
Devin Ryan

dryan@postschell.com
717-612-6052 Direct
717-731-1985 Direct Fax
File #: 211585

October 10, 2025

VIA ELECTRONIC FILING

Matthew Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: IN THE MATTER OF THE JOINT APPLICATION OF THE YORK WATER COMPANY AND CMV SEWAGE CO. INC., Under Sections 1102(a)(1)-(3) of the Public Utility Code, for (1) approval of the right to transfer certain public wastewater facilities and rights from CMV Sewage Co. Inc. to The York Water Company; (2) the abandonment by CMV Sewage Co. Inc. of wastewater service to the public in its service territory in Chanceford Township, York County, Pennsylvania; and (3) approval for The York Water Company to begin to offer, render, furnish or supply wastewater service to the public in a portion of Chanceford Township, York County, Pennsylvania
Docket No. A-2025-3054555
Docket No. A-2025-3054556

Dear Secretary Homsher:

Attached for filing is the Joint Petition for Approval of Settlement of All Issues (“Settlement”) in the above-referenced proceeding.

Copies are being provided as indicated on the Certificate of Service.

Respectfully submitted,


Devin Ryan

DR/dmc
Attachment

Matthew Homsher, Secretary
October 10, 2025
Page 2

cc: The Honorable Emily A. Farren (*via email; w/attachment*)
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA EMAIL

John Baranski, Esquire
MPL Law
96 S. George Street, 5th Floor
York, PA 17401
jbaranski@mpl-law.com

Christy M. Appleby, Esquire
Senior Assistant Consumer Advocate
Office of Consumer Advocate
555 Walnut Street
Forum Place, 5th Floor
Harrisburg, PA 17101-1923
Cappleby@paoca.org

Date: October 10, 2025



Devin T. Ryan

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

IN THE MATTER OF THE JOINT :
APPLICATION OF THE YORK WATER :
COMPANY AND CMV SEWAGE CO. INC., :
Under Sections 1102(a)(1)-(3) of the Public Utility :
Code, for (1) approval of the right to transfer :
certain public wastewater facilities and rights from :
CMV Sewage Co. Inc. to The York Water : Docket Nos. A-2025-3054555
Company; (2) the abandonment by CMV Sewage : A-2025-3054556
Co. Inc. of wastewater service to the public in its :
service territory in Chanceford Township, York :
County, Pennsylvania; and (3) approval for The :
York Water Company to begin to offer, render, :
furnish or supply wastewater service to the public :
in a portion of Chanceford Township, York :
County, Pennsylvania :

JOINT PETITION FOR APPROVAL OF SETTLEMENT OF ALL ISSUES

TO ADMINISTRATIVE LAW JUDGE EMILY A. FARREN:

The York Water Company (“York Water” or the “Company”), CMV Sewage Co. Inc. (“CMV”), and the Office of Consumer Advocate (“OCA”), parties in the above-captioned proceeding (hereinafter collectively referred to as the “Joint Petitioners”), hereby submit this Joint Petition for Approval of Settlement of All Issues (“Settlement”) and respectfully request that Administrative Law Judge Emily A. Farren (“ALJ”) and the Pennsylvania Public Utility Commission (“Commission”) approve this Settlement without modification.

As set forth and explained below, the Joint Petitioners have agreed to a settlement of all issues in this proceeding. The Settlement provides for the approval of the Joint Application filed by York Water and CMV on April 9, 2025, as modified by the terms and conditions of the Settlement.

In support of this Settlement, the Joint Petitioners state the following:

I. BACKGROUND

1. On April 9, 2025, York Water and CMV Sewage Co. Inc. (“CMV”) (collectively, “Joint Applicants”) filed the above-captioned Joint Application pursuant to Sections 1102(a)(1)-(3) of the Public Utility Code, requesting the Commission’s approval for: (1) the transfer of CMV’s wastewater facilities to York Water; (2) CMV’s abandonment of wastewater service in Chanceford Township, York County, PA; and (3) approval for York Water to begin to offer, render, furnish, or supply wastewater service to the public in a portion of Chanceford Township, York County, PA.

2. Notice of the Joint Application was published in the Pennsylvania Bulletin on April 26, 2025, and stated that Protests and Petitions to Intervene must be filed on or before May 12, 2025.

3. On May 12, 2025, the Office of Consumer Advocate (“OCA”) filed its Protest. No other party intervened in this proceeding.

4. On May 28, 2025, a Telephonic Prehearing Conference Notice was issued by the Commission, scheduling a telephonic prehearing conference for Monday, June 16, 2025, before the ALJ.

5. Also on May 28, 2025, the ALJ issued a Prehearing Conference Order, which directed the parties to file Prehearing Memoranda by Noon on June 13, 2025.

6. On June 13, 2025, York Water and OCA filed their Prehearing Conference Memoranda.

7. The Prehearing Conference was held as scheduled on June 16, 2025. At the Prehearing Conference, the parties requested time to pursue settlement in lieu of immediately

establishing a litigation schedule. The ALJ granted the parties' request to forgo the setting of a procedural schedule for 30 days and also consolidated the above-captioned dockets.

8. On June 17, 2025, the ALJ issued an Interim Order memorializing the actions taken at the Prehearing Conference and scheduling a status conference on July 16, 2025.

9. On July 16, 2025, the first status conference was held as scheduled, at which time the parties indicated that settlement discussions were productive and requested additional time to pursue settlement. The ALJ granted the request.

10. Also on July 16, 2025, a Telephonic Status Conference Notice and a Prehearing Order for Telephonic Status Conference were issued, scheduling the next status conference for August 22, 2025.

11. On August 22, 2025, the second status conference was held as scheduled, at which time the parties notified the ALJ that the parties were nearing settlement and requested to provide a status report by September 8, 2025. The ALJ granted the parties' request.

12. On September 15, 2025, the parties notified the ALJ via email that a settlement in principle of all issues had been reached, and requested to file a Joint Petition for Settlement, Statements in Support, and a Joint Stipulation of Facts by October 10, 2025.

13. On September 19, 2025, the ALJ issued the Interim Order #2, which set the deadline of October 10, 2025, for the parties to submit a Joint Petition for Settlement, complete with Statements in Support from each party, a Joint Stipulation of Facts, Joint Conclusions of Law, and proposed Ordering Paragraphs. In the event that settlement materials were not submitted by October 10, 2025, the Interim Order #2 alternatively directed the parties to file a joint status report identifying a proposed litigation schedule.

14. The Joint Petitioners have agreed to a Settlement of all issues. The Joint Petitioners

have agreed that the Joint Application, as modified by the Settlement, is reasonable, is in the best interests of York Water, CMV, and their customers, and will produce substantial affirmative public benefits. The Settlement is set forth in the following Section.

II. SETTLEMENT

15. The Joint Petitioners agree that the Joint Application filed by York Water and CMV at Docket Nos. A-2025-3054555 and A-2025-3054556 should be approved, as modified below:

16. York Water will charge the CMV wastewater customers a flat rate of \$50.00 per month until York Water's next base rate case.

III. CONDITIONS OF SETTLEMENT

17. This Settlement is conditioned upon the Commission's approval of the terms and conditions contained herein without modification. If the Commission modifies the Settlement, then any Joint Petitioner may elect to withdraw from this Settlement and may proceed with litigation and, in such event, this Settlement shall be void and of no effect. Such election to withdraw must be made in writing, filed with the Secretary of the Commission and served upon all Joint Petitioners within five (5) business days after the entry of an order modifying the Settlement. The Joint Petitioners acknowledge and agree that this Settlement, if approved, shall have the same force and effect as if the Joint Petitioners had fully litigated this proceeding and that the rates established hereunder are Commission-made, just and reasonable rates.

18. This Settlement is proposed by the Joint Petitioners to settle all issues in the instant proceeding. If the Commission does not approve the Settlement and the proceedings continue to further hearings, the Joint Petitioners reserve their respective rights to present additional testimony and to conduct full cross-examination, briefing and argument. The Settlement is made without any admission against, or prejudice to, any position which any Joint Petitioner may adopt in the event of any subsequent litigation of this proceeding.

19. This Settlement may not be cited as precedent in any future proceeding, except to the extent required to implement this Settlement.

20. This Settlement is being presented only in the context of this proceeding in an effort to resolve the proceeding in a manner which is fair and reasonable. The Settlement is the product of compromise. This Settlement is presented without prejudice to any position which any of the Joint Petitioners may have advanced and without prejudice to the position any of the Joint Petitioners may advance in the future on the merits of the issues in future proceedings except to the extent necessary to effectuate the terms and conditions of this Settlement. This Settlement does not preclude the Joint Petitioners from taking other positions in proceedings of other public utilities under Section 1308 of the Public Utility Code, 66 Pa. C.S. § 1308, or any other proceeding.

21. Attached as Appendices “A” and “B” are the Joint Petitioners’ Conclusions of Law and Ordering Paragraphs.

22. Attached as Appendices “C” through “E” are Statements of Support submitted by York Water, CMV, and OCA, respectively, setting forth the bases upon which they believe the Settlement is fair, just, and reasonable and, therefore, in the public interest.

23. Attached as Appendix “F” is a *pro forma* tariff supplement that is consistent with the Settlement.

24. Concurrent with the filing of this Settlement and the supporting materials noted above, the parties are also filing a Joint Stipulation of Facts to be admitted as evidence in the above-captioned proceeding.

25. If the ALJ adopts the Settlement without modification, the Joint Petitioners waive their rights to file Exceptions.

IV. CONCLUSION

WHEREFORE, the Joint Petitioners, by their respective counsel, respectfully request as follows:

1. That the Honorable Administrative Law Judge Emily A. Farren and the Pennsylvania Public Utility Commission approve this Settlement including all terms and conditions thereof;

2. That the Commission issue all Certificates of Public Convenience and Necessity required for CMV to transfer certain public wastewater facilities and rights to York Water, for CMV to abandon wastewater service to the public in its service territory in Chanceford Township, York County, and for York Water to begin to offer, render, furnish or supply wastewater service to the public in a portion of Chanceford Township, York County, Pennsylvania;

3. That the Commission authorize York Water to file a compliance tariff supplement consistent with the *pro forma* tariff supplement set forth in Appendix “F” of this Settlement within 10 days following the date of closing to become effective on one day’s notice.

4. That upon issuance of the Certificates of Public Convenience and Necessity, the above-captioned proceeding at Docket Nos. A-2025-3054555 and A-2025-3054556 be closed.

Respectfully submitted,



Devin T. Ryan (ID # 316602)
Post & Schell, P.C.
One Oxford Centre
301 Grant Street, Suite 3010
Pittsburgh, PA 15219
Phone: 717-612-6052
Fax: 717-731-1985
E-mail: dryan@postschell.com

Date: October 10, 2025

Michael W. Hassell (ID # 34851)
Megan E. Rulli (ID # 331981)
Post & Schell, P.C.
17 North Second Street, 12th Floor
Harrisburg, PA 17101-1601
Phone: 717-731-1970
Fax: 717-731-1985
E-mail: mhassell@postschell.com
E-mail: mrulli@postschell.com
Attorneys for The York Water Company

John Baranski, Esquire
MPL Law Firm, LLP
96 S. George Street, 5th Floor
York, PA 17401
Phone: 717-845-3674
E-mail: jbaranski@mpl-law.com
Attorney for CMV Sewage Co. Inc.

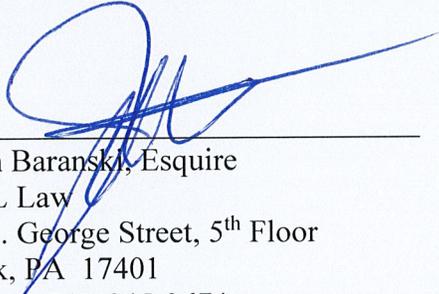
Date: _____

Respectfully submitted,

Date: _____

Devin T. Ryan (ID # 316602)
Post & Schell, P.C.
One Oxford Centre
301 Grant Street, Suite 3010
Pittsburgh, PA 15219
Phone: 717-612-6052
Fax: 717-731-1985
E-mail: dryan@postschell.com

Michael W. Hassell (ID # 34851)
Megan E. Rulli (ID # 331981)
Post & Schell, P.C.
17 North Second Street, 12th Floor
Harrisburg, PA 17101-1601
Phone: 717-731-1970
Fax: 717-731-1985
E-mail: mhassell@postschell.com
E-mail: mrulli@postschell.com
Attorneys for The York Water Company



John Baranski, Esquire
MPL Law
96 S. George Street, 5th Floor
York, PA 17401
Phone: 717-845-3674
E-mail: jbaranski@mpl-law.com
Attorney for CMV Sewage Co. Inc.

Date: 10/10/25

/s/ Christy Appleby

Date: October 10, 2025

Christy Appleby, Esquire
Melanie Joy El Atieh, Esquire
Office of Consumer Advocate
555 Walnut Street
Forum Place, Fifth Floor
Harrisburg, PA 17101
Phone: 717-783-5048
E-mail: cappleby@paoca.org
E-mail: melatieh@paoca.org

Attorneys for Office of Consumer Advocate

Appendix A

Appendix “A”

Proposed Conclusions of Law

1. Section 1101 of the Public Utility Code states that Commission approval, as evidenced by a certificate of public convenience and necessity, is required for a proposed public utility to begin to offer, render, furnish, or supply service within the Commonwealth. *See* 66 Pa. C.S. § 1101.

2. The proposed public utility must file an application with the Commission to receive such approval. *See id.*

3. The Commission’s grant of authority “shall include a description of the nature of the service and of the territory in which it may be offered, rendered, furnished or supplied.” *Id.*

4. Section 1102(a)(1) of the Public Utility Code specifies that a public utility must receive Commission approval before “begin[ning] to offer, render, furnish or supply within this Commonwealth service of a different nature or to a different territory than that authorized by” a certificate of public convenience or an unregistered right, power or privilege preserved by Section 103 of the Public Utility Code. 66 Pa. C.S. § 1102(a)(1).

5. Section 1102(a)(2) of the Public Utility Code states that a public utility must obtain Commission approval before “abandon[ing] or surrender[ing], in whole or in part, any service” *Id.* § 1102(a)(2).

6. Section 1102(a)(3) of the Code, 66 Pa. C.S. § 1102(a)(3), provides, in pertinent part, that the Commission’s prior approval, evidenced by a certificate of public convenience, is required:

For any public utility or an affiliated interest of a public utility . . . to acquire from, or to transfer to, any person or corporation . . . by any method or devise whatsoever, including the sale or transfer of stock and including a consolidation, merger, sale or lease, the title

to, or the possession or use of, any tangible or intangible property used or useful in the public service.

7. Section 1103 of the Public Utility Code sets forth the procedure to obtain certificates of public convenience under Sections 1101 and 1102 of the Public Utility Code. *See id.* § 1103.

8. The Commission may issue a certificate of public convenience upon a finding that “the granting of such certificate is necessary or proper for the service, accommodation, convenience, or safety of the public.” *Id.* § 1103(a).

9. This standard requires the Commission to find that the Joint Application will “affirmatively promote the service, accommodation, convenience, or safety of the public in some substantial way.” *City of York v. Pa. PUC*, 295 A.2d 825, 828 (Pa. 1972).

10. The “substantial public interest” standard is satisfied by a preponderance of the evidence of benefits, and such burden can be met by showing a likelihood or probability of public benefits that need not be quantified or guaranteed. *Popowsky v. Pa. PUC*, 937 A.2d 1040, 1057 (Pa. 2007).

11. The substantial public benefit test does not require that every customer receive a benefit from the Proposed Transactions. *Popowsky*, 937 A.2d at 1061.

12. Under Sections 1102 and 1103 of the Public Utility Code, the entity acquiring public utility assets must be legally, technically, and financially fit. *See Seaboard Tank Lines v. Pa. PUC*, 502 A.2d 762, 764 (Pa. Cmwlth. 1985); *Warminster Township Mun. Auth. v. Pa. PUC*, 138 A.2d 240, 243 (Pa. Super. 1958).

13. The Commission has held that “fitness” encompasses: (1) the technical capacity to fulfill the identified service need in a satisfactory fashion; (2) the financial capacity to obtain the plant and equipment needed to perform the proposed service in a reliable and responsible fashion;

and (3) a propensity to operate safely and legally. *See Re William O'Connor*, 54 Pa. P.U.C. 547, 549 (1980).

14. Certificated public utilities are presumed to be technically, financially, and legally fit to operate, absent proof to the contrary. *See, e.g., South Hills Movers, Inc. v. Pa. PUC*, 601 A.2d 1308, 1310 (Pa. Cmwlth. 1992) (citation omitted); *Application of Aqua Pa. Wastewater, Inc.*, 2017 Pa. PUC LEXIS 163, at *19 (Order entered June 29, 2017) (citations omitted).

15. York Water is legally, technically, and financially fit to own and operate CMV's Wastewater System Assets and to provide water service to the customers in the CMV service area.

16. Commission approval of the Joint Application is necessary and proper for the service, accommodation, convenience, and safety of the public and will produce substantial affirmative public benefits because:

(a) Seller is not interested in continuing to provide wastewater service due to the compliance issues identified by the Pennsylvania Department of Environmental Protection ("DEP") in the Consent Order and Agreement ("COA");

(b) The Wastewater System Assets' engineering configuration does not reflect current best engineering practices, the current condition complicates operation and will require regular maintenance, and the facilities present certain risks to workers, residents, and the environment;

(c) York Water will bring significant experience, professional staff and operators, customer service support, and other customer and facilities resources in order to best serve customers, resolve the compliance issues identified by DEP in the COA, and ensure compliance with both existing and proposed regulatory requirements, including:

(1) expanding the Felton Sewage Treatment Plant ("STP"), decommissioning the CMV

STP, and connecting the Chanceford Manor Village customers to the expanded Felton STP pursuant to the COA; (2) consistent and close supervision of the operation of the Wastewater System Assets; (3) 24/7 in-person responsiveness to customer service requests and emergencies; and (4) the ability and willingness to invest in and maintain the Wastewater System Assets as needed to maintain compliance until the connection to the Felton STP can be accomplished; and

(d) The Commission encourages utilities, such as York Water, to acquire wastewater systems such as the Wastewater System Assets owned by CMV. *See* 52 Pa. Code § 69.721.

Appendix B

Appendix “B”

Proposed Ordering Paragraphs

1. That the Joint Application filed by York Water and CMV at Docket Nos. A-2025-3054555 and A-2025-3054556, as modified by the Joint Petition for Settlement of All Issues, is hereby approved.

2. That a Certificate of Public Convenience shall be issued pursuant to Section 1102(a)(3) of the Public Utility Code, 66 Pa. C.S. § 1102(a)(3), evidencing Commission approval of the right of York Water to acquire the wastewater system assets owned by CMV, as described in the Joint Application.

3. That York Water shall provide written notification to the Secretary’s Bureau within ten (10) days of the closing with CMV at Docket Nos. A-2025-3054555 and A-2025-3054556.

4. That following Commission receipt of the notice of closing as required by Ordering Paragraph 3, a Certificate of Public Convenience shall be issued pursuant to Section 1102(a)(1)(i) of the Public Utility Code, 66 Pa. C.S. § 1102(a)(1)(i), evidencing Commission approval of the right of York Water to begin to offer, render, furnish and supply wastewater service to the public in a portion of Chanceford Township, York County, Pennsylvania.

5. That following Commission receipt of the notice of closing as required by Ordering Paragraph 3, a Certificate of Public Convenience shall be issued pursuant to Section 1102(a)(2) of the Public Utility Code, 66 Pa. C.S. § 1102(a)(2), evidencing Commission approval of the right of CMV to abandon water service to the public in its service territory in Chanceford Township, York County, Pennsylvania.

6. That within ten (10) days following the date of closing, York Water shall file a tariff supplement consistent with Appendix “F” of the Settlement with the Secretary’s Bureau at Docket Nos. A-2025-3054555 and A-2025-3054556, to become effective on one day’s notice.

7. That York Water shall file copies of its original cost study of the water system assets acquired from CMV with the Secretary’s Bureau, the Bureau of Technical Utility Services, the Bureau of Audits, the Bureau of Investigation and Enforcement, the Office of Consumer Advocate, and the Office of Small Business Advocate upon completion of said study.

8. That upon the issuance of the Certificates of Public Convenience as outlined in Ordering Paragraphs 4 and 5, *supra*, the proceeding at Docket Nos. A-2025-3054555 and A-2025-3054556 be closed.

Appendix C

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

IN THE MATTER OF THE JOINT :
APPLICATION OF THE YORK WATER :
COMPANY AND CMV SEWAGE CO. INC., :
Under Sections 1102(a)(1)-(3) of the Public Utility :
Code, for (1) approval of the right to transfer :
certain public wastewater facilities and rights from : Docket Nos. A-2025-3054555
CMV Sewage Co. Inc. to The York Water : A-2025-3054556
Company; (2) the abandonment by CMV Sewage :
Co. Inc. of wastewater service to the public in its :
service territory in Chanceford Township, York :
County, Pennsylvania; and (3) approval for The :
York Water Company to begin to offer, render, :
furnish or supply wastewater service to the public :
in a portion of Chanceford Township, York :
County, Pennsylvania :

**STATEMENT IN SUPPORT OF THE
JOINT PETITION FOR SETTLEMENT OF ALL ISSUES**

TO ADMINISTRATIVE LAW JUDGE EMILY A. FARREN:

I. INTRODUCTION

The York Water Company (“York Water” or the “Company”) hereby files this Statement in Support of the Joint Petition for Settlement of All Issues (“Settlement”) entered into by York Water, CMV Sewage Co. Inc. (“CMV”), and the Office of Consumer Advocate (“OCA”) (hereinafter, collectively “Joint Petitioners”) in the above-captioned proceeding. York Water respectfully requests that Administrative Law Judge Emily A. Farren (the “ALJ”) and the Pennsylvania Public Utility Commission (“Commission”) approve the Settlement, including the terms and conditions thereof, without modification.

The Settlement, if approved, will enable York Water to acquire the distressed wastewater facilities of CMV and serve CMV's current customers in Chanceford Township, York County, PA. The Settlement was achieved only after the Joint Petitioners investigated York Water's and CMV's Joint Application, engaged in informal discovery, and held settlement discussions. Moreover, the Joint Petitioners have considerable experience in Commission proceedings, including application proceedings arising under Section 1102 of the Public Utility Code. Their knowledge, experience, and ability to evaluate the strengths and weaknesses of their litigation positions provided a strong base upon which to build a consensus on the settled issues.

For these reasons and the reasons set forth below, the Settlement is just and reasonable, and York Water's and CMV's Joint Application, as modified by the Settlement, should be approved.

II. COMMISSION POLICY FAVORS SETTLEMENT

Commission policy promotes settlements. *See* 52 Pa. Code § 5.231(a). Settlements reduce the time and expense that the parties must expend litigating a case and, at the same time, conserve administrative resources. The Commission has stated that settlement results are often preferable to those achieved at the conclusion of a fully-litigated proceeding. *See* 52 Pa. Code § 69.401. To accept a settlement, the Commission must first determine that the proposed terms and conditions are in the public interest. *Pa. PUC v. York Water Co.*, Docket No. R-00049165 (Order entered Oct. 4, 2004); *Pa. PUC v. C.S. Water and Sewer Assocs.*, 74 Pa. P.U.C. 767 (1991).

III. THE SETTLEMENT IS IN THE PUBLIC INTEREST

Through the Joint Application, York Water, and CMV have requested Commission approval for: (1) the transfer of CMV's wastewater facilities to York Water; (2) CMV's abandonment of wastewater service in Chanceford Township, York County, PA; and (3) York Water's expansion of its service territory to include CMV's current certificated service territory in Chanceford Township, York County, PA.

The OCA filed a Protest to the Joint Application, raising concerns about the Company's proposal to charge CMV customers a flat rate of \$86.90 per month for wastewater service. (*See* OCA Protest, p. 4.) The OCA argued that given the potential rate increase to CMV customers, those customers should be provided additional notice about the Application and any rate increase that could result from the acquisition. (*See id.*) The OCA also contended that further information was needed regarding York Water's planned capital investments in the CMV system, the original cost and accumulated depreciation of CMV's wastewater utility plant in service, and whether the Company will seek acquisition adjustments under Section 1327 of the Public Utility Code. (*Id.*, pp. 3-4.) No other issues were raised concerning the Joint Application. The parties subsequently engaged in multiple settlement negotiations to resolve the OCA's concerns with the Joint Application and were ultimately successful in achieving a Settlement of all issues.

The Settlement reflects a carefully-balanced compromise of the Joint Petitioners' interests. Foremost, the Settlement is designed to address the OCA's concerns about the potential rate impact of the acquisition on CMV's existing customers. When York Water filed the Joint Application, the Company proposed to charge the flat rate currently charged to Felton Sewage Treatment Plant ("STP") customers, *i.e.*, \$86.90 per month per equivalent dwelling unit. (*See* Joint Application, p. 12.) CMV currently bills its customers based on metered rates, which are provided by the Red Lion Municipal Authority ("RLMA") to CMV at no charge and pursuant to no agreement. (Joint

Stipulation ¶ 48.) Despite multiple attempts to negotiate a reasonable rate for RLMA to provide meter readings to York Water so that the Company can continue to bill CMV customers at a metered rate, RLMA and York Water ultimately were unable to reach an agreement that was in the interest of York Water's customers. (See Joint Stip. ¶¶ 49-51.) As such, York Water originally proposed moving CMV customers to the flat rate charged to Felton STP customers because York Water will ultimately connect CMV customers to the Felton STP. (See Joint Stip. ¶ 25.)

Under the Settlement, the Joint Petitioners agree that instead of the Company's original proposal to apply its Felton STP flat rate to customers in the CMV's service area, York Water will charge the CMV wastewater customers a flat rate of \$50.00 per month until York Water's next base rate case. (Settlement ¶ 16.) York Water's proposed \$50.00 per month flat fee for wastewater service for CMV customers aligns with the average residential customer bill for the CMV customers, which is approximately \$51.00. (Joint Stipulation ¶ 52.) The proposed \$50.00 flat fee is intended to keep the average customer bill relatively the same while recognizing York Water's inability to get water consumption data from RLMA at a reasonable cost. (*Id.*)

As such, the Settlement is designed to ensure that the existing CMV wastewater customers pay approximately the same amount for wastewater service that they pay today, until York Water's next base rate case.

In addition, as established through the Settlement and the concurrently-filed Joint Stipulation of Facts, the Commission's approval of the proposed acquisition will produce substantial affirmative public benefits.

First, CMV has reached out to York Water for a lifeline to acquire the CMV system due to the deteriorating financial and physical condition of the system and its assets. (Joint Stip. ¶ 10.) The CMV wastewater system is distressed and is currently under a Consent Order and Agreement

("COA") with the Pennsylvania Department of Environmental Protection ("DEP") due to documented violations of the Clean Streams Law over the past decade. (*See* Joint Stip. ¶¶ 11-14, 19.) In particular, the owners of CMV have experienced a long history with both the Commission and DEP since constructing this wastewater system. (*See* Joint Stip. ¶ 11.) The CMV system has been subject of a number of regulatory meetings with the Commission, including OCA, and DEP about the financial health, rates, and system requirements and the limited rate base to arrive at reasonable solutions. (*See* Joint Stip. ¶ 11.) Currently, the wastewater system requires operational oversight, presents daily operational concern, and must be managed closely to maintain regulatory compliance related to reliability and permit compliance. (*See* Joint Stip. ¶ 11.) York Water has been working closely with the DEP regarding the proposed acquisition and has agreed to execute a COA with the DEP, which allows York Water to acquire and operate CMV's wastewater system and, after closing, requires York Water to maintain compliance with all legal requirements, including the COA, related to CMV's STP and the associated sewage collection system. (Joint Stip. ¶ 17.) Thus, from an environmental perspective, there is significant benefit in York Water's acquisition of the CMV system as reflected in the COA. (*See* Joint Stip. ¶ 16.) From a financial perspective, CMV has been running the system at an operational deficit and financially must exit the wastewater utility business, as this singular system is unsustainable and cannot be rehabilitated solely through its 280-customer base. (Joint Stip. ¶ 13.) Therefore, it is imperative that a legally, technically, and financially fit utility, such as York Water,¹ take over the system and provide wastewater service to customers in the CMV service area.

¹ Certificated public utilities are presumed to be technically, financially, and legally fit to operate, absence proof to the contrary. *See, e.g., South Hills Movers, Inc. v. Pa. PUC*, 601 A.2d 1308, 1310 (Pa. Cmwlth. 1992) (citation omitted); *Application of Aqua Pa. Wastewater, Inc.*, 2017 Pa. PUC LEXIS 163, at *19 (Order entered June 29, 2017) (citations omitted).

Second, York Water will bring significant resources to CMV's wastewater system to ensure compliance with both existing and proposed regulatory requirements and resolve the compliance issues identified by the DEP in the COA described above. (Joint Stip. ¶ 62.) The Company will accomplish these critical improvements by expanding the Felton STP, decommissioning the CMV STP, and connecting CMV customers to the expanded Felton STP pursuant to the COA. (Joint Stip. ¶ 62.)

Third, York Water will bring significant experience, professional staff and operators, customer service support, and other customer and facilities resources in order to best serve customers and continue to maintain compliance with both existing and proposed regulatory requirements, including: (1) consistent and close supervision of the operation of the wastewater system assets; (2) 24/7 in-person responsiveness to customer service requests and emergencies; and (3) the ability and willingness to invest in and maintain the CMV wastewater system assets as needed to maintain compliance until the connection to the Felton STP can be accomplished. (Joint Stip. ¶ 62.)

Fourth, the Commission encourages utilities, such as York Water, to acquire troubled wastewater systems like CMV's wastewater system assets. *See* 52 Pa. Code § 69.711. Moreover, the Company's acquisition of CMV's wastewater facilities will help further consolidate the wastewater systems in Pennsylvania, which "may, with appropriate management, result in greater environmental and economic benefits to customers." *Id.* § 69.721(a).

For these reasons, the Settlement reflects a reasonable compromise of the parties' positions. Also, the Joint Application, as modified by the Settlement, will produce substantial affirmative public benefits. Thus, the Joint Application, as modified by the Settlement, should be approved by the ALJ and the Commission.

IV. CONCLUSION

Through cooperative efforts and the open exchange of information, the Joint Petitioners have arrived at a Settlement that resolves all issues in the proceeding in a fair and equitable manner. A fair and reasonable compromise has been achieved in this case, as is evident by the fact that all active parties have agreed to the resolution of the issues in this proceeding. Therefore, the Commission should approve the Settlement without modification and approve the Joint Application as modified by the Settlement.

Respectfully submitted,



Devin T. Ryan (ID # 316602)
Post & Schell, P.C.
One Oxford Centre
301 Grant Street, Suite 3010
Pittsburgh, PA 15219
Phone: 717-612-6052
Fax: 717-731-1985
E-mail: dryan@postschell.com

Michael W. Hassell (ID # 34851)
Megan E. Rulli (ID # 331981)
Post & Schell, P.C.
17 North Second Street, 12th Floor
Harrisburg, PA 17101-1601
Phone: 717-731-1970
Fax: 717-731-1985
E-mail: mhassell@postschell.com
E-mail: mrulli@postschell.com

Dated: October 10, 2025

Counsel for The York Water Company

Appendix D

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

IN THE MATTER OF THE JOINT :
APPLICATION OF THE YORK WATER :
COMPANY AND CMV SEWAGE CO. INC., :
Under Sections 1102(a)(1)-(3) of the Public Utility :
Code, for (1) approval of the right to transfer :
certain public wastewater facilities and rights from :
CMV Sewage Co. Inc. to The York Water : Docket Nos. A-2025-3054555
Company; (2) the abandonment by CMV Sewage : A-2025-3054556
Co. Inc. of wastewater service to the public in its :
service territory in Chanceford Township, York :
County, Pennsylvania; and (3) approval for The :
York Water Company to begin to offer, render, :
furnish or supply wastewater service to the public :
in a portion of Chanceford Township, York :
County, Pennsylvania :

**APPLICANT CMV SEWAGE CO. INC'S STATEMENT IN SUPPORT OF JOINT
PETITION FOR SETTLEMENT**

TO ADMINISTRATIVE LAW JUDGE EMILY A. FARREN:

CMV Sewage Co. Inc., ("CMV") submits this Statement in Support of the Joint Petition for Settlement ("Joint Petition" or "Settlement") of the Joint Application of The York Water Company and CMV Sewage Co. Inc., under Sections 1102(a)(1)-(3) of the Public Utility Code, for (1) approval of the right to transfer certain public wastewater facilities and rights from CMV Sewage Co. Inc. to The York Water Company; (2) the abandonment by CMV Sewage Co. Inc. of wastewater service to the public in its service territory in Chanceford Township, York County, Pennsylvania; and (3) approval for The

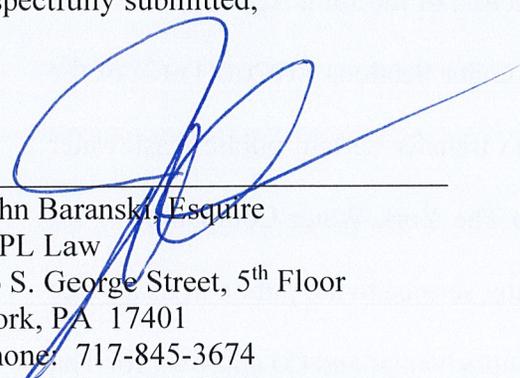
York Water Company to begin to offer, render, furnish or supply wastewater service to the public in a portion of Chanceford Township, York County, Pennsylvania. The Settlement resolves all issues related to the Petition and promotes public safety. The Settlement terms and conditions are in the public interest.

The Settlement is a result of successful negotiations among the active parties and resolves all of the outstanding issues in this proceeding. Specifically, the Settlement addresses the protests of the Office of Consumer Advocate regarding rates and addresses the public safety concerns that have arisen from the deteriorating condition of the CMV system for years.

The Settlement will save the parties the time and expense that would be incurred in further litigation before the Commission and avoid the possibility of appeals from the Commission's Order. The Settlement fulfills the Commission's policy of promoting settlements as set forth in 52 Pa. Code § 5.231 (a).

Therefore, CMV believes that the public interest will be served by the adoption and granting of the Settlement and requests that the terms of the Settlement be approved and that this proceeding thereafter be closed.

Respectfully submitted,



John Baranski, Esquire
MPL Law
96 S. George Street, 5th Floor
York, PA 17401
Phone: 717-845-3674
E-mail: jbaranski@mpl-law.com
Attorney for CMV Sewage Co. Inc.

Date: 10/10/25

Appendix E

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In the matter of the Joint Application of the	:	
York Water Company and CMV Sewage Co.	:	
Inc., Under Sections 1102(a)(1)-(3) of the	:	Docket Nos. A-2025-3054555
Public Utility Code, for (1) approval of the	:	A-2025-3054556
right to transfer certain public wastewater	:	
facilities and rights from CMV Sewage Co.	:	
Inc. to The York Water Company; (2) the	:	
abandonment by CMV Sewage Co. Inc. of	:	
wastewater service to the public in its service	:	
territory in Chanceford Township, York	:	
County, Pennsylvania; and (3) approval for	:	
The York Water Company to begin to offer,	:	
render, furnish or supply wastewater service	:	
to the public in a portion of Chanceford	:	
Township, York County, Pennsylvania	:	
	:	

**STATEMENT IN SUPPORT
OF THE JOINT PETITION FOR SETTLEMENT OF ALL ISSUES
OF THE OFFICE OF CONSUMER ADVOCATE**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE EMILY A. FARREN:

AND NOW, before the Honorable Administrative Law Judge Emily A. Farren, and the Pennsylvania Public Utility Commission (Commission), the Office of Consumer Advocate (OCA), a signatory to the Joint Petition for Settlement of All Issues (Settlement) in the captioned proceeding, submits this Statement in Support of the Settlement, requesting approval of the terms and conditions of the Settlement as being supported by substantial record evidence and in the public interest.

I. INTRODUCTION

A. Description of the Office of Consumer Advocate

The OCA is a statutory advocate with the authority and duty to represent the interest of consumers as a party before the Commission in public utility rate requests. 71 P.S. § 309-4.

B. Procedural Background

On April 11, 2025, York Water Company and CMV Sewage Company filed a Joint Application under Section 1102(a)(1)-(3) of the Public Utility Code for approval of: (1) the right to transfer certain public wastewater facilities and rights from CMV Sewage Company, Inc. to the York Water Company; (2) the abandonment by CMV Sewage Company, Inc. of wastewater service to the public in its service territory in Chanceford Township, York County, Pennsylvania and (3) the approval of the York Water Company to begin to offer, render, furnish or supply wastewater service to the public in a portion of Chanceford Township, York County, Pennsylvania.

Notice of the Joint Application was published in the *Pennsylvania Bulletin* on April 26, 2025, and stated that Protests and Petitions to Intervene must be filed on or before May 12, 2025.

On May 12, 2025, the OCA filed its Protest, Public Statement and Notice of Appearance.

On May 28, 2025, the ALJ issued her Prehearing Conference Notice, and on May 28, 2025, ALJ Farren issued her Order setting forth a Prehearing Conference be held on Monday, June 16, 2025, at 10 a.m. and requiring that Prehearing Memoranda be filed by noon on Friday, June 13, 2025.

On June 13, 2025, York Water and OCA filed their Prehearing Conference Memoranda. Also on June 13, 2025, the OCA filed the Notice of Appearance of Melanie Joy El Atieh.

On June 16, 2025, the Prehearing Conference was held at which time the parties requested additional time to pursue settlement in lieu of immediately establishing a litigation schedule. The

ALJ granted the parties' request to forgo the setting of a procedural schedule for 30 days and also consolidated the above-captioned dockets.

The ALJ issued an Interim Order on June 17, 2025, that memorialized the actions taken at the Prehearing Conference, and a further status conference was scheduled for July 16, 2025.

On July 16, 2025, the first status conference was held, and the ALJ granted the parties' request for additional time to discuss settlement. Also on July 16, 2025, a Telephonic Status Conference Notice and a Prehearing Order for Telephonic Status Conference were issued, scheduling the next status conference for August 22, 2025.

On August 22, 2025, the second status conference was held as scheduled, at which time the parties notified the ALJ that the parties were nearing settlement and the ALJ granted the parties' request to provide a status report by September 8, 2025.

On September 15, 2025, the parties notified the ALJ via email that a settlement in principle of all issues had been reached, and requested to file a Joint Petition for Settlement, Statements in Support, and a Joint Stipulation of Facts by October 10, 2025.

The ALJ issued Interim Order #2 on September 19, 2025. Interim Order #2 set the deadline of October 10, 2025, for the parties to submit a Joint Petition for Settlement, complete with Statements in Support from each party, a Joint Stipulation of Facts, Joint Conclusions of Law, and proposed Ordering Paragraphs. If the settlement materials were not submitted by October 10, 2025, the Interim Order #2 alternatively directed the parties to file a joint status report identifying a proposed litigation schedule.

Concurrent with the Settlement, the parties are also separately filing a Joint Stipulation of Facts in order to provide additional information in support of the Settlement. The OCA references the Joint Stipulation of Facts in its discussion below.

The OCA now submits this Statement in Support of the Settlement. For the reasons set forth below, the OCA submits that the Settlement is in the public interest and should be approved without modification.

II. STANDARDS FOR APPROVAL OF SETTLEMENT

A. Settlements must be in the public interest and the Commission must give due consideration to the interests of consumers.

The policy of the Commission is to encourage settlements. 52 Pa. Code § 5.231. In order to accept a settlement such as proposed here, the Commission must determine that the proposed terms and conditions are in the public interest. *Pa. PUC v. City of Bethlehem – Water Dept.*, Docket No. R-2020-3020256 (Order entered April 15, 2021) (*City of Bethlehem*) at 13 (citing *Pa. PUC v. York Water Co.*, Docket No. R-00049165 (Order entered October 4, 2004); *Pa. PUC v. C. S. Water and Sewer Assoc.*, 74 Pa. P.U.C. 767 (1991) (*CS Water and Sewer*)). “It is the Commission’s duty to determine the public interest and to protect the rights of the public.” *Duquesne Light Co. v. Pa. PUC*, 715 A.2d 540, 546 (Pa. Cmwlth. Ct. 1998) (citations omitted). Consistent with the Commission’s other statutory responsibilities, the Commission must determine the public interest with “due consideration to the interests of consumers.” 71 P.S. § 309-5.

B. Burden of Proof

Proponents of an order bear the burden of proof. 66 Pa.C.S. § 332(a). Because the Joint Petitioners request that the Commission enter an order adopting the settlement without modification, they share the burden of proof to show that the terms and conditions of the settlement are in the public interest. 66 Pa.C.S. § 332(a); *Pa. PUC v. City of Bethlehem – Water Dept.*, Docket No. R-2020-3020256 (Order entered April 15, 2021) (*City of Bethlehem*) at 13.

III. SETTLEMENT TERMS AND CONDITIONS

In order for the Joint Application to be approved, the Applicants must meet the requirements of Sections 1102 and 1103 of the Public Utility Code. 66 Pa. C.S. § 1103(a). Section 1102 of the Public Utility Code requires that the Commission issue a Certificate of Public Convenience as a legal prerequisite to an entity offering service, abandoning service and certain property transfers by public utilities or their affiliated interests. 66 Pa. C.S. § 1102(a)(1)-(3). The Code further requires that a certificate shall only be granted upon findings that the granting of such certificate is “necessary or proper for the service, accommodation, convenience or safety of the public.” 66 Pa. C.S. § 1103(a). *See City of York v. Pa. P.U.C.*, 295 A.2d 825, 828 (Pa. 1973) (*City of York*); *see also Popowsky v. Pa. P.U.C.*, 937 A.2d 1040 (Pa. 2007). Moreover, the proposed transaction must “affirmatively promote the service, accommodation, convenience, or safety of the public in some substantial way.” *City of York* at 828. Further, as recently decided by the Commonwealth Court, the affirmative benefits of a transaction must outweigh any potential harm that may result from the transaction. *Cicero v. Pa. P.U.C.*, No. 910 C.D. 2022, 2023 Pa. Commw. LEXIS 120 (July 31, 2023) (*Cicero*).

Section 1103 explicitly allows the Commission to impose conditions upon the issuance of a Certificate of Public Convenience. 66 Pa. C.S. § 1103(a). Section 1103(a) of the Code provides: “The Commission, in granting such a certificate, may impose such conditions as it may deem to be just and reasonable.”

The Public Utility Code requires that any rate charged to consumers must be just and reasonable and not unduly discriminatory and that any voluntary changes in rates be approved by the Commission. 66 Pa. C.S. §§ 1301, 1304, 1308.

For the reasons set forth in York Water and CMV Sewage’s Joint Application and in the

Joint Stipulation of Facts and Settlement, the OCA agrees that there are substantial, affirmative public benefits of the proposed transaction for CMV Sewage customers that meet the requirements of Sections 1102 and 1103(a) of the Public Utility Code. The OCA's Protest requested that the Joint Application not be granted at the time due to the need for additional information to supplement the record and to address York Water's proposal to increase CMV Sewage customer rates to \$86.90 prior to York Water's next base rate proceeding.

In its Protest, the OCA raised three areas of concern that have now been addressed: (1) that the Joint Application and accompanying materials did not provide information about the projected costs of capital investment contemplated by York Water in the years following the close of the proposed transaction, what the planned projects are, and what the projected revenue deficiency (sufficiency) will be and (2) that limited financial details regarding CMV including what the York Water's claimed addition to water rate base will be. Protest at ¶¶ 9(a)-(b). Finally, the Joint Application provided that the CMV Sewage customers will be charged a flat rate of \$86.90. Protest at ¶¶ 9(c). The OCA identified concerns regarding the authority to charge the proposed higher rates to CMV customers and that the proposed rates should be evaluated to determine whether the proposed rates are consistent with the principles of gradualism and whether they will result in unjust and unreasonable rates.

The Joint Stipulation of Facts and the Settlement addresses the first two of these issues. The OCA raised a concern about the information presented in the filing regarding the proposed capital investments contemplated following the transaction and the details related to the water rate base. The OCA engaged in informal discovery discussions regarding the projected costs of investment and the information provided was able to resolve the OCA's questions.

The third concern that the OCA raised in its Protest was regarding the Company's proposal that the CMV Sewage customers will be charged a flat rate of \$86.90. Protest at ¶¶ 9(c). The Settlement provides:

York Water will charge the CMV wastewater customers a flat rate of \$50.00 per month until York Water's next base rate case.

Settlement at ¶ 15.

The Joint Stipulation of Facts presents additional facts that were identified during the discovery process which support the proposed rates to be charged to CMV customers, and that, in fact, the amount should not be a rate increase for the average customer. The proposed rate will mirror the current average bill for customers in the CMV service territory. CMV currently bills its customers based on metered rates. Joint Stipulation of Facts at ¶ 48. Red Lion Municipal Authority ("RLMA") provides water service to the CMV customers and has been providing monthly water use meter readings to CMV for over a decade, at no charge and pursuant to no agreement. Joint Stipulation of Facts at ¶ 48. From the information provided by York Water, it appears that post-acquisition, receiving metered data for water service from RMLA is no longer possible. Joint Stipulation of Facts at ¶¶ 49-51. As identified in the Joint Stipulation of Facts, York Water provided that the Company "contacted RLMA to provide notice of the pending sale of the system and requested that RLMA continue providing the meter reads. RLMA indicated it would not provide the reads to York Water." Joint Stipulation of Facts at ¶ 49. After repeated attempts, the Company was unable to secure an agreement with RLMA to continue to provide reasonable access to metered water rates. Joint Stipulation of Facts at ¶¶ 49-51.

Without metered water rates, flat rates are a reasonable alternative at this time. York Water's proposed \$50.00 per month flat fee for wastewater service for CMV customers aligns with the average residential customer bill for the CMV customers, which is approximately \$51.00. Joint

Stipulated Facts at ¶ 52. The proposed \$50.00 flat fee is intended to keep the average customer bill relatively the same while recognizing York Water's inability to get water consumption data from RLMA at a reasonable cost. Joint Stipulated Facts at ¶ 52.

The OCA submits that given the lack of continued access to metered water data from RMLA, the transition to flat metered rates is reasonable at this time. The Settlement addresses the OCA's concern that the Company proposed to increase the customer's rates to a flat rate of \$86.90. The reduction to \$50.00 closely mirrors the average customer's current usage rates of \$51.00 and will reasonably maintain existing rates. The Joint Stipulation also sufficiently supplements the record to respond to the OCA's concerns regarding the lack of sufficient information about York Water's capital improvement plans and what the anticipated claimed addition to water rate base will be.

IV. CONCLUSION

The OCA submits that the terms and conditions of the proposed Settlement, in addition to the steps already taken, represent a fair and reasonable resolution of the issues and claims arising in this proceeding. The OCA further submits that, for the reasons detailed above, the Commission should approve the Settlement without modification as it is in the public interest.

Respectfully submitted,

/s/ Christy M. Appleby
Melanie Joy El Atieh
Deputy Consumer Advocate
PA Attorney I.D. # 209323
MElAtieh@paoca.org

Office of Consumer Advocate
555 Walnut Street
5th Floor, Forum Place
Harrisburg, PA 17101-1923
(717) 783-5048

Christy M. Appleby
Senior Assistant Consumer Advocate
PA Attorney I.D. # 85824
CAAppleby@paoca.org

Date: October 10, 2025

Counsel for:
Darryl A. Lawrence
Consumer Advocate

Appendix F

THE YORK WATER COMPANY
RATES, RULES AND REGULATIONS GOVERNING
THE PROVISION OF WASTEWATER COLLECTION, TREATMENT AND/OR
DISPOSAL SERVICE TO THE PUBLIC IN
THE BOROUGHS OF EAST PROSPECT, FELTON, JACOBUS, WEST YORK, AND
YORK HAVEN BOROUGH
AND THE
TOWNSHIPS OF CHANCEFORD, EAST MANCHESTER (ASBURY POINTE (C)
RESIDENTIAL SUBDIVISION), LOWER WINDSOR, NEWBERRY, SPRINGFIELD,
SHREWSBURY, WASHINGTON, AND WEST MANHEIM IN YORK COUNTY, PENNSYLVANIA
AND THE
TOWNSHIPS OF GREENE, HAMILTON, AND LETTERKENNY
IN FRANKLIN COUNTY, PENNSYLVANIA
AND THE
TOWNSHIP OF STRABAN IN ADAMS COUNTY, PENNSYLVANIA
AND THE
TOWNSHIP OF WEST DONEGAL IN LANCASTER COUNTY, PENNSYLVANIA

ISSUED: XXXXXX

EFFECTIVE: XXXXXX

By: Joseph T. Hand
President and CEO
130 East Market Street
York, Pennsylvania

(C) Indicates Change

 **NOTICE**

Filed in compliance with the order of the Pennsylvania Public Utility Commission of XXXXXXXX,
at Docket No. A-XXXX-XXXXXXX.

(SEE PAGE NO. 2)

The York Water Company
York, Pennsylvania

Supplement No. XX
To
Wastewater – PA P.U.C. No. 1
XXXXX Revised Page No. 2
Canceling
XXXXXX Revised Page No. 2

LIST OF CHANGES

This tariff supplement authorizes The York Water Company – Wastewater to begin to offer or furnish wastewater service to the public in a portion of Chanceford Township, York County, Pennsylvania in accordance with the Pennsylvania Public Utility Commission Order at Docket Nos. A-2025-3054555, et al., entered XXXXXXXXXXXX.

TABLE OF CONTENTS

	<u>Page</u>	
Title Page	Supplement No. XX	(C)
List of Changes	2 XXXXXX Revised	(C)
Table of Contents	3 XXXXXX Revised	(C)
	3 (a) First Revised	
 Part I		
Schedule of Rates and Charges	4 XXXXXX Revised	(C)
	4 (a) Third Revised	
	4 (b) Original	
	4 (c) Original	
	4 (d) Original	
	4 (e) Original	
	4 (f) Original	
	4 (g) Original	
	4 (h) Original	
	4 (i) Original	
	4 (j) Original	
	4 (k) Original	
	4 (l) Original	
	4 (m) Original	
	4 (n) Original	
	4 (o) Original	
	4 (p) Original	
	4 (q) Original	
 Schedule of Miscellaneous Fees and Charges	5 Second Revised	
State Tax Adjustment Surcharge	6 Fourth Revised	
 Part II		
Definitions	7 Second Revised	
	8 Second Revised	
	9 Second Revised	
	10 Second Revised	
	10 (a) Original	
	10 (b) Original	

(C) Indicates Change

Canceling

PART I: SCHEDULE OF RATES AND CHARGES

Asbury Pointe Area, Felton Borough Area, and Letterkenny Township Area

A flat rate of \$86.90 per month per equivalent dwelling unit.

East Prospect and Lower Windsor Area, Jacobus Borough Area, and Straban Township Area

A metered rate (based on water consumption) as follows:

	<u>Per Month</u>	<u>Rate</u>
East Prospect and Lower Windsor Area	1 st 4,000 Gals.	\$86.90
Over	4,000 Gals.	\$7.565 per 1,000 Gals.

Chanceford Township Area

(C)

A flat rate of \$50.00 per month per equivalent dwelling unit.

West York Borough Area

Rate per Month

A flat rate per equivalent dwelling unit.

Residential	\$60.00
Commercial/Industrial	\$69.55

Monaghan Township Area

Rate per Month

A flat rate per equivalent dwelling unit.

Residential	\$44.20
-------------	---------

York Haven Borough and Newberry Township Area

Rate per Month

A flat rate per equivalent dwelling unit.

Residential	\$50.00
Commercial/Industrial	\$102.67

A metered rate (based on water consumption).

Commercial	\$9.75 per 1,000 Gals.
------------	------------------------

Customers in York Haven Borough and Newberry Township that were served by York Haven Sewer Authority shall be billed by the Company based on York Haven Sewer Authority's allocation of equivalent dwelling unit(s), regardless of any conflicts with this tariff's definition of "Equivalent Dwelling Units (EDUs)." All other customers in York Haven Borough and Newberry Township will be assigned equivalent dwelling unit(s) and billed based thereon consistent with this tariff's definition of "Equivalent Dwelling Units (EDUs)."

(C) Indicates Change