



May 27, 2022

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Rosemary Chiavetta, Secretary
Commonwealth of Pennsylvania
Pennsylvania Public Utility Commission
Commonwealth Keystone Building, 2nd Floor
400 North Street
Harrisburg, PA 17120

Re: Application of Pennsylvania-American Water Company – Wastewater Division (PAWC-WD), under Sections 1102 and 1329 of the Pennsylvania Public Utility Code, 66 Pa C.S. §§ 1102(a) and 1329 (relating to enumeration of acts requiring certificate and valuation of acquired water and wastewater systems), for approval of: (1) the transfer, by sale, of substantially all of the wastewater system assets, properties and rights of Upper Pottsgrove Township related to its wastewater collection and conveyance system; (2) the right of PAWC-WD to begin to offer or furnish wastewater service to the public in Upper Pottsgrove Township, Montgomery County, and a portion of Douglass Township, Berks County, Pennsylvania; and (3) the use for ratemaking purposes of the lesser fair market value or the negotiated purchase price of the Upper Pottsgrove Township assets related to its wastewater collection and treatment system

Docket No. A-2020-3021460

Dear Secretary Chiavetta:

Please be advised that Upper Pottsgrove Township (the “Township”) and Pennsylvania-American Water Company (the “Company”) are tentatively scheduled to close on the above-referenced acquisition on June 30, 2022.

In response to Ordering Paragraph 8 of the Commission’s Order entered September 15, 2021, an escrow agreement will be part of the closing documents for any outstanding real property rights not conveyed to the Company at closing.

In response to Ordering Paragraph 9, the Company has received satisfactory evidence that the Township has obtained clear title to the sewer line of which Shadeland Development Corporation claimed ownership in its Petition to Intervene and related easements. The Township filed eight (8) eminent domain proceedings in Montgomery County Court of Common Pleas (the “Court”) on February 17, 2022, wherein certain property was condemned in part, in fee simple for a sanitary sewer easement and in addition a fee simple interest on the sanitary sewer improvements located within the condemned sanitary sewer easements, to which no property owner filed preliminary objections. The Township has deposited with the Court estimated just compensation in accordance with Court orders and has both title to and possession of the subject property.

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

Sincerely,

Elizabeth Rose Triscari

cc: Erin L. Gannon, Esq., PA Office of Consumer Advocate ([VIA E-Mail egannon@paoca.org](mailto:egannon@paoca.org))
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