

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF DELAWARE

IN THE MATTER OF THE PETITION OF )  
ARTESIAN WATER COMPANY, INC. FOR A )  
REVISION TO RATES ACCESSED PURSUANT ) PSC DOCKET NO. 13-193T  
TO INTERCONNECTION AGREEMENTS )  
(FILED MAY 13, 2013) )

ORDER NO. 8391

This 18<sup>th</sup> day of June, 2013, the Commission determines and Orders the following:

**WHEREAS**, on December 20, 2011, the Commission authorized Artesian Water Company, Inc. ("AWC") to charge Artesian Water Maryland, Inc. ("AWMD") a revised interconnection rate in an amount equal to the price AWC pays to the Chester Water Authority ("CWA") for water delivered to AWC at its Route 7 interconnection in Hockessin, Delaware, plus a 10% "transmission fee." See Order No. 8086 (December 20, 2011); and

**WHEREAS**, on February 21, 2013, the Commission authorized AWC to charge the Town of Chesapeake City, Maryland ("Town of Chesapeake") a new interconnection rate, effective March 1, 2013, in an amount equal to the rate that AWC pays to the CWA for water delivered to AWC at its Route 7 interconnection in Hockessin, Delaware, plus a monthly customer service charge which is equal to AWC's current customer service charge associated with a 6-inch meter as specified in AWC's approved Delaware water tariff. See Order No. 8289 (February 21, 2013); and

**WHEREAS**, on March 27, 2013, CWA notified AWC of a proposed change in the rate billed for water service, specifically an

increase of \$0.01 in the Susquehanna River Basin Charge, effective July 1, 2013. A copy of the CWA letter notice to AWC is attached as Exhibit "A". The proposed increase of the consumption use mitigation fee from \$0.30 to \$0.031 is scheduled to be ratified by the Susquehanna River Basin Commission ("SRBC") on June 20, 2013, via a resolution. A copy of the draft "Regulatory Program Fee Schedule" is attached as Exhibit "B"; and

**WHEREAS**, on May 13, 2013, AWC filed a petition (the "Petition") requesting approval of revised interconnection rates, effective July 1, 2013, for both AWMD and the Town of Chesapeake based on the proposed increase in rates charged to AWC by CWA; and

**WHEREAS**, AWC proposes to increase the interconnection rate for AWMD from \$3.751 per thousand gallons to \$3.762 per thousand gallons. The proposed rate reflects the rate change of \$0.01 per thousand gallons from the CWA plus a 10% transmission fee. A copy of the proposed revised tariff rates for AWMD is attached as Exhibit "C"; and

**WHEREAS**, AWC proposes to increase the interconnection rate for the Town of Chesapeake from \$4.092 per thousand gallons to \$4.104 per thousand gallons. The proposed rate reflects the rate change of \$0.01 plus a 20% transmission fee. A copy of the proposed revised tariff rates for the Town of Chesapeake is attached as Exhibit "D"; and

**WHEREAS**, the Petition also requested a waiver of the 60-days' notice as required by 26 Del. C. §304(a). As "good cause"

for such waiver, AWC asserted as follows: "AWC respectfully requests a waiver of the 60 day notice requirement for tariff changes so that the Commission may act upon an increased rate that is scheduled to become effective July 1, 2013;" and

**WHEREAS**, the Commission Staff reviewed the Petition and supporting documents and has concluded that the new interconnection rates as set forth in the proposed revised tariffs are just and reasonable and do not violate the provisions of 26 Del. C. §303(a). In addition, Staff noted that a timely application should have been filed on or before April 18, 2013, to meet the required 60-days' notice to the Commission. AWC waited approximately 47 days after receiving notice from CWA that SRBC had proposed to increase the rate for water services. Therefore, Staff did not find that "good cause" exists to waive the 60-days' notice in this matter; and

**WHEREAS**, nevertheless, Staff recommends approval of the Petition subject to the following three conditions: (i) that the SRBC must first ratify the increase of \$0.01 in the Susquehanna River Basin Charge, effective July 1, 2013, and (ii) such Commission approval of the Petition should not be construed as approval for rate-making treatment for future rate cases, and (iii) AWC must timely file all future rate increase requests related to the interconnection agreements for AWMD and the Town of Chesapeake subject to any "good cause" shown for failure to timely file. Staff states that it will continue to review requests for any changes in the interconnection rates charged to

AWMD and the Town of Chesapeake and has noted that AWC should notify the Commission of any material changes in the interconnection rates;

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE  
AFFIRMATIVE VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. That the Commission hereby authorizes Artesian Water Company, Inc. ("AWC") to charge Artesian Water Maryland, Inc. ("AWMD"), a new interconnection rate ("AWMD Interconnection Rate"), effective July 1, 2013, in an amount equal to the rate that AWC pays to the Chester Water Authority ("CWA") for water delivered to AWC at its Route 7 interconnection in Hockessin, Delaware (currently equal to \$3.751 per thousand gallons). The proposed rate reflects the rate change of \$0.01 plus a 10% transmission fee. This AWMD Interconnection Rate, which is listed in the attached Exhibit "C", is \$3.762 per thousand gallons. This authorization is subject to the following three conditions: (i) that the SRBC must first ratify the increase of \$0.01 in the Susquehanna River Basin Charge, effective July 1, 2013, and (ii) such Commission approval of the AWMD Interconnection Rate should not be construed as approval for rate-making treatment for future rate cases, and (iii) AWC must timely file all future rate increase requests related to the interconnection agreements for AWMD subject to any "good cause" shown for failure to timely file.

2. That the Commission hereby authorizes AWC to charge the Town of Chesapeake City, Maryland ("Town of Chesapeake") a new interconnection rate ("Town of Chesapeake Interconnection

Rate"), effective July 1, 2013, in an amount equal to the rate that AWC pays to the CWA for water delivered to AWC at its Route 7 interconnection in Hockessin, Delaware (currently equal to \$4.092 per thousand gallons). The proposed rate reflects the rate change of \$0.01 plus a 20% transmission fee. The Town of Chesapeake Interconnection Rate, which is listed in the attached Exhibit "D", is \$4.104 per thousand gallons. This authorization is subject to the following three conditions: (i) that the SRBC must first ratify the increase of \$0.01 in the Susquehanna River Basin Charge, effective July 1, 2013, and (ii) such Commission approval of the Town of Chesapeake Interconnection Rate should not be construed as approval for rate-making treatment for future rate cases, and (iii) AWC must timely file all future rate increase requests related to the interconnection agreements for the Town of Chesapeake subject to any "good cause" shown for failure to timely file.

3. That, although the Commission notes that Staff did not find "good cause" exists for waiving the 60-days' prior notice required under 26 Del. C. §304(a), the Commission will grant AWC its requested waiver subject to the requirement that AWC must timely file all future rate increase requests related to the interconnection agreements for AWMD and the Town of Chesapeake. If AWC requests for a waiver of the 60-days' notice for any future filings, AWC will be required to provide "good cause" for failure to timely file.

4. That AWC shall update its tariff leafs regarding the new AWMD Interconnection Rate and the new Town of Chesapeake Interconnection Rate and shall file with the Commission a new petition if there are any future increases in the rates that CWA charges to the respective parties.

5. That AWC shall notify the Commission of any material modifications or amendments to the existing interconnection agreement between AWC and AWMD and between AWC and the Town of Chesapeake.

6. That AWC is hereby notified that it will be assessed the costs of this proceeding pursuant to 26 *Del. C.* §114(b).

7. That 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/ Jaymes B. Lester  
Commissioner

/s/ Jeffrey J. Clark  
Commissioner

\_\_\_\_\_  
Commissioner

ATTEST:

/s/ Alisa Carrow Bentley  
Secretary

**EXHIBIT "A"**

COPY OF LETTER NOTICE DATED MARCH 27, 2013, FROM  
CHESTER WATER AUTHORITY TO ARTESIAN WATER COMPANY, INC.  
REGARDING PROPOSED CHANGE IN RATES FOR WATER SERVICE



**Chester Water Authority**

P.O. Box 467 • Chester, PA 19016-0467  
(610) 876-8181 • FAX (610) 876-1657

March 27, 2013  
1212-600

APR 2 - 2013

Ms. Dian C. Taylor, President  
Artesian Water Company, Inc.  
P. O. Box 15004  
Wilmington, Delaware 19850

Dear Ms. Taylor:

Chester Water Authority has been notified by Marcia Rynearson, Director of Administrative Services for the Susquehanna River Basin Commission (SRBC), that the SRBC is taking under consideration a proposal to increase their rates from \$0.30 to \$0.31 per 1,000 gallons of water starting July 1, 2013. She advised that for planning purposes that we should expect a \$0.01 increase as of July in consumptive use charge. Nothing has yet been put before the SRBC board for approval and will not be until their June meeting. Any increase approved at the June meeting will go into effect July 1.

Please be advised if the SRBC votes to increase their rates from \$0.30 to \$0.31 per 1,000 gallons of water at their June meeting, starting July 1, 2013, the new rate for water utilities in Village Green West will be \$3.42 per 1,000 gallons of water.

If you have any questions or require additional information, please feel free to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Thomas A. Zetusky, Sr.', with a stylized flourish at the end.

Thomas A. Zetusky, Sr.  
Director, Business Office

sh  
c: RCW

**EXHIBIT "B"**

COPY OF THE DRAFT "REGULATORY PROGRAM FEE SCHEDULE"  
EFFECTIVE JULY 1, 2013, TO BE RATIFIED BY THE  
SUSQUEHANNA RIVER BASIN COMMISSION ON JUNE 20, 2013



# SUSQUEHANNA RIVER BASIN COMMISSION

1721 North Front Street • Harrisburg, Pennsylvania 17102-2391

(717) 238-0423 Phone • (717) 238-2436 Fax

www.srbc.net

## DRAFT

### REGULATORY PROGRAM FEE SCHEDULE

Effective July 1, 2013

Adopted by Resolution No. 2013-xx, June 20, 2013

1. The Susquehanna River Basin Commission (Commission) requires payment of nonrefundable fees for the review of applications (see tables herein). The following categories of projects require approval by the Commission under the Susquehanna River Basin Compact (the "Compact") and Commission regulations found in 18 CFR Parts 801 and 806.
  - a. Consumptive uses, including all related administrative approvals under 18 CFR §806.22.
  - b. Surface water and groundwater withdrawals, including any related aquifer testing plan evaluations, waiver requests, or aquatic resource surveys.
  - c. Diversions.
  - d. Hydroelectric projects.
  - e. Any other projects requiring the review and approval of the Commission under the Compact that do not involve a request for a quantity of water.
  - f. Other applications required under 18 CFR §806.5.
2. If any project involves more than one of the above categories, a separate fee is required for each category.
3. Fees for Consumptive Use Mitigation and Annual Compliance and Monitoring are also set forth in this schedule.
4. The appropriate fee must be submitted to the Commission with the project application (see Paragraph 13 regarding an installment payment option). Failure to submit payment of the fee or submission of an insufficient fee with the application will result in its return to the project sponsor or, at the discretion of the Commission, an additional billing of the proper fee to the project sponsor. Except as otherwise provided in Paragraph 9, refunds will be made for any portion of a fee payment submitted with the application that exceeds the

appropriate amount identified on the tables herein. The Commission will not take action on a project application until the appropriate fees are paid.

5. Agencies of the member jurisdictions to the Compact with applicable member jurisdiction-wide authority are exempt from fees. However, political subdivisions of the member jurisdictions are subject to the fees.
6. Agricultural water use projects, as defined in 18 CFR §806.3, are exempt from the fees set forth in this schedule.
7. Public water systems owned and operated by a governmental authority, as defined in 18 CFR §806.3, are eligible to pay the discounted fee amounts identified in the "Municipal Fee" category listed on the tables herein.
8. Groundwater remediation systems approved by an agency of a member jurisdiction shall pay a single withdrawal application fee based on the total requested quantity of withdrawal to create a single, localized depression within the groundwater table, regardless of the number of individual recovery wells being used in the system. Such systems shall also pay a single annual compliance and monitoring fee.
9. Fees paid in accordance with this schedule are nonrefundable, except as allowed for in Paragraph 14. Fees are not reduced nor any amount credited to the project sponsor if the Commission's approval authorizes a rate of withdrawal or quantity of water that is less than that requested by the project sponsor, or if application deficiencies cause Commission staff to terminate review of the application during the review process.
10. If submitting paper application forms, project sponsors must complete and submit the enclosed Application Fee Worksheet (page 11) with their application payment.
11. When fees calculated in accordance with this schedule are deemed to be insufficient to cover costs associated with applications or compliance, or where technical assistance is otherwise provided at the request of the project sponsor, the project sponsor shall be responsible for all costs associated with actual hours worked by Commission staff, including an allocation of salary, fringe benefits and overhead costs.
12. The Commission may, for good cause shown, waive or partially waive any of the fees set forth herein for situations that include, but are not limited to: (a) an incentive for the use of impaired waters in accordance with Commission Resolution No. 2012-01; (b) applications that have previously undergone substantive analysis through member jurisdiction reviews or other previous and/or concurrent Commission reviews; and (c) certain technical considerations that reduce review requirements, such as multiple sources that may be evaluated as a single source (e.g., a wellfield). The Executive Director is authorized to grant fee waivers or partial waivers of \$15,000 or less. Any requests for waivers or partial waivers for application fees related to projects proposing to use mine degraded water shall be considered in accordance with Commission Policy No. 2009-01. Applicants subject to financial constraints may consider the installment options set forth in Paragraph 13.

13. If any single application fee exceeds \$25,000, project sponsors have the option of making installment payments. This option provides for the payment of up to three consecutive equal annual installments with interest thereon at a rate of prime<sup>1</sup> plus 2 percent, but not less than 5 percent per annum on the unpaid balance. The project sponsor should indicate that it intends to use this option when making application. Municipal<sup>2</sup> project sponsors have the option of making installment payments for fees exceeding \$15,000 in total, and may make payments of up to five equal annual installments with interest thereon at a rate of prime<sup>1</sup> plus 2 percent, but not less than 5 percent per annum on the unpaid balance. The first annual installment is due at the time the application is submitted.
14. The Executive Director is authorized to refund up to 50 percent of the application fee, depending upon staff effort expended, if the project sponsor voluntarily withdraws an administratively incomplete application prior to the commencement of technical review. Project sponsors will be notified electronically when an application is deemed administratively complete and technical review begins.
15. All projects approved by the Commission on or after January 1, 2010, including modification approvals and renewals, shall also be subject to annual compliance and monitoring fees as set forth herein. Fees are due and payable within 30 days from the date of invoice.
16. The fee which is due is based upon the fee schedule in effect on the date that the application is submitted to the Commission.

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<sup>1</sup> Prime refers to the U.S. Prime Rate at the time of the installment payment request.

<sup>2</sup> For purposes of this fee schedule, municipalities are defined as political subdivisions of the member states, which shall include counties, townships, towns, boroughs, villages, cities, or any authorities, boards or other public benefit corporations organized thereby.

**TABLE 1. APPLICATION FEES**

Project Category	Requested Quantities <sup>1</sup> or Capacities	Standard Fee	Municipal Fee
Consumptive Water Use	20,000 gallons per day (gpd) – 99,999 gpd 100,000 gpd – 499,999 gpd 500,000 gpd – 999,999 gpd 1 million gpd (mgd) – 5 mgd Over 5 mgd	\$ 3,000 6,050 12,000 35,950 59,950	\$ 2,400 4,840 9,600 28,760 47,960
Approval by Rule Consumptive Use; 18 CFR §806.22(e)	20,000 gpd – 99,999 gpd 100,000 gpd – 499,999 gpd 500,000 gpd – 999,999 gpd 1 mgd – 5 mgd Over 5 mgd	\$ 1,525 3,025 6,000 17,975 30,000	Not Applicable
Approval by Rule <sup>2</sup> Consumptive Use; 18 CFR §806.22(f)	<u>Unconventional Natural Gas or Other Hydrocarbon Development</u>  <u>Water Source:</u> Source Registration; Subsection (12) Source Approval; Subsection (13) Hydrocarbon Water Storage Facilities; Subsection (14)	\$ 10,000  525 1,100  2,550	Not Applicable
Surface Water Withdrawals <sup>3,4</sup>	Less than 100,000 gpd 100,000 gpd – 249,999 gpd 250,000 gpd – 499,999 gpd 500,000 gpd – 999,999 gpd 1 mgd – 5 mgd 5,000,001 gpd – 10 mgd Over 10 mgd	\$ 5,225 7,850 10,475 13,100 15,700 34,125 34,125 + \$5,800 for each additional 1 mgd increment <sup>5,6</sup>	\$ 4,180 6,280 8,380 10,480 12,560 27,300 27,300 + \$4,640 for each additional 1 mgd increment <sup>5,6</sup>
Groundwater Withdrawals <sup>3,4</sup>	Less than 100,000 gpd 100,000 gpd – 249,999 gpd 250,000 gpd – 499,999 gpd 500,000 gpd – 999,999 gpd 1 mgd – 5 mgd 5,000,001 gpd – 10 mgd Over 10 mgd	\$ 6,125 9,200 12,300 15,375 18,425 40,000 40,000 + \$7,025 for each additional 1 mgd increment <sup>5,6</sup>	\$ 4,229 6,354 8,478 10,603 12,708 27,598 27,598 + \$4,847 for each additional 1 mgd increment <sup>5,6</sup>
<u>Diversions:</u> Into Basin	All quantities	\$ 10,000	\$ 8,000
Out of Basin	Less than 250,000 gpd 250,000 gpd or greater	10,000 30,000 + consumptive use fee (unless not applicable)	8,000 24,000 + consumptive use fee (unless not applicable)

**TABLE 1. APPLICATION FEES (continued)**

Project Category	Requested Quantities <sup>1</sup> or Capacities	Standard Fee	Municipal Fee
Hydroelectric Projects (New or Re-licensing)	Greater than 10 megawatts (anything less subject to "all other projects" category below)	\$233,750	Not Applicable
All other projects requiring review and approval and not otherwise specified	All quantities or capacities	\$ 5,000	\$ 4,000
Aquatic Resource Survey <sup>4,7</sup>		\$ 6,800	\$ 5,440
Pre-Drill Well Site Review <sup>8</sup>		\$ 2,250	\$ 1,800
Aquifer Testing Plan <sup>3,9</sup>		\$ 4,650	\$ 3,720
Aquifer Testing Plan Waiver Request Evaluation <sup>3,9</sup>		\$ 4,650	\$ 3,720
Emergency Certificate		\$ 5,000	\$ 4,000

<sup>1</sup> Fees are based on the maximum withdrawal amount (on a peak day or 30-day average basis, as appropriate) requested in the application.

<sup>2</sup> Except where the project sponsor has an approved docket, any water source serving an Approval by Rule must be either registered or administratively approved, regardless of quantity.

<sup>3</sup> A separate application fee is required for each withdrawal location, except for groundwater remediation systems that may be eligible for a single fee.

<sup>4</sup> An aquatic resource survey fee may be required for applications for surface water and groundwater withdrawals, or for modifications or renewals of approved withdrawals (see footnote 7).

<sup>5</sup> 1 mgd increment includes any amount from 1 gallon to the next mgd.

<sup>6</sup> The maximum calculation of a project fee for this category will be \$279,600.

<sup>7</sup> Aquatic resource surveys will be conducted on streams when recent relevant data are not available to evaluate the potential impacts of a withdrawal. Commission staff will make that determination during the review of an application and will invoice this fee separately.

<sup>8</sup> Project sponsors may request a pre-drilling evaluation for proposed groundwater withdrawals.

<sup>9</sup> If a waiver for an aquifer testing plan is requested and denied, the project sponsor will be required to develop an aquifer testing plan and pay an additional fee.

**TABLE 2. MODIFICATION APPLICATION FEES**

Project Category	Amount of Requested Increase in Quantities or Capacities <sup>1</sup>	Standard Fee	Municipal Fee
Consumptive Water Use	Less than 100,000 gpd	\$ 3,000	\$ 2,400
	100,000 gpd – 499,999 gpd	6,050	4,840
	500,000 gpd – 999,999 gpd	12,000	9,600
	1 mgd – 5 mgd	35,950	28,760
	Over 5 mgd	59,950	47,960
Approval by Rule Consumptive Use; 18 CFR §806.22(e)	Less than 100,000 gpd	\$ 1,525	\$ 1,220
	100,000 gpd – 499,999 gpd	3,025	2,420
	500,000 gpd – 999,999 gpd	6,000	4,800
	1 mgd – 5 mgd	17,975	14,380
	Over 5 mgd	30,000	24,000
Approval by Rule Consumptive Use; 18 CFR §806.22(f)	Unconventional Natural Gas or Other Hydrocarbon Development	\$ 1,100	Not Applicable
	Water Source	1,100	
Surface Water Withdrawals <sup>2</sup>	Less than 100,000 gpd	\$ 5,225	\$ 4,180
	100,000 gpd – 249,999 gpd	10,475	8,380
	250,000 gpd – 499,999 gpd	13,100	10,480
	500,000 gpd – 999,999 gpd	15,700	12,560
	1 mgd – 5 mgd	15,700	12,560
	5,000,001 gpd – 10 mgd	34,125	27,300
	Over 10 mgd	34,125 + \$5,800 for each additional 1 mgd increment <sup>3,4</sup>	27,300 + \$4,640 for each additional 1 mgd increment <sup>3,4</sup>
Groundwater Withdrawals <sup>2</sup>	Less than 100,000 gpd	\$ 6,125	\$ 4,229
	100,000 gpd – 249,999 gpd	9,200	6,354
	250,000 gpd – 499,999 gpd	12,300	8,478
	500,000 gpd – 999,999 gpd	15,375	10,603
	1 mgd – 5 mgd	18,425	12,708
	5,000,001 gpd – 10 mgd	40,000	27,598
	Over 10 mgd	40,000 + \$7,025 for each additional 1 mgd increment <sup>3,4</sup>	27,598 + \$4,847 for each additional 1 mgd increment <sup>3,4</sup>
<u>Diversions:</u> Into Basin	All quantities	\$ 10,000	\$ 8,000
	Out of Basin	10,000 30,000 + consumptive use fee (unless not applicable)	8,000 24,000 + consumptive use fee (unless not applicable)
Hydroelectric Projects	Greater than 10 megawatts (anything less subject to "all other projects" category below)	Actual Costs	Not Applicable

**TABLE 2. MODIFICATION APPLICATION FEES (continued)**

Project Category	Amount of Requested Increase in Quantities or Capacities <sup>1</sup>	Standard Fee	Municipal Fee
All other projects requiring review and approval and not otherwise specified	All quantities or capacities	\$ 5,000	\$ 4,000
Transfer of Approval <sup>5</sup>		\$ 1,025	\$ 820
Re-issuance of Approval <sup>5</sup>		\$ 500	\$ 400

<sup>1</sup> When the requested modification for any category of project listed does not include a request to modify quantities, the lowest fee for the applicable project category shall apply.

<sup>2</sup> A separate application fee is required for each withdrawal location, except for groundwater remediation systems that may be eligible for a single fee.

<sup>3</sup> 1 mgd increment includes any amount from 1 gallon to the next mgd.

<sup>4</sup> The maximum calculation of a project fee for this category will be \$279,600.

<sup>5</sup> The fee for transfers or re-issuances as defined under Commission regulation found in 18 CFR §806.6 which occur simultaneously as part of a single transaction will be reduced by 50 percent when the number of transfers or re-issuances in the transaction equals 25 or more.

TABLE 3. RENEWAL APPLICATION FEES

Project Category	Requested Quantities <sup>1</sup> or Capacities	Renewal		Renewal With Modification <sup>2</sup>	
		Standard Fee	Municipal Fee	Standard Fee	Municipal Fee
Consumptive Water Use	Less than 1 mgd	\$ 1,525	\$ 1,220	\$ 2,550	\$ 2,040
	1 mgd - 5 mgd	3,075	2,460	5,100	4,080
	Over 5 mgd	10,200	8,160	20,400	16,320
Approval by Rule Consumptive Use; 18 CFR §806.22(e)	All quantities	\$ 1,525	\$ 1,220	\$ 1,525	\$ 1,220
Approval by Rule Consumptive Use; 18 CFR §806.22(f)	All quantities	\$ 2,550	\$ 2,040	\$ 2,550	\$ 2,040
Surface Water Withdrawals <sup>3</sup>	Less than 100,000 gpd	\$ 3,925	\$ 3,140	\$ 5,225	\$ 4,180
	100,000 gpd - 249,999 gpd	5,900	4,720	7,850	6,280
	250,000 gpd - 499,999 gpd	7,850	6,280	10,475	8,380
	500,000 gpd - 999,999 gpd	9,850	7,880	13,100	10,480
	1 mgd - 5 mgd	11,775	9,420	15,700	12,560
	5,000,001 gpd - 10 mgd	25,575	20,460	34,125	27,300
	Over 10 mgd	25,575 + \$4,375 for each additional 1 mgd increment <sup>4,5</sup>	20,460 + \$3,500 for each additional 1 mgd increment <sup>4,5</sup>	34,125 + \$5,800 for each additional 1 mgd increment <sup>4,5</sup>	27,300 + \$4,650 for each additional 1 mgd increment <sup>4,5</sup>
	Groundwater Withdrawals <sup>3</sup>	Less than 100,000 gpd	\$ 6,125	\$ 4,229	\$ 6,125
100,000 gpd - 249,999 gpd		9,200	6,354	9,200	6,354
250,000 gpd - 499,999 gpd		12,300	8,478	12,300	8,478
500,000 gpd - 999,999 gpd		15,375	10,603	15,375	10,603
1 mgd - 5 mgd		18,425	12,708	18,425	12,708
5,000,001 gpd - 10 mgd		40,000	27,598	40,000	27,598
Over 10 mgd		40,000 + \$7,025 for each additional 1 mgd increment <sup>4,5</sup>	27,598 + \$4,847 for each additional 1 mgd increment <sup>4,5</sup>	40,000 + \$7,025 for each additional 1 mgd increment <sup>4,5</sup>	27,598 + \$4,847 for each additional 1 mgd increment <sup>4,5</sup>
<u>Diversions:</u> Into Basin	All quantities	\$ 10,000	\$ 8,000	\$ 10,000	\$ 8,000
	Out of Basin	Less than 250,000 gpd 250,000 gpd or greater	10,000 30,000 + consumptive use fee (unless not applicable)	8,000 24,000 + consumptive use fee (unless not applicable)	10,000 30,000 + consumptive use fee (unless not applicable)
All other projects requiring review and approval and not otherwise specified	All quantities and capacities	\$ 5,000	\$ 4,000	\$ 5,000	\$ 4,000

**TABLE 3. RENEWAL APPLICATION FEES (continued)**

Project Category	Requested Quantities <sup>1</sup> or Capacities	Renewal		Renewal With Modification <sup>2</sup>	
		Standard Fee	Municipal Fee	Standard Fee	Municipal Fee
Aquatic Resource Survey <sup>6,7</sup>		\$ 6,800	\$ 5,440	\$ 6,800	\$ 5,440
Aquifer Testing Plan <sup>3,8</sup>		\$ 4,650	\$ 3,720	\$ 4,650	\$ 3,720
Aquifer Testing Plan Waiver Request Evaluation <sup>3,8</sup>		\$ 4,650	\$ 3,720	\$ 4,650	\$ 3,720

<sup>1</sup> Fees are based on the maximum withdrawal amount (on a peak day or 30-day average basis, as appropriate) requested in the application.

<sup>2</sup> A renewal will be subject to the "Renewal With Modification" category if the amount of the consumptive use or withdrawal requested exceeds the original approved amount, or if there is a change to the source or to another major water-related project feature.

<sup>3</sup> A separate application fee is required for each withdrawal location, except for groundwater remediation systems that may be eligible for a single fee.

<sup>4</sup> 1 mgd increment includes any amount from 1 gallon to the next mgd.

<sup>5</sup> The maximum calculation of a project fee for this category will be \$279,600.

<sup>6</sup> An aquatic resource survey fee may be required for applications for surface water and groundwater withdrawals, or for modifications or renewals of approved withdrawals (see footnote 7).

<sup>7</sup> Aquatic resource surveys will be conducted on streams when recent relevant data are not available to evaluate the potential impacts of a withdrawal. Commission staff will make that determination during the review of an application and will invoice this fee separately.

<sup>8</sup> If a waiver for an aquifer testing plan is requested and denied, the project sponsor will be required to develop an aquifer testing plan and pay an additional fee.

**TABLE 4. ANNUAL COMPLIANCE AND MONITORING FEE<sup>1,2</sup>**

Project Category	Standard Fee	Municipal Fee
Hydroelectric	\$10,200	\$10,200
Diversions and Consumptive Water Use Projects Not Paying the Consumptive Use Mitigation Fee	\$ 2,050	\$ 2,050
Consumptive Use	\$ 1,025 <sup>3</sup>	\$ 1,025 <sup>3</sup>
Groundwater	\$ 1,025 <sup>3</sup>	\$ 1,025 <sup>3</sup>
Surface Water	\$ 1,025 <sup>3</sup>	\$ 1,025 <sup>3</sup>
Approval by Rule	\$ 1,025	\$ 1,025

<sup>1</sup> Annual compliance and monitoring fees apply to each docket approval or Approval by Rule issued by the Commission on or after January 1, 2010, including modifications and renewal of approvals that require Commission action on or after that date. Dockets approving multiple sources, withdrawals, consumptive uses, diversions or combinations thereof are subject to a single fee.

<sup>2</sup> All fees on this table will be invoiced by the Commission on or after July 1 of each year. During the first year, fees will be prorated by quarter on the basis of a fiscal year commencing July 1. Fees are due and payable within 30 days from the date of invoice. No refunds or credits of the annual fee will be given for rescinded projects or approvals unless the rescission request is received on or prior to August 15, in which case the fee will be adjusted to one quarter of the annual fee.

<sup>3</sup> In the case of a facility operating under multiple dockets, the maximum annual compliance and monitoring fee will be limited to \$5,000.

**TABLE 5. CONSUMPTIVE USE MITIGATION FEE**

Project Category	Standard Fee
Consumptive Use Mitigation Fee <sup>1</sup>	\$0.31 per 1,000 gallons consumed

<sup>1</sup> Consumptive use mitigation fees are paid by project sponsors electing to use such payments as their method of compliance with 18 CFR §806.22(b). Such fees are deposited in the Commission's Water Management Fund and shall be used for planning, engineering, design, and construction phases of new projects, or the reformulation of existing reservoirs, or any other project or study initiated by the Commission to address the cumulative impact of consumptive water use or otherwise to support low flow management in the Susquehanna River Basin, as provided for in the Commission's Water Management Fund Policy, Policy No. 95-02, as revised June 8, 2005.



EXHIBIT "C"

PROPOSED REVISED TARIFF RATES FOR  
ARTESIAN WATER OF MARYLAND, INC. EFFECTIVE JULY 1, 2013

ARTESIAN WATER COMPANY, INC.

P.S.C. NO. 1 - WATER  
Sheet No. 1  
Effective: July 1, 2013

ARTESIAN WATER COMPANY, INC.

TARIFF

| ARTESIAN WATER COMPANY, INC.  
P.S.C. No. 1 - WATER  
| Effective: ~~October 1, 2012~~ July 1, 2013

~~Fourth~~Fifth-Fourth Supplemental Sheet  
canceling  
~~Third~~Fourth-Fourth Supplemental Sheet

This Fourth Supplemental Sheet is applicable to Artesian Water Maryland, Inc. The total charge for metered service consists of the indicated water charge.

| Water Charge:

\$~~3.75~~3.762 per thousand  
gallons

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All bills are due and payable upon presentation.

ARTESIAN WATER COMPANY, INC.  
P.S.C. No. 1 - WATER  
Effective: July 1, 2013

Fifth-Fourth Supplemental Sheet  
canceling  
Fourth-Fourth Supplemental Sheet

This Fourth Supplemental Sheet is applicable to Artesian Water Maryland, Inc. The total charge for metered service consists of the indicated water charge.

Water Charge:

\$3.762 per thousand gallons

All bills are due and payable upon presentation.

EXHIBIT "D"

PROPOSED REVISED TARIFF RATES FOR  
THE TOWN OF CHESAPEAKE CITY, MARYLAND, EFFECTIVE JULY 1, 2013

ARTESIAN WATER COMPANY, INC.

P.S.C. NO. 1 - WATER  
Sheet No. 1  
Effective: July 1, 2013

ARTESIAN WATER COMPANY, INC.

TARIFF

ARTESIAN WATER COMPANY, INC.  
P.S.C. No. 1 - WATER  
Effective: March-July 1, 2013

~~First~~Second-Fifth Supplemental Sheet  
canceling  
First-Fifth Supplemental Sheet

This Fifth Supplemental Sheet is applicable to the Town of Chesapeake City. The total charge for metered service consists of the rate for water volumes supplied, shown below, and a customer charge associated with a 6-inch meter.

Water Charge:

~~\$4.09~~24.104 per thousand  
gallons

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All bills are due and payable upon presentation.

ARTESIAN WATER COMPANY, INC.  
P.S.C. No. 1 - WATER  
Effective: July 1, 2013

Second-Fifth Supplemental Sheet  
canceling  
First-Fifth Supplemental Sheet

This Fifth Supplemental Sheet is applicable to the Town of Chesapeake City. The total charge for metered service consists of the rate for water volumes supplied, shown below, and a customer charge associated with a 6-inch meter.

Water Charge:

\$4.104 per thousand gallons

All bills are due and payable upon presentation.