

VIA ELECTRONIC FILING

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Secretary Rosemary Chiavetta
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

October 5, 2021

Re: Pa. PUC v. Aqua Pa., Inc., and Aqua Pa. Wastewater, Inc.,
R-2021-3027385, R-2021-3027386

Dear Secretary Chiavetta:

I have enclosed for electronic filing the formal complaint and petition to intervene on behalf of Masthope Mountain Community Association in the above-referenced matters. I have served copies of the pleadings on counsel via email per the certificate of service.

Should you have any questions, please feel free to contact me.

Very truly yours,

GA BIBIKOS LLC


George A. Bibikos
PA Attorney I.D. No. 91249
Counsel for Masthope Mountain Community Association

Enclosures

c: Counsel via email

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
	:	
v.	:	Docket Nos. R-2021-3027385
	:	R-2021-3027386
Aqua Pennsylvania, Inc.	:	
and Aqua Pennsylvania Wastewater, Inc.	:	

**PETITION TO INTERVENE OF MASTHOPE MOUNTAIN COMMUNITY ASSOCIATION AND
NOTICE OF REQUEST FOR ACTIVE PARTY STATUS**

Masthope Mountain Community Property Owners Council (“Masthope”) hereby petitions to intervene in the above-captioned proceedings pursuant to Sections 5.71-5.75 of the Pennsylvania Public Utility Commission’s (“Commission”) regulations, 52 Pa. Code §§ 5.71-5.75, and in connection therewith represent as follows:

1. Masthope is an incorporated association whose members consist of individual property owners within the service territory of Aqua Pennsylvania, Inc.’s CS Water Division and Aqua Pennsylvania Wastewater, Inc.’s CS Sewer Division (together “Aqua PA”). Masthope is distinctive in that the majority of its owners are seasonal consumers unique to the Aqua PA system. In addition, Masthope itself is a customer of Aqua PA for water service supplied to its recreational facilities. The members of Masthope, and Masthope itself are customers of Aqua PA, therefore Masthope has a direct interest in the Commission’s disposition of Original Tariff Sewer – PA P.U.C. No. 3 (“Tariff Sewer No. 3”) to become effective on October 19, 2021, filed respectively by Aqua PA on August 20, 2021.

2. The name, address, telephone, and email of counsel for Masthope are:

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3. In its Statement of Reason for the increase, Aqua PA has requested an overall increase in total annual operating revenues of \$97,684,824, or approximately 17.86% over currently projected levels based upon a fully projected future test year ending March 31, 2023. Aqua's proposals would increase a residential water bill for a typical customer using 4,000 gallons per month from \$69.35 to \$81.32, an increase of \$11.97 a month (approximately 17.3%). The average monthly residential wastewater bill would increase from \$55.51 to \$73.95, an increase of \$18.44 per month (approximately 33.2%).

4. For its Masthope Division, Aqua PA proposes an increase in a typical residential customer's water bill for zone 3 by more than 17% and an increase in a typical wastewater customer's monthly bill for zone 5/6 by 27%. In addition, the impact of Covid-19 may have more permanently affected customer growth patterns, consumption levels and annualized sales than forecasted by Aqua PA. Masthope also has an interests in the number of "Corrective Action Plans" Aqua Wastewater currently has under review by the Pennsylvania Department of Environmental Protection and Aqua's planning process for anticipating and resolving system overloads and connection restrictions within the company's capital improvement program

5. Eligibility to intervene in Commission proceedings is governed by the Commission's rule at 52 Pa. Code § 5.72. Under Section 5.72, a "right or interest" sufficient to warrant intervention in a proceeding includes an interest which may be directly affected

and which is not adequately represented by existing participants, and as to which the petitioner may be bound by the action of the Commission in the proceeding; or, another interest of such nature that participation of the petitioner may be in the public interest.

6. As a party whose members may experience an increase in their water and wastewater rates and as a direct customer of Aqua PA who, itself, may experience an increase in rates, Masthope should be afforded an opportunity to participate in this proceeding and be heard on any issues that may directly affect the interests of customers prospectively.

7. As a direct customer and a representative association of many other customers of Aqua PA whose rates will be directly impacted by the proposed rate increases and tariff changes, Masthope has direct and substantial interests in this proceeding that cannot be adequately represented by any other party. Masthope has a direct interest in the outcome of the Commission's review of these rate increase proposals and therefore, has a right to participate as a party in this proceeding.

8. If permitted to intervene:

a. Masthope intends to proceed as an **active party**.

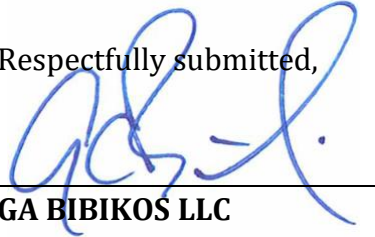
b. Masthope requests service of all documents by electronic service upon counsel and Masthope's consultant in this matter, Robert Rosenthal, R.A. Rosenthal Inc., 524 Strathmore Dr., Mechanicsburg, PA 17050 at the following email addresses: gbibikos@gabibikos.com; ask-rosey@comcast.net.

c. Masthope accepts the discovery rules and procedural schedule that will be adopted by the Presiding Officer or Officers in this proceeding.

WHEREFORE, Masthope respectfully requests that its Petition to Intervene be granted and that the Commission grant it such other relief as is just and reasonable under the circumstances.

October 5, 2021

Respectfully submitted,



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Counsel for Masthope Mountain Community Association


**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
	:	
v.	:	Docket Nos. R-2021-3027385
	:	R-2021-3027386
Aqua Pennsylvania, Inc.	:	
and Aqua Pennsylvania Wastewater, Inc.	:	

VERIFICATION

I, June Murphy Carrozza, President of Masthope Mountain Community Association, hereby state that the facts set forth in the Petition above are true and correct to the best of my knowledge, information, and belief. I understand that the statements made herein are subject to the penalties of 18 Pa.C.S. § 4904 (relating to the unsworn falsification to authorities).

October 1, 2021



June Murphy Carrozza
President
Masthope Mountain Community Association

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
	:	
v.	:	Docket Nos. R-2021-3027385
	:	R-2021-3027386
Aqua Pennsylvania, Inc.	:	
and Aqua Pennsylvania Wastewater	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the Formal Complaint of Masthope Mountain Community Association upon the parties and in the manner listed below, in accordance with the requirements of § 1.54 (relating to service by a party).

Via Electronic Delivery

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Garrett Lent, Esquire
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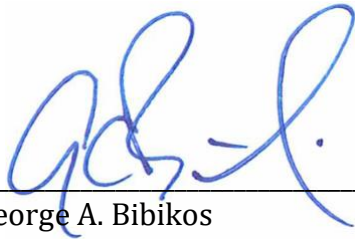
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Dated this 5th day of October, 2021.



George A. Bibikos