

TOWN OF TEULON

BY-LAW NO. 1-2023

BEING A BY-LAW OF THE TOWN OF TEULON TO ESTABLISH A RATE FOR ALL RESIDENTIAL AND INSTITUTIONAL PROPERTY WITHIN THE TOWN LIMITS FOR WASTE AND RECYCLABLE CURBSIDE COLLECTION, REMOVAL AND DISPOSAL SERVICE FOR THE YEARS 2023 TO 2024

WHEREAS By-Law No. 5/02, of The Town of Teulon provides for the establishment and operation of a Waste Management System in the Town of Teulon.

AND WHEREAS Section 4.02 of By-Law No. 5/02 was amended by By-Law No. 7/12, to provide for a new rate for the curbside refuse collection in Teulon;

AND WHEREAS By-Law No. 7/12 was repealed by By-Law No. 2/18 establishing a special service by-law pursuant to The Municipal Act setting the rates for 2018 through 2020;

AND WHEREAS By-law No. 2/18 expired and the Council of the Town of Teulon established a special service by-law pursuant to The Municipal Act setting the rates for 2021 and 2022.

AND WHEREAS By-law No. 3/21 has expired, the Council of the Town of Teulon is desirous of establishing a special service by-law pursuant to The Municipal Act setting the rates for 2023 and 2024.

AND 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 services 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 Teulon has prepared Special Services Plan No. 1-2023 to establish a rate for the waste and recyclable curbside collection, removal and disposal service 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 Town of Teulon, in open council assembled enacts as follows:

1. That pursuant to subsection 320(1) of the Act, the Town of Teulon approves Special Service Plan No. 1-2023 attached hereto as Schedule "A".
2. That the Town of Teulon levy an annual special service tax upon all residential and institutional properties within the town as hereby attached in Schedule "B".

DONE AND PASSED in open council assembled at the Municipal Office at Teulon in the Province of Manitoba this 9th day of May A.D. 2023.

Todd Campbell, Mayor

Andrew Glassco, Chief Administrative Officer

Read a first time this 14th day of February, 2023.

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

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

Schedule “A”

**Town of Teulon By-Law No. 1-2023
Special Services Plan #1-2023**

For Waste and Recyclable curbside collection, removal and disposal service within the Town of Teulon (Pursuant to Subsection 314 of The Municipal Act)

a) Description of the Proposed Special Service

In 2002, Town council passed the Waste Management System By-law No. 5/02 establishing waste and recycling operations. By-law No. 5/02 included a provision, section 4.02, to levy a special rate for these services. As these rates have and continue to require adjustment, to adhere to the requirements under The Municipal Act, Council repealed section 4.02 of By-law No. 5/02 with By-Law No. 2/18. In 2021 Council repealed By-law 2/18 and passed By-law 3/21 for the years 2021 and 2022. Council is now repealing By-law 3/21, which has expired with By-law 1-2023 for the years 2023 and 2024 thereby establishing a special service by-law to provide for the proper authority to levy a special service tax.

This proposed special service plan replaces special services plan and rates established in By-Law No. 3/21 which were set for the years 2021 and 2022.

The proposed special service will set-up rates for waste and recyclable curbside collection, removal and disposal service for residential and institutional properties for 2023 and 2024.

b) The Special Service Area to be Levied

The Special Service Area to be levied under this proposal will be all residential and institutional properties with dwelling units within the limits of the Town of Teulon described in Schedule “B” attached hereto. All vacant lots are excluded.

c) Estimated Cost of the Service

The budgeted amounts for the service included in this plan are as follows:

	2023	2024
Waste & Recyclable Collection Costs	\$36,570.96	\$38,000.00
Recovery Center Tipping Fees	\$23,000.00	\$24,700.00
Waste Tipping Fees	\$15,000.00	\$16,000.00
Advertising and printing	1,565.15	650.00
TOTAL COSTS	\$76,136.11	\$79,350.00
Recoveries – WRARS & MMSM	\$51,857.98	\$52,500.00
Garbage Stickers	\$ 200.00	\$ 200.00
Less: 2022 Special Service Excess	(6,196.20)	(6,196.19)
NET COSTS	\$17,881.93	\$20,453.81

d) Method and Rate of Calculating the Proposed Special Service Tax

The special service tax will be based on an amount per residential and institutional parcel (based on number of dwelling units). The rate will be as shown below identified on Schedule “B”.

		2023	2024
Residential & Institutional Property	Cost per Dwelling	\$27.86	\$31.86
	Number of Dwellings Paying Equal Rate	642	642