

July 30, 2021

*Via Electronic Filing*

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17105-3265

In re: Docket No. A-2021-3024267  
Application of Aqua Pennsylvania Wastewater, Inc. pursuant to Sections 1102, 1329 and  
507 of the Public Utility Code for Approval of its Acquisition of the Wastewater System  
Assets of Lower Makefield Township

Dear Secretary Chiavetta:

We are counsel to Aqua Pennsylvania Wastewater, Inc. in the above matter and are submitting, via electronic filing with this letter, the following items in accordance with your letter of June 25, 2021:

- (1) A certificate verifying service of the Application upon designated entities; and
- (2) The proof of publication in the *Bucks County Courier Times* on July 14 and July 21, 2021.

Very truly yours,

THOMAS, NIESEN & THOMAS, LLC

By 

Thomas T. Niesen

cc: Erika L. McClain, Esq. (via email, w/encl.)  
Harrison W. Breitman, Esq. (via email, w/encl.)  
Erin K. Fure, Esq. (via email, w/encl.)  
Thomas Wyatt, Esq. (via email, w/encl.)  
Alexander R. Stahl, Esq. (via email, w/encl.)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application of Aqua Pennsylvania : Docket No. A-2021-3024267**  
**Wastewater, Inc. (hereinafter referred to as :  
"Aqua" or "Applicant") pursuant to Sections :  
1102 and 1329 of the Public Utility Code for: :**

**(1) approval of the acquisition by Aqua of :  
the wastewater system assets of Lower :  
Makefield Township ("LMT" or :  
"Township") situated within the Township of :  
Lower Makefield and Yardley Borough, :  
Bucks County, Pennsylvania; :**

**(2) approval of the right of Aqua to begin :  
to offer, render, furnish and supply :  
wastewater service to the public in Lower :  
Makefield Township, Bucks County, :  
Pennsylvania; and :**

**(3) an order approving the acquisition :  
that includes the ratemaking rate base of the :  
Lower Makefield Township wastewater :  
system assets pursuant to Section 1329(c)(2) :  
of the Public Utility Code. :**

**Request for Approval of Contracts, :  
including Assignments of Contracts, between :  
Aqua and Lower Makefield Township, :  
Pursuant to Section 507 of the Public Utility :  
Code :**

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above referenced Application of Aqua Pennsylvania Wastewater, Inc. was served upon the persons on the date and in the manner listed below:

**Hand Delivery on May 14, 2021**

Manasi Deshpande  
Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
6268 Lehigh Avenue  
Harrisburg, PA 17111

**Electronic Access Via Share File on May 14, 2021**

Daniel Searfoorce  
Sean Donnelly  
Janelle Eckman  
Matthew Lamb  
Clinton McKinley  
Paul Zander  
Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission

Erika McLain, Prosecutor  
Bureau of Investigation and Enforcement  
Pennsylvania Public Utility Commission

Christine Maloni Hoover  
Senior Assistant Consumer Advocate  
Office of Consumer Advocate

Erin Fure  
Assistant Small Business Advocate  
Office of Small Business Advocate

**Certified Mail, Return Receipt Requested on July 15, 2021**

David R. Nyman, Township Manager  
Upper Makefield Township  
1076 Eagle Road  
Newtown, PA 18940

Kurt M. Ferguson, Township Manager  
Lower Makefield Township  
1100 Edgewood Road  
Yardley, PA 19067

Patrick Patterson, Regional Director  
Pennsylvania Department of Environmental  
Protection  
Southeast Regional Office  
2 East Main Street  
Norristown, PA 19401-4915

Diana Stares, Acting Chief Counsel  
Office of Chief Counsel  
Pennsylvania Department of Environmental  
Protection  
Rachel Carson State Office Building  
400 Market Street  
Harrisburg, PA 17101

Lower Makefield Township Planning  
Commission  
1100 Edgewood Road  
Yardley, PA 19067

Scott Mitchell, Borough Manager  
Borough of Morrisville  
35 Union Street  
Morrisville, PA 19067

Timothy Hartman, Executive Director  
Township of Falls Authority  
557 Lincoln Highway  
Fairless Hills, PA 19030

John J. Warena, Jr., Executive Director  
Municipal Authority of the Borough of  
Morrisville  
35 Union Street  
Morrisville, PA 19067

Vijay S. Rajput, Ph.D., P.E.,  
Managing Director  
Lower Bucks County Joint Municipal Authority  
7811 New Falls Road  
Levittown, PA 19055

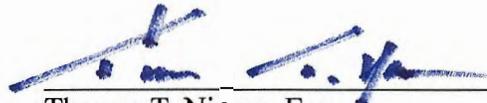
Benjamin Jones, CEO  
Bucks County Water and Sewer Authority  
1275 Almshouse Road  
Warrington, PA 18976

Newtown Bucks County Joint Municipal  
Authority  
15 South Congress Street  
Newtown, PA 18940

David Collins, Chairman  
Yardley Borough Sewer Authority  
56 South Main Street  
Yardley, PA 19067

Richard B. Tomlinson, President  
The Newtown Artesian Water Company  
201 North Lincoln Avenue  
Newtown, PA 18940-0217

Susan Simms Marsh, Esquire  
Pennsylvania American Water Company  
852 Wesley Drive  
Mechanicsburg, PA 17055



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Thomas T. Niesen, Esq.  
PA ID No. 31379

Dated this 30<sup>th</sup> day of July, 2021

**Bucks County**

**NOTICE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Aqua Pennsylvania Wastewater, Inc. ("Aqua") pursuant to Sections 1102 and 1329 of the Public Utility Code for: (1) Approval of the acquisition by Aqua of the wastewater system assets of Lower Makefield Township situated within the Township and Yardley Borough, Bucks County, Pennsylvania; (2) Approval of the right of Aqua to begin to offer, render, furnish and supply wastewater service to the public in Lower Makefield Township, Bucks County, Pennsylvania; and (3) An order approving the acquisition that includes the ratemaking rate base of the Lower Makefield Township wastewater system assets pursuant to Section 1329(c)(2) of the Public Utility Code. Request for Approval of Contracts, including Assignments of Contracts, between Aqua and Lower Makefield Township Pursuant to Section 507 of the Public Utility Code. Docket Number: A-2021-3024267.

Formal protests and petitions to intervene must be filed in accordance with Title 52 of the Pennsylvania Code, on or before September 7, 2021. All filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the Applicant. The documents filed in support of the Application are available for inspection and copying at the Office of the Secretary between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, on the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov), and at the Applicant's business address.

Applicant:  
Aqua Pennsylvania Wastewater, Inc.  
Through and By Counsel:  
Thomas T. Niesen, Esq.  
Thomas. Niesen and Thomas, LLC  
212 Locust Street, Suite 302  
Harrisburg, PA 17101  
21 July 14, 21 7398656

**THOMAS, NIESEN & THOMAS**  
212 LOCUST ST SUITE 302  
HARRISBURG, PA 171089500

1-098853005  
0007398656

I, Sarah Bertelsen, being duly affirmed according to law, deposes and says that I am the Legal Clerk of COURIER TIMES INCORPORATED, Publisher of The Bucks County Courier Times, a newspaper of general circulation, published and having its place of business at Levittown, Bucks County, Pa; that said newspaper was established in 1910; that securely attached hereto is a facsimile of the printed notice which is exactly as printed and published in said newspaper on

July 14, 2021  
July 21, 2021

appears hereto, exactly as published in said newspaper

*April Butler*  
Legal Clerk

Affirmed and subscribed to me before me this  
21st day of July, 2021

*Amy Kokott*  
Notary Public, State of Wisconsin, County of Brown

6/30/2025  
My commission expires

**AMY KOKOTT**  
Notary Public  
State of Wisconsin