

September 6, 2024

DATE OF DEPOSIT

Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
400 North Street  
Harrisburg, PA 17120

SEP 9 2024

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Attn: Grant Rosul, Prosecutor

Re: PAPUC Docket No. C-2024-3050557  
I&E Formal Complaint (Damage Prevention)

Response to "Case No. 035222-- Line Strike in CANTON BORO, BRADFORD County on November 14, 2022 near 14 ALEXANDER LN. The incident resulted in damage to an underground facility owned by UGI Utilities. (Related POCS Ticket Nos: 20211022594 and 20222922034.)":

Upon reviewing the letter dated January 21, 2024 from the Commonwealth of Pennsylvania: Pennsylvania Public Utility Commission, we formally reject the violation posed on Bassett Engineering, Inc for ticket 20211022594. An engineering company cannot be held liable for utility damage by a construction contractor, we have no direct control over a contractor's activities. We fully complied with all requirements of the Underground Utility Line Protection Law for a design engineer.

**Alleged Violation(s):**

*"Section 179(2) of the PA One Call Law, 73 PS § 179(2): Designer failed to request the line and facility information prescribed by section 2(4) from the One Call System not less than ten nor more than ninety business days before final design is to be completed. Education is required."*

**Response:** We reject this factually incorrect assertion and proposed penalty. Bassett Engineering Inc. submitted our Design Phase PA One Call notice on April 12, 2021 in accordance with the Underground Utility Line Protection Law and received Serial No. 20211022594. We received the KARL response dated April 27, 2021. The response identified Bassett Engineering as the excavator which is factually incorrect, Bassett is registered with PAOCS as a design Engineer. We note that Canton Borough, Canton Borough Authority, Pennsylvania Electric Co, and Zito Media all responded to our notice and either field marked utilities or cleared the project site. Conversely, UGI was the *only* utility that did not respond to our ticket. However, they did mark their gas lines throughout the project site. Please see attached POCS Web Ticket Confirmation and KARL and the Cover Sheet from our construction drawings, all of which identify the PAOCS Serial Number. The final design was completed on July 6, 2021, less than 90 days from the date of our Design Phase PA One Call notice. There was no violation.

*"Section 179(4) of the PA One Call Law, 73 PS § 179(4): -- Failed to prepare construction drawings to avoid damage to and minimize interference with facilities in the construction area. Education is required."*

**Response:** We reject this factually incorrect assertion and proposed penalty. Bassett Engineering's construction drawings clearly show the gas lines in question and accurately reflect their locations as was marked in the field by UGI. Please see attached drawing.

*"Section 179(8) of the PA One Call Law, 73 PS § 179(8)-- Designer failed to submit an Alleged Violation Report through the One Call System within 30 business days of being notified or aware that a violation of this act may have been committed. Education is required"*

**Response:** We reject this factually incorrect assertion and proposed penalty. Contractor DGR Excavating acknowledged damaging the gas line and promptly contacted UGI to make repairs, which UGI did the same day. Bassett Engineering's Conformed Project Manual requires the contractor to notify PA One Call of any incident resulting in damage and submit an Alleged Violations Report in accordance with the Underground Utility Line Protection Law. DGR made the required notification, obviating any need for Bassett to report the strike.

Bassett Engineering, Inc. rejects this complaint because we have fully complied with the PA One Call Law 73 PS § 182. We formally request that DPC eliminates the violations from our record and rescinds this complaint.

We will provide One (1) copy of this response via email to [damageprevention@pa.gov](mailto:damageprevention@pa.gov) and One (1) copy via first class mail (certified, return receipt requested) per the letter instructions we received. If any questions or concerns arise, please email me at [BBassett@bassetteng.com](mailto:BBassett@bassetteng.com) for further information.

Sincerely,

**Bassett Engineering Inc.**

A handwritten signature in cursive script that reads "Britt Bassett".

**Britt D. Bassett, PE**

**President**

**Donald Whitford**

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**From:** POCS Web Ticket Confirmation <Delivery@pa1call.net>  
**Sent:** Monday, April 12, 2021 12:14 PM  
**To:** Sean McCormick  
**Subject:** POCS 04/12/21 12:14:21 20211022594-000 WR# 272920210412 New Excavation Preliminary Design

WEBCFM 00000 POCS 04/12/21 12:14:21 20211022594-000 WR# 272920210412 NEW XCAV DSGN

=====PENNSYLVANIA UNDERGROUND UTILITY LINE PROTECTION REQUEST===== Serial Number--  
[20211022594]-[000] Channel#--[1144AWEB][1701][2019-08]  
Message Type--[NEW][EXCAVATION][PRELIMINARY DESIGN]

County--[BRADFORD] Municipality--[CANTON BORO]  
Work Site--[TROY STREET AND ALEXANDER LANE]  
Nearest Intersection--[LOWER MOUNTAIN ROAD]  
Second Intersection--[CROOKS TERRACE]  
At Intersection--[N] Between Intersections--[Y]  
Subdivision--[ ]

Location Information--

[ ]  
Caller Lat/Lon--[41.659288/-76.854287] Mapped Type--[P] Mapped Lat/Lon--  
[41.660201/-76.854547,41.659905/-76.855257,41.659735/-76.855152,  
41.659977/-76.854647,41.658497/-76.853891,41.658595/-76.853663]  
Attachments--[http://www.pa811.org/attachments/20211022594]

Type of Work--[WATER LINE REPLACEMENT] Depth--[8]  
Extent of Excavation--[10X750] Method of Excavation--[TRENCHING]  
Equip Type--[EXCAVATOR. BACKHOE. HANDTOOLS] Street--[X] Sidewalk--[X] Pub Prop--[X] Pvt Prop--[X] Other--[DESIGN]  
Private Front--[X] Rear--[ ] Left--[X] Right--[ ]

Project Dates--[ ] thru [ ] Response Due Date--[26-Apr-21]  
Scheduled Excavation Date--[DESIGN]

ler--[SEAN MCCORMICK]  
er Phone--[570-368-2131]  
vator--[BASSETT ENGINEERING INC]  
ess--[1440 BROAD ST]  
{MONTOURSVILLE} State--[PA] Zip--[17754-2510]  
] Caller Type--[B]  
-[SMCCORMICK@BASSETTENG.COM]  
For--[CANTON BOROUGH]  
: Contact--[SEAN P MCCORMICK]  
Contact Phone--[570-368-2131]  
to Call--[0800-1630]  
Contact Email--[SMCCORMICK@BASSETTENG.COM]  
er--[21-011]

-[12-Apr-21] at [1213] by [SMBASS19]

[WATER LINE REPLACEMENT SHALL RUN DOWN TROY STREET MAINLY WITH A BRANCH  
EXTENDING DOWN ALEXANDER LANE.]

CAN0 CAN=CANTON BORO A   CBN0 CBN=CANTON B   LV 0 LV =PENELEC  
RTLO RTL=ZITO MEDIA   YXDO YXD=UGI TROY DGN

Serial Number--[20211022594]-[000]

===== Copyright (c) 2021 by Pennsylvania One Call System, Inc. =====

**Donald Whitford**

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**From:** POCS KARL Responses <Delivery@pa1call.net>  
**Sent:** Tuesday, April 27, 2021 2:15 AM  
**To:** Sean McCormick  
**Subject:** POCS 04/27/21 02:14:36 20211022594-000 KARL Automated Response Service

PENNSYLVANIA ONE CALL SYSTEM, INC.  
KARL AUTOMATED RESPONSE SERVICE

Excavator: BASSETT ENGINEERING INC  
Telephone #: 570-368-2131  
Caller: SEAN MCCORMICK  
Fax Number:  
E-Mail: SMCCORMICK@BASSETTENG.COM

Serial Number 20211022594 at the following location:

County: BRADFORD  
Municipality: CANTON BORO  
Address: TROY STREET AND ALEXANDER LANE  
Nearest Intersection: LOWER MOUNTAIN ROAD  
Second Intersection: CROOKS TERRACE  
Location Information:  
Job Number: 21-011

has been responded to through Pennsylvania One Call System by these facility operators in the following manner:

UTILITY  
RESPONSE

=====

CANTON BOROUGH (CBN)

003 - FIELD MARKED.

CANTON BOROUGH AUTHORITY (CAN)

003 - FIELD MARKED.

PENNSYLVANIA ELEC CO (LV)

083 - ENGINEERING COMPLETED - A PDF FILE OR MARKED UP PLANS WERE SENT TO THE REQUESTOR.

UGI UTL TROY DESIGN (YXD)

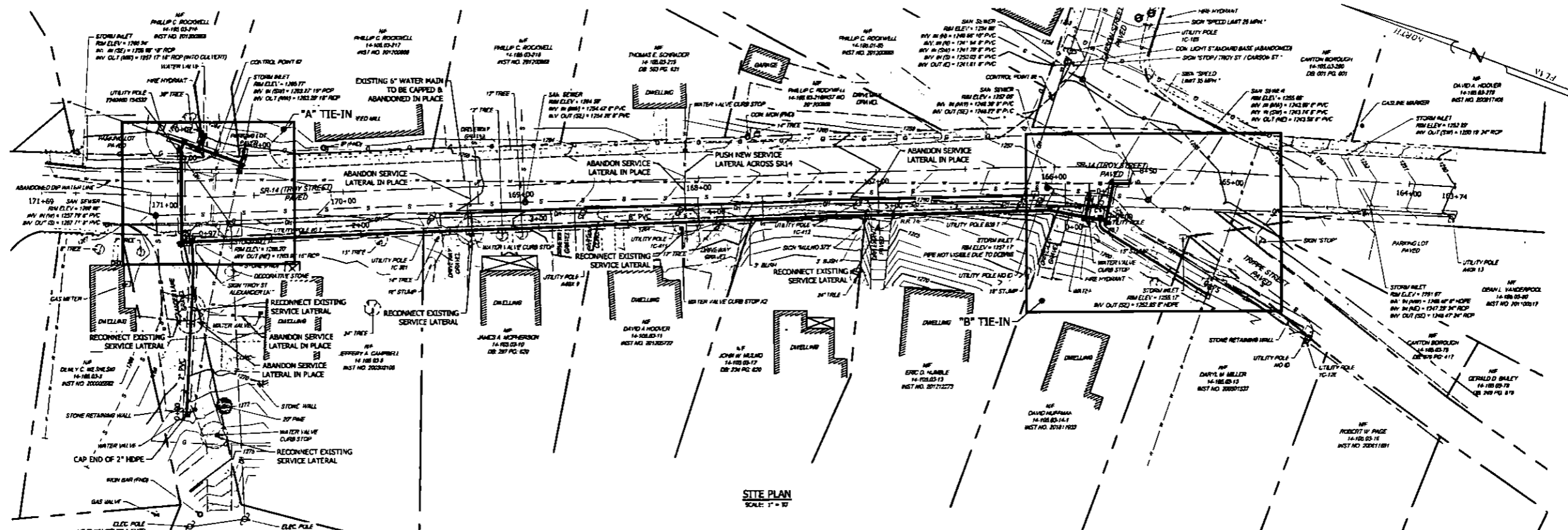
999 - DID NOT RESPOND THROUGH PA ONE CALL.

ZITO MEDIA LP (RTL)

001 - CLEAR - NO FACILITIES.

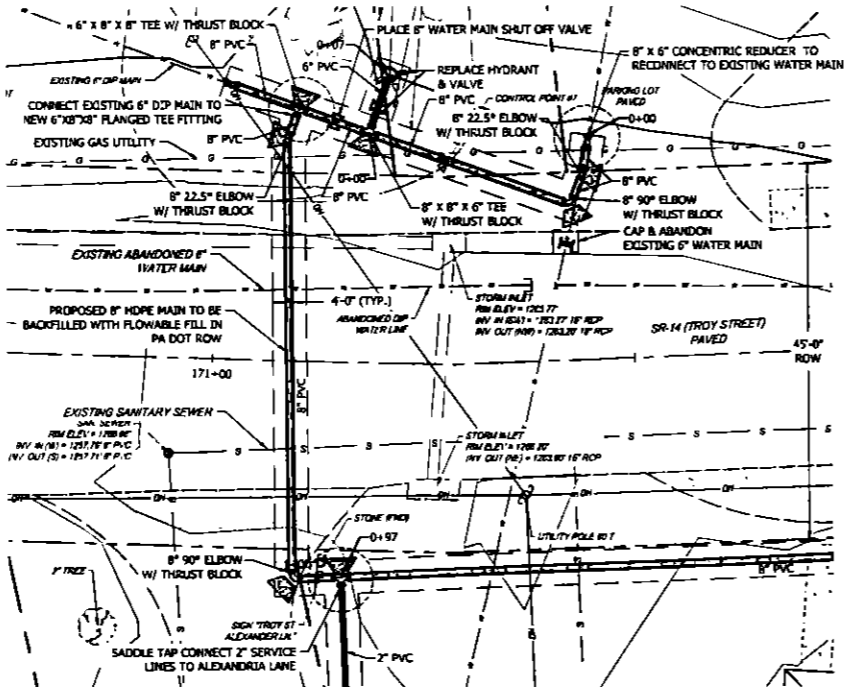
Please take this document to the work site and compare the utility responses for 003-FIELD MARKED to temporary facility marks on the ground. Missing or incorrect marks at the site and/or utilities who DID NOT RESPOND THROUGH PA ONE CALL on this document may warrant further investigation to determine underground utility location(s).



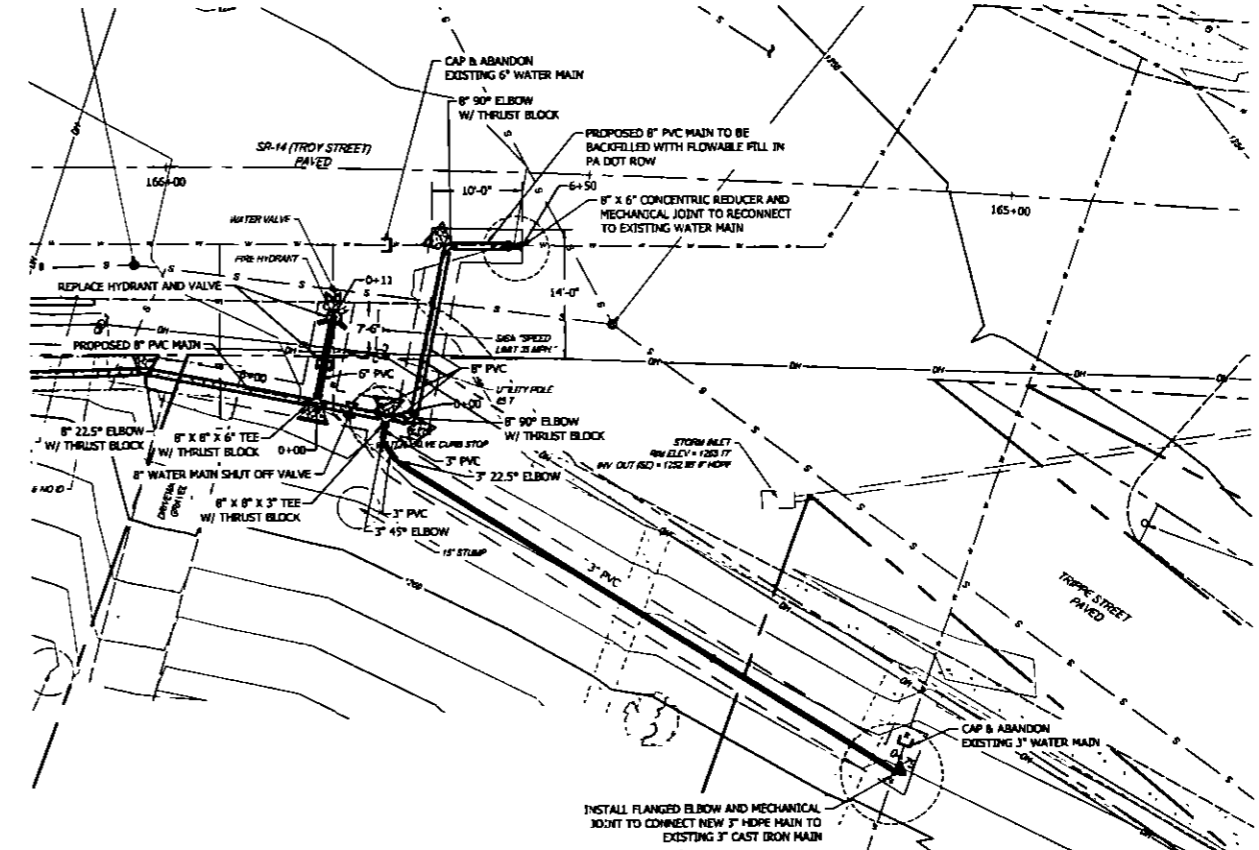


SITE PLAN  
SCALE: 1" = 30'

- NOTES:
1. ALL FITTINGS SHALL BE DUCTILE IRON.
  2. FITTINGS SHALL BE GASKETED TO PIPE.
  3. ALL PVC CONNECTIONS TO DP FITTINGS WILL INCLUDE MECHANICAL RESTRAINTS.
  4. MAINTAIN EXISTING WATER SERVICE WHENEVER POSSIBLE. WHEN TEMPORARY CONNECTION IS REQUIRED 5/8" GARDEN HOSE IS ACCEPTABLE. DISINPECT TEMPORARY CONNECTIONS PRIOR TO USE.
  5. IF SEWER MAIN OR LATERALS ARE DAMAGED DURING CONSTRUCTION, USE SDR 35 PVC REPAIR COUPLINGS TO MAKE CONNECTIONS.
  6. LAY ALL WATER MAIN, PRESSURE TEST, DISINFECT, AND CONDUCT BACTERIOLOGICAL TESTING BEFORE CONNECTING TO THE EXISTING MAIN AND LATERALS.
  7. EXISTING PIPE LOCATIONS AND CONNECTIONS ARE APPROXIMATE, VERIFY IN FIELD.
  8. HINDRUM 4" OF COVER OVER UTILITY LINE OR CONCRETE ENCASUREMENT/SLEEVE/CONDUIT EXCEPT IN ROCK WHERE 1" COVER SHALL BE PROVIDED.
  9. UTILITY LINE ENCASUREMENT/SLEEVE/CONDUIT SHALL BE INSTALLED WITH SUFFICIENT HORIZONTAL LENGTH TO ALLOW FOR FUTURE CHANNEL EXPANSION.
  10. SERVICES WILL BE REPLACED FROM HOUSE TO NEW MAIN
  11. SERVICE TAPS AND MAIN RECONNECTION LOCATIONS ARE DENOTED BY DASHED CIRCLES
  12. CONTRACTOR SHALL HAVE NO MORE THAN 200 LF OPEN TRENCH AT ANY TIME
  13. WATER LINES CROSSING SEWERS SHALL BE LAID TO PROVIDE A VERTICAL SEPARATION AT LEAST EIGHTEEN (18) INCHES BETWEEN THE BOTTOM OF THE WATER LINE AND THE TOP OF THE SEWER LINE FOR AT LEAST 10 FEET HORIZONTALLY, WHENEVER POSSIBLE.
  14. VALVE BOXES SHALL BE PROVIDED FOR ALL VALVES.



"A" TIE-IN  
SCALE: 1" = 10'



"B" TIE-IN  
SCALE: 1" = 10'

DRAWING REVISIONS	
NO.	DATE
0	02/22/2022
1	ISSUED FOR BID

PRELIMINARY

ONLY THOSE FILES LISTED HEREIN ARE TO BE USED FOR CONSTRUCTION. ANY CHANGES TO THE ORIGINAL DESIGN SHALL BE MADE BY THE ENGINEER. THE USER SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND RIGHTS OF WAY. THE ENGINEER'S LIABILITY IS LIMITED TO THE PROFESSIONAL SERVICES PROVIDED HEREIN. NO OTHER LIABILITY IS ASSUMED BY THE ENGINEER.

**Bassett Engineering**  
bassetteng.com  
570-368-2131

TROY STREET WATERLINE  
TROY BOROUGH  
BRADFORD COUNTY, PA

SITE PLAN  
EPS 247515

DRAWING DATE: 02/22/2022

THIS BAR IS 2 INCHES AT FULL SIZE

**C-1**  
2 of 3

**Transmittal**

Date: September 6, 2024

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

Enclosed:

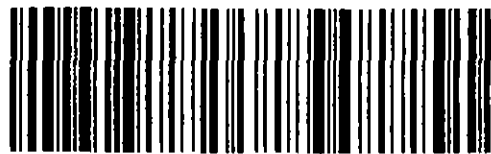
Please find one (1) copy of the violation response to the PAPUC alleged violation letter received.  
Please let us know if you need anything further at 570-368-2131. Thank you.

Sincerely,



**Britt D. Bassett, PE**  
President

4/11

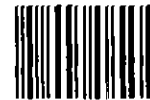


9589 0710 5270 0894 9204 05

*Retail*



RDC 99



17120

U.S. POSTAGE PAID  
FCM LG ENV  
MONTOURSVILLE, PA 17754  
SEP 09, 2024

**\$10.99**

R2304N116661-27

**Bassett Engineering Inc.**

1440 Broad Street  
Montoursville, PA 17754

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

RECEIVED

SEP 10 2024

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

RETURN RECEIPT  
REQUESTED