

Municipality of Boissevain-Morton

BY-LAW NO. 2023-01

Being a by-law of the Municipality of Boissevain-Morton to impose and levy property taxes for the fiscal year 2023.

WHEREAS Section 162(1) of The Municipal Act provides that, every Council must adopt a financial plan for each fiscal year in a form approved by the minister and consisting of:

- a) an operating budget;
- b) a capital budget;
- c) an estimate of operating revenue and expenditures for the following fiscal year; and
- d) a five year capital expenditure program.

AND WHEREAS Section 304(1) of The Municipal Act provides that, the Council of each municipality must by by-law:

- a) Set a rate or rates of tax sufficient to raise;
 - i) The revenue to be raised by property taxes as set out in the operating budget, and
 - ii) The revenue to be raise in the year to pay for a local improvement on special service and to pay the requisitions payable by the municipality;
- b) Impose taxes
 - i) In accordance with the tax rate or rates set under clause (a) on the portioned value of each assessable property in the municipality that is liable under the Municipal Assessment Act to that tax, and
 - ii) Where the tax is in respect of a local improvement or special service, in accordance with the local improvement or special services by-law, and
 - iii) Set a due date for payment of the taxes.

WHEREAS *The Municipal Act* requires every Municipal Corporation on or before the 15th of May in each year:

- a) To make estimates of all sums required for operating expenditures for the lawful purpose of the corporation for the year in which the sums are required to be levied and to pay all its debts falling due within the year; and
- b) to make an estimate of all amounts it will raise or expend during the year for Capital purposes.

AND WHEREAS the Municipality of Boissevain-Morton has made estimates of all sums required by the Corporation for the year 2023 which estimates are attached hereto as Schedule "A" and forms part of this By-law;

AND WHEREAS it is necessary by By-law, to levy a rate, or rates, of so much on the dollar upon the assessed value of all rateable property to raise the sums required for the lawful purpose of the Corporation as shown by the said estimates;

AND WHEREAS the assessed value of the whole rateable property within the Municipality of Boissevain-Morton according to the latest revised assessment roll is \$229,740,030 with the Boissevain Special Area comprised of an assessment of

\$62,861,930 and the Morton Special Area comprised of an assessment of \$166,878,100.

AND WHEREAS it is necessary to fix the rates of taxation of the purpose aforesaid and the time for the payment of rates and taxes fixed and levied;

NOW THEREFORE the Council of the Municipality of Boissevain-Morton in open session assembled enacts as follows:

ESTIMATES

1. THAT the estimates of the Boissevain Special Area and the Morton Special Area of all the sums required for the lawful purposes of the Corporation for the year 2023 set forth in Schedule "A" hereto attached and identified by the signatures of the Head of Council and the Chief Administrative Officer, are hereby approved and adopted.

UNCONTROLLABLE PURPOSES

2. THAT the following respective rates of so much on the dollar be and hereby are levied for the year 2023 upon the assessed value of all rateable property in the Municipality respectively liable therefore according to the latest revised assessment Roll of General and Personal Property thereof, to raise the sums required for the uncontrollable purpose of the Corporation which said rate, assessed values and sums required are set out in Schedule "A", viz;
 - a) The following respective Education Support Levy (Foundation) and Special School Division rates of so many mills on the dollar, levied under Section 184 and 188 of *The Public Schools Act*, as shown in Schedule "A", viz;

<u>EDUCATION REQUISITION</u>	<u>ASSESSMENT</u>	<u>MILL RATE</u>
Education Support Levy (ELS)	32,329,580	8.140
Turtle Mountain	219,255,170	10.655
Southwest Horizon	9,830,890	10.125

- b) A general rate of 0.189 mills on the dollar be levied on all property in the Municipality of Boissevain-Morton to provide for the annual payment authorized under Borrowing By-law No.2016-10 for Residential Lot Development.
- c) A general rate of 0.158 mills on the dollar be levied on all property in the Municipality of Boissevain-Morton to provide for the annual payment authorized under Borrowing By-law No.2016-09 for Recycling Facility Centre.
- d) A special rate of 0.521 mills on the dollar be levied on all property including otherwise exempt property within the urban community of Boissevain to provide for the annual payment authorized under Borrowing By-law No.2011-12 for Landfill project.
- e) A special rate of 3.440 mills on the dollar be levied on all taxable including exempt properties within the urban community of Boissevain to provide for Protection Services as authorized by By-law No. 2019-01.
- f) Special per parcel rate of \$211.00 be levied on all property including otherwise exempt property within the urban community of Boissevain to provide for Protection Services authorized under By-law No. 2019-01, Total levy in the amount of \$180,974.00.
- g) Special per parcel rates ranging from \$67.00 to \$792.00 be levied on all property including otherwise exempt property within the urban community of Boissevain to provide for scavenger (garbage collection) authorized under Town of Boissevain By-law No. 94-03, Total levy in the amount of \$66,453.00.

- h) A general rate of 0.254 mills on the dollar be levied on all property in the Municipality of Boissevain-Morton to provide for the annual payment authorized under Borrowing By-law No.2018-07 for Residential Development Phase 2.
- i) A special rate of 0.240 mills on the dollar be levied on all rateable land in C-10-153 Souris River Sub-district for the payment due and payable in the year 2022 under Section 26(1) of the Conservation Districts Act Chapter C175.
- j) A special rate of 0.127 mills on the dollar be levied on all rateable land in C7-153 Pembina Valley Sub-district, for the payment due and payable in the year 2022 under Section 26(1) of the Conservation Districts Act Chapter C175.
- k) A special rate of 0.138 mills on the dollar be levied on all property including otherwise exempt property within the rural community of Morton to provide for the annual payment authorized under Borrowing By-Law No.2011-09 for Landfill project.

CONTROLLABLE PURPOSES

- 3. THAT a general rate of 16.384 mills on the dollar be and hereby is levied for the year 2023 upon the assessed value of all rateable property in the urban community of Boissevain.

THAT a general rate of 9.396 mills on the dollar be and hereby is levied for the year 2023 upon the assessed value of all rateable property in the rural community of Morton.

THAT a general rate of 3.879 mills on the dollar be and hereby is levied for the year 2023 upon the assessed value of the whole rateable property within the Municipality of Boissevain-Morton according to the latest revised General and Personal Property Assessment Rolls thereon, to provide for the payment of the amount established as required for the general payment of controllable purposes of the Corporation.

PAYMENT OF TAXES

- 4.
 - a) THAT all taxes and rates imposed and levied in the Municipality of Boissevain-Morton for the Year 2023, shall be deemed to have been imposed and to be due and payable on the 29th day of September, 2023.
 - b) THAT commencing October 1st, 2023 and on the first day of each month thereafter There shall be levied a penalty of 1.25% per month on all unpaid taxes.

DONE AND PASSED IN COUNCIL assembled at the Council Chambers of the Municipality of Boissevain-Morton in the Province of Manitoba, this 9th day of May, 2023.

Municipality of Boissevain-Morton

Head of Council

Chief Administrative Officer

Read a first time this 21st day of March, 2023.

Read a second time this 9th day of May, 2023.

Read a third time this 9th day of May, 2023.