



Via Electronic Filing

April 17, 2023

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

RECEIVED

APR 17 2023

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**RE: PA PUC v. Aqua Pennsylvania Wastewater, Inc.
PUC Docket No. R-2022-3036634**

**Richard Adams v. Aqua Pennsylvania Wastewater, Inc.
PUC Docket No. C-2022-3037266**

Dear Secretary Chiavetta:

Enclosed for filing, please find Aqua Pennsylvania, Wastewater Inc.'s Exception in the above-captioned proceeding.

A copy has been served upon the parties, as evidenced by the enclosed Certificate of Service.

Sincerely,

Mary McFall Hopper
Regulatory Counsel
mmhopper@aquaamerica.com
(610) 645-1170

Enclosure

cc: Honorable Darlene Heep (via email)
Office of Special Assistants (via email ra-OSA@pa.gov)
Certificate of Service

II. EXCEPTION

Aqua Exception No. 1

The Recommended Decision Included Facts not Contained in the Proposed Tariff Supplement and are Unnecessary for Approval of the Proposed Tariff Supplement. R.D. at 27

The ALJ correctly found that the Company's Proposed Tariff Supplement was just and reasonable and should be approved without modification. (R.D. 29). The Company fully supports the ALJ's Recommended Decision to approve the Proposed Tariff Supplement without modification. The Company merely seeks to clarify the ALJ's statement at page 27 of the Recommended Decision where the ALJ concludes that "APW never had the right to collect revenue on the deduct volumes." (R.D. 27). The Proposed Tariff Supplement addressed an issue arising out of recent acquisitions by Aqua for Limerick Township, East Norriton Township and Lower Makefield Township ("Townships"). The Commission issued orders approving Aqua's application to acquire the wastewater assets of the above systems on July 12, 2018 (Limerick Township), May 21, 2020 (East Norriton Township) and January 13, 2022 (Lower Makefield Township). Prior to acquisition by Aqua, the Townships offered a deduct metering program for residents. The Proposed Tariff Supplement, approved by the ALJ in her Recommended Decision, permits customers who previously owned and installed a deduct meter to receive a sewer billing deduction for the measured water consumption that is used but does not enter the Company's wastewater system as previously provided for by the Townships (Aqua Statement No. 1 at 2-3). The deduct meter billing deduction was not part of the application approval order for the Townships. (Application at 1).

The Company respectfully submits that the above portion of the Recommended Decision's discussion that Aqua never had the right to collect revenue on the deduct volumes is not correct as the Company adopted, and the Commission, approved the rates charged to the

Townships in Docket No. A-2017-2605434 (Limerick Township), Docket No. A-2019-3009052 (East Norriton Township) and Docket No. A-2021-3024267 (Lower Makefield Township). The Company agrees with the ALJ's statement that the estimate of reduced revenue due to the Proposed Tariff Supplement may be difficult to verify and that the issue is "more appropriately reviewed during a rate case." (R.D. 26). The Company respectfully submits that the ALJ's statement that the Company did not have the right to collect on the deduct revenues (R.D. 27) is incorrect as the Townships' customers are charged the Commission approved rates included in the Company's Commission approved tariff. The Company was not able to offer the deduct billing credit without the Commission approval sought in the Proposed Tariff Supplement.

III. CONCLUSION

The Company respectfully requests that the Commission clarify, or refrain from adopting, certain aspects of the Recommended Decision, consistent with the foregoing exception. With that qualification, the Company fully supports the ALJ's recommendation to approve the Proposed Tariff Supplement without modification.



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Dated: April 17, 2023

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PA PUC v. AQUA PENNSYLVANIA
WATERWATER, INC.

DOCKET NO: R-2022-3036634

v.

RICHARD ADAMS v.
AQUA PENNSYLVANIA
WASTEWATER, INC.

DOCKET NO: C-2022-3037266

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of Aqua Pennsylvania Wastewater, Inc.'s Exception upon the persons and in the manner set forth below:

Via Email

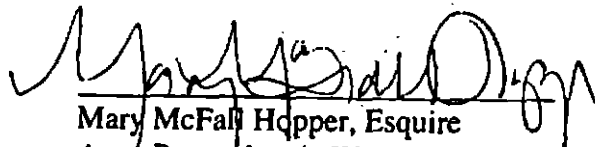
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