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August 29, 2024

**Via Electronic Filing**

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

Re: Petition of City of Lock Haven Water Department for a Lead Service Line Replacement Program – Docket No. P-2024-3050183

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Dear Secretary Chiavetta

On behalf of the City of Lock Haven Water Department enclosed for electronic filing is its Responses to the Bureau of Technical Utility Service (“TUS”) Data Requests, Set I, with regard to the above-referenced matter. Copies to be served in accordance with the attached Certificate of Service.

Sincerely,

*Sarah C. Stoner*  
Sarah C. Stoner

SCS/lww  
Enclosure

cc: Matthew T. Lamb w/enc. ([mlamb@pa.gov](mailto:mlamb@pa.gov))  
Cert. of Service w/enc.

## CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy of City of Lock Haven Water Department's Responses to the Bureau of Technical Utility Services' Set I Data Requests upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54.

### **Via Email Only**

The Honorable Charles E. Rainey Jr.  
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*Sarah C. Stoner*

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Sarah C. Stoner, Esq.

Dated: August 29, 2024

**Response of the City of Lock Haven Water Department  
to the Data Requests of the Bureau of Technical Utility Services, Set I  
Docket No. P-2024-3050183**

**Request: TUS-I-P-1** Lock Haven’s Petition for a Lead Service Line Replacement Program (LSLR Program) did not include a copy of a pro forma tariff or tariff supplement. Pursuant to 52 Pa. Code § 65.55(b)(2), an entity’s Lead Service Line Replacement (LSLR) program must include a pro forma tariff or tariff supplement containing the proposed changes necessary to implement the entity’s LSLR program. Please note that a model pro forma tariff supplement is available on the Commission’s website at <https://www.puc.pa.gov/filing-resources/forms/waterwastewater-forms/>. Please provide a copy of a pro forma tariff or tariff supplement containing the proposed changes necessary to implement Lock Haven’s LSLR Program.

**Response:**

Based on its current lead service line inventory, Lock Haven has not identified any lead service lines in the jurisdictional areas of its service territory. As such, Lock Haven submits that it is not necessary to provide a pro forma tariff supplement implementing its LSLR Program at this time. After completion of its initial service line inventory, scheduled to be submitted to PADEP by October 16, 2024, and confirmation of the material of all service lines in jurisdictional areas, which Lock Haven anticipates completing by the end of 2024, Lock Haven will submit a pro forma tariff supplement, if necessary, to address any lead service line(s) that may be identified.

Response provided by: Gregory Wilson, City Manager, City of Lock Haven

Date response provided: August 29, 2024

**Response of the City of Lock Haven Water Department  
to the Data Requests of the Bureau of Technical Utility Services, Set I  
Docket No. P-2024-3050183**

**Request: TUS-I-P-2**

The LSLR Program's Appendix A included a copy of Data Responses to 52 Pa. Code § 53.52 (Data Responses). Pursuant to 52 Pa. Code § 53.52(a), whenever a public utility files a tariff, revision or supplement effecting changes in the terms and conditions of service rendered or to be rendered, it shall submit to the Commission, with the tariff, revision or supplement, statements as listed in Data Responses. The Commission notes that complete responses to 52 Pa. Code § 53.52 (a) are required with a tariff revision or supplement filing. Please provide a revised Appendix A that includes complete responses to the following statements:

- a. The specific reasons for each change;
- b. A calculation of the number of customers, by tariff subdivision, whose bills will be affected by the change;
- c. The effect of the change on the utility's customers;
- d. The direct or indirect effect of the proposed change on the utility's revenue and expenses;
- e. The effect of the change on the service rendered by the utility;
- f. All factors considered by the utility in its determination to make the change. The list shall include a comprehensive statement about why these factors were chosen and the relative importance of each;
- g. Studies undertaken by the utility in order to specifically address the proposed changes;
- h. Customer polls taken and other documents which indicate customer acceptance and desire for the proposed change. If the poll or other documents reveal discernible public opposition, an explanation of why the change is in the public interest shall be provided; and
- i. Plans the utility has for introducing or implementing the changes with respect to its ratepayers.

**Response:**

See the response to TUS-I-P-1 above. If it becomes necessary for Lock Haven to submit a tariff supplement upon completion of its service line inventory, Lock Haven will provide responses to 52 Pa. Code § 53.52(a) at that time.

Response provided by: Gregory Wilson, City Manager, City of Lock Haven

Date response provided: August 29, 2024

**Response of the City of Lock Haven Water Department  
to the Data Requests of the Bureau of Technical Utility Services, Set I  
Docket No. P-2024-3050183**

**Request: TUS-I-P-3**

Lock Haven's LSLR Program included a copy of its Lead Service Line Replacement Plan (LSLR Plan) as the LSLR Program's Appendix B. The LSLR Plan, Section (a)(3), indicated the service line inventory (SLI) shall be provided annually until complete. Please provide responses to the following:

- a. Provide an estimate of the number of company-owned and customer-owned service lines that Lock Haen plans to have inventoried on annual basis to determine the material type of the unknown material service lines along with a target date for completion;
- b. Pursuant to 52 Pa. Code § 65.56(a)(1), submit a current copy of the SLI in a live electronic spreadsheet format (i.e., Excel). The Commission notes that spreadsheet documents can be filed using the Secretary's Share Point File system. Filers should contact the Secretary's Bureau in advance to gain access to the Share Point File system;
- c. Quantify the projected annual expenditure to complete the SLI; and
- d. Provide a revised LSLR Plan response for 52 Pa. Code § 65.56(a)(3) that includes the provided information.

**Response:**

- a. Within the jurisdictional area, approximately 70 service lines—both company-owned and customer-owned—are currently classified as "lead status unknown" based on the Pennsylvania Department of Environmental Protection's (PADEP) criteria for sufficient evidence of non-lead lines. To date, around 918 other service lines in this area have been inventoried and are believed to meet the requirements for non-lead verification. Provided that the forthcoming final federal and state Lead and Copper Rule Improvements (LCRI) do not impose additional verification or compliance requirements, it is anticipated that these 70 lines will be inventoried by the end of 2024. The pace at which the remaining "lead status unknown" lines will be inventoried will depend on further guidance from PADEP following the submission of the initial inventory in October 2024.
- b. A copy of the SLI spreadsheet has been submitted through the Secretary's Share Point File System.
- c. The City has allocated an annual budget of approximately \$30,000 for the completion of the Service Line Inventory (SLI).
- d. Based on its current service line inventory, Lock Haven has not identified any lead service lines in the jurisdictional areas of its service territory. As such, Lock Haven submits that it is not necessary to provide a revised LSLR Plan at this time. After

**Response of the City of Lock Haven Water Department  
to the Data Requests of the Bureau of Technical Utility Services, Set I  
Docket No. P-2024-3050183**

completion of its service line inventory as described above, Lock Haven will submit a revised LSLR Plan, if necessary, to address any lead service line(s) that may be identified.

Response provided by: Gregory Wilson, City Manager, City of Lock Haven

Date response provided: August 29, 2024

**Response of the City of Lock Haven Water Department  
to the Data Requests of the Bureau of Technical Utility Services, Set I  
Docket No. P-2024-3050183**

**Request: TUS-I-P-4** Lock Haven’s LSLR Program included a copy of its Lead Service Line Replacement Plan (LSLR Plan) as the LSLR Program’s Appendix B. The LSLR Plan, Section (b)(1), indicated that Lock Haven will seek funding opportunities and grants to support the replacement program, minimizing financial burdens. However, pursuant to 52 Pa. Code § 65.56(b)(1), the planning and replacements section of the entity’s LSLR plan must include the entity’s projected annual investment in LSLRs (e.g., an annual value, in dollars) with an explanation of entity’s anticipated sources of financing (e.g., debt, equity, internally generated funds, etc.). Please submit a revised LSLR Plan response for 52 Pa. Code § 65.56(b)(1) that provides Lock Haven’s projected annual investment in LSLRs with an explanation of Lock Haven’s anticipated sources of financing, for example, the entity projects to invest a maximum of [insert amount] per year to replace service lines that are identified or discovered to be an LSL or galvanized requiring replacement (GRR).

**Response:**

At this time, Lock Haven has not identified any lead service lines in the jurisdictional areas of its service territory, and therefore Lock Haven does not have a projected annual investment in LSLRs. Lock Haven will submit a revised LSLR Plan after completion of the service line inventory, if necessary, to address any lead service line(s) that may be identified.

Response provided by: Gregory Wilson, City Manager, City of Lock Haven

Date response provided: August 29, 2024

**Response of the City of Lock Haven Water Department  
to the Data Requests of the Bureau of Technical Utility Services, Set I  
Docket No. P-2024-3050183**

**Request: TUS-I-P-5**      The LSLR Plan, Section (b)(2), did not provide Lock Haven’s projected number of LSLRs per calendar year with an explanation of how the projection was determined and a statement that this number is consistent with Lock Haven’s annual cap on LSLR’s. Please submit a revised LSLR Plan response for 52 Pa. Code § 65.56(b)(2) that provides Lock Haven’s projected number of LSLRs per calendar year with an explanation of how the projection was determined and a statement that this number is consistent with Lock Haven’s annual cap on LSLR’s, for example, the entity projects to replace a maximum of [insert number] service lines per year that are identified or discovered to be an LSL or GRR based upon a projected expenditure of [insert amount] per LSLR and is consistent with the entity’s projected annual investment.

**Response:**

Based on its current service line inventory, Lock Haven has not identified any lead service lines in the jurisdictional areas of its service territory, and therefore Lock Haven does not have a projected number of LSLRs per calendar year. Lock Haven submits that it is not necessary to provide a revised LSLR Plan at this time. After completion of its initial lead service line inventory, scheduled to be submitted to PADEP by October 16, 2024, and confirmation of the material of all service lines in jurisdictional areas, which Lock Haven anticipates completing by the end of 2024, Lock Haven will submit a revised LSLR Plan, if necessary, to address any lead service line(s) that may be identified.

Response provided by: Gregory Wilson, City Manager, City of Lock Haven

Date response provided: August 29, 2024

**Response of the City of Lock Haven Water Department  
to the Data Requests of the Bureau of Technical Utility Services, Set I  
Docket No. P-2024-3050183**

**Request: TUS-I-P-6**      The LSLR Plan, Sections (b)(4) and (b)(6)(ii), indicated that LSLs identified due to a break or leak will be immediately replaced to the extent possible or necessary. This provision appears to allow for partial LSLRs based on completing LSL replacements to the extent possible or necessary. Pursuant to 52 Pa. Code § 65.62, the Commission notes that any repair of a known or discovered LSL would be considered a partial LSLR and is strictly prohibited. Correspondingly, the Commission also notes that a water main replacement or repair, regardless of whether the main replacement activities were planned or an emergency, that reveals a LSL would require a complete LSLR prior to the service line being placed back into service as the reconnection of a LSL to a new main segment or a new Company-owned service line would be considered a partial LSLR. Please provide responses to the following:

- a. Clarify whether Lock Haven will maintain the proper equipment and tools necessary for its staff, or if it intends to maintain third party, to complete emergency LSLRs; and
- b. Submit a revised LSLR Plan that includes Lock Haven's processes and procedures to address emergency repairs or replacements which reveal LSLs that eliminates any partial LSLRs and that fully describes Lock Haven's procedures to fulfill its duty to communicate to customers and/or property owners that failure to allow Lock Haven to complete the LSLR or to replace the customer-owned LSL concurrent with Lock Haven replacing the main or company-owned service line will lead to termination of water service.

**Response:**

Based on its current service line inventory, Lock Haven has not identified any lead service lines in the jurisdictional areas of its service territory. Lock Haven submits that it is not necessary to provide a revised LSLR Plan at this time. After completion of its lead service line inventory, Lock Haven will submit a revised LSLR Plan, if necessary, to address any lead service line(s) that may be identified.

Response provided by: Gregory Wilson, City Manager, City of Lock Haven

Date response provided: August 29, 2024

**Response of the City of Lock Haven Water Department  
to the Data Requests of the Bureau of Technical Utility Services, Set I  
Docket No. P-2024-3050183**

**Request: TUS-I-P-7**      The LSLR Plan, Section (b)(8), indicated customers and property owners will be informed of the presence of lead service lines if applicable and the risks associated with them. Please explain why Lock Haven is not including the provision of pitcher filters to all customers with identified LSLs until the completion of a LSLR as part of the process.

**Response:**

Based on its current service line inventory, Lock Haven has not identified any lead service lines in the jurisdictional areas of its service territory, and therefore it is not necessary to provide pitcher filters to any customers at this time. After completion of its lead service line inventory, Lock Haven will submit a revised LSLR Plan, if necessary, to address any lead service line(s) that may be identified.

Response provided by: Gregory Wilson, City Manager, City of Lock Haven

Date response provided: August 29, 2024

**Response of the City of Lock Haven Water Department  
to the Data Requests of the Bureau of Technical Utility Services, Set I  
Docket No. P-2024-3050183**

**Request: TUS-I-P-8** The LSLR Plan, Section (b)(10), indicated that Lock Haven will include the option for a customer/property owner to refuse replacement of the LSL. Lock Haven provided a copy of the LSLR consent agreement form as Exhibit F. However, pursuant to 52. Pa Code § 65.56(b)(10), the entity is required to provide information to customers as detailed in 52. Pa Code §§ 65.56(b)(10)(i) through (iii) in the event a customer refuses a LSLR. Please submit a revised LSLR Plan that is compliant with 52. Pa Code §§ 65.56(b)(10)(i) through (iii).

**Response:**

Based on its current service line inventory, Lock Haven has not identified any lead service lines in the jurisdictional areas of its service territory. Lock Haven submits that it is not necessary to provide a revised LSLR Plan at this time. After completion of its lead service line inventory, Lock Haven will submit a revised LSLR Plan, if necessary, to address any lead service line(s) that may be identified.

Response provided by: Gregory Wilson, City Manager, City of Lock Haven

Date response provided: August 29, 2024

**Response of the City of Lock Haven Water Department  
to the Data Requests of the Bureau of Technical Utility Services, Set I  
Docket No. P-2024-3050183**

**Request: TUS-I-P-9** The LSLR Program’s Appendix F included a copy of an LSLR Consent Agreement Form (Consent Form). The Consent Form indicated that “The City or its approved contractors and/or subcontractors, will install a Customer connecting line, and if applicable, a water meter pit, from the Installation to the Customer’s residence at a predetermined cost to be paid by the customer.” However, 66 Pa.C.S. § 1311(b) details the provisions for the valuation of LSLRs, the method of cost allocation, and for recovering those costs through the entity’s tariff rates, and does not permit charging customers directly for LSLRs. Further, 52 Pa. Code § 65.60 directs an entity shall record LSLR costs in compliance with the National Association of Regulatory Utility Commissioners uniform system of accounts applicable to the entity and LSLR costs recorded as assets shall be maintained under separate and distinct subaccounts. Please submit a revised LSLR Plan response for 52 Pa. Code § 65.56(b)(6) and Consent Form that complies with Commission regulations for the water public utility to offer the replacement of an LSL or GRR at no cost to its customers.

**Response:**

Based on its current service line inventory, Lock Haven has not identified any lead service lines in the jurisdictional areas of its service territory. Lock Haven submits that it is not necessary to provide a revised LSLR Plan at this time. After completion of its lead service line inventory, Lock Haven will submit a revised LSLR Plan, if necessary, to address any lead service line(s) that may be identified.

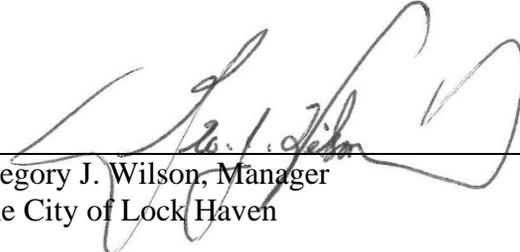
Response provided by: Gregory Wilson, City Manager, City of Lock Haven

Date response provided: August 29, 2024

**VERIFICATION**

I, Gregory J. Wilson, hereby state that: (1) I am Manager for the City of Lock Haven Water Department; (2) I am authorized to make this Verification on behalf of the City of Lock Haven; (3) the facts set forth in the attached discovery responses that I am sponsoring are true and correct to the best of my knowledge, information and belief; and (4) 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).

Date: August 29, 2024

  
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Gregory J. Wilson, Manager  
The City of Lock Haven