

**Application of Pennsylvania-American Water Company for the Acquisition of
the Wastewater Treatment Plant and Collection System Owned and Operated by
Elizabeth Borough Municipal Authority (“EBMA”)**

Docket No. A-2023-3038717

66 Pa. C.S. § 1329

Application Filing Checklist – Water/Wastewater

20. Proof of Compliance. Provide proof of compliance with applicable design, construction and operation standards of DEP or of the county health department, or both, including:
- g. Provide documentation evidencing a 5-year compliance history with DEP of other utilities owned or operated, or both, by the buyer, including affiliates, and their officers and parent corporations with regard to the provision of utility service.¹

- RESPONSE:** g. PAWC's compliance record has been consistently strong over the last ten years, especially as it relates to treatment technique and MCL violations, or the lack thereof. We have also improved the compliance records of acquired systems during this timeframe by improving system management and investing in infrastructure. Below is a list of drinking water and wastewater violations in nearby systems. We continue to improve our processes and provide training to eliminate future similar occurrences.
- a. **Claysville Wastewater System Violations:**
 - 1. 2022 – Wastewater DEP inspection violations of effluent limits at the treatment plant for exceedance of ammonia nitrogen exceeding effluent limits in May 2020 and dissolved oxygen in July 2020.
 - b. **McKeesport Wastewater System Violations:**
 - 1. 2024 – Wastewater Allegheny County Health Department (ACHD) inspection effluent limit violations in 2023 for not having flow meter, and composite process sampling as well as the filter press and backup generator were temporarily offline. PAWC was in the process of addressing these items when ACHD performed their inspection.

¹ Regarding Checklist Item 20(g), Class A public utilities need only submit compliance history for operations in the neighboring areas or a statement attesting to their compliance with this item.