

BY-LAW 34-95
"External Borrowing By-law"
for Acheson Industrial Park Water System
OF PARKLAND COUNTY
(hereinafter referred to as the "Municipality")
IN THE PROVINCE OF ALBERTA



THIS BY-LAW AUTHORIZES THE COUNCIL OF THE MUNICIPALITY TO INCUR AN INDEBTEDNESS BY THE ISSUANCE OF DEBENTURES (THE "DEBENTURES") TO THE ALBERTA MUNICIPAL FINANCING CORPORATION (A.M.F.C.) FOR THE PURPOSE OF PURCHASING THE ACHESON PARK WATER SYSTEM.

WHEREAS:

The Council of the Municipality has decided to issue a by-law pursuant to Section 251 of the *Municipal Government Act* to authorize the financing of the Acheson Park Water System.

The Council, has entered into a conditional agreement to purchase the system and confirms the total cost of the said purchase is Four Hundred and Fifty Thousand Dollars (\$450,000).

In order to complete the purchase it will be necessary for the Municipality to borrow the sum of Four Hundred and Fifty Thousand Dollars (\$450,000) (the "indebtedness") on the terms and conditions referred to in this By-Law.

The Municipality will repay the indebtedness over a period of twenty (20) years in annual installments, with interest not exceeding eleven per cent (11%), or the interest rate fixed from time to time by the Alberta Municipal Financing Corporation, per annum, payable annually.

The amount of the existing debenture debt of the Municipality at August 18, 1995, is \$0.00, no part of which is in arrears.

The estimated lifetime of the project is thirty (30) years.

The proposed purchase will serve approximately 124 lots.

THEREFORE, THE COUNCIL OF THE MUNICIPALITY DULY ASSEMBLED ENACTS AS FOLLOWS:

1. The debentures to be issued under this by-law shall not exceed the sum of Four Hundred and Fifty Thousand Dollars (\$450,000), and may be in any denomination not exceeding the amount authorized by this by-law and shall be dated having regard to the date of the borrowing.
2. The debentures shall bear interest during the currency of the debentures, at a rate not exceeding eleven per cent (11%), or the interest rate fixed from time to time by the A.M.F.C., per annum, payable annually.
3. The debentures shall be issued in such a manner that the principal and interest will be combined and be made payable in equal annual installments over a period of twenty (20) years.

4. The debenture shall be payable in lawful money of Canada at the Royal Bank in the City of Spruce Grove, or at such other bank or financial institution as the Council of the Municipality may authorize as its banking agency during the currency of the debenture.
5. The Chief Elected Official and the Director of Finance & Administration of the Municipality shall authorize such bank or financial institution to make payments to the holder of the debentures, on such date and in such amounts as specified in the repayment schedule forming part of each debenture.
6. The debenture shall be signed by the Chief Elected Official and the Director of Finance & Administration of the Municipality, and the Chief Administrative Officer shall affix the corporate seal of the Municipality to the debenture.
7. There shall be raised in each year of the currency of the debenture a rate on all the water users of the Acheson Water System, in an amount sufficient to pay the principal and interest falling due for the term of the debenture.
8. The indebtedness is contracted on the credit and security of the Municipality at large.
9. The net amount realized by the issue and sale of debentures authorized under this by-law shall be applied only for the purposes for which the indebtedness was created.
10. This by-law shall take effect on the day of the final passing thereof.

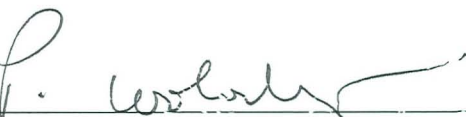
READ A FIRST TIME this 22nd day of August, A.D., 1995.


REEVE


MANAGER, ADMINISTRATION SERVICES

READ A SECOND TIME this 26 day of ~~SEPTEMBER~~, A.D., 1995.

READ A THIRD TIME by unanimous consent of the Councillors present and finally passed this 26 day of ~~SEPTEMBER~~, A.D., 1995.


REEVE


MANAGER, ADMINISTRATION SERVICES