

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION OF )  
ARTESIAN WATER COMPANY, INC. FOR A )  
CERTIFICATE OF PUBLIC CONVENIENCE )  
AND NECESSITY TO PROVIDE WATER )  
SERVICES PURSUANT TO 26 *DEL. C.* ) PSC DOCKET NO. 13-CPCN-10  
§203C ("WOODGATE, LLC") )  
(FILED OCTOBER 25, 2013; AMENDED )  
JANUARY 9, 2014; AMENDED JANUARY )  
30, 2014; AMENDED MARCH 10, 2014) )

**ORDER NO. 8508**

**AND NOW**, this 15<sup>th</sup> day of April, 2014, the Delaware Public Service Commission ("Commission") determines and orders the following:

**WHEREAS**, on October 25, 2013, Artesian Water Company, Inc. ("Artesian") filed an application ("Application") with the Commission pursuant to 26 *Del. C.* §203C(e)(1)b. seeking a Certificate of Public Convenience and Necessity ("CPCN") to expand its facilities and operations to provide water services to seventeen parcels of land in Sussex County, Delaware, referred to as the Woodgate, LLC (the "Proposed Service Area"); and

**WHEREAS**, the Application included evidence that Artesian had mailed notice of the Application and the options available to all landowners of record in the Proposed Service Area. In addition, Artesian published notice of its Application in two newspapers of general circulation. The Commission has received no comments regarding Artesian or this Application in response to the published notice; and

**WHEREAS**, Artesian also provided (i) written evidence that the landowner of record for all of the parcels included in the Proposed Service Area is a limited liability company called Woodgate, LLC (the "LLC"), (ii) an excerpt from the LLC's meeting minutes which shows the sole member-manager of the LLC was authorized to sign, grant, and convey easements on behalf of the LLC for right-of-way and service to Artesian for the Proposed Service Area, and (iii) a petition signed by the sole member-manager which requests that the LLC's parcels be included in the Proposed Service Area; and

**WHEREAS**, the Commission Staff ("Staff") reviewed the Application to ensure compliance with the statutory provisions of 26 *Del. C.* §203C and the Commission's Regulations Governing Certificates of Public Convenience and Necessity for Water Utilities, 26 *Del. Admin. C.* §2002 (the "Regulations"). Staff submitted a memorandum to the Commission dated March 21, 2014, which confirms that the Application meets all requirements for granting Artesian a CPCN pursuant to 26 *Del. C.* §203C and the Regulations. Accordingly, Staff recommends approval of the Application;

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE VOTE OF NO FEWER THAN THREE COMMISSIONERS:**

1. Pursuant to 26 *Del. C.* §203C(e), a CPCN is hereby granted to Artesian to serve the Proposed Service Area more specifically identified by the Sussex County Tax Map Parcel Numbers shown in the attached Exhibit "A" of this Order.

2. Artesian shall comply with any and all federal, state, county, and local statutes, ordinances, orders, regulations, rules, and permit conditions that are applicable, or may become applicable, to any matter involving water utility services provided to the service territory granted by this CPCN.

3. The Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

\_\_\_\_\_  
Chair

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Commissioner

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Commissioner

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Commissioner

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Commissioner

ATTEST:

\_\_\_\_\_  
Secretary

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APPROVED SERVICE AREA  
PARCELS WITHIN CERTIFICATE OF  
PUBLIC CONVENIENCE AND NECESSITY

ARTESIAN WATER COMPANY, INC.  
PSC DOCKET NO. 13-CPCN-10

SUSSEX COUNTY TAX MAP PARCEL NUMBERS

234-5.00-58.02  
234-5.00-181.00  
234-5.00-190.00  
234-5.00-192.00  
234-5.00-193.00  
234-5.00-196.00  
234-5.00-197.00  
234-5.00-198.00  
234-5.00-200.00  
234-5.00-201.00  
234-5.00-202.00  
234-5.00-203.00  
234-5.00-204.00  
234-5.00-205.00  
234-5.00-206.00  
234-5.00-208.00  
234-5.00-209.00