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September 28, 2021

***VIA ELECTRONIC FILING***

Administrative Law Judge Dennis Buckley  
Commonwealth of Pennsylvania Public Utility Commission  
801 Market Street,  
4<sup>th</sup> Floor, Suite 4063  
Philadelphia, Pennsylvania 19107

RE: Community Utilities of Pennsylvania Inc. Water and Wastewater Divisions; Docket Nos. R-2021-3025206. R-2021-3025207 *et al*; **UNOPPOSED MOTION FOR ADMISSION OF THE SEPTEMBER 10, 2021, SECONDARY WATER QUALITY PARAMETER TESTING REPORT FOR TAMIMENT WELL NOS. 1 AND 3.**

Dear Judge Buckley:

Enclosed you will find Community Utilities of Pennsylvania Inc. Water and Wastewater Division's Unopposed Motion Admission Of The September 10, 2021, Secondary Water Quality Parameter Testing Report For Tamiment Wells Nos. 1 and 3. Copies have been served in accordance with the attached Certificate of Service.

If you have any questions regarding this filing, please do not hesitate to contact me.

Very truly yours,

*/s/ Whitney E. Snyder*

Thomas J. Sniscak  
Whitney E. Snyder  
Bryce R. Beard  
*Counsel to Community Utilities of Pennsylvania  
Inc. Water and Wastewater Divisions*

TJS/WES/BRB/das

Enclosure

cc: Rosemary Chiavetta, Secretary (Via electronic filing)  
Per Certificate of Service

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
	:	
v.	:	Docket No. R-2021-3025206
	:	
Community Utilities of Pennsylvania Inc.	:	
– Water Division	:	
	:	
Pennsylvania Public Utility Commission	:	
	:	
v.	:	Docket No. R-2021-3025207
	:	
Community Utilities of Pennsylvania Inc.	:	
– Wastewater Division	:	

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**COMMUNITY UTILITIES OF PENNSYLVANIA INC. UNOPPOSED MOTION  
FOR ADMISSION OF THE SEPTEMBER 10, 2021, SECONDARY WATER QUALITY  
PARAMETER TESTING REPORT FOR TAMIMENT WELL NOS. 1 AND 3.**

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**TO ADMINISTRATIVE LAW JUDGE DENNIS BUCKLEY:**

Community Utilities of Pennsylvania Inc. Water and Wastewater Divisions (“CUPA”), by and through its attorneys, Hawke McKeon & Sniscak LLP, requests that the attached secondary water quality parameter testing report dated September 10, 2021, for Well Nos. 1 and 3 in the CUPA’s Tamiment system be entered into the record in the in the above-captioned proceeding pursuant to the provisions of 52 Pa. Code §§ 5.403, 5.404. Additionally, Counsel for the Office of Consumer Advocate (“OCA”), the Bureau of Investigation and Enforcement (“I&E”), and the Office of Small Business Advocate (“OSBA”) do not oppose the inclusion of the September 10, 2021 report in the record. In support thereof, CUPA represents as follows:

1. On September 3, 2021, the Office of Consumer Advocate’s surrebuttal testimony of Terry L. Fought recommended that CUPA obtain and provide laboratory test results for hardness, total dissolved solids (TDS) and sulfate for Tamiment Wells No. 1 and 3 to address

customer testimony from the public input hearings. OCA St. No. 4SR, Surrebuttal testimony of Terry L. Fought, at 5:16 – 6:9.

2. CUPA worked with Suburban Testing Labs to conduct the requested testing. Samples were collected from Tamiment Well Nos. 1 and 3 on September 7, 2021. See Attachment A - CUPA W Exhibit 1-T, September 10, 2021, Tamiment Testing Report. The report was completed by Suburban Testing Labs on September 10, 2021, and received by CUPA on Monday, September 13, 2021.<sup>1</sup>

3. The testing results provided in CUPA W Exhibit 1-T with this motion show that the Tamiment Well Nos. 1 and 3 are in compliance with, secondary water quality guidance contained in EPA’s National Secondary Drinking Water Regulations (NSDWRs).<sup>2</sup> These secondary standards are incorporated into PA DEP’s Safe Drinking Water Act at 25 Pa Code § 109.202(b). The results are summarized below:

Secondary Containment	Secondary MCL	Tamiment Well No. 1 results	Tamiment Well No. 3 results
Total Dissolved Solids (TDS)	500 mg/L	128 mg/L	230 mg/L
Hardness, Total as CaCO3	N/A (See TDS MCL)	74 mg/L	80 mg/L
Sulfate	250 mg/L	13 mg/L	9.49 mg/L
pH (Raw Field) <sup>3</sup>	6.5 – 8.5	6.33	6.15

<sup>1</sup> CUPA worked as expeditiously as possible with its counsel to provide this report for the record. See Attachment B – email receiving and reviewing the Suburban Testing Lab results.

<sup>2</sup> <https://www.epa.gov/sdwa/secondary-drinking-water-standards-guidance-nuisance-chemicals>.

<sup>3</sup> CUPA notes this raw water sample falls slightly outside EPA’s secondary MCL. However, CUPA adds caustic to its water supply to adjust pH levels prior to supply to the customer. Tamiment’s system wide pH of processed water ranged from 6.5-7.8, within EPA’s parameters.

4. As Your Honor previously indicated, the record in this proceeding remains open until the Main Brief deadline of October 1, 2021. Therefore, CUPA requests that Your Honor admit the September 10, 2021, testing results into the record as CUPA W Exhibit 1-T attached with this motion. CUPA has included the signed verification of CUPA's President, J. Bryce Mendenhall in support of this motion.

WHEREFORE, Community Utilities of Pennsylvania Inc. requests that Administrative Law Judge Dennis Buckley grant this Motion and admit CUPA W Exhibit 1-T into the record.

Respectfully submitted,

/s/ Whitney E. Snyder

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*Counsel for  
Community Utilities of Pennsylvania Inc.*

Date: September 28, 2021

## **Attachment A**

**CUPA W Exhibit 1-T, September 10, 2021, Tamiment  
Testing Report.**



### Results Report

Order ID: 1H06873

Utilities, Inc. - Tamiment Resort DW 234 The Glen Tamiment, PA 18371	Project: SDWA - Raw Water, Wells
Attn: Lukas Pavek	Regulatory ID: 2520070

Sample Number: 1H06873-01	Site: EP 101	Sample ID: Well #1
Collector: DRW-STL	Collect Date: 09/07/2021 1:15 pm	Sample Type: Grab

Department / Test / Parameter	Result	Units	Method	R.L.	DF	Prep Date	By	Analysis Date	By	
<u>Inorganics</u>										
Hardness, Total as CaCO3	74.0	mg/L	SM 2340-C	10.0	1	09/10/21	JED	09/10/21 13:37	JED	
<i>pH, Field</i>										
pH, Field	6.33	pH Units	SM 4500-H-B		1	09/07/21	PMF	09/07/21 13:15	DRW	
pH, Temperature (C)	16.0	pH Units	SM 4500-H-B		1	09/07/21	PMF	09/07/21 13:15	DRW	
Sulfate	13.0	mg/L	EPA 300.0	5.00	1	09/08/21	ZJH	09/08/21 16:53	ZJH	
Total Dissolved Solids (TDS)	128	mg/L	SM 2540-C	25.0	1	09/08/21	JRS	09/08/21 16:08	JRS	

Sample Number: 1H06873-02	Site: EP 103	Sample ID: Well #3
Collector: DRW-STL	Collect Date: 09/07/2021 2:03 pm	Sample Type: Grab

Department / Test / Parameter	Result	Units	Method	R.L.	DF	Prep Date	By	Analysis Date	By	
<u>Inorganics</u>										
Hardness, Total as CaCO3	80.0	mg/L	SM 2340-C	10.0	1	09/10/21	JED	09/10/21 13:37	JED	
<i>pH, Field</i>										
pH, Field	6.15	pH Units	SM 4500-H-B		1	09/07/21	PMF	09/07/21 14:03	DRW	
pH, Temperature (C)	14.0	pH Units	SM 4500-H-B		1	09/07/21	PMF	09/07/21 14:03	DRW	
Sulfate	9.49	mg/L	EPA 300.0	5.00	1	09/08/21	ZJH	09/08/21 18:50	ZJH	
Total Dissolved Solids (TDS)	230	mg/L	SM 2540-C	25.0	1	09/08/21	JRS	09/08/21 16:08	JRS	

**Sample Receipt Conditions:**  
All samples met the sample receipt requirements for the relevant analyses.

Report Generated On: 09/10/2021 6:29 pm      1H06873  
 STL\_Results Revision #1.9      Effective: 04/16/2020





# SUBURBAN TESTING LABS

The test *pH, Lab* is performed in the Laboratory as soon as possible. These results are not appropriate for compliance with NPDES, SDWA, or other regulatory programs that require analysis within 15 minutes of sample collection and should be considered for informational purposes only.

\**pH, Final* for ASTM leachate is performed by method SM 4500-H-B.

All results meet the requirements of STL's TNI (NELAC) Accredited Quality System unless otherwise noted. If your results contain any data qualifiers or comments, you should evaluate useability relative to your needs.

If collectors initials include "STL", samples have been collected in accordance with STL SOP SL0015.

All results reported on an As Received (Wet Weight) basis unless otherwise noted.

This laboratory report may not be reproduced, except in full, without the written approval of STL.

Results are considered Preliminary unless report is signed by authorized representative of STL.

**Reviewed and Released By:**

Kelly Mays  
Client Services Supervisor

Report Generated On: 09/10/2021 6:29 pm 1H06873  
STL\_Results Revision #1.9 Effective: 04/16/2020





<p>Client Name / Address: Utilities, Inc. - Tamiment Resort DW 234 The Glen Tamiment, PA 18371</p> <p>Client Project Manager: Lukas Pavek</p>	<p>Phone: (570) 807-2447</p> <p>Fax:</p>	<p>Project Name / Address: SDWA - Raw Water, Wells</p> <p>Regulatory ID (SDWA/Permit #): 2520070</p>
<p>Payment / P.O. Info: P91-2215-100280</p>		

Project Description:

Order Comments: Added via by CRW 09/03/2021 15:46

Sample Number	Sample Description - Site ID	Sampling Location	Collect Date/Time	Sampler's Initials	Matrix	Sample Type	Composite Start Date / Time
1H06873-01	EP 101 Well #1	WOTF Lab Site	9/3/21 12:23	DDW AL	Potable Water	Grab	

Container Type / Preservation	Preservation Check	Analysis - Method	Field Results
500mL P & HNO3 <i>single handle X</i>	A	<b>Inorganics</b> Hardness, Total as CaCO3 - SM 2340-C pH, Field - SM 4500-H-B Sulfate, 300.0 - EPA 300.0 TDS - SM 2540-C  <b>Unassigned</b> Sample Collection, Standard - SL0015	6.33
Field Services <i>could not remove aerator</i>	B		6.16
250mL P ✓	C		16.0°C
500mL P ✓	D		✓

*BBH 1402*  
*DDW AL*  
*1315*

*201°C*  
*16.0°C*  
*DDW AL*





Sample Number	Sample Description - Site ID	Sampling Location	Collect Date/Time	Sampler's Initials	Matrix	Sample Type	Composite Start Date / Time
1H06873-02	EP 103	Well #3	9/7/21	DLW	Potable Water	Grab	

Container Type / Preservation	Preservation Check	Analysis - Method	Field Results
500mL P & HNO3 <span style="float:right">X</span>	<input checked="" type="checkbox"/>	<b>Inorganics</b> Hardness, Total as CaCO3 - SM 2340-C pH, Field - SM 4500-H-B Sulfate, 300.0 - EPA 300.0 TDS - SM 2540-C	14.0°C 2.1 pH 6.15 6.33 DLW PI
Field Services	<input checked="" type="checkbox"/>		
250mL P	<input checked="" type="checkbox"/>		
500mL P	<input checked="" type="checkbox"/>		

BTS  
DLW  
AI

X = pH < 2    9-7-21  
CB

WKO TAT = 5

Cool Sample(s) to 6 C

Relinquished By:	Count	Date:	Temp (°C):	<b>Sample Conditions</b> Number of Containers\Cooler received matches number on <input checked="" type="checkbox"/> Y / <input checked="" type="checkbox"/> N Sample labels and COC free of <input checked="" type="checkbox"/> Y / <input checked="" type="checkbox"/> N All Containers Intact? <input checked="" type="checkbox"/> Y / <input checked="" type="checkbox"/> N VOC vials for VOA analysis free of headspace, if applicable: <input checked="" type="checkbox"/> Y / <input checked="" type="checkbox"/> N	<b>Sample Type Key</b> G = Grab C = Composite 8HC = 8 Hr. Composite 24HC = 24 Hr. Composite S = Distribution E = Entry Point R = Raw C = Check S = Special M = Maximum	<b>Bottle Type Key</b> P = Plastic G = Glass GA = Glass Amber VOA = 40mL G or GA PP = Sterile Polypropylene PS = Sterile Polystyrene HDPE = High Density Polyethylene O = Other
Received By:		Date:	Temp (°C):			
Relinquished By:	6	Date: 9/7/21	Temp (°C): 2.5	<b>Preservative Key</b> A = Ascorbic Acid C = HCl H = HNO3 N = Sodium Thiosulfate OH = NaOH S = H2SO4 O = Other NA = None Required		
Received in Lab By:	6	Date: 9-7-21	Temp (°C): 2.5			

Signing this form indicates your agreement with STL's Standard Terms and Conditions (www.suburbantestinglabs.com/resources/standard-terms-and-conditions.html) unless otherwise specified in writing.

Shaded areas are for STL use only

## **Attachment B**

**CUPA Email Receipt of Testing Report.**

From: Emily Long <[Emily.Long@uiwater.com](mailto:Emily.Long@uiwater.com)>  
Sent: Monday, September 13, 2021 10:05 AM  
To: Bryce Mendenhall <[Bryce.Mendenhall@corix.com](mailto:Bryce.Mendenhall@corix.com)>  
Cc: [REDACTED]

Subject: FW: Suburban Testing Labs SDWA - Raw Water, Wells, 09/07/2021, 1H06873

Bryce,

Attached are the special sample lab results for Tamiment's raw well 1 & 3. Sulfate and TDS are below EPA's secondary standard levels (sulfate 250ppm, tds 500ppm). Hardness looks fine. pH is low but we feed caustic.

-----Original Message-----

From: [results@suburbantestinglabs.com](mailto:results@suburbantestinglabs.com) <[results@suburbantestinglabs.com](mailto:results@suburbantestinglabs.com)>  
Sent: Friday, September 10, 2021 6:32 PM  
To: Emily Long <[Emily.Long@uiwater.com](mailto:Emily.Long@uiwater.com)>  
Subject: Suburban Testing Labs SDWA - Raw Water, Wells, 09/07/2021, 1H06873

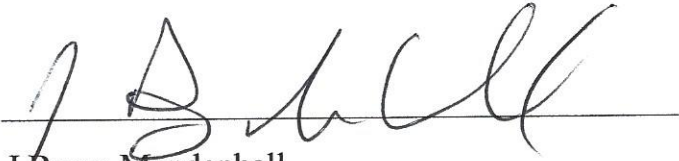
CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and verify that the content is safe.

Dear Valued Client,

Thank you for choosing Suburban Testing Labs for your environmental testing needs. Attached are your deliverables, hard copies are available upon request only. If you have questions please contact your Project Manager.

## VERIFICATION

I, J Bryce Mendenhall, on behalf of Community Utilities of Pennsylvania, Inc. hereby state that the facts set forth in the foregoing document 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 in this matter. This verification is made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.



J Bryce Mendenhall  
President  
Community Utilities of Pennsylvania, Inc.

## **CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

### **BY ELECTRONIC MAIL**

Allison C. Kaster, Esquire  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
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Harrisburg, PA 17120  
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/s/ Whitney E. Snyder  
Thomas J. Sniscak  
Whitney E. Snyder  
Bryce R. Beard

Dated this 28<sup>th</sup> day of September, 2021