

**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) PSC DOCKET NO. 15-1034
SERVICES PURSUANT TO 26 *DEL. C.*)
§203C)
(FILED June 11, 2015))

ORDER NO. 8772

AND NOW, this 4st day of August, 2015, the Delaware Public Service Commission ("Commission") determines and orders the following:

WHEREAS, on June 11, 2015, Artesian Water Company, Inc. ("Artesian") submitted 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 two parcels of land in Sussex County, Delaware, located on Lewes-Georgetown Highway, more specifically identified by the Sussex County Tax Map Parcel Numbers 3-34-4.00-37.00 and 3-34-4.00-37.04 and referred to as "Seashore Highway" and/or "Route 9 Area" (the "Proposed Service Area"); and

WHEREAS, the submitted 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 the Application in response to the published notice; and

WHEREAS, Staff reviewed the completed 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 July 28, 2015, which confirms that the completed Application meets all of the requirements for granting Artesian a CPCN pursuant to 26 *Del. C.* §203C and the Regulations. Accordingly, Staff recommends that the Commission grant the Company a CPCN based on the completed Application;

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE
VOTE OF NOT 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 3-34-4.00-37.00 and 3-34-4.00-37.04.

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:

/s/ Dallas Winslow
Chair

/s/ Joann T. Conaway
Commissioner

/s/ Harold B. Gray
Commissioner

/s/ K. F. Drexler
Commissioner

/s/ Mike Karia
Commissioner

ATTEST:

/s/ Donna Nickerson
Secretary