



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

IN REPLY PLEASE  
REFER TO OUR FILE

June 12, 2025

Docket No. A-2024-3049695

Utility Code 230087

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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. Please note that failure to provide complete responses may result in rejection of the Application. 52 Pa. Code § 3.501(a).

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:

Matthew L. Homsher, 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 \_\_\_\_\_

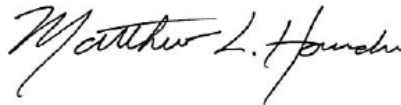
Title \_\_\_\_\_

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](mailto:mlamb@pa.gov). Thank you in advance for your cooperation.

Sincerely,



Matthew L. Homsher  
Secretary

Enclosure: TUS Data Request Set 3

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

### TUS Data Request Set 3

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-35. York Water-WW’s replies to Data Requests A-1 and A-27 did not provide evidence that the Application is compliant with Act 537 Official Sewage Facilities Planning as required pursuant to 52 Pa. Code § 3.501(a)(9). Specifically, the Commission requested York Water-WW provide a copy of a DEP-approved Act 537 Official Sewage Facilities Plan (Act 537) 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. Please provide responses to the following:

- a. Provide a copy of the DEP-Approved Act 537 Official Sewage Facilities Plan Update, Special Study and/or Planning Module 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 the requested service territory along with the associated DEP approval letters to include any required conditions; or
- b. Provide evidence that York Water-WW has filed a petition with the Commission for the waiver of the subject regulation pursuant to 52 Pa. Code § 5.43 that sets forth the facts claimed to constitute the grounds requiring the regulation be waived at a new docket number P-2025 \_\_\_\_\_ to be assigned by the Commission’s Secretary’s Bureau.

A-36. In response to Data Request A-27, York Water-WW indicated that Lower Windsor Township’s (Lower Windsor’s) response (Lower Windsor Response) dated June 5, 2024, to the York Water-WW letter dated May 14, 2024, indicated that the proposed sewer service complies with Lower Windsor’s planning, indicating that planning need not be revised at this time. However, the Lower Windsor Response indicated that the proposed project is consistent with the adopted municipal comprehensive plans and/or zoning ordinances and does not include a statement by Lower Windsor regarding the DEP Sewage Facilities Planning required by the Application’s change in wastewater treatment locations and the requested service territory. Please provide responses to the following:

- a. Clarify whether York Water-WW is averring that Lower Windsor has provided written documentation to York Water-WW and DEP that it is Lower Windsor’s position that no additional sewage facilities planning is required to comply with Act 537 due to the changes contemplated by the Application; and
- b. If so, provide a copy of the aforementioned written documentation submitted by Lower Windsor to York Water-WW and DEP.

### TUS Data Request Set 3

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

A-37. In response to Data Request A-9, York Water-WW included a copy of a preliminary cost estimate for the proposed main extension, pump station and other related appurtenances (Margareta MHP Project) that totaled approximately \$1,411,000, including a 25 percent contingency factor as the Application's Attachment A-9-2. Additionally, York Water-WW indicated a cost for engineering design, permitting, and construction services of approximately \$282,200. Based on York Water-WW's cost estimate assumptions, the projected total cost (Project Estimate) for design and construction is approximately \$1,693,200 ( $\$1,411,000 + \$282,200$ ). Subsequently in its response to Data Request A-31, York Water-WW provided a revised cost estimate for the pump station of approximately \$588,500 for an increase of approximately \$88,500 ( $\$588,500 - \$500,000$ ), which correspondingly increased the Project Estimate to approximately \$1,781,700. Please quantify the cost per customer to complete the Margareta MHP Project based on the Project Estimate using the number of customers used in the Application's Exhibit J, or 61 customers.