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File #: 178043

December 20, 2019

***VIA OVERNIGHT DELIVERY***

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**Re: In the Matter of the Application of The York Water Company, Under Section 1102(a)(1) of the Public Utility Code, for approval of the right of The York Water Company to begin to offer or furnish wastewater service to the public in a portion of Straban Township, Adams County, Pennsylvania  
Docket Nos. A-2019-3014022**

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Dear Secretary Chiavetta:

Enclosed for filing are the Responses of The York Water Company to the Bureau of Technical Utility Services' Data Requests, Set I, Nos. A-3, 8, 9, 13, 14, 17, 18, 19, 20, 25, 26, 27, 28, 31, 33, 34, 35, and 37 in the above-referenced proceeding. Due to the size of the attachments, the documents have been downloaded to a CD, which is also enclosed herein.

Respectfully submitted,

Devin Ryan

DTR/cls  
Enclosures

**RECEIVED**

DEC 20 2019

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

cc: Matthew Lamb, Bureau of Technical Utility Services ([mlamb@pa.gov](mailto:mlamb@pa.gov))

**The York Water Company  
Responses to Bureau of Technical Utility Services, Water/Wastewater Division  
Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish or supply wastewater service to the public in a portion of Straban Township, Adams County at Docket No. A-2019-3014022

Discovery A-3:

Please provide copy of the municipal approval letter from Straban Township for the Amblebrook Preliminary Subdivision Plan including all conditions of approval.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

A copy of the municipal approval letter from Straban Township for the Amblebrook Preliminary Subdivision Plan is attached.

**RECEIVED**  
DEC 20 2019  
PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish or supply wastewater service to the public in a portion of Straban Township, Adams County at Docket No. A-2019-3014022

Discovery A-8:

Please provide a copy of the most recent Department of Environmental Protection (DEP) approved Act 537 Official Sewage Facilities Plan (Act 537 Plan) for Straban Township including any updates.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

Attached is a copy of the most recent Department of Environmental Protection (DEP) approved Act 537 Official Sewage Facilities Plan (Act 537 Plan) for Straban Township.

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish or supply wastewater service to the public in a portion of Straban Township, Adams County at Docket No. A-2019-3014022

Discovery A-9:

Please provide a copy of DEP's approval letter for Straban Township's most recent Act 537 Plan and for any DEP-approved Straban Township Act 537 Plan updates.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

Attached is a copy of DEP's approval letter for Straban Township's most recent Act 537 Plan.

**The York Water Company  
Responses to Bureau of Technical Utility Services, Water/Wastewater Division  
Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish  
or supply wastewater service to the public in a portion of Straban Township, Adams  
County at Docket No. A-2019-3014022

Discovery A-13:

Please provide a copy of DEP's approved National Pollutant Discharge Elimination System (NPDES) Permit No. 0247715 referenced in the Application's Exhibit H, page 1, including any permit amendments or subsequent conditions of approval.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

Attached are copies of National Pollutant Discharge Elimination System (NPDES) Permit No. 0247715 and DEP's letter issuing that NPDES Permit.

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish  
or supply wastewater service to the public in a portion of Straban Township, Adams  
County at Docket No. A-2019-3014022

Discovery A-14:

Please provide a copy of the DEP approved Water Quality Management (WQM) Permit No. 0117401 referenced in the Application's Exhibit H, page 1, including any amendments or subsequent conditions of approval.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

Attached are copies of Water Quality Management (WQM) Permit No. 0117401 and DEP's letter issuing that WQM Permit.

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish  
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County at Docket No. A-2019-3014022

Discovery A-17:

In the Application's Section 9, York Water-WW indicates that WWTP will have a[n] ultimate design capacity of 270,000 gallons per day (GPD) and, based upon the complete build out of Amblebrook, a demand of 225,000 GPD. Please indicate what capacity is required to serve Amblebrook by phase and what amount of capacity York Water-WW intends to book in Property Held for Future Use.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Matthew Poff  
Chief Financial Officer

Response:

Projected Year	Section (Development Phase)	Cumulative Total Dwellings	WW Flow @135 GPD/EDU
1Q 2020	A	434	58,590
2023	C	861	116,235
2028	D	1139	153,765
2033	E	1699	229,365
2038	B	2004	270,540

York Water will determine the amount of plant, if any, that may need to be recorded as Property Held for Future Use upon the placement of plant in service.

**The York Water Company**  
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Application of The York Water Company for approval of the right of offer, render, furnish  
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Discovery A-18:

Please explain how the Application's Exhibit H, Section 12 complies with York Water-WW's effective wastewater tariff, Supplement No. 9 to Wastewater – PA. P.U.C. No. 1, Section G, 2(d).

Respondent:

Matthew Poff  
Chief Financial Officer

Response:

At the time the agreement with Rock Creek was signed, the issue of who was responsible for the payment of the taxes on customer advances for construction ("CAC") and contributions in aid of construction ("CIAC") was unsettled. In York Water's 2018 base rate case, the Commission's Bureau of Investigation and Enforcement ("I&E") recommended that the Company use a "gross-up" method, under which York Water would charge all taxes associated with CAC and CIAC to the contributors. York Water disagreed with that recommendation and maintained that it was permitted by its Commission-approved tariff and a Commission order to include the taxes associated with CIAC and CAC in rate base. Under the Commission-approved Settlement in that proceeding, the parties agreed that York Water would abide by the Commission's resolution of this issue in the Pennsylvania-American Water case at Docket Nos. R-2018-3002502 and R-2018-3002504, which was pending before the Commission. Subsequently, the issue was resolved through legislation with the addition of 66 Pa. C.S. § 1301.1(b.1), which expressly states that "[a] water or wastewater public utility shall be solely responsible for funding the income taxes on taxable contributions in aid of construction and customer advances for construction and shall record the income taxes the water or wastewater public utility pays in accumulated deferred income taxes for accounting and ratemaking purposes."

Thus, if a draw on the letter of credit is required, the Company will follow Section 1301.1 and its Commission-approved tariff and will not collect an additional 30% deposit.

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
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Application of The York Water Company for approval of the right of offer, render, furnish  
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County at Docket No. A-2019-3014022

Discovery A-19:

The Application's Exhibit H, Attachment A appears to indicate that Rock Creek is required to fund potential CIAC taxes. Please explain whether requiring Rock Creek to fund potential CIAC taxes complies with 66 Pa. C.S. § 1301.1(b.1).

Respondent:

Matthew Poff  
Chief Financial Officer

Response:

See the response to Discovery A-18.

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish  
or supply wastewater service to the public in a portion of Straban Township, Adams  
County at Docket No. A-2019-3014022

Discovery A-20:

If York Water-WW anticipates it will be responsible for income taxes on contributions in aid of construction or customer advances for construction, please provide an estimate of the projected costs to be incurred by York Water-WW for such income taxes.

Respondent:

Matthew Poff  
Chief Financial Officer

Response:

York Water would be responsible for any income taxes on contributions in aid of construction or customer advances should any amounts be drawn on the letter of credit. Currently, York Water does not anticipate the need to draw on the letter of credit and, thus, does not anticipate paying any related income taxes.

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish or supply wastewater service to the public in a portion of Straban Township, Adams County at Docket No. A-2019-3014022

Discovery A-25:

Please provide the tentative journal entries for booking the completed construction of each phase of Amblebrook to include all the wastewater facilities and mains as submitted in Exhibit H, Attachment A of the Application.

Respondent:

Matthew Poff  
 Chief Financial Officer

Response:

Below are the tentative journal entries for recording the completed construction of each phase as identified in Exhibit H, Attachment A of the application.

Phase 1 (Section A)

Account No.	Account Description	Debit	Credit
361	Sewer Pipes (Section A) and Manholes	\$1,274,490	
354	Wastewater Treatment Plant	\$2,115,000	
224	Line of Credit		\$3,389,490

Phase 2 (Section C)

Account No.	Account Description	Debit	Credit
361	Sewer Pipes (Section C) and Manholes	\$1,290,240	
354	Wastewater Treatment Plant	\$1,915,000	
224	Line of Credit		\$3,205,240

Phase 3 (Section D)

Account No.	Account Description	Debit	Credit
361	Sewer Pipes (Section D) and Manholes	\$913,150	
224	Line of Credit		\$913,150

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish  
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County at Docket No. A-2019-3014022

Phase 4 (Section E)

<b>Account No.</b>	<b>Account Description</b>	<b>Debit</b>	<b>Credit</b>
361	Sewer Pipes (Section E) and Manholes	\$1,657,950	
224	Line of Credit		\$1,657,950

Phase 5 (Section B)

<b>Account No.</b>	<b>Account Description</b>	<b>Debit</b>	<b>Credit</b>
361	Sewer Pipes (Section B) and Manholes	\$949,410	
224	Line of Credit		\$949,410

**The York Water Company  
Responses to Bureau of Technical Utility Services, Water/Wastewater Division  
Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish or supply wastewater service to the public in a portion of Straban Township, Adams County at Docket No. A-2019-3014022

Discovery A-26:

Please identify the entity financially responsible for the cost of the York Water-owned portion of service laterals.

Respondent:

JT Hand  
Chief Operating Officer

Response:

York Water is responsible for the company-owned portion of service laterals.

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish  
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County at Docket No. A-2019-3014022

Discovery A-27:

Please quantify the projected types of residences (e.g., single-family, townhouse, duplex, or condominiums, etc.) by development phase.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

Section A: 336 Single Family, 98 Townhomes  
Section C: 368 Single Family, 59 Townhomes  
Section D: 253 Single Family, 25 Townhomes  
Section E: 492 Single Family, 68 Townhomes  
Section B: 305 Single Family

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish  
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County at Docket No. A-2019-3014022

Discovery A-28:

Please quantify the projected number of customers for Amblebrook by customer class  
and by phase.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

Section A: 434 Residential, 1 Commercial  
Section C: 427 Residential  
Section D: 278 Residential  
Section E: 560 Residential  
Section B: 305 Residential

**The York Water Company  
Responses to Bureau of Technical Utility Services, Water/Wastewater Division  
Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish or supply wastewater service to the public in a portion of Straban Township, Adams County at Docket No. A-2019-3014022

Discovery A-31:

Please quantify estimated wastewater usage in the first, fifth and tenth years after Amblebrook WWTP(s) is placed into service.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

York Water anticipates the wastewater usage at 58,590 GPD in year 2020, 116,235 GPD in year 2025 and 153,765 GPD at year 2030 based on the current estimated construction schedule.

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish or supply wastewater service to the public in a portion of Straban Township, Adams County at Docket No. A-2019-3014022

Discovery A-33:

Please state the distance, in miles, between York Water-WW's existing wastewater facilities and the requested additional territory.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

York Water's West York Borough Wastewater System is located approximately 21.6 miles east of the requested additional territory.

**The York Water Company  
Responses to Bureau of Technical Utility Services, Water/Wastewater Division  
Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish or supply wastewater service to the public in a portion of Straban Township, Adams County at Docket No. A-2019-3014022

Discovery A-34:

Please identify the certificated wastewater operator(s) who will run the Amblebrook wastewater system for York Water-WW when Phase I is complete and provide a copy of the individual's DEP operator license.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

York Water has identified certified wastewater operators Grover E. Buracker, Vaughn A. Wenger, and John M. Longstreet to run the Amblebrook wastewater system when Phase I is complete. Copies of their DEP operator licenses are attached.

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish  
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County at Docket No. A-2019-3014022

Discovery A-35:

Please indicate the projected date when York Water-WW expects to commence providing wastewater service for each Amblebrook phase.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:

Based on the developer's scheduled phase (section) plan, York Water expects to commence providing wastewater services as shown below:

Section A: 2020  
Section C: 2023  
Section D: 2028  
Section E: 2033  
Section B: 2038

**The York Water Company**  
**Responses to Bureau of Technical Utility Services, Water/Wastewater Division**  
**Data Request 1**

Application of The York Water Company for approval of the right of offer, render, furnish  
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County at Docket No. A-2019-3014022

Discovery A-37:

Please indicate whether Straban Township has a mandatory connection ordinance for wastewater service and, if so, please provide a copy of this ordinance.

Respondent:

Steven Metzler  
Sr. Engineering Project Manager

Response:


Under Chapter 103 of Straban Township's General Code Book titled "Sewage Disposal," the Township has a mandatory connection ordinance for any improved property located within 150 feet of a sewer system that: (1) will be acquired by, will be constructed by, or is owned by Gettysburg Municipal Authority (Section 103-5); or (2) a community sewerage system operated by Straban Township or any municipal authority (Section 103-40). A copy of Chapter 103 is attached.

**VERIFICATION**

I, Steven M. Metzler, being a Senior Engineering Project Manager at The York Water Company, hereby state that the facts set forth above are true and correct to the best of my knowledge, information and belief, and that if asked orally at a hearing in this matter, my answers would be as set forth therein.

I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: December 20, 2019

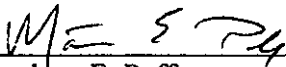
  
\_\_\_\_\_  
Steven M. Metzler

**VERIFICATION**

I, Matthew E. Poff, being the Chief Financial Officer at The York Water Company, hereby state that the facts set forth above are true and correct to the best of my knowledge, information and belief, and that if asked orally at a hearing in this matter, my answers would be as set forth therein.

I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: December 20, 2019


  
\_\_\_\_\_  
Matthew E. Poff

## VERIFICATION

I, Joseph T. Hand, being the Chief Operating Officer at The York Water Company, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that if asked orally at a hearing in this matter, my answers would be as set forth therein.

I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 relating to unsworn falsification to authorities.

Date: December 19, 2019

  
\_\_\_\_\_  
Joseph T. Hand

ORIGIN ID:MDTA (717) 731-1970  
DEVIN T. RYAN, ESQUIRE  
POST & SCHELL, P.C.  
17 NORTH SECOND STREET  
12TH FLOOR  
HARRISBURG, PA 17101  
UNITED STATES US

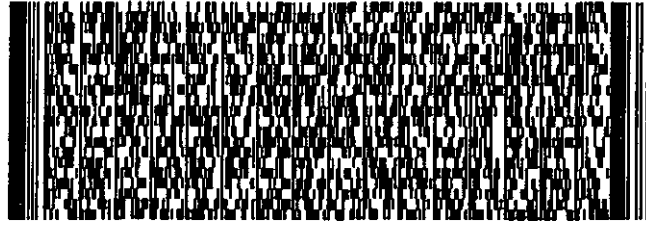
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**HARRISBURG PA 17120**

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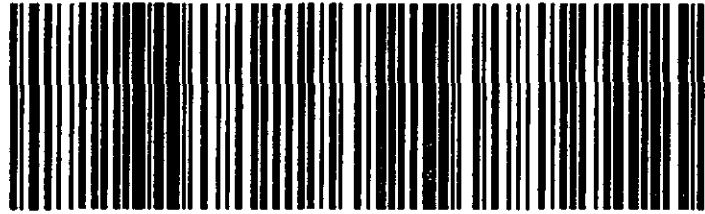


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