

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
HARRISBURG, PA 17120**

Public Meeting held January 18, 2024

Commissioners Present:

Stephen M. DeFrank, Chairman
Kimberly Barrow, Vice Chair
Ralph V. Yanora
Kathryn L. Zerfuss
John F. Coleman, Jr.

Application of Pennsylvania-American Water Company (PAWC) for approval of: (1) the right to offer, render, furnish and supply water service to the public in a portion of Dimock Township, Susquehanna County; (2) as necessary, an Offsite Development Marketing Agreement by and between PAWC and the Office of the Attorney General; and (3) as necessary, limited waivers of PAWC's Tariff Water-PA P.U.C. No. 5

Docket No.
A-2023-3043501

ORDER

BY THE COMMISSION:

By the application (Application) filed with the Pennsylvania Public Utility Commission (Commission) on October 13, 2023, Pennsylvania-American Water Company (PAWC), Utility Code 212285, seeks a certificate of public convenience pursuant to Section 1102(a)(1)(i) of the Pennsylvania Public Utility Code, 66 Pa.C.S. § 1102(a)(1)(i), evidencing Commission approval of: (1) PAWC's right to offer, render, furnish and supply water service to the public in a portion of Dimock Township (Dimock), Susquehanna County; (2) as necessary, an Offsite Development Marketing Agreement (ODMA) by and between PAWC and the Office of the Attorney General (OAG); and (3) as necessary, limited waivers of PAWC's Tariff Water-PA P.U.C. No. 5 (Water Tariff).

I. AFFECTED ENTITIES AND BACKGROUND

PAWC is a regulated public utility company, duly organized and existing under the laws of the Commonwealth with a mailing address of 852 Wesley Drive, Mechanicsburg, Pennsylvania 17055. As of May 31, 2023, PAWC provided water service to approximately 681,536 customers throughout Pennsylvania, including portions of Susquehanna County. PAWC also provides wastewater service throughout Pennsylvania as Pennsylvania-American Water Company - Wastewater Division, Utility Code 230073.

PAWC averred that there is a need to make water service available to 21 residents in Dimock whose water supplies have been adversely impacted by natural gas drilling operations (the Impacted Customers). The Impacted Customers are identified on the map provided in the Application's Exhibit E and depicted by areas that are shaded in blue, and in confidential Exhibit C of the Application's Exhibit D. According to PAWC, the Pennsylvania Department of Environmental Protection (DEP) determined that the Impacted Customers have adversely impacted well water.

On November 29, 2022, the OAG and Cabot Oil and Gas Corporation, now Coterra Energy Inc. (Coterra), reached an agreement wherein Coterra pled no contest for contaminating well water in Dimock and agreed to pay \$16.29 million towards the construction of a new public water system (Water System) and \$50,000 bill credits to Dimock customers with adversely impacted well water (Plea Agreement). In connection with the Plea Agreement, PAWC and OAG intend to execute the ODMA, attached to the Application as Exhibit D. Also, in connection with the ODMA, PAWC requested a limited waiver of Water Tariff rules providing that customers are responsible for the installation of certain facilities. The Plea Agreement, ODMA, PAWC's requested waiver of its Water Tariff, and bill credits are addressed in Sections IV and VI, below.

In supplemental information filed with the Commission, PAWC indicated that Dimock does not have a mandatory connection ordinance for water service. PAWC also

specified that the properties in the requested territory receive wastewater service from on-lot septic systems.

PAWC submitted proofs of publication and service to the appropriate entities. Notice of the Application was published in the *Pennsylvania Bulletin*, 53 Pa.B. 6810, on October 28, 2023. The protest period ended November 13, 2023. No protests were filed, and no hearings were held.

II. LOCATION AND DESCRIPTION OF REQUESTED TERRITORY

The Application's Exhibits E and F included a map and a written description of an initial requested service territory that did not define all boundaries using bearing angles and distances. Specifically, certain boundaries were defined using road centerlines. In supplemental information filed with the Commission, PAWC provided a revised requested service territory map and written description using bearing angles and distances as A-1_Attachment 1 and A-1_Attachment 2. The revised requested territory includes approximately 923 acres of land south of State Route 2024, along Carter Road, Meshoppen Creek Road, and State Route 2023.

III. DESCRIPTION OF FACILITIES FOR FURNISHING SERVICE

PAWC indicated that the proposed Water System is expected to be a groundwater system with a four-stage treatment process that includes two groundwater wells with treatment, control and related facilities, storage, and one standby generator. According to PAWC's Water System construction cost estimates, included in supplemental information filed with the Commission as Attachment A-3, the distribution facilities are expected to include 37,000 linear feet (LF) of six-inch diameter concrete-lined ductile iron water distribution main, four blow-off hydrants, three air release valves with manholes, 4,200 LF of one-inch diameter copper water service lines from the road right-of-way line to each Impacted Customer house (*i.e.*, 21 service lines at 200 LF each), 21 water meters, 21 backflow preventers, 21 meter pits, and certain well abandonment

costs. PAWC specified that it will disconnect Impacted Customers' wells from homes due to potential water quality issues, such as cross-contamination and lack of water turnover. The Water System will not provide public fire service and is projected to be completed by the end of 2026.

In supplemental information filed with the Commission, PAWC indicated that upon Water System completion and construction approximately 21 residential customers will connect to the Water System. PAWC also estimated that 48 residential customers will be connected five years after construction. PAWC quantified the estimated initial average and peak daily demands as 4,200 gallons per day (GPD) and 15,120 GPD, respectively. PAWC further identified estimated average and peak daily demands five years after Water System construction as 9,600 GPD and 34,560 GPD, respectively.

In additional supplemental information filed with the Commission, PAWC noted that Water System design and permitting are still in the preliminary stages and the actual well locations have not been determined. According to PAWC, the two supply wells are intended to operate as one primary and one backup such that the Water System's demands can be met with only one well in operation. Therefore, PAWC intends to construct two wells with production capacities of 43,200 GPD at a minimum, with treatment facilities having the same minimum peak design capacity for one well. PAWC also averred it will be able to provide adequate water supply, treatment, storage, and distribution capacity to meet the demands of customers in the requested territory.

IV. PLEA AGREEMENT, ODMA, AND WATER TARIFF WAIVERS

The Plea Agreement was attached to the Application as Exhibit C in the form of a copy of a Sentencing Order dated November 29, 2022, by the Court of Common Pleas of Susquehanna County. Under the Plea Agreement, Coterra was directed to pay \$16.29 million to an interest-bearing account established by OAG (the Escrow Account). The Escrow Account must be used for the construction of a community water well (*i.e.*,

supply) and distribution system constructed and operated by PAWC, to connect certain landowners' residences to the Water System, and to "create a \$50,000 credit for each landowner to serve as payment for their water for approximately 75 years." Any remaining funds must be used to connect certain homeowners to the Water System and to support water quality improvement projects in the affected area.

The Application's Exhibit D included a copy of a *pro forma* ODMA with OAG. Rule and Regulation 23.2 of PAWC's Water Tariff permits PAWC to enter into ODMAs that depart from the standard terms of PAWC's extension deposit agreement where it is prudent, reasonable, and in the public interest. ODMAs become effective 30 days after a copy of the ODMA has been filed with the Commission, or if the Commission institutes an investigation, at such time as the Commission grants its approval.¹

The ODMA provides that PAWC will construct, install, own, operate, maintain, repair, and replace the Water System, and OAG will pay PAWC certain payments out of the Escrow Account. As of the ODMA's effective date, the Water System's estimated cost is \$11,043,665. PAWC agrees to accept payments for costs at key project milestones, including \$1,105,000 for engineering, design, and permitting paid by OAG to PAWC prior to ODMA execution, \$1,065,000 on the ODMA's effective date, and \$8,873,655 upon receipt of construction bids and due within 30 days of notice provided by PAWC.

Upon Water System completion, a Final Memorandum will be signed by PAWC and OAG showing payments required based on actual costs. If Final Memorandum payments differ from preliminary estimates and any interim adjustments, OAG will pay the additional amount to PAWC out of the Escrow Account, or PAWC will refund to OAG any excess amount paid. The ODMA's intent is that the payments required will be based on PAWC's actual construction costs and an additional lump sum payment of

¹ See, PAWC's Water Tariff, at Page 80.

\$1.05 million for bill credits (Lump Sum Payment) equaling up to \$16.29 million. The Lump Sum Payment will be made by OAG to PAWC at the time the Final Memorandum is executed.

If there are excess Plea Agreement funds remaining, subject to OAG approval and agreement, PAWC will file with the Commission a proposed methodology for allocating the remaining funds to connect additional customers in the vicinity of the waterline and/or to support water quality improvement projects in the affected area, subject to Commission approval. PAWC indicated that it will serve the OAG and Office of Consumer Advocate (OCA) with such filings. Through this Order, we will direct that any future PAWC filing with the Commission that proposes a methodology for allocating remaining funds under the Plea Agreement shall be filed with the Commission as a petition pursuant to 52 Pa. Code §§ 5.41, *et. seq.*² PAWC shall serve copies of its petition on OAG and on all persons required to be served pursuant to 52 Pa. Code § 5.41(b) (relating to service of petitions generally).

Upon review of the ODMA, it does not appear the ODMA is unreasonable or contrary to the public interest. Therefore, through this Order, the Commission will permit the ODMA to become effective upon PAWC filing an executed copy of the ODMA with the Commission.³ However, this does not constitute a determination that associated costs or expenses are reasonable or prudent for the purposes of determining just and reasonable rates. Rather, this is a determination that further investigation of the ODMA does not appear to be warranted at this time and may occur in an appropriate rate proceeding. Also, considering that the ODMA is integral to the Application, we will require PAWC to file an executed copy of the ODMA with the Commission to receive a certificate of public convenience.⁴

² See, Ordering Paragraph 8.

³ See, Ordering Paragraph 9.

⁴ See, Ordering Paragraph 4.

In the Application, PAWC asked that the Commission approve a limited waiver of the Company's Water Tariff rules providing that customers are responsible for the installation of service pipes, meter pits and backflow preventers. This requested waiver was limited to Impacted Customers. PAWC specified that its proposed facilities include, for Impacted Customers, installation of a one-inch diameter water service pipe from the road right of way line to the house, meter pit, and backflow preventer at each property. Upon completion of the installation, PAWC will restore the Impacted Customers' properties, including sidewalks, driveways, landscaping, or sod, as nearly as practicable to their former condition. Post-installation, ownership and maintenance of the service pipes and facilities installed on the customer side of the service line will be transferred to the customers and remain the responsibility of current and future property owners. PAWC will repair or replace any defect in workmanship and materials for one year after these service pipes and facilities are put into service.

By a Commission Data Request, the Commission asked that PAWC provide a revised *pro forma* tariff supplement that included PAWC's proposed rules and regulations for the installation of service pipes, meter pits and backflow preventers in PAWC's requested territory and that would eliminate the need for any tariff waivers for the Application. However, in supplemental information filed with the Commission, PAWC indicated that a limited waiver of tariff rules, rather than a tariff supplement, is the reasonable approach for this project.

We believe that it is of paramount importance that Impacted Customers, the Commission, and other interested parties be provided with a reasonable opportunity to review the reasonableness of PAWC's public utility rates and services. This includes PAWC's requirements for transferring facility ownership and maintenance responsibilities, property restoration, repair, and replacement services, and related terms and conditions that apply to Impacted Customers. Therefore, we will deny PAWC's request for limited waivers of PAWC's Water Tariff. Instead, Application approval will be conditioned upon PAWC filing a tariff supplement, upon 60 days notice, that would

permit PAWC to implement the rates, rules, regulations, and practices identified in the Application for Impacted Customers, including facility ownership and maintenance responsibilities, property restoration, repair, and replacement services, bill credits discussed in Section VI, below, and related terms and conditions that apply to Impacted Customer rates and services.⁵ PAWC shall provide notice of this tariff supplement to Impacted Customers and the statutory advocates, and shall provide information required pursuant to 52 Pa. Code § 53.52 (relating to information furnished with the filing of rate changes).⁶

V. ADDITIONAL CAPITAL REQUIREMENTS

PAWC specified that the Water System's estimated construction cost of approximately \$11.04 million is expected to be paid by Coterra as part of the Plea Agreement. In supplemental information filed with the Commission, PAWC provided a revised construction cost estimate of approximately \$11,043,665 and estimated additional capital costs for billing system upgrades of approximately \$72,400 to administer bill credits to eligible customers. These capital costs will initially be funded through short-term debt and later converted to long-term capital. PAWC stated that Plea Agreement funds could not be used for billing system upgrades.

VI. PROPOSED RATES

PAWC will charge its then-existing Rate Zone 1 rates for water service within the requested territory as set forth in its Water Tariff. However, the Application's Exhibit J included a copy of a *pro forma* tariff supplement that proposed new rates involving bill credits. Under PAWC's proposed tariff supplement, bill credits will apply for Impacted Customers "as provided by that Application and Order." According to the Application, the service addresses of Impacted Customers will each receive a \$50,000 bill credit, and

⁵ See, Ordering Paragraph 6.

⁶ *Id.*

PAWC will charge Water Tariff rates to the customers at the service addresses, which will be offset by credits. Credits will remain attached to the impacted property accounts, so if an impacted property owner sells their property, the remaining credits will transfer to the account of the new property owner.

Before the first bills are sent with bill credits, PAWC will provide a plain language welcome letter to Impacted Customers explaining how credits will operate. If PAWC receives a request to transfer an impacted property account to a new owner while credits are being provided, PAWC will send its first explanatory letter to the new customer before sending the first bill. At least three months before PAWC anticipates that ODMA lump sum payment funds for credits will be exhausted, PAWC will send another letter to all customers receiving credits informing them when it is anticipated that their credits will end and the anticipated impact to their monthly bills. Before sending this letter, PAWC will provide a copy to the OCA for review and input and will consider OCA's suggestions for content and clarity.

As noted in Section IV above, it appears that PAWC will receive the \$1.05 million Lump Sum Payment for bill credits upon Water System completion, in advance of providing services. During Application review, the Commission asked that PAWC explain whether Lump Sum Payment funds will be available without any restrictions on their use, or to identify applicable restrictions, and to state whether Lump Sum Payment Funds may be invested. PAWC responded that it is required to allocate credits to Dimock customer accounts and that it will apply the funds as credits to customer premises. PAWC did not specify whether funds may be invested.

The Commission also asked that PAWC explain how it will treat Lump Sum Payment funds for accounting and ratemaking purposes. PAWC indicated that credits will be recorded as a positive balance in customer accounts receivable, and that at this time, it does not expect that there will be any ratemaking impact as the funds will be held as credits to the accounts.

As noted in Section IV above, Lump Sum Payment funds are intended to serve as payment for water for “approximately 75 years.” Therefore, to facilitate the review of PAWC’s treatment of Lump Sum Payment funds in PAWC rate proceedings, and to reasonably ensure that Lump Sum Payment funds are used only for permitted purposes, we will require PAWC to maintain a distinct, interest-bearing account for Lump Sum Payment funds until all funds are used.⁷ Consistent with PAWC’s averments, unless authorized by the Commission by petition, Lump Sum Payment funds shall only be used as specified by PAWC in its Application. We will also direct PAWC to provide testimony with its next general rate increase case that is filed after a certificate of public convenience is issued at this docket describing how PAWC will treat Lump Sum Payment accrued interest until all Lump Sum Payment funds are used.⁸

In the Application’s Exhibit K, PAWC estimated that annual revenue and expenses for providing water service within the requested territory will be \$17,448.48 and \$3,791.55, respectively, resulting in an estimated annual net income of \$13,656.93. PAWC estimated annual revenue from each Impacted Customer of \$830.88 at current rates, based on 3,212 gallons of water usage per month, meaning that bill credits may last for approximately 60 years at current rates for a typical Impacted Customer. However, future rate increases, or higher usage, may more rapidly deplete bill credit balances.

VII. PERMITS, EASEMENTS, AND RIGHTS-OF-WAY REQUIRED

The ODMA requires PAWC to obtain all requisite permits, zoning, and other approvals for Water System construction. Also, PAWC’s obligations to construct, install, own, and operate the Water System are conditioned on DEP issuing PAWC any necessary permits or approvals.

In supplemental information filed with the Commission, PAWC provided a list of permits and approvals that it anticipates needing for Water System construction. These

⁷ See, Ordering Paragraph 10.

⁸ See, Ordering Paragraph 11.

include one DEP Public Water Supply (PWS) construction permit, seven DEP stream crossing permits, one National Pollutant Discharge Elimination System (NPDES) permit for stormwater discharges associated with construction, a Susquehanna County Conservation District Erosion & Sediment Control Plan review, a PennDOT highway occupancy permit, a municipal building permit, and a DEP PWS operations permit. The estimated costs of these permits and approvals were provided by PAWC as \$300 for the DEP PWS construction permit, \$250 each for the seven stream crossing permits, \$500 for the NPDES permit, \$1,000 for Susquehanna County Conservation District Erosion & Sediment Control Plan review, and \$50 for the DEP PWS operations permit. At the time of filing, the costs of the municipal building permit and the PennDOT highway occupancy permit had not yet been determined. This results in a total permit cost of \$3,600 ($\$300 + \$250 \times 7 + \$500 + \$1,000 + \$50 = \$3,600$) plus the costs of the municipal building permit and the PennDOT highway occupancy permit. PAWC indicated that none of these permits have yet been applied for and that it is responsible for obtaining each permit. Additionally, PAWC indicated that it has not yet identified the easements and rights-of-way required for Water System construction.

Pursuant to 52 Pa. Code § 3.501(a)(6), applicants for a certificate of public convenience as a water public utility must include in their application proof of compliance with applicable design, construction, and operation standards of DEP, including copies of applicable DEP PWS permits. As of this time, PAWC has not yet applied to DEP for PWS permits. However, considering the apparent, immediate, and acute need for water service in the requested territory, we find it reasonable to conditionally approve PAWC's Application, subject to the requirement that PAWC must file with the Commission copies of its DEP PWS construction permit application, PWS construction permit, and PWS operation permit for proposed water facilities in Dimock.⁹ These documents will include additional data that may reflect changes from the facilities and services described in the Application, and ensures that the Commission receives

⁹ See, Ordering Paragraphs 2, 3, and 7.

required information that accurately describes PAWC's facilities and services in the requested territory.¹⁰

VIII. LAND-USE PLANNING COMPLIANCE

The Application's Exhibits L and M included copies of response letters from the Dimock Township and Susquehanna County Planning Commissions to PAWC letters dated April 10, 2023. Both Planning Commissions confirmed that the Application is consistent with applicable comprehensive plans and zoning ordinances.

IX. OTHER CONSIDERATIONS

PAWC averred that to the best of its knowledge, no corporation, partnership, or individual is currently furnishing or has corporate or franchise rights to furnish a service like PAWC's within the requested territory and no competitive condition will be created. Also, PAWC provided a copy of a letter from the OAG, dated October 11, 2023, in the Application's Exhibit N. In this letter, OAG noted that it reviewed the Application and believes that the installation of public water lines is in the public interest and will meet the Sentencing Order that was imposed on November 29, 2022, when charges were resolved pursuant to the Plea Agreement.

In addition, PAWC provided a copy of a letter from the OCA, dated October 13, 2023, as the Application's Exhibit O. OCA indicated in this letter that it supports granting Application approval and PAWC's request for ODMA approval and limited waivers, as necessary, of PAWC's tariff rules requiring customers to pay for installation of service pipes, meter pits, and backflow preventers. OCA's letter did not clearly specify OCA's support for PAWC's proposed requirements for transferring facility

¹⁰ Also, 52 Pa. Code § 3.501(a)(2)(v) (relating to map of service area) requires DEP-permitted productive capacities of sources, pipe sizes, and material types, all of which would presumably conform with DEP PWS construction and operation permits and permit applications.

ownership and maintenance responsibilities and property restoration, repair, and replacement services.

PAWC believes Application approval is in the public interest because PAWC is financially and technically capable of providing service, because there is a significant need to make water service available, and because adding these customers will mitigate the level of investment per customer by adding more customers to share in future infrastructure costs, thereby stabilizing per-customer costs. PAWC has no outstanding fines or assessments due to the Commission and is current with its annual and quarterly reports and the Commission's security planning and readiness report filing requirements. Through Commission correspondence with DEP's Northeast Regional Office, it was determined that DEP does not have any pending actions or outstanding complaints against PAWC.

X. CONCLUSION

Based upon the facts that there is a need to make public water service available within the requested territory; that PAWC will be meeting the needs of new customers without apparent detriment to its existing customers; that the economies of scale of an expanded customer base have a beneficial effect on existing customers; and that PAWC is fit to provide service, the Commission finds that granting approval of PAWC's Application is necessary or proper for the service, accommodation, convenience or safety of the public and in the public interest; **THEREFORE,**

IT IS ORDERED:

1. That the Application of Pennsylvania-American Water Company at Docket No. A-2023-3043501, is hereby conditionally approved.
2. That Pennsylvania-American Water Company shall file with the Secretary's Bureau a copy of its application to the Department of Environmental Protection for a public water system construction permit for proposed water facilities in

Dimock Township, Susquehanna County, including any application amendments, at Docket No. A-2023-3043501, within ten (10) days of the date the related permit is issued.

3. That Pennsylvania-American Water Company shall file with the Secretary's Bureau a copy of its public water system construction permit for water facilities in Dimock Township, Susquehanna County at Docket No. A-2023-3043501, within ten (10) days of the date said permit is issued.

4. That Pennsylvania-American Water Company shall file with the Secretary's Bureau an executed copy of its Offsite Development Marketing Agreement with the Office of Attorney General at Docket No. A-2023-3043501, within ten (10) days of both parties executing said agreement.

5. That upon compliance with Ordering Paragraphs 2, 3, and 4, a Certificate of Public Convenience be issued pursuant to Section 1102(a)(1)(i) of the Public Utility Code, 66 Pa.C.S. § 1102(a)(1)(i), evidencing Commission approval of Pennsylvania-American Water Company's right to offer, render, furnish, and supply water service to the public in a portion of Dimock Township, Susquehanna County, consistent with A-1_Attachment 1 and A-1_Attachment 2 filed with the Commission on January 3, 2024, at Docket No. A-2023-3043501.

6. That within ten (10) days of the issuance of a Certificate of Public Convenience pursuant to Ordering Paragraph 5, Pennsylvania-American Water Company shall file a tariff supplement with the Secretary's Bureau at a new docket, to become effective on sixty (60) days notice, that would permit Pennsylvania-American Water Company to implement its proposed rates, rules, regulations, and practices identified in the Application for Impacted Customers, including facility ownership and maintenance responsibilities, property restoration, repair, and replacement services, bill credits, and related terms and conditions that apply to Impacted Customer rates and services. Pennsylvania-American Water Company shall provide notice of this tariff supplement to Impacted Customers, the Commission's Bureau of Investigation and Enforcement, the

Office of Consumer Advocate, and the Office of Small Business Advocate, and shall provide information required pursuant to 52 Pa. Code § 53.52.

7. That Pennsylvania-American Water Company shall file with the Secretary's Bureau a copy of its public water system operation permit for proposed water facilities in Dimock Township, Susquehanna County at Docket No. A-2023-3043501, within ten (10) days of receiving said permit.

8. That any future Pennsylvania-American Water Company filing with the Commission that proposes a methodology for allocating remaining funds under the November 29, 2022, Plea Agreement between the Office of Attorney General and Cabot Oil and Gas Corporation, now Coterra Energy Inc., shall be filed with the Commission as a petition pursuant to 52 Pa. Code §§ 5.41, *et. seq.*

9. That the Offsite Development Marketing Agreement, provided as the Application's Exhibit D, is permitted to become effective upon Pennsylvania-American Water Company filing with the Secretary's Bureau an executed copy of this agreement at Docket No. A-2023-3043501.

10. That Pennsylvania-American Water Company shall maintain a distinct, interest-bearing account for funds received for bill payments for Impacted Customers until all funds are used.

11. That Pennsylvania-American Water Company shall provide testimony with its next general rate increase case that is filed after a certificate of public convenience is issued at this docket describing how it will treat accrued interest on funds received for bill payments for Impacted Customers until all funds are used.

12. That if Pennsylvania-American Water Company determines that it will not apply for or receive a Department of Environmental Protection public water system construction or operation permit for proposed water facilities in Dimock Township,

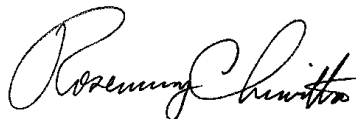
Susquehanna County, it will promptly file notice of such determination with the Secretary's Bureau at Docket No. A-2023-3043501.

13. That nothing herein shall be construed as an approval or determination of costs or expenses for the purposes of just or reasonable rates or to exempt Pennsylvania-American Water Company from obtaining all necessary permits, licenses, and approvals from other federal, state, and local government agencies having jurisdiction.

14. That a copy of this Order be served upon Pennsylvania-American Water Company, the Office of the Attorney General, the Commission's Bureau of Investigation and Enforcement, the Office of Consumer Advocate, the Office of Small Business Advocate, the Dimock Township Board of Supervisors, the Dimock Township Planning Commission, the Susquehanna County Commissioners, the Susquehanna County Planning Commission, and the Department of Environmental Protection – Northeast Regional Office and its Bureau of Regulatory Counsel.

15. That upon the issuance of the Certificate of Public Convenience in Ordering Paragraph 5, or upon the filing of a notice as outlined in Ordering Paragraph 12, the proceeding at Docket No. A-2023-3043501 be closed.

BY THE COMMISSION,



Rosemary Chiavetta
Secretary

(SEAL)

ORDER ADOPTED: January 18, 2024

ORDER ENTERED: January 18, 2024