

# THE MUNICIPAL BOARD OF MANITOBA

1144-363 Broadway ▪ Winnipeg, Manitoba ▪ R3C 3N9

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February 25, 2022

Honourable Eileen Clarke  
Minister of Municipal Relations  
Room 317 - Legislative Building  
450 Broadway  
Winnipeg MB R3C 0V8

Dear Minister:

In accordance with Section 106 of *The Municipal Board Act*, I am pleased to submit the Annual Report of The Municipal Board for the year ending December 31, 2021.

Yours Respectfully,



Jeff Bereza  
Chair

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## MESSAGE FROM THE EXECUTIVE

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On behalf of The Municipal Board, we are pleased to present the 2021 Annual Report for the year ending December 31, 2021.

The Municipal Board is established under and operates in accordance with *The Municipal Board Act*. Section 106(1) of the *Act* requires the Board, on or before March 1 in each year, to transmit to the Minister a report for the year ending December 31 of the previous year.

The Board's duties and responsibilities are assigned to it under 17 Acts of the Legislature. For your ease of reference, a consolidated summary of the Board's 2021 activities is located on page 8. The majority of the Board's activities relate to Assessment Appeals under *The Municipal Assessment Act*, the bulk of which are assessments of properties in The City of Winnipeg.

The Board undertook its biggest challenge and transformation in 2018, addressing the backlog of assessment appeals through an Appeal Management process which includes Case Management mediation conferences. The Board continued to deal with all backlogged appeals in 2021 and is on schedule to remove the backlog by the next assessment cycle in 2023. Authorities and agents alike continue to provide positive feedback on this monumental shift in processes.

On October 29, 2021, amendments to *The Planning Act* and *City of Winnipeg Charter* were proclaimed expanding the Board's mandate with new planning appeals. In anticipation of these amendments, the Board conducted an internal review of its planning appeal protocols to see where improvements could be made. The Board looks forward to the implementation of new planning rules and procedures, which will help streamline all planning matters before the Board, to ensure continued efficiency and success in its service delivery.

As a result of the Covid-19 pandemic, the Board was forced to pivot several times in order to comply with public health orders. The Board conducted a number of matters through tele-conferencing and virtual platforms. Though not without challenges, the Board carried out its rigorous workload while achieving increased productivity.

In 2021 the Board saw a significant increase in Borrowing By-laws under *The Municipal Act*. Most of these borrowings were handled administratively, while only a small number required a hearing. In addition, when allowable, the Board sat on various planning related hearings that took place in different Municipalities within the Province.

The complement of the Board as of December 31, 2021 is 15, which includes the Chair and Vice Chair. Our Board Members have consistently attended the Manitoba Council of Administrative Tribunals Annual Conference and Board Member seminars, as well as participated in the Board's in-house orientation and training. Due to Covid-19, conferences and seminars were conducted virtually.

As a quasi-judicial tribunal, the Board is governed by the laws of natural justice that require, among other things, the fair and equal treatment of all parties. The Board ensures that it provides service to municipalities and the public at-large in a fair, transparent and professional manner through consistent review of, and updates to, its policies and procedures, its commitment to providing all documents in both official languages, keeping its website up-to-date, and responding to all public enquiries in a timely and comprehensive manner. Board executives regularly meet with Board Members to discuss legal and administrative updates, share hearing experiences and to address other pertinent matters.

In closing, we wish to thank Board Members, staff, government departments, municipalities and the members of the public for supporting the Board's journey of continuous improvement.

Jeff Bereza, Chair

Diane Stasiuk, Vice-Chair

Shelley Jensen, Secretary/Chief Administrative Office

## **MESSAGE DE L'ÉQUIPE DE DIRECTION**

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Au nom de la Commission municipale, nous avons l'honneur de vous présenter le rapport annuel 2021 pour l'exercice se terminant le 31 décembre 2021.

La Commission municipale est établie et exerce ses activités en vertu de la Loi sur la Commission municipale. Le paragraphe 106(1) de la Loi exige que la Commission transmette au plus tard le 1<sup>er</sup> mars de chaque année au ministre responsable un rapport sur l'exercice terminé le 31 décembre de l'année précédente.

Les fonctions et responsabilités de la Commission lui sont conférées par 17 lois adoptées par l'Assemblée législative. À des fins de référence, vous trouverez en page 8 de ce rapport un sommaire consolidé des activités entreprises par la Commission en 2021. La majeure partie des activités de la Commission sont liées à des appels de la valeur déterminée de biens imposables déposés en vertu de la Loi sur l'évaluation municipale. La majorité de ces appels concerne des propriétés situées dans la Ville de Winnipeg.

En 2018, la Commission a amorcé une transformation qui constituait un défi majeur en s'attaquant aux retards touchant les appels de la valeur déterminée de biens imposables, dans le cadre d'un processus de gestion des appels comprenant des conférences de médiation de la gestion des cas. En 2021, la Commission a continué de s'occuper des appels en retard et est en voie d'éliminer l'arriéré d'ici le prochain cycle d'évaluation en 2023. Les autorités et les agents continuent de fournir des commentaires positifs sur ce changement monumental des processus.

Le 29 octobre 2021, l'entrée en vigueur de modifications à la Loi sur l'aménagement du territoire et à la Charte de la ville de Winnipeg a permis d'élargir le mandat de la Commission à de nouveaux appels en matière d'aménagement. En prévision de ces modifications, la Commission a procédé à un examen interne de ses protocoles d'appel en matière d'aménagement pour déterminer les améliorations à apporter. Le Conseil se réjouit de la mise en œuvre de nouvelles règles et procédures en matière d'aménagement, qui simplifieront toutes les questions d'aménagement dont le Conseil est saisi pour que sa prestation de services demeure efficace et fructueuse.

En réponse à la pandémie de COVID-19, la Commission a dû modifier sa façon de faire plusieurs fois pour se conformer aux ordres de santé publique. La Commission a traité un certain nombre de questions au moyen de vidéoconférences ou des plateformes virtuelles. C'est non sans difficulté que la Commission est parvenue à assumer sa lourde charge de travail tout en augmentant sa productivité.

En 2021, la Commission a constaté une hausse significative des règlements d'emprunt en vertu de la Loi sur les municipalités. La plupart de ces emprunts ont été gérés de manière administrative, et seulement quelques-uns ont exigé une audience. De plus, lorsque cela était permis, la Commission a organisé la tenue d'audiences liées à l'aménagement dans différentes municipalités de la province.

Au 31 décembre 2021, la Commission comptait 15 membres, y compris le président et la vice-présidente. Les membres de la Commission ont régulièrement participé à des séances d'information pour administrateurs, au congrès annuel du Manitoba Council of Administrative Tribunals, ainsi qu'aux séances d'orientation et de formation interne de la Commission. En raison de la COVID-19, les conférences et les séminaires ont été donnés en ligne.

En tant que tribunal quasi judiciaire, la Commission est régie par les règles de justice naturelle, qui exigent, entre autres choses, le traitement juste et équitable de toutes les parties. Afin d'offrir ses services aux municipalités et au grand public d'une manière équitable, transparente et professionnelle, la Commission examine régulièrement, à des fins de mise à jour, ses politiques et procédures ainsi que son engagement à fournir tous les documents dans les deux langues officielles. Elle veille également à tenir son site Web à jour, et à répondre aux questions du grand public dans les meilleurs délais et le plus complètement possible. L'équipe de direction se réunit régulièrement avec les membres de la Commission pour discuter des mises à jour juridiques et administratives, partager leurs expériences liées aux appels et aborder d'autres questions pertinentes.

Pour finir, nous souhaitons remercier les membres et le personnel de la Commission ainsi que les ministères, les municipalités et le grand public, pour le soutien qu'ils offrent à la Commission dans son objectif d'amélioration constante.

Jeff Bereza, président

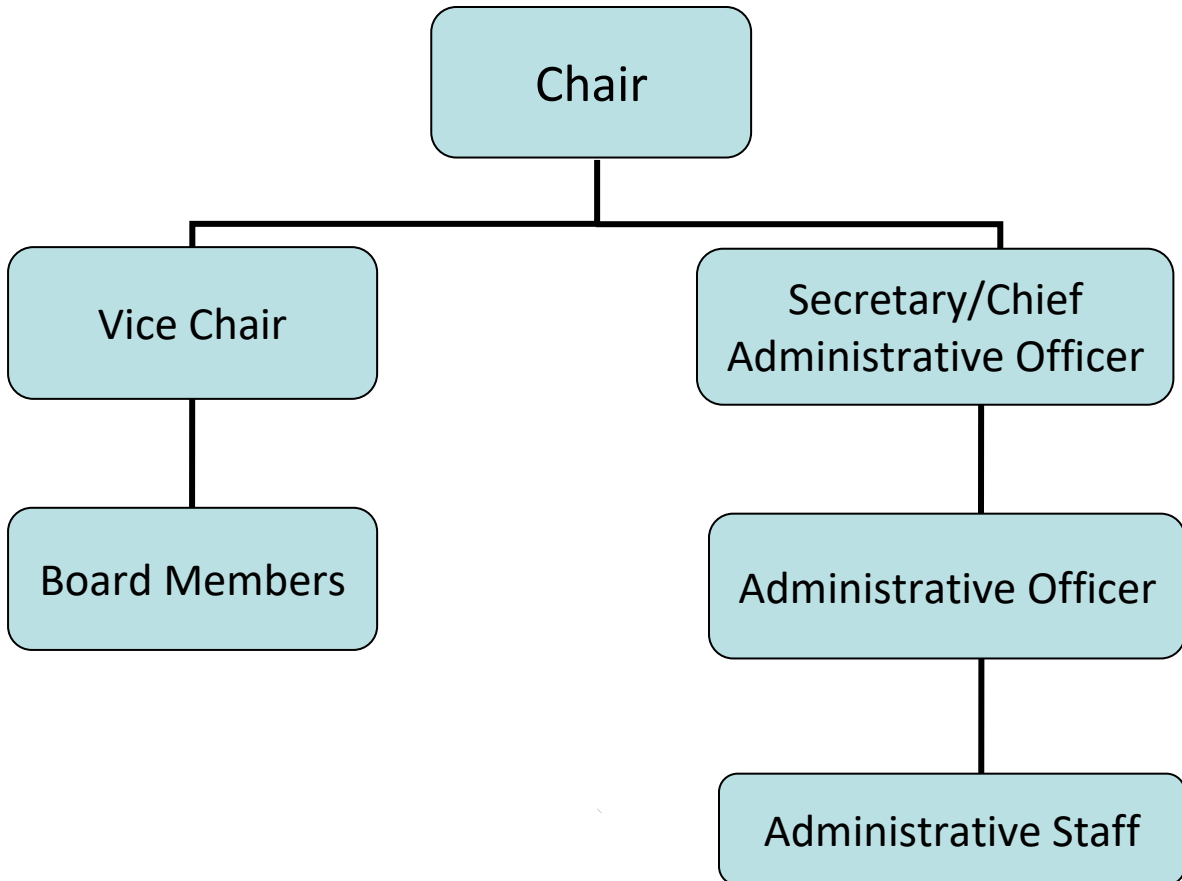
Diane Stasiuk, vice-présidente

Shelley Jensen, secrétaire/directrice administrative

# THE MUNICIPAL BOARD - ORGANIZATION CHART

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2021



# **THE MUNICIPAL BOARD OF MANITOBA**

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## **ROLE**

Section 15(2) of The Municipal Board Act states:

“The board shall sit at such times and places within the province as the chairman may designate; and it shall conduct its proceedings in such manner as may seem to it most convenient for the speedy and effectual dispatch of business”.

## **MISSION STATEMENT**

To deal with matters that come before the Board in a fair, impartial and timely manner.

## **GOALS**

- To process appeals, applications and referrals as expeditiously as possible.
- To conduct hearings in accordance with legislative procedures and natural justice for all parties involved.
- To render readable, reliable and quality decisions in a timely manner.
- To communicate with the general public on the role of the Board and the appeal process.
- To review and update Board policies and procedures to ensure service is provided in a timely manner and in accordance with the applicable legislation.
- To review and update administrative procedures.



# THE MUNICIPAL BOARD OF MANITOBA

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Jeff Bereza, Chair  
Diane Stasiuk, Vice Chair

## MEMBERS (2021)

Margaret Bonekamp, St. Georges  
Rick Borotsik, Brandon  
Hazel M Borys, Winnipeg  
Chris Goertzen, Steinbach  
Tammy Harper, Winnipeg  
Amit Kapoor, Winnipeg  
Leonard Klassen, Steinbach  
(revoked April 24, 2021)  
Brenda Loewen, Winnipeg \*

Steven Lupky, Winnipeg \*  
Dan McInnis, Headingley  
John (Hugh) McMorrow, Winnipeg  
George Orle, Q.C., Winnipeg \*  
Tom Raine, Winnipeg \*  
Barry Todd, Winnipeg \*  
Gilles Vielfaure, Portage La Prairie \*  
(revoked April 24, 2021)

Shelley Jensen, Secretary/Chief Administrative Officer

## ADMINISTRATIVE STAFF

Administrative Officer  
Administrative Secretary  
Administrative Secretary  
Administrative Secretary  
Administrative Secretary  
Administrative Secretary  
Administrative Secretary

Charity Leonard  
Sharon Andrews  
Edralyn Cudia  
Elissa Hohler  
Roberta Hudson  
Anna Mardechaev Namir  
Elaine Pociuk

Note: \*Acting Chair

## **Summary of Applications, Appeals, and Referrals (2020 & 2021)**

### **Consolidated Summary of Activity**

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*A summary of all Applications, Appeals, and Referrals set forth on pages 9 to 34 excluding pages 19 and 20.*

<b>APPLICATIONS, APPEALS AND REFERRALS RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications, Appeals and Referrals Outstanding as at January 1 <sup>st</sup>	2775	2798
New Applications, Appeals and Referrals Received	836	195
<b>Total</b>	<b>3611</b>	<b>2993</b>

<b>APPLICATIONS, APPEALS AND REFERRALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Approved and Appeals Allowed/Granted	616	639
Applications Rejected and Appeals Dismissed/Rejected	7	2
Applications Referred Back to Council for Further Consideration	0	0
Reports and Recommendations Submitted	1	3
Orders Revised	0	0
Applications, Appeals and Referrals Withdrawn and/or Closed by Minute	189	212
<b>Total</b>	<b>813</b>	<b>856</b>

<b>APPLICATIONS, APPEALS AND REFERRALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>2798</b>	<b>2137</b>
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## **Miscellaneous Acts**

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The Municipal Board has responsibilities under other Statutes, but under which it has had no applications or active files in 2021.

The Acts are as follows:

- The Watershed Districts Act, C.C.S.M. c. W95
- The Expropriation Act, C.C.S.M. c. E190
- The Health Services Insurance Act, C.C.S.M. c. H35
- The Heritage Resources Act, C.C.S.M. c. H39.1
- The Highway Traffic Act, C.C.S.M. c. H60
- The Regional Waste Management Authorities Act, C.C.S.M. c. R38
- The Special Surveys Act, C.C.S.M. c. S190
- The Water Resources Administration Act, C.C.S.M. c. W70

## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Act, C.C.S.M. c. M225

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*Applications to amalgamate two or more municipalities or for the annexation by a municipality of land from another municipality: Section 34*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	2	2
Applications Received	1	0
<b>Total</b>	<b>3</b>	<b>2</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Reports and Recommendations Submitted to the Minister of Municipal Relations	1	0
Applications Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>2</b>	<b>2</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>2</b>	<b>2</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Act, C.C.S.M. c. M225

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*Applications for approval of Borrowing By-laws: Section 172 et seq.*

*- Includes Leasing and Financial Agreements*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	0	0
Applications Received	16	27
<b>Total</b>	<b>16</b>	<b>27</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Approved	16	27
Applications Rejected	0	0
Applications Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>16</b>	<b>27</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>0</b>	<b>0</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Act, C.C.S.M. c. M225

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*Applications for approval of By-laws respecting Local Improvements:  
Sections 311 & 320*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	3	2
Applications Received	23	40
<b>Total</b>	<b>26</b>	<b>42</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Approved	24	41
Applications Rejected	0	0
Applications Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>24</b>	<b>41</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>2</b>	<b>1</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Act, C.C.S.M. c. M225

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*Applications for approval of By-laws respecting Special Services: Sections 312 & 320*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	5	3
Applications Received	40	40
<b>Total</b>	<b>45</b>	<b>43</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Approved	42	38
Applications Rejected	0	0
Applications Withdrawn and/or Closed by Minute	0	1
<b>Total</b>	<b>42</b>	<b>39</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>3</b>	<b>4</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Act, C.C.S.M. c. M225

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*Application to review a By-law that divides a Municipality into Wards and establishes ward boundaries or a By-law that eliminates wards or changes the number of wards or ward boundaries: Section 89(1)*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	0	0
Applications Received	0	3
<b>Total</b>	<b>0</b>	<b>3</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Allowed	0	1
Applications Dismissed	0	0
Applications Referred back to Council for further consideration	0	0
Applications Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>0</b>	<b>1</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>0</b>	<b>2</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Act, C.C.S.M. c. M225

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*Application to dissolve a municipality: Section 10(1)*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	1	1
Applications Received	0	0
<b>Total</b>	<b>1</b>	<b>1</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Allowed	0	0
Applications Dismissed	0	0
Applications Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>1</b>	<b>1</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Act, C.C.S.M. c. M225

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*Referral by a Municipality if unable to agree with another Municipality on a matter relating to a municipal road, bridge or drain: Sections 295(5), 312 & 320*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	0	0
Applications Received	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Allowed	0	0
Applications Dismissed	0	0
Applications Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>0</b>	<b>0</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Assessment Act, C.C.S.M. c. M226

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*Appeals respecting the assessment and classification of property located within The City of Winnipeg: Section 56(2)*

<b>APPEALS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Appeals Outstanding as at January 1 <sup>st</sup>	2216	2280
*Appeals Received	718	60
<b>Total</b>	<b>2934</b>	<b>2340</b>

<b>APPEALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
**Appeals Allowed	503	497
Appeals Dismissed	1	2
Appeals Withdrawn and/or Closed by Minute	150	176
<b>Total</b>	<b>654</b>	<b>675</b>

<b>APPEALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>2280</b>	<b>1665</b>
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- \* Includes appeals by the Assessment and Taxation Department as well as by ratepayers.
- \*\* Includes all appeals where the assessment has been increased or decreased, or the classification changed.  
Includes 4 files reopened & reclosed.

## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Assessment Act, C.C.S.M. c. M226

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*Appeals respecting the assessment and classification of property located outside The City of Winnipeg: Section 56(2)*

<b>APPEALS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Appeals Outstanding as at January 1 <sup>st</sup>	304	267
*Appeals Received	27	8
<b>Total</b>	<b>331</b>	<b>275</b>

<b>APPEALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
**Appeals Allowed	27	81
Appeals Dismissed	1	0
Appeals Withdrawn and/or Closed by Minute	36	11
<b>Total</b>	<b>64</b>	<b>92</b>

<b>APPEALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>267</b>	<b>183</b>
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\* Includes appeals by the Provincial Municipal Assessor as well as by ratepayers.

\*\* Includes all appeals where the assessment has been increased or decreased, or the classification changed.

## Summary of Appeal Management (2020 & 2021)

### Summary of Activity

*Appeal Management respecting the assessment and classification of property within and outside The City of Winnipeg*

<b>APPEALS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Appeals Outstanding as at January 1 <sup>st</sup>	81	76
Appeals Received:	<b>2020</b>	<b>2021</b>
Within The City of Winnipeg	273	1099
Outside The City of Winnipeg	20	209
<b>Total</b>	<b>374</b>	<b>1384</b>
<b>APPEALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Appeals referred to Case Management:	<b>2020</b>	<b>2021</b>
Within The City of Winnipeg	271	1063
Outside The City of Winnipeg	20	206
<b>Total</b>	291	1269
Appeals referred to Settlement Discussions:		
Within The City of Winnipeg	0	7
Outside The City of Winnipeg	7	3
<b>Total</b>	7	10
Appeals referred to Hearing:		
Within The City of Winnipeg	0	2
Outside The City of Winnipeg	0	0
<b>Total</b>	0	2
<b>Total</b>	<b>298</b>	<b>1281</b>
<b>APPEALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>76</b>	<b>103</b>

## Summary of Case Management (2020 & 2021)

### Summary of Activity

*Case Management Appeals respecting the assessment and classification of property located within and outside The City of Winnipeg*

<b>APPEALS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Appeals Outstanding as at January 1 <sup>st</sup>	674	345
Appeals Received:	<b>2020</b>	<b>2021</b>
Within The City of Winnipeg	273	1063
Outside The City of Winnipeg	36	206
<b>Total</b>	<b>983</b>	<b>1614</b>
<b>APPEALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Appeals Resolved:	<b>2020</b>	<b>2021</b>
Within The City of Winnipeg	418	122
Outside The City of Winnipeg	21	19
<b>Total</b>	439	141
Appeals Withdrawn:		
Within The City of Winnipeg	77	30
Outside The City of Winnipeg	9	6
<b>Total</b>	86	36
Appeals Proceed to Hearing:		
Within The City of Winnipeg	108	5
Outside The City of Winnipeg	5	19
<b>Total</b>	113	24
<b>Total</b>	<b>638</b>	<b>201</b>
<b>APPEALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>345</b>	<b>1413</b>

Notes: Many appeals require more than one Case Management.  
All outstanding appeals are scheduled for further actions.  
A hearing can have multiple files.

## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Board Act, C.C.S.M. c. M240

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*Applications to review, rescind, change, alter or vary a decision or order made by the Board: Section 46(3)*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	0	0
Applications Received	2	6
<b>Total</b>	<b>2</b>	<b>0</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Order Revised	0	0
Applications Rejected	2	2
Applications Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>2</b>	<b>2</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>0</b>	<b>4</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Board Act, C.C.S.M. c. M240

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*Applications to vary, cancel, or substitute a Building Restriction Caveat:  
Section 104(1) et seq.*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	1	1
Applications Received	1	1
<b>Total</b>	<b>2</b>	<b>2</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Granted	1	0
Applications Rejected	0	0
Applications Withdrawn and/or Closed by Minute	0	1
<b>Total</b>	<b>1</b>	<b>1</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>1</b>	<b>1</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Municipal Board Act, C.C.S.M. c. M240

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*Complaint that a Local Authority, Corporation or any person has unlawfully done or unlawfully failed to do, or is about to unlawfully do or not to do something relating to a matter over which The Municipal Board has jurisdiction: Section 34*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	0	0
Applications Received	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Granted	0	0
Applications Rejected	0	0
Applications Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>0</b>	<b>0</b>
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**Summary of Applications, Appeals, and Referrals  
(2020 & 2021)**

**The Municipal Board Act, C.C.S.M. c. M240**

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*Applications for cancellation of plans of subdivision: Section 95(1)*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	0	0
Applications Received	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Granted	0	0
Applications Rejected	0	0
Applications Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>0</b>	<b>0</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Public Libraries Act, C.C.S.M. c. P220

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*Applications for the authorization of municipal By-laws establishing Regional Public Libraries: Section 22(2)*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	0	0
Applications Received	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Approved	0	0
Applications Rejected	0	0
Applications Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>0</b>	<b>0</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Planning Act, C.C.S.M. c. P80

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*Objections to a By-law to adopt and/or amend a Development Plan or Basic Planning Statement filed with the Minister and referred to the Board: Section 30(4) et seq.*

<b>REFERRALS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Referrals Outstanding as at January 1 <sup>st</sup>	0	0
Referrals Received	0	1
<b>Total</b>	<b>0</b>	<b>0</b>

<b>REFERRALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Reports and Recommendations Submitted to the Minister of Municipal Relations	0	0
Referrals Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

<b>REFERRALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>0</b>	<b>1</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Planning Act, C.C.S.M. c. P80

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*Applications for approval of Zoning By-laws: Section 43(1) et seq.*

<b>APPLICATIONS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Applications Outstanding as at January 1 <sup>st</sup>	0	0
Applications Received	0	2
<b>Total</b>	<b>0</b>	<b>2</b>

<b>APPLICATIONS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Applications Approved	0	0
Applications Rejected	0	0
Applications Withdrawn and/or Closed by Minute	0	1
<b>Total</b>	<b>0</b>	<b>1</b>

<b>APPLICATIONS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>0</b>	<b>1</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Planning Act, C.C.S.M. c. P80

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*Appeals of decisions of the Approving Authority respecting subdivisions of land:  
Section 129(1) et seq.*

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<b>APPEALS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Appeals Outstanding as at January 1 <sup>st</sup>	6	7
Appeals Received	4	4
<b>Total</b>	<b>10</b>	<b>11</b>

<b>APPEALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Appeals Allowed	2	1
Appeals Dismissed	0	0
Appeals Withdrawn and/or Closed by Minute	1	5
<b>Total</b>	<b>3</b>	<b>6</b>

<b>APPEALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>7</b>	<b>5</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Planning Act, C.C.S.M. c. P80

*Appeals of decisions of the Approving Authority respecting aggregate quarry:  
Section 118(2) et seq.*

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<b>APPEALS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Appeals Outstanding as at January 1 <sup>st</sup>	0	2
Appeals Received	3	1
<b>Total</b>	<b>3</b>	<b>3</b>

<b>APPEALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Appeals Allowed	1	1
Appeals Dismissed	0	1
Appeals Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>1</b>	<b>2</b>

<b>APPEALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>2</b>	<b>1</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Planning Act, C.C.S.M. c. P80

*Appeals of decisions of the Approving Authority respecting large-scale livestock operation:*

*Section 118(2) et seq.*

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<b>APPEALS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Appeals Outstanding as at January 1 <sup>st</sup>	0	1
Appeals Received	1	0
<b>Total</b>	<b>1</b>	<b>1</b>

<b>APPEALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Appeals Allowed	0	1
Appeals Dismissed	0	0
Appeals Withdrawn and/or Closed by Minute	0	0
<b>Total</b>	<b>0</b>	<b>1</b>

<b>APPEALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>1</b>	<b>0</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The Water Rights Act, C.C.S.M. c. W80

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*Appeals of orders or decisions of the Minister under this Act: Section 24(1)*

<b>APPEALS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Appeals Outstanding as at January 1 <sup>st</sup>	10	6
Appeals Received	0	3
<b>Total</b>	<b>10</b>	<b>9</b>

<b>APPEALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Appeals Allowed	0	0
Appeals Dismissed	3	0
Appeals Withdrawn and/or Closed by Minute	1	2
<b>Total</b>	<b>4</b>	<b>2</b>

<b>APPEALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>6</b>	<b>7</b>
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## Summary of Applications, Appeals, and Referrals (2020 & 2021)

### The City of Winnipeg Charter, S.M. 2002, c. 39

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*Referrals from The City of Winnipeg respecting a proposed secondary plan by-law dealing with the airport vicinity protection area:  
Section 270(1)*

<b>REFERRALS OUTSTANDING AND RECEIVED</b>	<b>2020</b>	<b>2021</b>
Appeals Outstanding as at January 1 <sup>st</sup>	0	2
Appeals Received	2	0
<b>Total</b>	<b>2</b>	<b>2</b>
<b>REFERRALS DISPOSED</b>	<b>2020</b>	<b>2021</b>
Reports and Recommendations Submitted to The City of Winnipeg	0	0
Appeals Withdrawn and/or Closed by Minute	0	1
<b>Total</b>	<b>0</b>	<b>1</b>
<b>APPEALS OUTSTANDING AS AT DECEMBER 31<sup>ST</sup></b>	<b>2</b>	<b>1</b>

## **Capital Borrowing Of Local Authorities**

### **2021 Capital Borrowing of Local Authorities**

The 2021 Municipal borrowing activity increased (71%) in terms of the number of applications received by the Board and increased by 194% in the total dollar amounts borrowed. Borrowing purposes for the two years are summarized as follows:

	<u>2020</u>	<u>2021</u>
<b>New Applications</b>	<b>35</b>	<b>60</b>
<b>Borrowing Authorized</b>		
<b>Water and Sewer</b>	<b>\$19,250,335</b>	<b>\$57,806,523</b>
<b>Streets, Sidewalk, Lighting</b>	<b>8,581,684</b>	<b>13,552,423</b>
<b>Municipal Buildings, Libraries Community Centres, Arenas</b>	<b>4,400,000</b>	<b>17,377,019</b>
<b>Machinery and Equipment</b>	<b>1,364,512</b>	<b>2,321,796</b>
<b>Natural Gas</b>	<b>0</b>	<b>0</b>
<b>Land Purchases and Development</b>	<b>0</b>	<b>2,008,335</b>
<b>Other/Multiple Projects</b>	<b>508,700</b>	<b>7,062,550</b>
<b>TOTAL</b>	<b>\$34,105,231</b>	<b>\$100,128,646</b>

Details of the amounts of borrowing authorized for each individual municipality are shown on pages 35 to 37 (City of Winnipeg borrowing, which is not subject to Municipal Board approval, is not included in the above figures).

The amounts of debentures issued and marketed in 2021 as compared to 2020 are summarized as follows:

<u>PURCHASER</u>	<u>2020</u>	<u>2021</u>
<b>Credit Unions</b>	<b>\$2,218,292</b>	<b>\$6,779,094</b>
<b>Banks</b>	<b>19,164,511</b>	<b>37,202,853</b>
<b>General Public</b>	<b>0</b>	<b>0</b>
<b>Fiscal Agent</b>	<b>0</b>	<b>0</b>
<b>Municipal Reserve Funds</b>	<b>1,417,009</b>	<b>294,229</b>
<b>Minister of Finance</b>	<b>23,914,696</b>	<b>21,703,847</b>
<b>TOTAL</b>	<b>\$46,714,508</b>	<b>\$65,980,023</b>

The interest rates payable by Municipalities on debentures issued in 2021 have decreased with 2020 rates.

A comparison of average interest rates, weighted according to each class of purchaser is summarized as follows:

<b><u>PURCHASER</u></b>	<b><u>2020</u></b>	<b><u>2021</u></b>
<b>Credit Unions</b>	<b>3.32%</b>	<b>2.23%</b>
<b>Banks</b>	<b>3.14%</b>	<b>2.53%</b>
<b>General Public</b>	<b>N/A</b>	<b>N/A</b>
<b>Fiscal Agent</b>	<b>N/A</b>	<b>N/A</b>
<b>Municipal Reserve Funds</b>	<b>2.77%</b>	<b>2.92%</b>
<b>Minister of Finance</b>	<b>3.24%</b>	<b>2.68%</b>

With respect to borrowing By-laws, The Municipal Board issued a total of **144** Board Orders as compared to 133 in 2020. These Board Orders related to various matters including but not limited to, the following:

- a) authorization of certain projects and the borrowing of monies;
- b) the issuance of debentures;
- c) the reduction or increase of the authorized borrowing; and
- d) the cancellation of authorized but unissued borrowing.

## Municipal Borrowing By-Laws Authorized In 2021

Board Order No.	Local Authority	By-law No.	Original / Amending / Cancel or Special Service	Temp. New	Interest Rate	Term Years	Purpose
E-21-001	Reynolds, RM	13-2020	Original	1,125,000.00	4.000%	15	Construction of a wastewater treatment lagoon
E-21-017	St. Clements, RM	13-2020	Original	3,500,000.00	4.000%	20	Construct and establish Phase 1 of the South St. Clements Utility
E-21-022	St. Clements, RM	12-2020	Original	2,000,000.00	4.000%	20	Expand and upgrade the facilities and services of the East Selkirk water treatment plant
E-21-023	Montcalm, RM	819/21	Original	960,000.00	4.000%	25	Purchase of land and expansion of the lagoon and low-pressure sewer line upgrade - Town of Letellier
E-21-026	De Salaberry, RM	2394-20	Original	1,233,334.00	5.000%	20	Repair and/or replacement of water and sewer mains in St. Malo
E-21-032	Portage la Prairie, C	21-8716	Original	6,000,000.00	5.000%	15	Saskatchewan Avenue West - Utility Infrastructure
E-21-033	Portage la Prairie, C	21-8717	Original	10,500,000.00	5.000%	15	Saskatchewan Avenue West - General Infrastructure
E-21-047	Pinawa, LGD	880-2021	Original	250,000.00	3.000%	5	Watermain renewal project for Grey Crescent and Cauchon Road
E-21-051	Dauphin, C	02/2021	Original	1,000,000.00	5.000%	20	Ultra-Violet Disinfection Upgrades at the water treatment plant
E-21-060	Winkler, C	2256-20	Original	10,592,613.00	6.000%	15	Construction of a new wastewater treatment facility
E-21-064	Stanley, RM	3-21	Original	5,377,435.00	5.000%	20	Contribution to Winkler WWTF and construction of conveyance system (forcemain and lift stations)
E-21-071	Ste. Anne, RM	01-2021	Original	1,000,000.00	3.625%	15	Expansion of the wastewater lagoon
E-21-080	Headingley, RM	2-2021	Original	1,956,000.00	3.000%	20	Installation of water and sewer in the area known as Hall Road Industrial Area
E-21-082	Wallace-Woodworth, M	03-2021	Original	320,000.00	5.000%	20	Expansion of Elkhorn Lagoon, new lift station and new wastewater forcemain in LUD of Elkhorn
E-21-086	Kelsey, RM	05/20	Original	312,000.00	4.000%	10	Upgrading the water treatment process of the LUD of Cranberry Portage Water Treatment Plant
E-21-095	Grandview, M	04-2021	Original	800,000.00	3.000%	10	Upgrade Grandview Utility distribution system
E-21-096	Niverville, T	832-21	Original	4,000,000.00	6.000%	20	Expansion of Niverville Water Treatment Plant
E-21-108	Gimli, RM	21-0009	Original	1,878,755.00	5.000%	20	Watermain renewal along Fifth Avenue and Sixth Avenue in the Gimli Urban Centre
E-21-111	Dufferin, RM	2002	Original	53,386.25	4.000%	10	Extension of rural water lines

## Municipal Borrowing By-Laws Authorized In 2021

E-21-112	Two Borders, M	76/2021	Original	248,000.00	6.000%	10	Connect Lyleton Utility and Rural Customers to Southwest regional water co-op
E-21-120	Alexander, RM	06/21	Original	900,000.00	4.000%	15	Construction of a Truck-haul sewage lagoon and recreational public boat launch facility in Traverse Bay Area
E-21-121	Morris, RM	1762/2021	Original	1,500,000.00	5.000%	20	Upgrade and expansion of the Rosenort Lagoon
E-21-131	Glenboro South Cypress, M	80	Original	1,800,000.00	5.000%	20	Reconstruct and upgrade the existing lagoon
	Glenboro South Cypress, M	80	Original	200,000.00	5.000%	10	Reconstruct and upgrade the existing lagoon
E-21-137	Reynolds, RM	07-2021	Original	300,000.00	4.000%	15	Construction of a new water treatment plant in the community of Prawda
E-21-006	Morden, C	02-2021	Original	2,200,000.00	4.500%	15	Repairs and upgrades at the Access Event Centre
E-21-050	Bifrost-Riverton, M	1-2021	Original	1,000,000.00	5.000%	15	Construct a new Bifrost-Riverton Fire Hall
E-21-066	Harrison Park, M	94	Original	512,664.00	4.000%	20	Construction of two new public works shops
E-21-081	Stonewall, T	04-21	Original	3,900,000.00	4.500%	20	Renovation of Town Hall Building
E-21-097	Churchill, T	801/21	Original	600,000.00	5.000%	20	Replace existing lake pumphouse
E-21-109	Oakview, RM	2021-2	Original	560,000.00	4.000%	10	Construction of two new municipal shops
E-21-113	Ste. Anne, T	1-2021	Original	1,087,500.00	5.000%	20	Construction of a municipal office
E-21-115	West Interlake, RM	7-2021	Original	1,300,000.00	3.375%	20	Construction of a new fire hall and Grader garage in Ashern
E-21-119	Rhineland, M	2021-07	Original	195,000.00	3.500%	5	Purchase and renovation of 215 Railway Ave in Plum Coulee to serve as a fire hall and public works shop
E-21-125	Brandon, C	7312	Original	3,766,855.00	5.625%	10	Renovation of building at 638 Princess to be utilized by RCMP as a backup Operations Communications Centre
E-21-130	Killarney-Turtle Mountain, M	5-2021	Original	600,000.00	5.000%	5	Renovation of the Civic office located at 415 Broadway Avenue
E-21-135	Glenella-Lansdowne, M	5/2021	Original	400,000.00	5.000%	20	Construction of a new municipal shop in Arden
E-21-136	La Broquerie, RM	10-2021	Original	1,255,000.00	5.000%	20	Construction of a new fire hall
E-21-110	Altona, T	1794/2021	Original	1,600,000.00	5.000%	20	Purchase land to expand industrial park
E-21-123	Glenella-Lansdowne, M	4/2021	Original	408,335.30	5.000%	20	Purchase of SW36-17-13 WPM (Gravel Pit)
E-21-007	Steinbach, C	2160	Original	1,250,000.00	7.000%	5	Brandt Street Water and Sewer Renewal

## Municipal Borrowing By-Laws Authorized In 2021

E-21-039	Steinbach, C	2168	Original	233,450.00	7.000%	5	Clearsprings Green pathway project
E-21-045	Riding Mountain West, RM	2021-05	Original	297,700.00	2.375%	10	Paving Kilman's-Dietrich Road
E-21-063	Stanley, RM	7-21	Original	195,000.00	4.000%	10	Asphalt paving of Riverlea Drive and South Villa Avenue in community of Hochfeld
E-21-070	Hanover, RM	2500-21	Original	55,272.80	3.500%	5	Street surfacing of Oakview Avenue within LUD of Mitchell
E-21-094	Norfolk Treherne, M	77-2021	Original	750,000.00	5.000%	20	Replacement of Bosc Bridge
E-21-104	Selkirk, C	5354	Original	7,200,000.00	5.625%	25	Eveline Street Reconstruction
E-21-106	Virten, T	2791	Original	300,000.00	4.500%	5	Paving, curb and gutter repairs for 8th Avenue South-wellington street west to king street west and wellington street west-8th avenue to 9th street south
E-21-140	Springfield, RM	21-24	Original	3,271,000.00	6.000%	20	Reconstruction of Springfield Road and Holland Street
E-21-087	Westlake-Gladstone, M	2021-05	Original	521,475.20	2.050%	4	Purchase of a motor grader
E-21-088	Dufferin, RM	2001	Original	250,000.00	4.500%	5	Purchase of a 175hp Tractor
E-21-103	Yellowhead, RM	6-2021	Original	555,750.00	3.000%	5	Purchase of 4 motor graders
E-21-118	Thompson, RM	4-2021	Original	394,251.20	2.250%	5	Purchase of a 2021 John Deere 772GP Motor Grader
E-21-122	Glenella-Lansdowne, M	3/2021	Original	125,319.01	5.000%	10	Purchase of a 2011 Freightliner M2 S/A Fire Suppression Truck
E-21-138	Bifrost-Riverton, M	5-2021	Original	302,500.00	4.000%	3	Purchase of a new fire pumper truck for Arborg-Bifrost Fire Department
E-21-139	Arborg, T	6-2021	Original	172,500.00	5.000%	10	Purchase of a new fire pumper truck for Arborg-Bifrost Fire Department
E-21-024	Oakland-Wawanesa, M	01-2021	Original	200,000.00	2.000%	3	Installation of fibre optic in the rural area
E-21-025	Oakland-Wawanesa, M	02-2021	Original	25,000.00	2.000%	1	Installation of fibre optics in wawanesa
E-21-098	Montcalm, RM	820/21	Original	607,550.00	3.750%	20	Construction of a new waste disposal ground and transfer station and closures of St. Jean Baptiste and Letellier Nuisance Grounds
E-21-100	Arborg, T	3-2021	Original	230,000.00	2.000%	5	Consolidate existing loans for BAR waste authority Co-op and Arborg Bifrost Parks and Recreation
E-21-141	Brandon, C	7295	Original	6,000,000.00	4.750%	10	Construction of an Outdoor Sports Field Complex

**Revenue for the 12 Month Period Ending  
December 31, 2021  
(Unaudited)**

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<b>REVENUE</b>	<b>2020</b>	<b>2021</b>
The Municipal Act	\$34,150.00	\$43,766.00
The Municipal Assessment Act	211,479.00	5,485.00
The Planning Act	300.00	1,950.00
Miscellaneous Acts	150.00	375.00
Distribution of Board Orders, Xerox Recoveries, etc.	2,315.00	3,250.00
GST	232.23	163.00
<b>Total Revenue</b>	<b>\$248,394.00</b>	<b>\$54,989.00</b>
54,989*Less Refunds	(133,951.00)	(110,525.00)
<b>Net Revenue</b>	<b>\$114,443.00</b>	<b>\$(55,536.00)</b>

\* This revenue is subject to Section 57(4) of *The Municipal Assessment Act* which requires the refund filing fees to successful Appellants.

Note:

Salaries and operating costs associated with the operations of the Municipal Board, including Board Member remunerations, are reflected in the Department of Municipal Relations' Annual Report on a provincial fiscal year basis. (April 1 – March 31)