

**BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Application of Aqua Pennsylvania Wastewater, :  
Inc. Under Sections 1102, 1329 and 507 of the : Docket No. A-2019-3009052  
Pennsylvania Public Utility Code for Approval of :  
the Acquisition of East Norriton Township’s :  
Wastewater System Assets :

**PETITION TO INTERVENE OF THE LABORERS DISTRICT COUNCIL OF THE METROPOLITAN AREA OF PHILADELPHIA AND VICINITY**

Pursuant to 52 Pa. Code §§ 5.71, *et.seq.*, the Laborers District Council of the Metropolitan Area of Philadelphia and Vicinity, by and through its undersigned counsel, hereby petitions to intervene in the above-captioned proceedings, and sets forth the following in support of its Petition:

1. Laborers District Council of the Metropolitan Area of Philadelphia and Vicinity, (hereinafter referred to as “District Council” or “Petitioner”) is a democratic labor organization that represents approximately 6500 members in the Philadelphia metropolitan and surrounding areas. Its offices are located at 665 N. Broad Street - 5th Floor, Philadelphia, Pa. 19123.
2. District Council is comprised of individual local labor organizations that serve the various geographic areas within its jurisdiction, and provides administrative and organizational services to its members and member unions.
3. The Petitioner has a substantial interest in these proceedings. For in excess of 35 years the Petitioner has entered into collective bargaining agreements with numerous employer/contractors in the Philadelphia metropolitan and surrounding areas that contract with the East Norriton Township on wastewater projects involving basin restorations all consistent with utility work jurisdiction.

4. The Petitioner estimates that there are up to three of its members employed on a regular basis on East Norriton Township wastewater projects.

5. Union members who are employed on these projects participate in extensive training in safety and construction processes and standards prior to and in the course of employment. The Petitioner owns and operates a training center in Exton, Pa. which provides OSHA 10, PSM and related classes and certification to laborers seeking employment in the field.

6. East Norriton Township relies on outside construction contractors for performance of infrastructure improvement, including roads, sewers, bridges, culverts, viaducts, railroads, water lines, dams, reservoirs, sewage disposal plant and water treatment plants. Despite the importance of outside construction contractors and their employees in providing these services, the Applicants have not disclosed how contractor employees, contractor standards, or contract procurement will be affected by the transaction. Many of these outside contractors have collective bargaining agreements with the Petitioner for provision of qualified laborers.

8. The potential determinations in this proceeding may have a direct impact on Petitioners' members with respect to issues including, but not limited to workforce development, investments, safety and training requirements.

9. As the bargaining representative of the workers employed by East Norriton Township's Wastewater System's contractors on these construction projects, the Petitioners' intervention serves the public interest as well as the interests of the members. Petitioners can provide the Commission relevant and necessary information related to the proceedings, including wage rates, training requirements, construction standards, local employment impacts and workforce

development investments that may affect safe and reliable utility services. No other party in this proceeding can represent the interests of the Petitioners.

10. Granting the District Council's petition will not disrupt this proceeding, nor will it prejudice other parties to this proceeding. The Petitioner accepts the record of this proceeding as it currently exists, and its intervention will not be a basis for delaying or deferring any schedule.

11. Petitioner will be represented by, and requests that all documents be served upon its counsel:

Joel P. Trigiani, Esquire  
Cleary, Josem & Trigiani, LLP  
325 Chestnut Street, Suite 200  
Philadelphia, PA 19106  
(215) 735-9099  
Email: [jtrigiani@cjtlaw.org](mailto:jtrigiani@cjtlaw.org)

Petitioner requests that courtesy copies of all documents be served upon the following:

May Va Lor  
LIUNA  
905 16<sup>th</sup> Street NW  
Washington, DC 20006  
Email: [mlor@liuna.org](mailto:mlor@liuna.org)

12. Pursuant to 52 Pa.Code §§ 1.53 and 1.54, counsel consents to service of all documents by electronic mail.

13. Petitioner will actively participate in all proceedings in this matter affecting its interests.

WHEREFORE, Petitioner respectfully requests that the Commission grant its Petition for Intervention.

Respectfully submitted,



Joel P. Trigiani, Esquire

ID# 32268

Cleary, Josem & Trigiani, LLP

325 Chestnut Street, Ste 200


Philadelphia, PA 19106

Attorney for Petitioner, Laborers District Council of  
the Metropolitan Area of Philadelphia and Vicinity

**VERIFICATION**

I, Ryan N. Boyer, Business Manager, Laborers District Council of the Metropolitan Area of Philadelphia and Vicinity, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

1/10/2020  
Date

  
\_\_\_\_\_  
Ryan N. Boyer

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**CERTIFICATE OF SERVICE**

I hereby certify that I am serving the foregoing Petition to Intervene dated January 10, 2020, in the manner and upon the parties listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party):

**Served via electronic mail and first class mail:**

ADMINISTRATIVE LAW JUDGE ANGELA T. JONES  
COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGE  
801 MARKET STREET, SUITE 4063  
PHILADELPHIA, PA 19107  
ANGELJONES@PA.GOV

ALEXANDER R STAHL ESQUIRE  
AQUA PENNSYLVANIA INC  
762 W LANCASTER AVE  
BRYN MAWR PA 19010  
ASTAHL@AQUAAMERICA.COM

THOMAS NIESEN ESQUIRE  
THOMAS NIESEN & THOMAS LLC  
212 LOCUST STREET STE 302  
HARRISBURG PA 17101  
TNIESEN@TNTLAWFIRM.COM

HARRISON W BREITMAN ESQUIRE  
ERIN L GANNON ESQUIRE  
CHRISTINE M HOOVER ESQUIRE  
OFFICE OF CONSUMER ADVOCATE

555 WALNUT STREET 5TH FLOOR  
FORUM PLACE  
HARRISBURG PA 17101  
CHOOVER@PAOCA.ORG  
EGANNON@PAOCA.ORG  
HBREITMAN@PAOCA.ORG

GINA MILLER ESQUIRE  
ERIKA MCLAIN ESQUIRE  
PA PUC BUREAU OF INVESTIGATION AND ENFORCEMENT  
400 NORTH STREET  
PO BOX 3265  
HARRISBURG PA 17120 – 3265  
GINMILLER@PA.GOV  
ERMCLAIN@PA.GOV

ERIN FURE  
OFFICE OF SMALL BUSINESS ADVOCATE  
555 WALNUT STREET 1ST FLOOR FORUM PLACE  
HARRISBURG PA 17101  
EFURE@PA.GOV

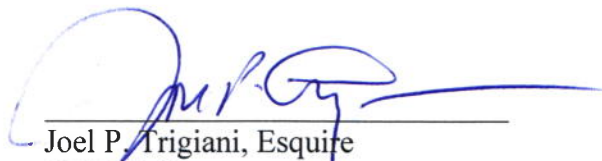
THOMAS WYATT ESQUIRE  
MATTHEW S. OLESH ESQUIRE  
OBERMAYER REBMANN  
MAXWELL & HIPPEL LLP  
CENTRE SQUARE WEST  
1500 MARKET STREET, SUITE 3400  
PHILADELPHIA, PA 19102  
THOMAS.WYATT@OBERMAYER.COM  
MATTHEW.OLESH@OBERMAYER.COM

Served via first class mail:

STANLEY MANSELL  
1414 STATE RD  
CROYDON PA 19021

ALLEN R. DALTON  
2508 TERRACE DRIVE  
EAST NORRITON, PA 19402

Dated: January 10, 2020



Joel P. Trigiani, Esquire  
ID# 32268

Cleary, Josem & Trigiani, LLP  
325 Chestnut Street, Ste 200  
Philadelphia, PA 19106

Attorney for Petitioner, Laborers District Council of  
the Metropolitan Area of Philadelphia and Vicinity