



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

IN REPLY PLEASE  
REFER TO OUR FILE

July 10, 2024

Docket No. A-2024-3049695

Utility Code 230087

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RE: Application of The York Water Company – Wastewater for approval of the right to: (1) acquire certain wastewater system assets of Margareta MHP, LLC; and (2) begin to offer, render, furnish or supply wastewater service to the public in an additional portion of Lower Windsor Township, York County, Pennsylvania at Docket No. A-2024-3049695

Dear Attorneys Hassel, Ryan and Rulli:

On June 21, 2024, The York Water Company – Wastewater (York Water-WW) filed the above-captioned document (Application) with the Pennsylvania Public Utility Commission (Commission). For the Commission to complete its analysis of the filing, please respond with the information requested in the attached document.

Please forward the information to the Secretary of the Commission at the address listed below **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 efiling with the Secretary of the Commission by opening an efiling account through the Commission website and accepting eservice at <https://efiling.puc.pa.gov>. The Commission is accepting all public documents through our efiling 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 overnight address for hard-copy or confidential responses is:

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

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

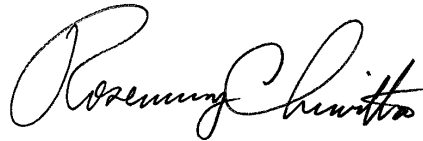
*I, [print name of appropriate company representative], hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).*

Signature \_\_\_\_\_  
Title \_\_\_\_\_  
Date \_\_\_\_\_

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 the response to Matthew T. Lamb, P.E. in the Water/Wastewater Section of the Bureau of Technical Utility Services via e-mail at [mlamb@pa.gov](mailto:mlamb@pa.gov). Please also direct any questions to Matthew Lamb at telephone number (717) 783-1001. Thank you in advance for your cooperation.

Sincerely,



Rosemary Chiavetta  
Secretary

Enclosure: TUS Data Request Set 1

cc: Patrick Cicero, Office of Consumer Advocate (w/enclosure), [ra-oca@paoca.org](mailto:ra-oca@paoca.org)  
Christine Hoover, Office of Consumer Advocate (w/enclosure), [choover@paoca.org](mailto:choover@paoca.org)  
NazAarah Sabree, Office of Small Business Advocate (w/enclosure), [ra-sba@pa.gov](mailto:ra-sba@pa.gov)  
Sharon E. Webb, Office of Small Business Advocate (w/enclosure), [swebb@pa.gov](mailto:swebb@pa.gov)  
Allison Kaster, Bureau of Investigation & Enforcement (w/enclosure), [akaster@pa.gov](mailto:akaster@pa.gov)

## TUS Data Request Set 1

Application of The York Water Company – Wastewater for approval of the right to: (1) acquire certain wastewater system assets of Margareta MHP, LLC; and (2) begin to offer, render, furnish or supply wastewater service to the public in an additional portion of Lower Windsor Township, York County, Pennsylvania at Docket No. A-2024-3049695

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-1. In Section 6 of the Application, York Water-WW indicated that it owns and operates the Lower Windsor Wastewater Treatment Plant (Lower Windsor WWTP) and it intends to change the wastewater treatment location for the Margareta Mobile Home Park (Margareta MHP) from the Margareta MHP Wastewater Treatment Plant (Margareta MHP WWTP) to the Lower Windsor WWTP as well as extend wastewater service to properties outside of the Margareta MHP along portions of East Prospect, Prayer Mission, and Furnace Roads. However, the Application is silent on whether the switch in wastewater treatment locations and the wastewater extension proposal complies with the Department of Environmental Protection’s (DEP’s) Act 537 Official Sewage Facilities Planning. Please provide evidence the Application complies with Lower Windsor Township’s DEP-approved Act 537 Plan.
- A-2. According to DEP’s website, Lower Windsor Township’s most recent DEP-approved Act 537 Plan is dated August 18, 1995. Please provide a copy of this Act 537 Plan, including any subsequent approved revisions (i.e., updates, special studies, planning modules, etc.).
- A-3. In Section 7 of the Application, York Water-WW indicated the engineering configuration of the wastewater collection and conveyance system (Margareta System) in the Margareta MHP does not conform to best engineering practices. Further, York Water-WW indicated that it may relocate Margareta System mains (Margareta Main Relocation), at its discretion, into the roadway right-of-way or such other point of connection in a right-of-way. Please provide responses to the following:
- a. Provide a breakdown of the estimated cost of construction, by major plant account and year, of the Margareta Main Relocation; and
  - b. Provide an anticipated construction schedule to complete the Margareta Main Relocation.
- A-4. In Section 8 of the Application, York Water-WW indicated that the requested service territory consists of an area of land for the Margareta MHP (Parcel ID. 35-000-JL-0082.00-M0069) plus an area north along Prayer Mission Road and west along East Prospect Road to connect a nearby customer who has requested service. Please provide responses to the following:
- a. Clarify whether York Water-WW’s requested service territory includes properties along the north side of Furnace Road across from the Margareta MHP;

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- b. Identify the mailing addresses for all prospective customers within the requested territory along with their respective tax parcel identification numbers, and potential customer class; and
  - c. Provide a copy of all written requests for wastewater service from the prospective customers within the requested territory.
- A-5. Please provide an estimate of the number of customer connections, by class, in the first, fifth, and tenth years following close of the transaction as well as the estimated wastewater flow, in gallons per day, for each year.
- A-6. In Section 15 of the Application, York Water-WW indicated that water service to Margaretta MHP is provided by the York Water Company. However, the Application is silent as to how water service is provided in the remaining portions of the requested service territory. Please identify the water service provider or the means of water service (e.g., on-lot wells, etc.) for the portion of the requested service territory that is situated outside of the Margaretta MHP.
- A-7. The Application’s Exhibit H included a copy of a map of the Margaretta System. The Margaretta System appears to convey flow to the Margaretta MHP WWTP that was not included as part of the acquisition. Please provide an alternatives analysis comparing the cost and other related factors of continuing to operate the Margaretta MHP WWTP to the Application’s proposal of extending wastewater facilities (Main Extension) to treat wastewater at the Lower Windsor WWTP.
- A-8. The Application’s Exhibit K included a copy of a letter from the York County Planning Commission (YCPC Letter) entitled “Margaretta MHP Wastewater Collection System Acquisition and Sewer Extension” dated June 3, 2024. The YCPC Letter indicated that the Application is not consistent with the adopted county or multi-county comprehensive plan. The York County Planning Commission was only supportive of providing wastewater service to the limited-service area of the existing Margaretta MHP. Please explain why the requested service territory includes areas of land along the route of the Main Extension from the interconnection with the Margaretta System to York Water-WW’s existing system, contrary to the limited-service area supported by the YCPC Letter.
- A-9. The Application did not provide a detailed description of the Main Extension, including anticipated pump stations, manholes and related appurtenances. Please provide the following information for the Main Extension:
- a. Provide a vector graphics map of suitable scale that depicts and identifies the pipe sizes, material type, and location or route of the proposed Main Extension from the Margaretta System to the point of connection to York Water-WW’s system and

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include the sizes and material types of York Water-WW's existing upstream and downstream wastewater mains;

- b. Provide a breakdown of the anticipated pipe sizes, material types, and lengths for the proposed Main Extension, and descriptions and quantities for related appurtenances (e.g., gravity mains, force mains, pump stations, manholes, service laterals, etc.);
  - c. Provide a breakdown of the estimated cost of construction, by major plant account, for the proposed Main Extension; and
  - d. Provide the anticipated construction schedule to complete the proposed Main Extension.
- A-10. Please identify the permits, easements, and right-of-way that are required to construct, operate, and maintain the Margareta System and the Main Extension, quantify their estimated costs, and identify the entity responsible for obtaining each permit, easement, or right-of-way.
- A-11. Please provide copies of Margareta MHP, LLC's (Margareta's) current rules, agreements and forms which detail Margareta's provision of wastewater service to tenants in the Margareta MHP.
- A-12. Please provide a copy of the Lower Windsor WWTP's DEP-approved National Pollutant Discharge Elimination System Permit along with copies of the associated DEP approval letters.
- A-13. Please provide copies of the DEP-approved Water Quality Management (WQM) Permits for the Margareta System along with copies of the associated DEP approval letters, including WQM Permit No. 6774422 issued June 4, 1975.
- A-14. Please provide a copy of the most recent Chapter 94 Municipal Wasteload Management Report (Chapter 94 Report) submitted to DEP for the Margareta MHP, if applicable.
- A-15. Please provide a copy of York Water-WW's Chapter 94 Report submitted to DEP for the Lower Windsor WWTP.
- A-16. Please provide copies of the monthly DEP Discharge Monitoring Reports for the twelve-month period commencing with May 2023 for the Margareta MHP and Lower Windsor WWTPs.
- A-17. Please provide a 5-year compliance history with DEP for the Margareta System and Margareta MHP WWTP with an explanation of each violation.

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- A-18. Please provide a 5-year compliance history with DEP for the Lower Windsor WWTP with an explanation of each violation or notice of violation.
- A-19. Please confirm if Lower Windsor Township has a mandatory connection ordinance for wastewater service.
- A-20. Please confirm that York Water-WW is current with its Security Planning and Readiness Self-Certification Form filing requirements with the Commission. This form and instructions for filing can be found on the Commission's website at [www.puc.pa.gov/filing-resources/forms/waterwastewater-forms](http://www.puc.pa.gov/filing-resources/forms/waterwastewater-forms).
- A-21. Pursuant to 52 Pa. Code § 3.501(f)(3), please provide a certificate of service for DEP's central office.
- A-22. Please state whether York Water-WW and Margaretta MHP are affiliated with each other.
- A-23. Please confirm that York Water-WW can provide adequate wastewater collection, conveyance, treatment, and disposal capacity to meet present and future customer needs.
- A-24. Please explain how Application approval would benefit York Water-WW's existing customers.
- A-25. Please explain how Application approval would benefit Margaretta MHP's existing customers.
- A-26. Please explain how Application approval is in the public interest.