



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

IN REPLY PLEASE
REFER TO OUR FILE

April 8, 2025

Docket No. A-2024-3049695

Utility Code 230087

MICHAEL W HASSEL ESQUIRE
DEVIN T RYAN ESQUIRE
MEGAN E RULLI ESQUIRE
POST AND SCHELL PC
17 NORTH SECOND STREET 12TH FLOOR
HARRISBURG PA 17101
MHASSEL@POSTSCHELL.COM
DRYAN@POSTSCHELL.COM
MRULLI@POSTSCHELL.COM

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 efilings with the Secretary of the Commission by opening an efilings account through the Commission website and accepting eservice at <https://efiling.puc.pa.gov>. The Commission is accepting all public documents through our efilings 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 _____

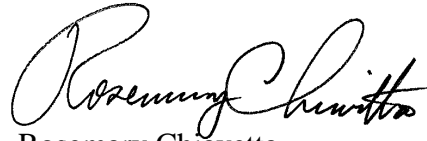
Title _____

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. Thank you in advance for your cooperation.

Sincerely,



Rosemary Chiavetta
Secretary

Enclosure: TUS Data Request Set 2

cc: Darryl Lawrence, Office of Consumer Advocate (w/enclosure), ra-oca@paoca.org
Melanie El Atieh, Office of Consumer Advocate (w/enclosure), melatieh@paoca.org
NazAarah Sabree, Office of Small Business Advocate (w/enclosure), ra-sba@pa.gov
Rebecca Lyttle, Office of Small Business Advocate (w/enclosure), relyttle@pa.gov
Allison Kaster, Bureau of Investigation & Enforcement (w/enclosure), akaster@pa.gov

TUS Data Request Set 2

Application of The York Water Company – Wastewater for approval of the right to: (1) acquire certain wastewater system assets of Margaretta 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-27. York Water-WW’s reply to Data Request A-1 did not provide evidence that the Application is compliant with Act 537 as required by 52 Pa. Code § 3.501(a)(9). Please provide evidence the Application is in compliance with Act 537 by providing a copy of a DEP-approved Act 537 Official Sewage Facilities Plan Update, special study and/or planning modules required for the York Water-WW proposed modifications to change the wastewater treatment location from the Margaretta MHP WWTP to the Lower Windsor WWTP and for providing wastewater service to the remaining portion of the requested service territory along with a copy of the associated DEP approval letter.
- A-28. In response to Data Request A-9, York Water-WW indicated that it is proposing to construct a pump station (Margaretta P.S.) located within the Margaretta MHP to provide wastewater conveyance service from the mobile home park to the Lower Windsor WWTP. Pursuant to 52 Pa. Code §§ 3.501(a)(6)(i) and (7)(i), an application shall include copies of water quality management permits as proof of compliance with applicable DEP design, construction and operation standards. Please provide evidence that DEP issued water quality management permits for York Water-WW to construct the Margaretta P.S. and the wastewater flow conveyance system to the Lower Windsor WWTP along with a copy of the associated DEP approval letter(s).
- A-29. Please quantify design pumping capacity of the proposed Margaretta P.S.
- A-30. Please provide a breakdown of the major components for the Margaretta P.S. along with descriptions and quantities for related appurtenances.
- A-31. In response to Data Request A-9, York Water-WW provided a total estimated cost for the Margaretta P.S. of \$500,000, and that York Water-WW will secure the property rights for the Margaretta P.S. from Margaretta MHP. Please provide responses to the following:
- a. Provide a itemized breakdown of the estimated \$500,000 cost of construction for the Margaretta P.S.; and
 - b. Provide a copy of the executed or *pro forma* agreement between York Water-WW and Margaretta MHP for the acquisition of the real property for the Margaretta P.S. along with the purchase price.
- A-32. In the Application’s Section 10, York Water-WW indicated that Margaretta MHP does not charge a separate line item for sewer to the residents of Margaretta MHP. However, in response to Data Request A-11, York Water-WW provided a copy of a notice (Jan 2024 Customer Notice) entitled “Notice of Utility Charges Effective January 1, 2024”, dated November 20, 2023, that was sent to all residents of Margaretta MHP by Foote

TUS Data Request Set 2

Application of The York Water Company – Wastewater for approval of the right to: (1) acquire certain wastewater system assets of Margaretta 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

Property Management, LLC. The Jan 2024 Customer Notice indicated that effective January 1, 2024, all residents would be billed a monthly charge of \$53.25 for wastewater service, and the charge would be adjusted monthly based on Margaretta WWTP operational expenses. Accordingly, York Water-WW appears to be proposing a monthly rate increase of at least \$33.65 ($\$86.90 - \$53.25 = \33.65) to prospective customers in Margaretta MHP. Please provide responses to the following:

- a. Provide copies of the corrected notice provided by York Water-WW to the customers of Margaretta MHP and the appropriate updated proofs of publication that reflect the proposed increase in rates pursuant to 66 Pa.C.S. § 1308; or
 - b. Submit a revised Exhibit I with a *pro forma* tariff supplement with a rate equal to the existing Margaretta MHP rate along with a revised Exhibit J that reflects the change in estimated annual revenues and net operating income.
- A-33. The Application’s Exhibit M included a copy of York Water-WW’s Second Notice (June 2024 Notice) dated June 21, 2024, to the Margaretta MHP customers. In the June 2024 Notice, York Water-WW indicated that residential customers will be billed monthly at a base rate of \$86.90 for the first 4,000 gallons, plus \$7.565 per thousand gallons of water per month if using **less than 4,000 gallons**. The Application’s Exhibit I included a copy of York Water-WW’s Supplement No. 23 to Wastewater – PA P.U.C. No. 1, Eleventh Revised Page No. 4 (Effective Tariff) that indicated York Water-WW is proposing to charge Margaretta MHP customers the metered rate for the East Prospect and Lower Windsor, Jacobus Borough, and Straban Township Areas. Specifically, the East Prospect and Lower Windsor Area of the Effective Tariff indicated a metered rate of \$86.90 per month for the first 4,000 gallons of water usage, plus \$7.565 per thousand gallons of water per month for water usage **over 4,000 gallons**. Please provide a copy of the updated notice provided to Margaretta MHP customers that details the rates York Water-WW is proposing charge for wastewater service.
- A-34. Please clarify whether York Water-WW will require grinder pumps to be installed by customers within the requested territory. If so, provide a list of the customers by parcel number, that will be impacted by this requirement.