



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
400 NORTH STREET, HARRISBURG, PA 17120

IN REPLY PLEASE  
REFER TO OUR FILE

May 13, 2022

Docket No. A-2021-3030076  
Utility Code 230087

DEVIN T RYAN ESQUIRE  
POST & SCHELL PC  
17 NORTH SECOND STREET 12TH FLOOR  
HARRISBURG PA 17101-1601  
[DRYAN@POSTSCHELL.COM](mailto:DRYAN@POSTSCHELL.COM)

RE: Application of The York Water Company – Wastewater for approval of the rights to: (1) acquire certain wastewater system assets from Country View Manor Community, LLC; and (2) offer, render, furnish and supply wastewater service to the public in a portion of Washington Township, York County

Dear Attorney Ryan:

On December 15, 2021, The York Water Company - Wastewater (York Water-WW) filed the above-captioned document with the Public Utility Commission. To assist the Commission in conducting the review of this filing, please respond with the information requested in the attached data request.

Please forward the information to the Secretary of the Commission **within ten (10) business days** from the date of this letter. All documents requiring notary stamps must have original signatures. The Commission strongly encourages submission through efilng with the Secretary of the Commission by opening an efilng account through the Commission’s website and accepting eservice at <https://efiling.puc.pa.gov>. The Commission is accepting all public documents through our efilng system at this time.

If your filing contains confidential material, you are required to either file by overnight delivery or submit to the Secretary’s Share Point File system to ensure the timely filing of your submission. Filers should contact the Secretary’s Bureau in advance to gain access to the Share Point File system. Make sure to reference the Docket Number listed above when filing your response. The address for hard-copy or confidential responses is:

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

**Your answers must be verified per 52 Pa Code § 1.36.** Accordingly, you must provide the following statement with your responses:

<p><i>I, [print name of appropriate company representative], hereby state that the facts above set forth 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 held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).</i></p> <p style="text-align: right;">Signature _____ Title _____ Date _____</p>
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Please contact the below staff person if any problems should arise that prevent a full response within ten business days or if any clarification of these data requests is needed. Please mark the materials “CONFIDENTIAL” in bold or highlighted manner if any of the requested information is deemed to be of a confidential nature.

In addition, to expedite completion of the review, please send a copy of your response to Paul Zander in the Water/Wastewater Section of the Bureau of Technical Utility Services via e-mail at [pzander@pa.gov](mailto:pzander@pa.gov). Questions may be directed to Paul Zander at telephone number (717) 783-1372. Thank you in advance for your cooperation.

Sincerely,



Rosemary Chiavetta  
Secretary

Enclosure: TUS Data Request Set 3

cc: Christine Hoover, Office of Consumer Advocate (w/enclosure), [choover@paoca.org](mailto:choover@paoca.org)  
Teresa Wagner, Office of Small Business Advocate (w/enclosure), [tereswagne@pa.gov](mailto:tereswagne@pa.gov)  
Richard Kanaskie, Bureau of Investigation & Enforcement (w/enclosure), [rkanaskie@pa.gov](mailto:rkanaskie@pa.gov)

### TUS Data Request Set 3

Application of The York Water Company – Wastewater for approval of the rights to: (1) acquire certain wastewater system assets from Country View Manor Community, LLC; and (2) offer, render, furnish and supply wastewater service to the public in a portion of Washington Township, York County at Docket No. A-2021-3030076

Note: Please restate the data request prior to providing a response. In addition, provide the name and title of the person(s) providing the response and/or information for each data request.

- A-14. TUS Data Request A-6 requested York Water-WW to confirm that the Country View Manor WWTP's design and permitted capacities are both 0.0125 MGD or separately quantify the WWTP's design and permitted capacities. York Water-WW's response to TUS Data Request A-6 noted "The original planning document indicates the facility's capacity is 0.0125 MGD". Please provide a copy of the referenced planning document.
- A-15. TUS Data Request A-7 requested York Water-WW to provide evidence that York Water-WW's requested territory, that includes the land parcel where the Additional Customer is located, conforms with applicable comprehensive plans and zoning ordinances. York Water's response to TUS Data Request A-6 did not provide evidence that York Water-WW's requested territory, that includes the land parcel where the Additional Customer is located, conforms with Washington Township's comprehensive plan and zoning ordinances. Please provide evidence that York Water-WW's requested territory, that includes the land parcel where the Additional Customer is located, conforms with Washington Township's comprehensive plan and zoning ordinances. If it does not, the response should clarify this and request the appropriate relief.
- A-16. TUS Data Request A-8 requested York Water-WW to amend the Application's Exhibit N "Estimated Annual Revenue and Expense Figures for the Proposed, Additional Customers" to conform with the rates prescribed in the *pro forma* tariff supplement. York Water-WW provided a revised Exhibit N which still does not conform with the rates prescribed in the *pro forma* tariff supplement (i.e., the Additional Customer is proposed to be charged a different rate). Please amend the Application's Exhibit N to conform with the rates included in the *pro forma* tariff supplement or provide a revised *pro forma* tariff that reconciles the discrepancy.
- A-17. TUS Data Request A-11 requested York Water-WW to provide evidence the Application is consistent with Washington Township's DEP-approved Act 537 Official Sewage Facilities Plan (Act 537 Plan) by providing copies of Washington Township's Act 537 Plan, any relevant revisions or supplements, and associated DEP approval or exemption letters. York Water-WW's response did not provide requested evidence and noted that DEP informed York Water-WW that Washington Township adopted the York County Act 537 Plan on December 25, 1972. Please provide evidence that the Application's requested territory is consistent with Act 537. The evidence provided should include a copy of the DEP-approved Sewage Facilities Planning Module for New Land Development for the Country View Mobile Home Park, DER Code No. A3-67961-037-3 and clarify whether Country View's Additional Customer is covered by the planning

### TUS Data Request Set 3

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module approval. If Act 537 planning approval for service to the Additional Customer was never obtained, the response should note this and request the appropriate relief.