



Teresa K. Harrold
Director, Corporate Counsel
852 Wesley Drive | Mechanicsburg, PA 17055
Phone: 717-550-1562 | Fax: 717-550-1255
teresa.harrold@amwater.com

November 21, 2024

VIA ELECTRONIC FILING

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

In re: Application of Pennsylvania-American Water Company for
Approval of the Right to Offer, Render, Furnish or Supply
Wastewater Service to the Public in an Additional Portion of
Fairview Township, York County, Pennsylvania
Docket No. A-2024-3050785

Dear Secretary Chiavetta:

In response to your letter dated November 12, 2024, attached for filing is Pennsylvania-American Water Company's ("PAWC") responses to Data Request Set II, regarding the above referenced proceeding. Please note that PAWC previously submitted the response to **Question A-19**, but it is included in this packet of responses as well as a verification from PAWC.

Should you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Harrold", written over a horizontal line.

Teresa K. Harrold

cc: All Parties on the Attached Certificate of Service (*via electronic mail*)
Clinton McKinley, Bureau of Technical Utility Service (*via electronic mail*)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In re: Application of Pennsylvania-American Water Company for Approval of the Right to Offer, Render, Furnish or Supply Wastewater Service to the Public in an Additional Portion of Fairview Township, York County, Pennsylvania :
: **Docket No. A-2024-3050785**
:
:
:

CERTIFICATE OF SERVICE

I hereby certify that I am this day serving the above-referenced Response on the persons and in the manner indicated below, which service satisfies the requirements of 52 Pa. Code §1.54 (relating to service by a party).

SERVICE VIA ELECTRONIC MAIL ON NOVEMBER 21, 2024

Patrick Cicero, Consumer Advocate
Office of Consumer Advocate
555 Walnut Street
5th Floor, Forum Place
Harrisburg, PA 17101-1923

NazAarah Sabree, Small Business Advocate
Office of Small Business Advocate
555 Walnut Street
1st Floor, Forum Place
Harrisburg, PA 17101

Alison Kaster, Director
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
400 North Street
PO Box 3265
Harrisburg, PA 17105

Sincerely,



Teresa K. Harrold, Esquire (PA ID #311082)
Pennsylvania-American Water Company
852 Wesley Drive
Mechanicsburg, PA 17055
Phone: (717) 550-1562
email: teresa.harrold@amwater.com

**Attorney for Pennsylvania-American
Water Company**

Application of Pennsylvania-American Water Company – Wastewater Division for Approval to Begin to Offer, Render, Furnish or Supply Wastewater Service to the Public in an Additional Portion of Fairview Township, York County, Pennsylvania

Docket No. A-2024-3050785

PAWC Responses to TUS Set II

A-17. In response to Data Request A-1.c, PAWC-WD indicated that the proposed facilities will include 343 sanitary sewer service lateral connections. However, the Application’s Exhibit I indicated that Phase 1 of the proposed development would consist of 133 service laterals and in response to Data A-2.b, PAWC-WD referenced a construction estimate from Kinsley Construction that indicated Phase 2 would consist of an additional 133 service laterals. The sum of the service laterals for both phases would then equal 266 (133 + 133) and not 343. Please clarify this apparent discrepancy and reconfirm the quantity of sanitary sewer service laterals to be installed in each of the two construction phases.

Response: This response confirms that the quantify of sewer service laterals to be installed in each of the two construction phases is 343 as stated in the response to TUS Set I Data Request No. A-2.b. The construction estimates from Kinsley Construction have been updated accordingly.

Responsible Witness: **Matt Flickinger, Vice President of Land Acquisition
Burkentine Land Development**

Date: **November 21, 2024**

Application of Pennsylvania-American Water Company – Wastewater Division for Approval to Begin to Offer, Render, Furnish or Supply Wastewater Service to the Public in an Additional Portion of Fairview Township, York County, Pennsylvania

Docket No. A-2024-3050785

PAWC Responses to TUS Set II

A-18. If the total quantity of sanitary sewer service laterals for both the Sienna Development's two phases does not equate to 266, please provide a revised detailed construction cost breakdown for each phase's wastewater facilities, by pipe sizes, material types, quantities and lengths.

Response: Please see attachments **A-18(a)_Attachment** and **A-18(b)_Attachment**.

Responsible Witness: **Matt Flickinger, Vice President of Land Acquisition
Burkentine Land Development**

Date: **November 21, 2024**



1110 East Princess Street
York, PA 17403
kinsleyconstruction.com
(717) 741-3841

November 19, 2024

Burkentine & Sons Builders, Inc.
1454 Baltimore Street, Suite A
Hanover, PA 17331

ATTN: Scott Felch

RE: Sienna – Phase 1 PA American Sewer Agreement cost summary.

Kinsley Construction LLC is pleased to submit a cost summary for the PA American sewer agreement with Burkentine for PH1 of the Sienna project.

Cost Summary

8" Sanitary Sewer - SDR-35 and SDR-26 – 10,000 LF.....	\$681,792.00
48" Sanitary Sewer Manholes – 74 EA.....	\$418,013.00
6" Force Main - SDR-21 – 2,170 LF.....	\$96,766.00
6" Sanitary Sewer service laterals – SDR-35 and SDR-26 – 194 EA.....	\$329,965.00
Pump Station.....	\$1,120,200.00
Total.....	\$2,646,736.00

Sincerely,

Jason Seitz
Site Project Manager
Kinsley Construction LLC

Cell: 717-542-4259
Email: jseitz@kinsleyconstruction.com



1110 East Princess Street
York, PA 17403
kinsleyconstruction.com
(717) 741-3841

November 19, 2024

Burkentine & Sons Builders, Inc.
1454 Baltimore Street, Suite A
Hanover, PA 17331

ATTN: Scott Felch

RE: Sienna – Phase 2 PA American Sewer Agreement cost summary.

Kinsley Construction LLC is pleased to submit a cost summary for the PA American sewer agreement with Burkentine for PH 2 of the Sienna project.

Cost Summary

8" Sanitary Sewer - SDR-35 – 4,900 LF.....	\$285,383.00
48" Sanitary Sewer Manholes – 40 EA.....	\$182,017.00
6" Sanitary Sewer service laterals – SDR-35 and SDR-26 – 149 EA.....	\$195,600.00
Total.....	\$662,400.00

Sincerely,

Jason Seitz
Site Project Manager
Kinsley Construction LLC

Cell: 717-542-4259
Email: jseitz@kinsleyconstruction.com

Application of Pennsylvania-American Water Company – Wastewater Division for Approval to Begin to Offer, Render, Furnish or Supply Wastewater Service to the Public in an Additional Portion of Fairview Township, York County, Pennsylvania

Docket No. A-2024-3050785

PAWC Responses to TUS Set II

A-19. In response to Data Request A-4, PAWC-WD included a copy of a Department of Environmental Protection (DEP) letter dated February 4, 2021, that approved the Sewage Facilities Planning Module for the former Fairview at the Yellow Breeches residential subdivision with an estimated sewage flow of 90,000 GPD. However, PAWC-WD did not provide evidence of DEP approving the revised sewage flow estimate of 117,150 GPD for the new Sienna Development. Please provide evidence of DEP’s approval of Fairview Township’s Act 537 Official Sewage Facilities Planning revision to allow for the Sienna Development.

Response: Please see **A-19_Attachment** for DEP’s letter approving Fairview Township’s Act 537 Official Sewage Facilities Planning revision to allow for the Sienna Development.

Responsible Witness: **Max Stoner, P.E. – Senior Project Leader**
JHA Consulting Engineers

Date: **November 21, 2024**



September 14, 2022

Fairview Township Board of Supervisors
599 Lewisberry Road
New Cumberland, PA 17070-2399

Re: Approval Letter – Revision
Act 537 Planning
Sienna
DEP CODE NO. A3-67919-484-3
APS ID No. 1070148, AUTH ID No. 1407845
Fairview Township, York County

Dear Supervisors:

The Department of Environmental Protection (DEP) has reviewed the proposed Official Plan revision consisting of a two-lot subdivision on 135 acres. Tract #3 will contain 134 single-family residential units, 521 multi-family residential units and one community center. Lot 2 will contain 32 multi-family residential units, and public sewer will be extended to a single-family residential dwelling on Lot 1 and five existing properties along Limekiln Road. Total estimated sewage flows are 117,150 gpd, and they will be tributary to the PA American Water Company collection and conveyance system, and ultimately, the Lower Allen Township Authority Wastewater Treatment Plant. The proposed development is located on the northwestern corner of Limekiln Road and Spanglers Mill Road in Fairview Township, York County.

The plan revision is approved. The following comments apply:

1. The approved project will require a Water Quality Management (Part II) permit for the construction and operation of the proposed sewage facilities. The permit application must be submitted in the name of the PA American Water Company. Issuance of a Part II permit will be based upon a technical evaluation of the permit application and supporting documentation. Starting construction prior to obtaining a permit is a violation of the Clean Streams Law. The Part II permit application can be obtained from DEP's Clean Water Program at the letterhead address, by telephone at 717.705.4707 or downloaded from the Internet at: www.dep.state.pa.us/dep/deputate/watermgt/wqp/forms/forms_home.htm.
2. Other DEP permits may be required for construction if encroachment to streams or wetlands will result. Information regarding the requirements for such permits or approvals can be obtained from DEP's Watershed Management Program at the letterhead address, by telephone at 717.705.4802 or downloaded from the Internet at: www.dep.state.pa.us/dep/deputate/watermgt/wqp/forms/forms_home.htm.
3. This approval replaces the approval for the Fairview at the Yellow Breeches (Dep Code No. A3-67919-470-3) issued February 4, 2021.

Any person aggrieved by this action may appeal the action to the Environmental Hearing Board (Board), pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A. The Board's address is:

Environmental Hearing Board
Rachel Carson State Office Building, Second Floor
400 Market Street
P.O. Box 8457
Harrisburg, PA 17105-8457

TDD users may contact the Environmental Hearing Board through the Pennsylvania Relay Service, 800-654-5984.

Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at <http://ehb.courtapps.com> or by contacting the Secretary to the Board at 717-787-3483. The Notice of Appeal form and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

IMPORTANT LEGAL RIGHTS ARE AT STAKE. YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD AT 717-787-3483 FOR MORE INFORMATION. YOU DO NOT NEED A LAWYER TO FILE A NOTICE OF APPEAL WITH THE BOARD.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST BE FILED WITH AND RECEIVED BY THE BOARD WITHIN 30 DAYS OF RECEIPT OF NOTICE OF THIS ACTION.

If you have any questions or concerns, please call Carrie Wilt at 717.705.4755 and refer to DEP Code No. A3-67919-484-3, Application No. 1070148 and Authorization No. 1407845.

Sincerely,



Maria D. Bebenek, P.E.
Program Manager

cc: Bryce Burkentine, Burkentine Real Estate Group (pdf)
Raelene Gabriel, Glace Associates, Inc. (pdf)
Bruce Aiton, PA American Water (pdf)
Brian Kauffman, Lower Allen Township Authority (pdf)
York County Planning Commission (pdf)

Application of Pennsylvania-American Water Company – Wastewater Division for Approval to Begin to Offer, Render, Furnish or Supply Wastewater Service to the Public in an Additional Portion of Fairview Township, York County, Pennsylvania

Docket No. A-2024-3050785

PAWC Responses to TUS Set II

A-20. In response to Data Request A-16, PAWC-WD indicated that the property situated to the north of the property owned by the Developer is now owned by Robin Wiley, not Bruno G. Bertin as indicated on the Sienna Development Plot Plan provided as Exhibit D of the Application. However, the revised requested service territory depicted on Revised Exhibits B-1 and B-2 appears to include both parcels to the north of the Sienna Development, Parcel No. 27-000-RE-0029.E0-00000 owned by Robin Wiley and Parcel No. 27-000-RE-0029.00-00000, owned by Bruno G. Bertin, according to publicly available information accessed on the York County Tax Parcel Viewer. Considering these properties, please provide responses to the following:

- a. Clarify which properties, by parcel number, will be served by the proposed private force main; and
- b. Quantify the estimated number of equivalent dwelling units (EDUs) to be served by the proposed private force main and clarify whether the 694 EDUs and estimated average flow of 117,750 gallons per day includes flow from all properties to be served by the private force main.

Response:

- a. It was determined during the planning process that the existing farmhouse (27-000-RE-0029.00-00000) will be served by a private force main and that the undeveloped strip of land between the farmhouse property and Sienna (27-000-RE-0029.E0-00000) was to be served by a public LPSS system and will be connected to a low-pressure main at a later date.
- b. The single EDU for the farmhouse and 32 EDUs for the strip of land between Sienna and the existing farmhouse were included in the total of 694 EDUs and 117,750 gpd that were approved by DEP per their letter dated September 14, 2022.

Responsible Witness: **Matt Flickinger, Vice President of Land Acquisition
Burkentine Land Development**

Date: **November 21, 2024**

Application of Pennsylvania-American Water Company – Wastewater Division for Approval to Begin to Offer, Render, Furnish or Supply Wastewater Service to the Public in an Additional Portion of Fairview Township, York County, Pennsylvania

Docket No. A-2024-3050785

PAWC Responses to TUS Set II

A-21. In response to Data Request A-9, PAWC-WD quantified the estimated capacity reservation fees and connection fees to be received from the Developer as \$2,652,750. Please explain how PAWC-WD intends to record these fees in its accounts.

Response: PAWC will record the capacity reservation and connection fees on its books as contribution in aid of construction (“CIAC”). In addition, please note that the estimated capacity reservation and connection fees have increased to \$2,810,700.

Responsible Witness: Stephen DeFriece, Project Manager
Pennsylvania-American Water Company

Date: November 21, 2024

Application of Pennsylvania-American Water Company – Wastewater Division for Approval to Begin to Offer, Render, Furnish or Supply Wastewater Service to the Public in an Additional Portion of Fairview Township, York County, Pennsylvania

Docket No. A-2024-3050785

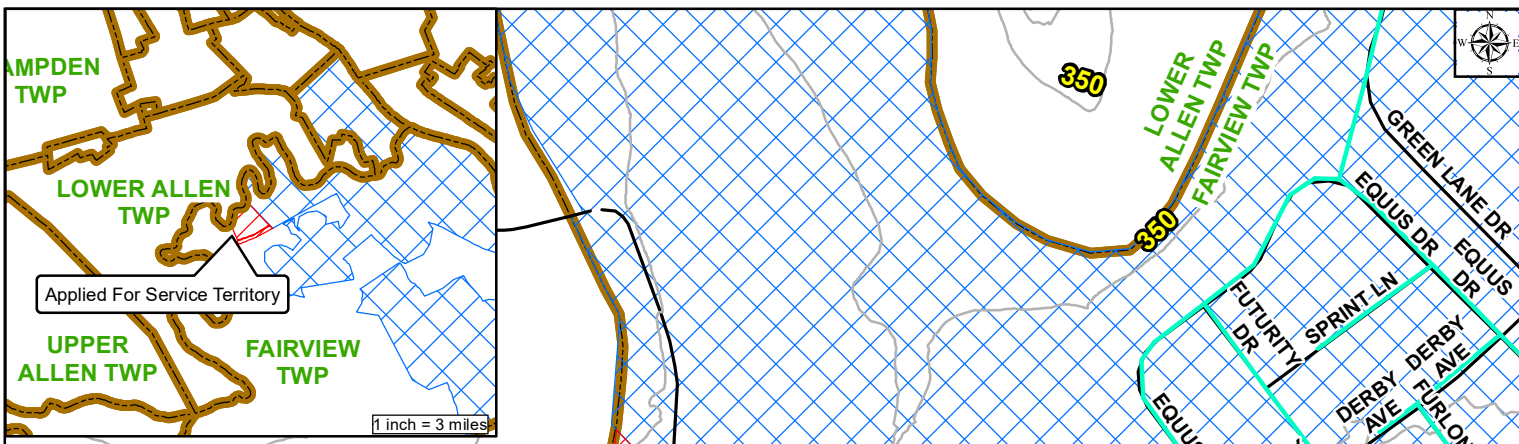
PAWC Responses to TUS Set II

A-22. The Application indicates the requested territory consists of two non-contiguous areas, situated on opposite sides of Limekiln Road in Fairview Township, and now contains a total of 151.1 acres. Please quantify the area for each of the two requested territory portions in acres.

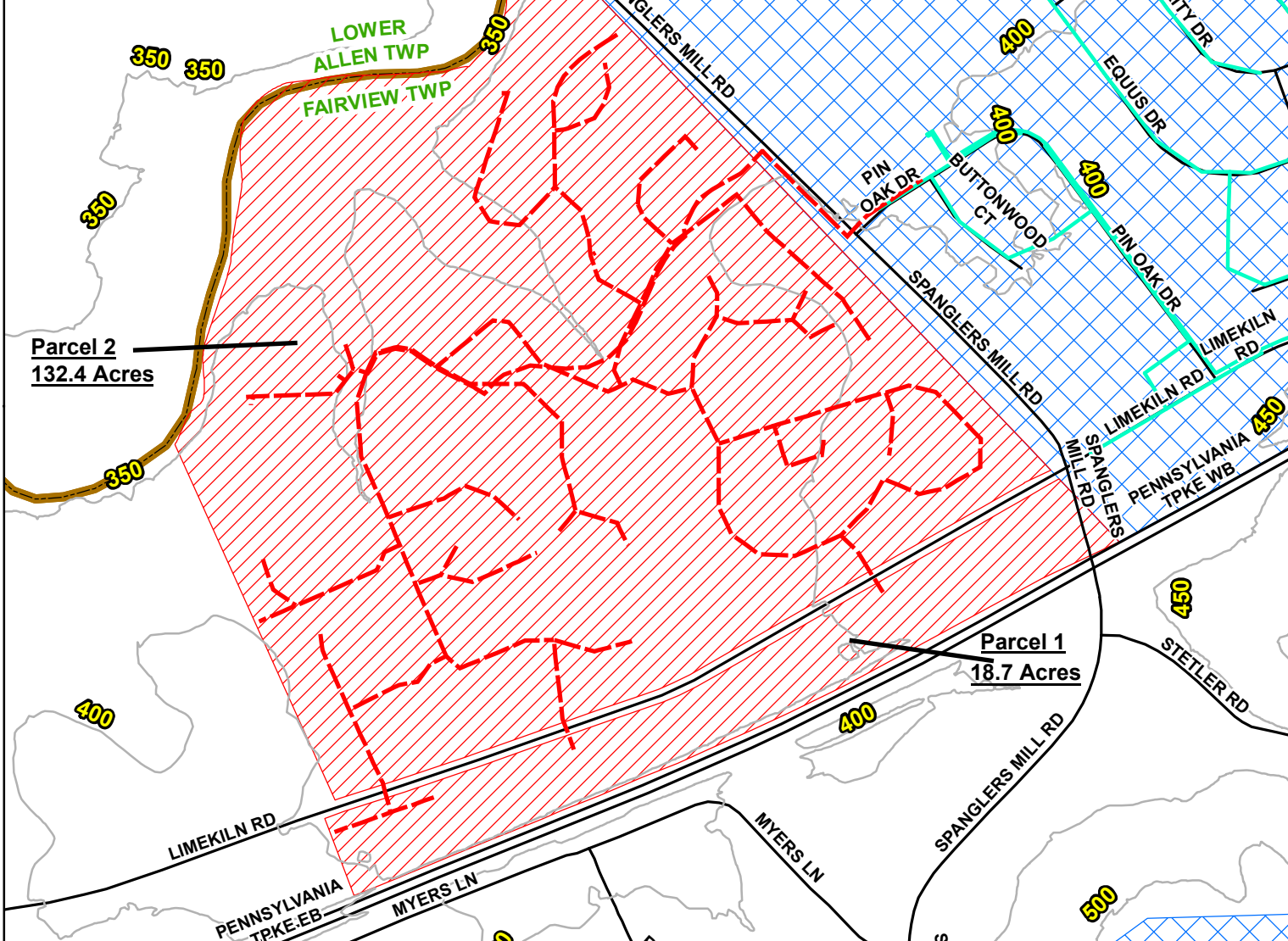
Response: Parcel 1 consists of 18.7 acres and Parcel 2 consists of 132.4 acres. Please see these two parcels displayed in **A-22_Attachment**.

Responsible Witness: Stephen DeFriece, Project Manager
Pennsylvania-American Water Company

Date: November 21, 2024



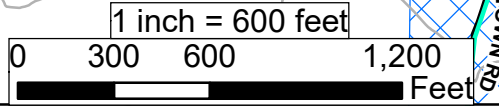
A-22_Attachment



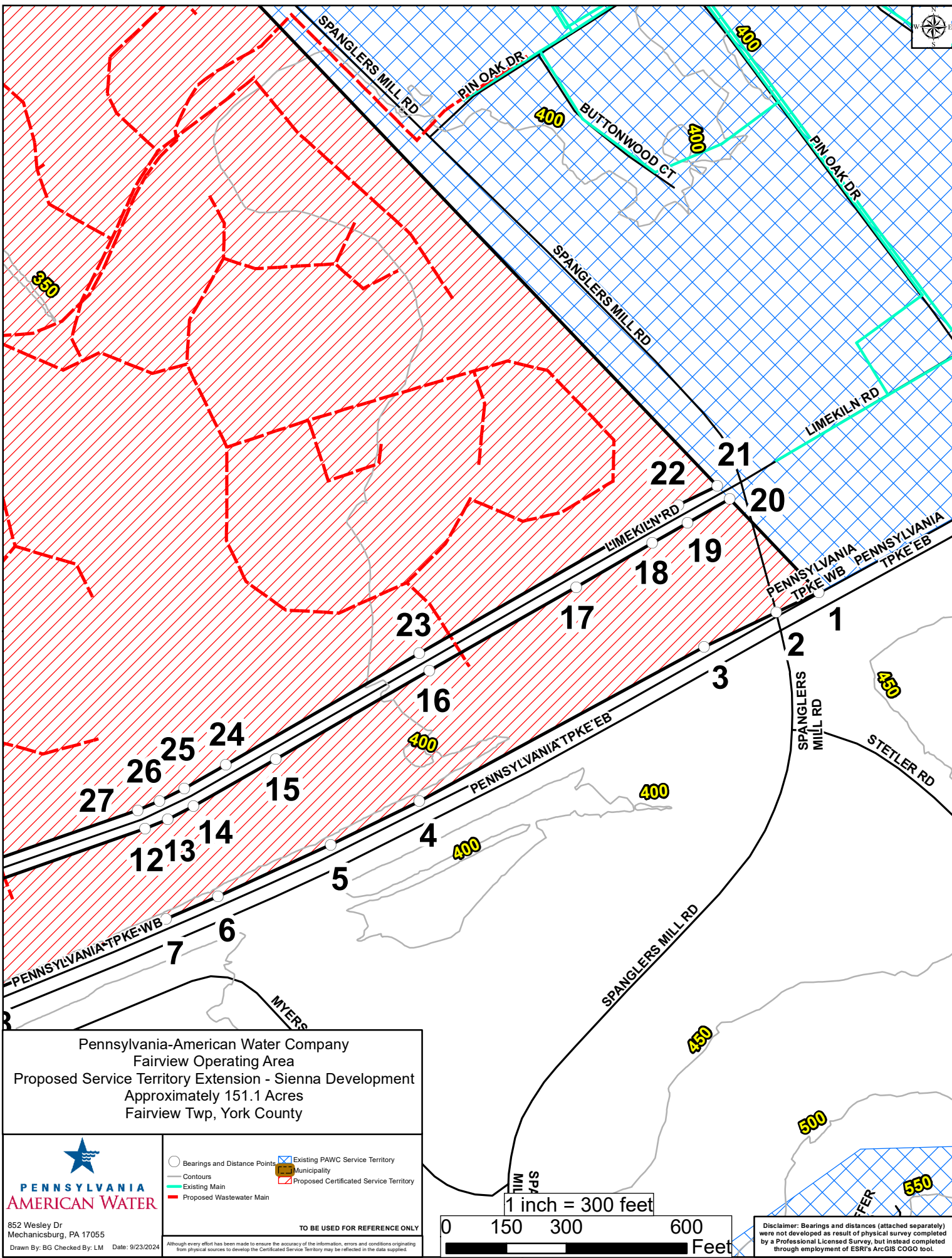
Pennsylvania-American Water Company
 Fairview Operating Area
 Proposed Service Territory Extension - Sienna Development
 Approximately 151.1 Acres
 Fairview Twp, York County

852 Wesley Dr
 Mechanicsburg, PA 17055
 Drawn By: BG Checked By: LM Date: 9/20/2024

- Contours
 - Existing Main
 - - - Proposed Wastewater Main
 - Existing PAWC Service Territory
 - Municipality
 - Proposed Certified Service Territory
- TO BE USED FOR REFERENCE ONLY
 Although every effort has been made to ensure the accuracy of the information, errors and conditions originating from physical sources to develop the Certified Service Territory may be reflected in the data supplied.



Disclaimer: Bearings and distances (attached separately) were not developed as result of physical survey completed by a Professional Licensed Surveyor, but instead completed through employment of ESRI's ArcGIS COGO tool.



Pennsylvania-American Water Company
 Fairview Operating Area
 Proposed Service Territory Extension - Sienna Development
 Approximately 151.1 Acres
 Fairview Twp, York County

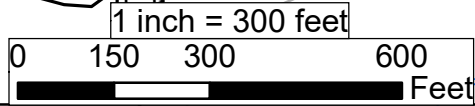


852 Wesley Dr
 Mechanicsburg, PA 17055
 Drawn By: BG Checked By: LM Date: 9/23/2024

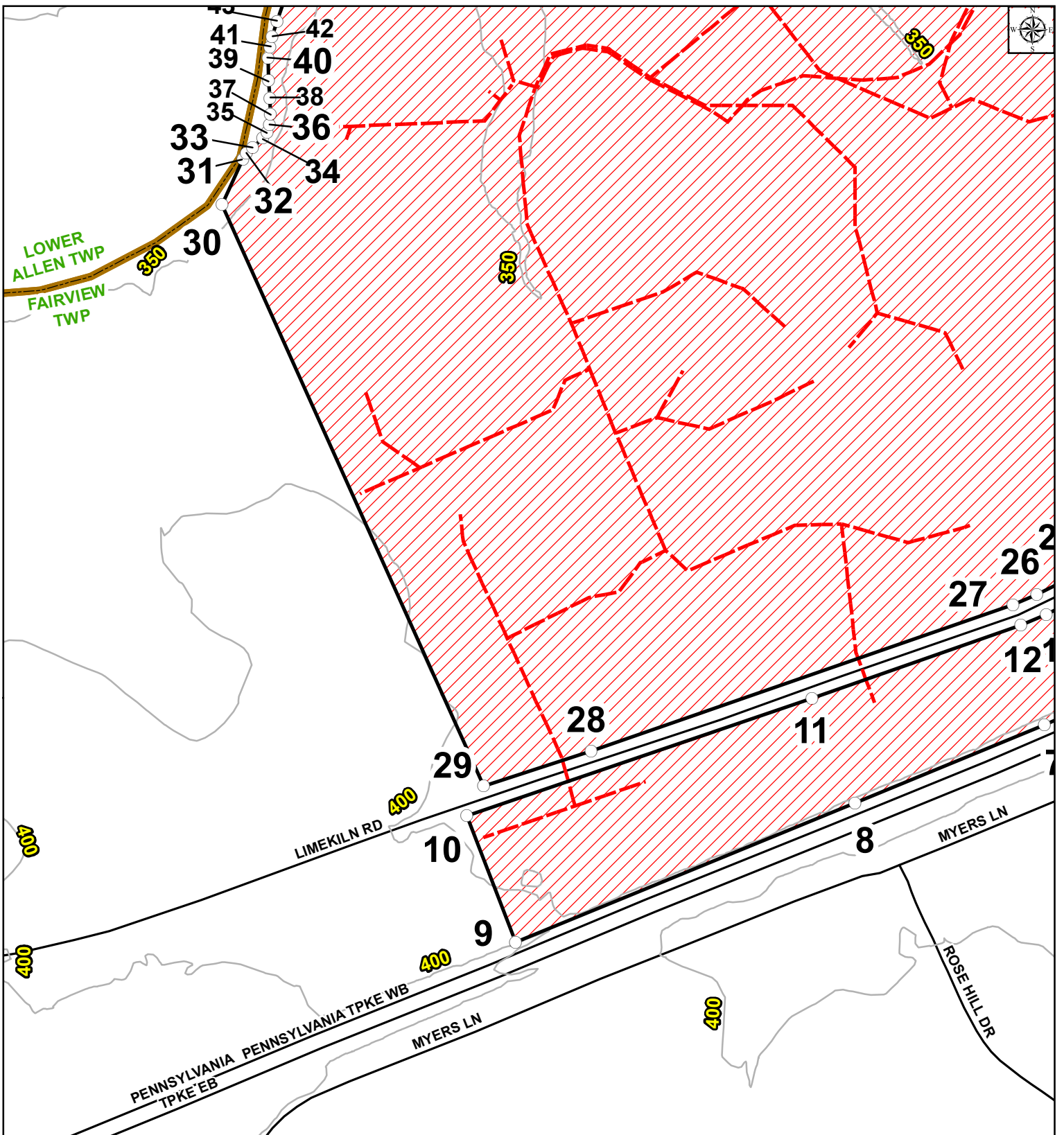
- Bearings and Distance Points
- Existing PAWC Service Territory
- Contours
- Existing Main
- Proposed Wastewater Main
- Municipality
- Proposed Certified Service Territory

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Pennsylvania-American Water Company
 Fairview Operating Area
 Proposed Service Territory Extension - Sienna Development
 Approximately 151.1 Acres
 Fairview Twp, York County

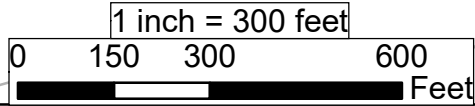


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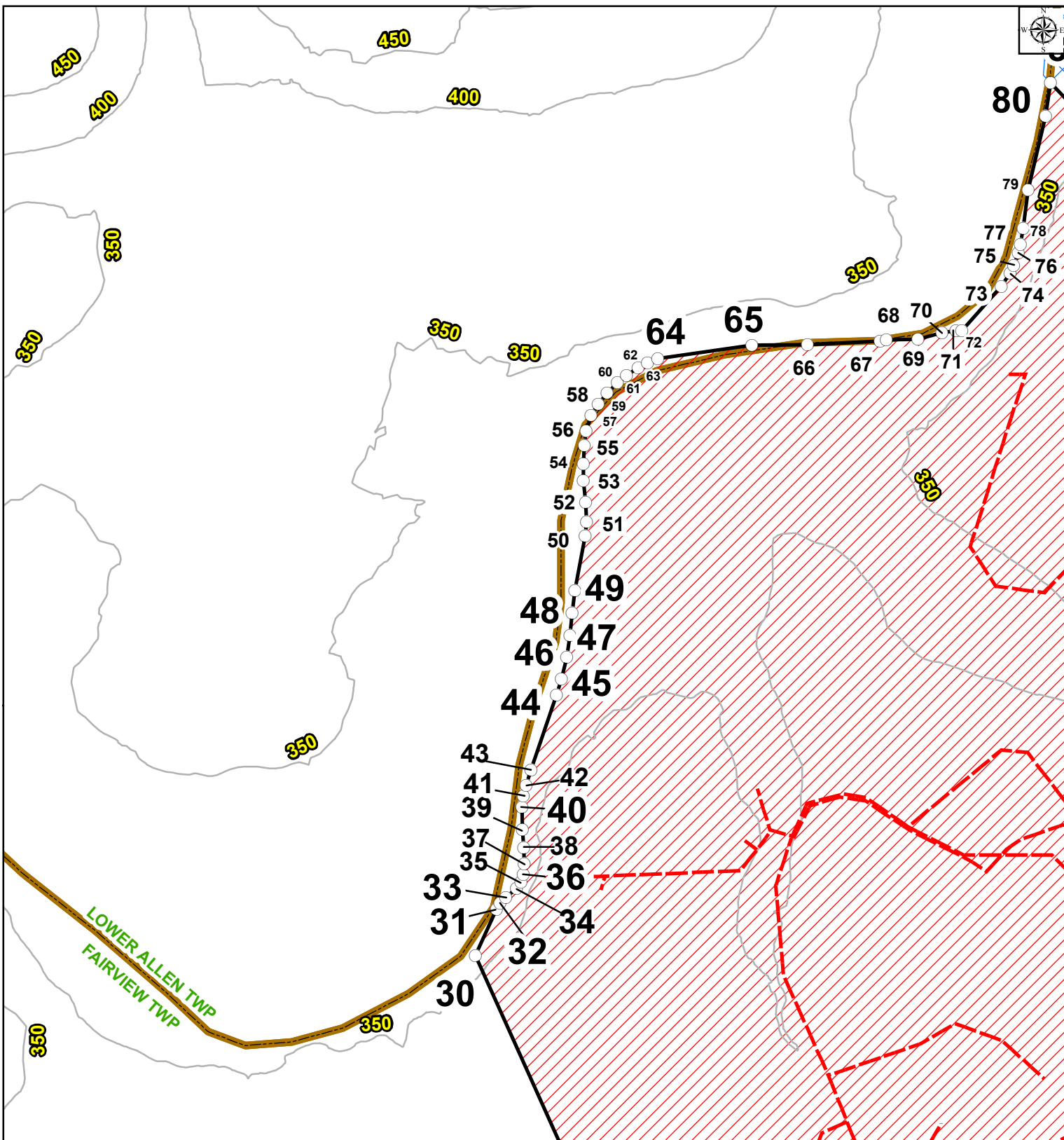
- Bearings and Distance Points
- Contours
- Existing Main
- Proposed Wastewater Main
- ▭ Existing PAWC Service Territory
- ▭ Municipality
- ▭ Proposed Certified Service Territory

TO BE USED FOR REFERENCE ONLY

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Pennsylvania-American Water Company
 Fairview Operating Area
 Proposed Service Territory Extension - Sienna Development
 Approximately 151.1 Acres
 Fairview Twp, York County

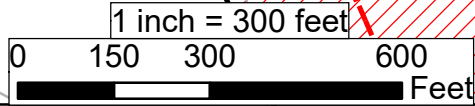


852 Wesley Dr
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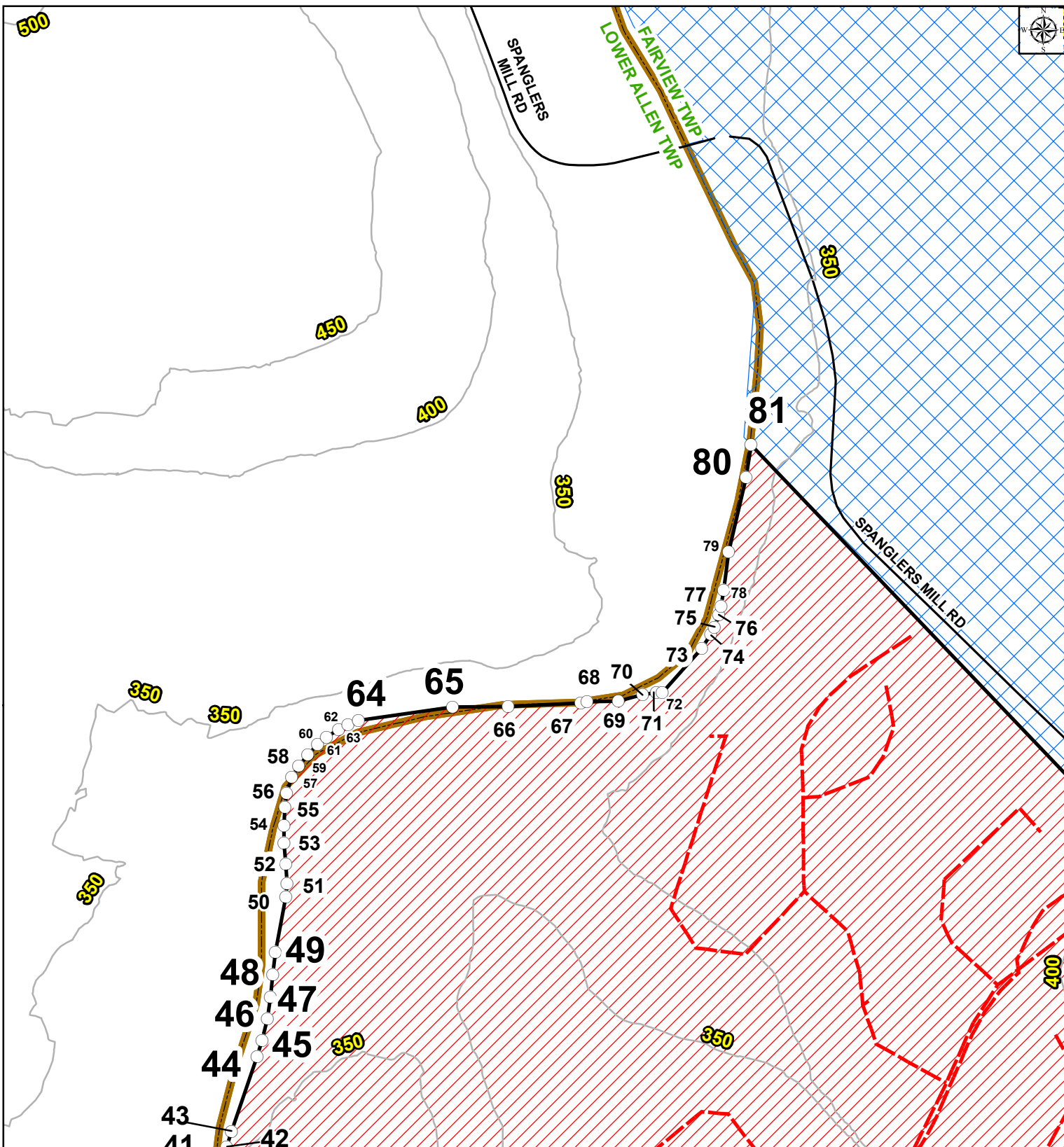
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- Proposed Wastewater Main
- ▭ Existing PAWC Service Territory
- ▭ Municipality
- ▭ Proposed Certified Service Territory

TO BE USED FOR REFERENCE ONLY

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500

450

400

350

350

350

350

350

350

350

400

Pennsylvania-American Water Company
 Fairview Operating Area
 Proposed Service Territory Extension - Sienna Development
 Approximately 151.1 Acres
 Fairview Twp, York County



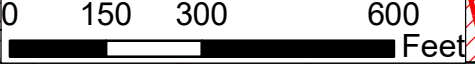
852 Wesley Dr
 Mechanicsburg, PA 17055
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- Bearings and Distance Points
- Contours
- Existing Main
- Proposed Wastewater Main
- ▨ Existing PAWC Service Territory
- ▨ Municipality
- ▨ Proposed Certified Service Territory

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Although every effort has been made to ensure the accuracy of the information, errors and conditions originating from physical sources to develop the Certified Service Territory may be reflected in the data supplied.

1 inch = 300 feet



Disclaimer: Bearings and distances (attached separately) were not developed as result of physical survey completed by a Professional Licensed Survey, but instead completed through employment of ESRI's ArcGIS COGO tool.


**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In re: Application of Pennsylvania-American Water :
Company for Approval of the Right to Offer, Render, : Docket No. A-2024-3050785
Furnish or Supply Wastewater Service to the Public in :
an Additional Portion of Fairview Township, York :
County, Pennsylvania :

VERIFICATION

I, Max Stoner, PE, Sr. Project Leader, JHA Consulting Engineers, hereby state that the facts set above in the response to TUS Data Request, SetII, No. A-19 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).

Dated: 11/19/24



Max Stoner, PE
Sr. Project Leader
JHA Consulting Engineers

VERIFICATION

I, STEPHEN A. DEFRIECE, hereby state that the facts above set forth in the attached Application above 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 made herein are made subject to the penalties of 18 Pa. Cons. Stat. §4904 relating to unsworn falsification to authorities.



Stephen A. DeFriece, Project Manager
Pennsylvania-American Water Company

Dated: 11/21/2024

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In re: Application of Pennsylvania-American Water :
Company for Approval of the Right to Offer, Render, : Docket No. A-2024-3050785
Furnish or Supply Wastewater Service to the Public in :
an Additional Portion of Fairview Township, York :
County, Pennsylvania :

VERIFICATION

I, Matt Flickinger, Vice President of Land Acquisition, Burkentine Land Development, hereby state that the facts set above in the responses to TUS Data Requests, Set II, Nos. A-17, A-18 and A-20 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).

Dated: November 19, 2024 | 2:44 PM EST

Signed by:

E70ECB19267247E...

Matt Flickinger
Vice President of Land Acquisition
Burkentine Land Development