

R-2023-3039919, et al.

Pa. Pub. Util. Comm'n v. The Pittsburgh Water & Sewer Authority, et al.

ALJ'S Request to Docket Attached

River Development Corporation's Post Hearing Emails / Statement / Exhibits

From: McAbee, Cheryl R <CRM121@pitt.edu>
Sent: Wednesday, November 8, 2023 11:19 PM
To: Chiodo, Gail <gchiodo@pa.gov>; Murray, Susan <susmurray@pa.gov>
Cc: Karen O. Moury <kmoury@eckertseamans.com>; Deanne M. O'Dell <DODell@eckertseamans.com>
Subject: [External] Formal Complaint response to Rate case

ATTENTION: *This email message is from an external sender. Do not open links or attachments from unknown senders. To report suspicious email, use the [Report Phishing button in Outlook](#).*

Good Evening,

We understand those that filed Formal Complaints were sent letters to respond to the Rate Case by November 9, 2023. We did not receive a letter and if our understanding is not correct then we withdraw our statement. If our understanding is correct then we want our statement entered as our response with respect to our Formal complaint.

Best Regards,
Cheryl McAbee
River Development Corp.

From: McAbee, Cheryl R
Sent: Wednesday, November 1, 2023 8:22 AM
To: Chiodo, Gail <gchiodo@pa.gov>; Murray, Susan <susmurray@pa.gov>
Subject: RE: RE: PA PUC v. PWSA 2023 Rate Case - R-2023-3039920 et al. - PWSA's Interrogatories Addressed to RDC, Set I - Responses

Good Morning Your Honor,

Attached is River Developments Statement. We will not stand in the way of the settlement, but we cannot support it. Thank you for your consideration.

Best Regards,
Cheryl McAbee
River Development Corp.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

River Development Corporation	:	Docket Nos.	R-2023-3039919 (stormwater)
	:		C-2023-3040789
	:		C-2023-3040847
v.	:		
	:		
	:		
	:		
The Pittsburgh Water and Sewer Authority	:	Docket No.	C-2023-3039163

**STATEMENT REFLECTING THE CONCERN THAT TO
APPROVE THIS ONE TIER COMMERCIAL
STORMWATER RATE WILL HAVE LONG TERM
NEGATIVE CONSEQUENCES FOR DISADVANTAGED
BUSINESSES**

Date: October 30, 2023

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List of Supporting Appendices and Supporting U. S. & PA DEP Environmental Cites

Supporting Background Exhibits (1-5) submitted to better understand the issue

COMMONWEALTH OF PENNSYLVANIA Permit Application DEPARTMENT OF ENVIRONMENTAL PROTECTION BUREAU OF CLEAN WATER - 1 - NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) APPLICATION FOR INDIVIDUAL PERMIT TO DISCHARGE INDUSTRIAL STORMWATER
NPDES APPLICATION FOR INDIVIDUAL PERMIT TO DISCHARGE INDUSTRIAL STORMWATER
Industrial Stormwater Monitoring and Sampling Guide
https://www3.epa.gov/npdes/pubs/msgp_monitoring_guide.pdf

PA DEP NPDES PERMIT FACT SHEET

https://files.dep.state.pa.us/Water/Wastewater%20Management/eDMRPortalFiles/Permits/PA1139602_FACT

Gone with the Water - Drainage Rights and Storm Water Management in Pennsylvania

<https://digitalcommons.law.villanova.edu/cgi/viewcontent.cgi?referer=&httpsredir=1&article=2146&context=v>

Draft PA Stormwater Management Manual <https://www.depgreenport.state.pa.us/elibrary/GetFolder?FolderID=>

PADEP Industrial Stormwater <https://www.dep.pa.gov/Business/Water/CleanWater/StormwaterMgmt/Pages/IR>
PAG-03 AUTHORIZATION TO DISCHARGE UNDER THE NATIONAL POLLUTANT DISCHARGE ELI
PERMIT FOR DISCHARGES OF STORMWATER ASSOCIATED WITH INDUSTRIAL ACT
<https://files.dep.state.pa.us/RegionalResources/SWRO/SWROPortalFiles/Community%20Info/Westmor>
Performance Audit ALLEGHENY COUNTY SANITARY AUTHORITY (ALCOSAN) Report by the Office c
[https://apps.pittsburghpa.gov/co/Allegheny_County_Sanitary_Authority_\(ALCOSAN\)_April_2009.pdf](https://apps.pittsburghpa.gov/co/Allegheny_County_Sanitary_Authority_(ALCOSAN)_April_2009.pdf)

Pennsylvania Industrial Facilities Top List of Biggest River Polluters Nationwide <https://www.wesa.fm/environ>
facilities-top-list-of-biggest-river-polluters-nationwide

I. INTRODUCTION

River Development Corporation (“RDC” or “River”) is acknowledging to the Administrative Law Judge Gail M. Chiodo (“ALJ”) and the Pennsylvania Public Utility Commission (“Commission” or “PUC”) it is not opposing the settlement but strongly believes the following as to the Stormwater portion: 1) **only approve** the Pittsburgh Water and Sewer Authority’s (“PWSA’s”) STORMWATER Settlement and all of its terms and conditions with respect to the Stormwater rate for business, *IF IT IS* modified to take into account that Pennsylvania, according to the National Public Radio news station, has the second largest amount of industrial polluting companies in the United States and the PA Department of Environmental Protection is issuing National Pollutant Discharge Elimination System (NPDES) permits to many of these industrial polluters to legally pollute. The issuance of these NPDES permits, and also those who violate pollution laws, should trigger PWSA to create a tiered rate as they have for residential customers to ensure those that polluter pay for their pollution AND, 2) find that the terms of the Stormwater Settlement with all commercial customers paying the same, has the detrimental effect of small disadvantaged business, small developers, school districts and, disadvantaged churches to pay for the pollution of large, at time approved permitted polluters. RIVER DEVELOPMENT HAS THE ONLY ALLEGHENY COUNTY ATTORNEYS ENTERING THEIR APPEARANCE IN THIS RATE CASE. RDC UNDERSTANDS THE INDUSTRIALIZATION OF ALLEGHENY COUNTY. FOR INSTANCE, ON FRIDAY OCTOBER 27, 2023, KDKA, THE CBS NEWS AFFILIATE IN PITTSBURGH RAN A STORY OF A LARGE OIL SHEEN ON THE MONONGAHELA RIVER AT MILE MARKER 18. A LOCAL NON PROFIT, THREE RIVERS WATER KEEPERS, STATED THE ONLY PLACE THAT WATER SLICK POLLUTION COULD BE COMING FROM WAS THE “U. S.

STEEL IRVIN WORKS.” U. S. STEEL DINIED IT WAS THEIR POLLUTION. THE PA Fish and Boat confirm the slick as well as PA DEP. The bottom line is that U.S. Steel has NYPDES permits issued by PA DEP allowing them to send pollution into many waterways in Allegheny County. It is good for U.S. Steel, because even though they have billions in revenue, the local school district and small businesses like RDC will pay by increased stormwater rates for U.S. Steel’s pollution. The waterways will never be clean as required by the Environmental Protection Agency (“EPA”) consent decree as long as others have a license to pollute and those that can least afford to pay for it, will be required to do so, in every PWSA rate case. Notwithstanding this latest pollution issue, U.S. Steel. is regularly fined for what they emit in the air that ultimately lands as runoff into the water. POLLUTERS SHOULD PAY FOR THEIR POLLUTON. WE ARE ASKING THE PUC TO NOT PUT THOSE THAT CANNOT AFFORD IT OUT OF BUSINESS TO PAY FOR THOSE THAT CAN AFFORD TO PAY AND THAT ARE CAUSING MOST OF THE PROBLEM. At the public hearing on August 29, 2023, every small business stated they could not afford these astronomical STORMWATER rate increases which will continue indefinitely for every PWSA rate case. The City of Pittsburgh has homeless living in encampments AND NEEDS AFFORDABLE HOUSING DESPARATELY. Small developers, the backbone of affordable housing in Allegheny County, stated at the public hearing on August 29, 2023, they cannot build affordable housing with these PWSA stormwater rates. This is business as usual for the attorney’s living in other parts of the state, representing local entities. Many are jaded by the process, but River Development is living this nightmare. We actually live in Allegheny County and have property in the City of Pittsburgh. We cannot afford to pay \$1700 per month. In a good year we don’t make a billion dollars but ONLY around \$70,000 to pay its bills.

To further bolster our position, RDC states as follows:

II. BACKGROUND

Previous to January 2022, River Development was not a customer of PWSA as River Development has a septic system and receives its water from PA American Water. It is our understanding; River Development was classified by PWSA as a “Future Customer.” (See Exhibit “1”). On or about December 21, 2021 River Development was sent a non-dated letter stating it was to begin paying a Stormwater Fee of \$816.32 in January of 2022 (less than twenty days’ notice).

River Development through its President, immediately called PWSA to determine if the letter was correct, to discuss the lack of notice and high rate charge. On January 19, 2022, River was also sent a letter dated January 12, 2022, further explaining the Stormwater Fee (See River Development’s Exhibit “2”). As various subsequent conversations, by telephone and email transpired, River Development believes PWSA had forgotten to notify in 2021, the ‘Future Customers,’ that had no water or sewer connection to them. See Exhibits “1” and “2”. THIS WAS FATAL, TO THE RIVER BEING ABLE TO CONTEST THE NO TIERED RATE. THROUGHOUT THIS RATE CASE RIVER HAS BEEN REMINDED THE ONE TIER RATE WAS APPROVED BY THE PUC IN THE FORMER RATE CASE AND THE PUC WILL NOT ALLOW CHANGES!

In 2022, PWSA informed River Development that fifty ‘Present Customer’ meetings occurred during 2021. PWSA informed River Development that the Stormwater Fee was listed on their website and advertised in newspapers (See Exhibit “3”).

River Development rejected this notification as a violation of its Fifth Amendment Constitutional Due Process right to notice and have an opportunity to be heard IN THE EARLIER RATE CASE. Now we have had to intervene in this rate case. River Development asserts PWSA's notification was insufficient, and the rate is unreasonable and unjust in violation of 66 Pa. Code § 1301. River Development, and no other reasonable consumer, would have checked the PWSA website, or noted PWSA'S newspaper announcements if they were not a PWSA customer.

As recent as February 7, 2023, the PWSA continued to assure River Development it would include a sliding scale for small business and small churches in the PWSA rate case filed in May of 2023 (See Exhibit "4"). To River Development's surprise, on April 23, 2023, River Development received a telephone call from the PWSA, in which a PWSA representative stated PWSA had decided not to seek a sliding rate for small business and small churches in its May 2023 rate case. Further, the Stormwater Fee imposed has been increased over 32% from 2022 to 2023 or from \$739.04 (after walking the property it was decreased from \$816.32 at an arguably incorrect time of year) to \$977.85 per month. See Exhibit "5". River knows this increases will never be what a customer traditionally expects as PWSA is requiring other businesses to pay for industrial polluters who possess lobbyist and power in Allegheny County to get what they want.

III. PROPOSED TIERED STORMWATER RATES

- Small Businesses with less than 10 employees should pay at the ERU rate of Residential Tier 1.
- Businesses with ten or more employees should pay at a rate of Residential Tier 2.
- Tier 3 Businesses that file NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) permits to DISCHARGE STORMWATER POLLUTANTS should pay at a rate three times that of Tier 3. Note: this information is no longer collected by the Allegheny County Health Department.

NPDES business permit information is collected by the PA Department of Environmental Protection (DEP). The local DEP telephone number is (412) 578-8040 or 8103 (wastewater), clean water is (412) 442- 4032 with a general number of (412) 442- 4000. THIS INFORMATION SHOULD EASILY BE OBTAINED BY A FREEDOM OF INFORMATION REQUEST.

- Tier 4 Businesses that emit more than permitted should be charged twice as much as Tier 3 Businesses.

IV. THE STORMWATER RATE IN THIS SETTLEMENT IS NOT IN THE PUBLIC INTEREST

This one tier commercial rate charged for all business is not in the public interest and against public policy. The Stormwater Fee is not sustainable for small, disadvantaged businesses, and those who cannot just raise taxes to pay. The Pittsburgh based nonprofit ‘Sustainable Pittsburgh’ defines sustainability on its website as “meeting the needs of the present without sacrificing the ability of future generations to meet their own needs.” PWSA has made a business decision to sacrifice small, disadvantaged businesses with high Equivalent Residential Units (“ERUS”) futures, to meet PWSA’s needs of the present while helping industrial polluters.

The small businesses that testified on August 29, 2023, at the PWSA public hearings stated this Stormwater rate is not sustainable. The small developers that testified at the August 29, 2023, public hearing stated this will eliminate their ability to build affordable housing. State Representative Abigail Salisbury testified on August 29, 2023, that without affordable housing others will not locate here and the Pittsburgh region will not thrive.

WHEREFORE, River Development Corporation, respectfully requests that the ALJ consider the present and long term consequences of allowing large industrial multi-million dollar and billion dollar corporations pollution to be paid for by small, disadvantaged business, disadvantaged churches and local school districts.

Respectfully submitted,

Dr. Cheryl R. McAbee
243 McAbee Drive
Pittsburgh, PA 15204

Mailing Address:
2005 Garrick Drive
Pittsburgh, PA 15235

Dated October 30, 2023

Received 12-21

004891 000000449



RIVER DEVELOPMENT CORP
2005 GARRICK DR
PITTSBURGH PA 15235-5032



RE: Important information about PWSA's approved stormwater fee

Dear: Future PWSA Customer

On April 13, 2021, the Pittsburgh Water and Sewer Authority (PWSA) submitted a rate filing with the Pennsylvania Public Utility Commission (PUC) to establish a stormwater fee. At that time, PWSA mailed a public notice of the rate filing to current and future customers impacted by the stormwater fee.

The rate setting process with the PUC continued throughout the summer, and after input from the community and negotiations with stakeholders, we filed a proposed settlement with the PUC, which includes a new stormwater fee. On November 18, 2021, the PUC made their final determination to approve the stormwater fee. This is the final step in the ratemaking process that started with our rate request submitted in April.

The fee will go into effect on or after January 12, 2022. As a new customer of PWSA, you will begin to receive a bill from us for stormwater charges at that time.

The stormwater fee will help to manage Pittsburgh's stormwater challenges. Intense and frequent rainstorms overwhelm our sewer system, cause basements to backup, and send raw sewage into our rivers. The stormwater fee will create a dedicated funding source to build new stormwater infrastructure that will help to reduce the impacts of too much rain.

Basing the fee on impervious surface is a more equitable way to charge for stormwater. It ensures that all property owners contribute an amount proportional to the runoff generated by their property.

In Pittsburgh, the average amount of impervious or hard surfaces on a single-family residential property is approximately 1,650 square feet. This is equal to one equivalent residential unit (ERU) of impervious surface, which is the unit of measure for calculating the stormwater fee and is accepted as the industry standard.

Exhibit I

The stormwater fee will be applied to all residential and non-residential properties located in Pittsburgh in the following way over the next two years:

Stormwater Monthly Fees (Based on Impervious Surface)	ERUs	2022	2023
Residential Tier I 400 - 1,015 sf	.5	\$2.98	\$3.98
Residential Tier II 1,015 - 2,710 sf	1	\$5.96	\$7.95
Residential Tier III 2,710 sf or greater	2	\$11.92	\$15.90
Non-Residential	Per ERU	\$5.96	\$7.95

The monthly charge for non-residential properties will be the total number of ERUs on a property multiplied by the base rate of \$5.96 and will use the formula provided below.

Total ERU's/Property x Monthly Stormwater Rate = Property's Total Stormwater Fee

Credits Program

It is important that private property owners are incentivized to manage stormwater onsite. We have created a credits program that provides property owners with an opportunity to reduce their stormwater charges when stormwater facilities such as raingardens and underground storage systems are properly installed on private property.

If a commercial or non-residential property meets the City of Pittsburgh's 2019 development standards, they could earn up to a 60% discount or up to a 40% discount by meeting the 2016 development standards. Managing stormwater on-site will reduce the amount of stormwater runoff entering our sewer system and will help to improve the quality of water in our rivers and streams. The credits program will be fully developed when the fee goes into effect next year. More information will be available at www.pgh20.com/stormwater-fee.

Understanding your stormwater fee

We used aerial photography to map each property in Pittsburgh and determine the amount of impervious surface on each property. Using this information, we calculated the total amount of ERUs associated with each property and its applicable stormwater charge. The property listed identifies the parcel identification number of the property that you own according to our records, the total amount of impervious surface, the number of ERUs, and estimated stormwater charge.

Parcel Id Number	Impervious Surface Areas	Number of ERUs	Estimated Stormwater Charge
0070B00350000000	224,859 sq. ft.	137	\$816.52

Please review and compare this information to your records. If you notice any discrepancies or if you have questions about our calculations, please contact PWSA Customer Service at (412) 255-2423 press 5. When the fee goes into effect, we will launch an online searchable database so customers can view this information and verify their stormwater fee.

Learn More

If you would like to learn more about the stormwater fee, we have scheduled a series of virtual information sessions. Please visit www.pgh20.com/stormwater-fee to register for the meeting that best fits your schedule. During these meetings, we will provide background about the need for the fee, discuss how it was determined, describe how it will be used to better manage stormwater in Pittsburgh, and answer any questions you may have. Before the fee goes into effect next year, we will reach out with a third letter as a reminder and to provide any additional information about the fee and our stormwater management program.

Thank you for giving this matter your attention. We appreciate you reviewing the materials provided and are looking forward to you becoming a valued customer of the Pittsburgh Water and Sewer Authority. If you have immediate questions, please email stormwater@pgh20.com or visit www.pgh20.com/stormwater to learn more about our plans to manage stormwater and the stormwater fee.

Sincerely,



William J. Pickering

Chief Executive Officer



Pittsburgh
Water & Sewer
Authority

Received 1-19-22

January 12, 2022

RIVER DEVELOPMENT CORP 2762
2005 Garrick Dr
Pittsburgh, PA 15235-5032

Dear Future PWSA Customer,

In April 2021, we introduced a new stormwater fee in our rate request submitted to the PA Public Utility Commission (PUC). At that time, we mailed a public notice of the rate request to current and future customers impacted by the stormwater fee. A second letter was sent to future customers late last year alerting you to the approval of the stormwater fee and to provide additional information about our stormwater program.

This third communication provides a reminder that the new fee will go into effect on January 12, 2022. As a new customer of PWSA, you will begin to receive a monthly bill from us for stormwater services in February 2022. After receiving your first bill, you will be able to enroll in our online billing and payment portal on our website at www.pgh2o.com/ebilling. If you recently purchased a property in the city of Pittsburgh, this may be our first communication with you.

Why a Stormwater Fee

A stormwater fee for Pittsburgh is a notable change. Historically, we have funded our stormwater services from wastewater rates that are based on water usage. The new stormwater fee is based on the hard or impervious surfaces on a property. This ensures that all property owners in Pittsburgh contribute a share that is proportional to the amount of runoff generated by their property. Establishing a fee that is based on hard surfaces such as roofs, pavement, and asphalt is a more equitable way to charge for PWSA's stormwater services.

Heavy rain frequently overwhelms our sewer system, which causes basements to backup and pollutes our rivers and streams. Our sewer system was not built to handle increasing amounts of rain due to climate change, and with much of the city paved over, there is nowhere for the water to go. With new stormwater infrastructure under construction and a stormwater strategic plan underway, we are making continuous strides to improve stormwater management in Pittsburgh. However, we cannot continue this work without making certain that our rates reflect the need to pay for stormwater infrastructure.

Exhibit 2

Penn Liberty Plaza I
1200 Penn Avenue
Pittsburgh PA 15222

info@pgh2o.com
T 412.255.2423
F 412.255.2475

www.pgh2o.com
@pgh2o

Customer Service /
Emergencies:
412.255.2422

The stormwater fee will help to manage Pittsburgh's stormwater challenges and will create a dedicated funding source to build new stormwater infrastructure that will help to reduce the impacts of too much rain.

What is the amount of the stormwater fee?

In Pittsburgh, the average amount of impervious or hard surfaces on a single-family residential property is approximately 1,650 square feet. This is equal to one equivalent residential unit (ERU) of impervious surface, which is the unit of measure for calculating the stormwater fee and is accepted as the industry standard. The stormwater fee will be applied to all residential and non-residential properties located in Pittsburgh in the following way over the next two years.

Stormwater Monthly Fees (Based on Impervious Surface)	ERUs	2022	2023
Residential Tier 1 (>=400 to <1,015 sf)	.5	\$2.98	\$3.98
Residential Tier 2 (>=1,015 to <2,710 sf)	1	\$5.96	\$7.95
Residential Tier 3 (>=2,710 sf)	2	\$11.92	\$15.90
Non-Residential	Per ERU	\$5.96	\$7.95

All residential and non-residential properties located in Pittsburgh are required to pay the stormwater fee. The monthly charge for non-residential properties will be the total number of ERUs on a property multiplied by the base rate of \$5.96. Not paying the stormwater fee can result in a lien on your property per section A.1.a of PWSA's Supplemental Service Conditions.

Credits Program

The credits program provides property owners with an opportunity to reduce their stormwater charges when stormwater facilities such as raingardens and underground storage systems are properly installed on private property. A commercial or non-residential property may qualify for a discount of up to 60% by meeting the City of Pittsburgh's 2019 development standards or a 45% discount when the 2016 development standards are met.

To participate in the Stormwater Credits Program, a property owner must follow the process outlined in the Stormwater Credits Manual available at www.pgh2o.com/stormwater-fee. Please review the credits manual and complete and submit the online application if you believe that you may be eligible to receive a stormwater credit. If you have questions about the Stormwater Credits Manual or applying for a credit, please email stormwaterfee@pgh2o.com.

Fee Finder Website

The Fee Finder Website is a searchable online database that provides basic information about your property. Enter your address in the search bar and press enter. Click inside the boundaries of your property to view details about its impervious surface and the number of Equivalent Residential Units (ERU's). To determine your fee amount, multiply the number of ERU's by the rate of \$5.96 and subtract any credits that may apply. The Fee Finder Website is available at www.pgh2o.com/stormwater-fee.

Disputing Your Stormwater Fee

If you have questions about the amount of impervious surface calculated for your property or believe there is a discrepancy, please contact our Customer Service department by calling (412) 255-2423, press 5, and be prepared to provide your name and contact information, the address of the property you are inquiring about, and its parcel number. Parcel numbers can be found on the Fee Finder website or by visiting the Allegheny County Assessor's website at www2.alleghenycounty.us/RealEstate.

Disputes will be reviewed by our engineering group, and we will contact you with our determination. If the request is denied, we will discuss the decision and will provide additional steps that you can take if you are unsatisfied.

Learn More

Please email stormwater@pgh2o.com for more information about the stormwater fee or to schedule a one-on-one meeting. We are considering other opportunities to continuously educate and engage customers about our stormwater program. Please visit www.pgh2o.com/stormwater-fee for future informational sessions or site visits to newly constructed stormwater facilities.

Thank you for giving this matter your attention. We are looking forward to you becoming a valued customer of the Pittsburgh Water and Sewer Authority. Please visit www.pgh2o.com/stormwater to learn more about our plans to manage stormwater and the stormwater fee.

Sincerely,

William J. Pickering

William J. Pickering
Chief Executive Officer

cc: Julie Quigley, Director of Customer Service
Tony Igwe, Senior Group Manager, Stormwater

McAbee, Cheryl R

From: Beth Dutton <BDutton@pgh2o.com>
Sent: Wednesday, December 29, 2021 11:13 AM
To: McAbee, Cheryl R
Cc: Rebecca Zito; Tony Igwe; Julie Quigley; Ruth Walker; Theresa Kail-Smith; Kim Salinetreo; Kevin Acklin (laurie.dierker@pittsburghpa.gov); work@gaineytransition.com; monica; Jamil Bey; ck2r@andrew.cmu.edu; Kathi Elliott (kelliott@gwensgirls.org); kim.o'toole@city.pittsburgh.pa.us; robert.damewood@rhls.org
Subject: Stormwater Fee for 3640 Windgap Avenue
Attachments: PWSA SW Fee Credit Manual - Final Draft12222021 HHedits.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Ms. McAbee,

First, I wanted to let you know that it was myself as a representative of the Stormwater Group at PWSA (rather than Julie Quigley, the Director of Customer Service) who provided the 12/28 e-mail response to you, as I wanted to reference some technical background information to respond to your questions.

At this time, we do not have a tiered stormwater rate structure for businesses.

We have been working diligently to meet with our customers to provide them with information about the stormwater fee. Since April 2021, when PWSA filed the request with the PUC to establish a new stormwater fee, we have had well over 50 stakeholder and community meetings. As noted in the 'second' letter that you received as a 'stormwater only' customer, customers can visit www.pgh2o.com/stormwater-fee to register for a virtual meeting to learn more about the need for the fee, how it was determined, how it will be used to better manage stormwater in Pittsburgh, credits, and to answer any questions that you may have. We have two meetings coming up - one on January 11 at 3 pm, and one on January 13 at 5 pm that we encourage you to register to attend using the link at the URL noted above. If neither time works for you, we would be happy to set up a separate time to meet with you virtually. Just let us know.

As we noted, PWSA will offer significant stormwater fee discounts "credits" to properties where a defined amount of precipitation is captured and held by properly designed and functioning stormwater control measures. Attached is the draft Stormwater Fee Credit Manual (it is undergoing final formatting to add a few photos and links) for your reference about the types of projects that qualify for a credit. Our website www.pgh2o.com/stormwater-fee provides additional details on our plans for managing stormwater and the stormwater fee, including the credit manual and the application.

Please let me know if you have any additional questions prior to our meeting.

Beth Dutton

Exhibit 3

PGH₂O

McAbee, Cheryl R

From: Beth Dutton <BDutton@pgh2o.com>
Sent: Tuesday, February 7, 2023 12:59 PM
To: McAbee, Cheryl R
Cc: Tony Igwe
Subject: Small Businesses and the Stormwater Fee

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Dr. McAbee,

As noted in our call today, we are preparing information for our next rate filing to the PUC and we will include that small businesses and churches have reported challenges paying their stormwater bills. We will need to provide them with our evaluation of options for giving some relief to these customers, and the impacts of correspondingly higher bills for other customers in order to meet revenue requirements for stormwater service. These costs include operation and maintenance of stormwater infrastructure and green infrastructure in the PWSA service area, flood management, and meeting regulatory requirements for water quality. We would welcome any other information about your impacts as a PWSA stormwater customer as we do this evaluation.

You may also wish to consider submitting a formal complaint to the Pennsylvania Public Utility Commission by calling 1-800-692-7380 or by writing the Pennsylvania Public Utility Commission, Post Office Box 3265, Harrisburg, PA, 17105-3265.

Thanks for providing us with additional information, and let's keep in touch between now and the May filing.

Beth



Beth Dutton
Sr. Project Manager, Stormwater
Office: 412.255.8800
Ext: 5539
Cell: 412.491.4414

Pittsburgh Water and Sewer Authority
1200 Penn Ave, Pittsburgh, PA 15222

<https://pgh2o.com>



Exhibit 4

CONFIDENTIALITY NOTICE: This e-mail and any attachments constitute an electronic communication within the meaning of the Electronic Communications Privacy Act, 18 U.S.C. § 2510 and its disclosure is strictly limited to the recipient intended by the sender of this message. This transmission and any attachments may contain confidential information. If you are not the intended recipient, any disclosure, copying, distribution or use of any of the information contained in or attached to this e-mail is strictly prohibited. If you have received this transmission in error, please notify the sender of this communication of your receipt, in error, by e-mail or by phone, then destroy the original and its attachments

120

02/01/2023

2003097

Page 1 of 2

Stormwater Billing Statement
RIVER DEVELOPMENT CORP
Service Location: 215 MCABEE DR

Contact Center
412-255-2423 - Press Menu Option #5
Pay-By-Phone 24 hours a day / 7 days a week
1-833-660-1366

Today's Summary

PRIOR BALANCE	-	PAYMENTS	=	ACCOUNT BALANCE	+	CURRENT CHARGES	=	TOTAL BALANCE
\$739.04		\$739.04		\$0.00		\$977.85		\$977.85

Why Stormwater Matters

We want a city that is protected from the impacts of stormwater and the wet weather challenges we experience in Pittsburgh.

By better managing stormwater we can:

- Reduce the amount of runoff entering the sewer system to increase capacity and improve performance during storms.
- Work towards having fewer homes with flooded basements.
- Reduce the amount of sewage and pollution entering our rivers.
- Become a more livable city by using green infrastructure to encourage environmental and community improvements in Pittsburgh neighborhoods.

The new stormwater fee will fund stormwater projects that use green infrastructure; implement long-term stormwater planning that considers climate change; and provide ongoing maintenance of catch basins, raingardens, and stormwater infrastructure.

Working together, we can reduce stormwater runoff, prioritize the health and well-being of Pittsburgh residents, and create a city that is more desirable to businesses and visitors. Thank you for helping to keep our rivers clean and keeping stormwater out of our sewer system. Form more information, please visit:

PWSA's PUC-approved rates for water, wastewater conveyance, and stormwater as well as ALCOSAN's new sewage treatment rates went into effect on January 1, 2023.

Please view the rate brochure in your bill insert for important rate information.

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Exhibit 5