmental Health Services Budget set out in the Rural Municipality of Oakview's Financial Plan.

Diane Kuculym, C.M.M.A.  
Chief Administrative Office  
February 10th, 2015

RURAL MUNICIPALITY OF OAKVIEW

PUBLIC NOTICE

REGARDING A SPECIAL SERVICE PROPOSAL

PUBLIC NOTICE is hereby given pursuant to Subsection 318(1) of *The Municipal Act* that the Council of the Rural Municipality of Oakview has scheduled a **public hearing at the Oakview municipal office at 10 Cochrane Street in Oak River, MB on the 10th day of March, 2015 at 11:00 a.m.** Council will hear any potential taxpayer who wishes to make a representation, ask questions, or register an objection to the following special service proposal.

The R. M. of Oakview provides for collection and transportation of waste materials to residents and businesses in the L.U.D. Of Rapid City. The purpose of this Special Service Plan is to establish a special levy on all residences and places of business within the L.U.D. Of Rapid City. This proposal is similar to By-Law No 2-2014 where a garbage levy was placed on all rolls and the levy proposed for 2015 is the same as what was charged in 2014.

**Estimated Cost of the Service**

The estimated cost of the service will be \$55.00 up to \$75.00 for the years 2015 to 2019, both inclusive. A per parcel rate of \$55.00 per household or business within the service area up to a maximum of \$75.00 will be levied.

Potential taxpayers wishing to object to the special service proposal may file a notice of objection, by mail or in person, with the Chief Administrative Officer, at the Oakview municipal office at 10 Cochrane Street in Oak River, MB prior to the public hearing. All objections must be filed prior to the adjournment of the public hearing. A notice of objection must contain the name and address of the potential taxpayers filing the objection, identify the property in respect of which the objection is filed and state the grounds of the objection.

Copies of the special service proposal No. 2015-2 are available for review and may be examined by any potential taxpayer during regular office hours of the Oakview municipal main office at 10 Cochrane Street in Oak River, MB or the satellite office at 435 3<sup>rd</sup> Avenue in Rapid City. Office hours in Rapid City 8:30 a.m. to noon and 1 p.m. to 4:30 p.m. Monday to Friday.

Diane Kuculym, C.M.M.A.  
C.A.O.  
R. M. of Oakview  
February 10<sup>th</sup>, 2015