



OVER 100 YEARS OF SUPERIOR SERVICE

Artesian Water Company



Artesian Wastewater Management



Artesian Utility Development



Artesian Water Pennsylvania



Artesian Water Maryland



Artesian Wastewater Maryland

Via DelaFile

July 6, 2023

Malika Davis, Acting Secretary
Delaware Public Service Commission
861 Silver Lake Boulevard
Cannon Building, Suite 100
Dover, Delaware 19904

RE: CPCN Application –HUDSON383.00, SWEETBRIAR19.00, HUDSON42.00,
MILTON11.07

Dear Ms. Davis:

Enclosed please find a CPCN Application filed on behalf of Artesian Wastewater Management, Inc. (“AWMI”) to provide wastewater service to 4 parcels located in Sussex County. AWMI paid the required \$300 application fee electronically through the Commission’s electronic portal DelaFile.

Please feel free to contact me at (302) 453-2385 should you have any questions regarding this application.

Sincerely,

A handwritten signature in black ink that reads "Stephen Joswick".

Stephen Joswick
Customer Development Coordinator

cc: John Rebar, DNREC, Division of Water
Dorothy Morris, Delaware Office of State Planning
John Ashman, Sussex County, Engineering Department

BEFORE THE DELAWARE PUBLIC SERVICE COMMISSION

**APPLICATION FOR A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY**

This application is filed consistent with the requirements of Delaware Code 26 Del. C. §203D(d).

Type of Utility Service: **Wastewater Service**

I. APPLICANT INFORMATION

A . Full legal name and address of Applicant:

ARTESIAN WASTEWATER MANAGEMENT, INC. (“AWMI”)
664 CHURCHMANS ROAD
NEWARK, DE 19702

B . Utility Contact: **Courtney A. Emerson**
C . Phone No.: **(302) 453-6900**
D . Fax No.: **(302) 369-4041**
E . Email: **cemerson@artesianwater.com**

II. BASIS FOR APPLICATION

- ___A. The Applicant is in possession of a signed service agreement with the developer of a proposed subdivision or development, which subdivision or development has been duly approved by the respective county government (26 Del. C. § 203D(d)(1)).
- X B. The Applicant has one or more petitions requesting wastewater service from the applicant executed by the landowners of record of each parcel or property to be encompassed within the proposed territory to be served. (26 Del. C. § 203D(d)(2)).
- ___C. The Applicant, in the case of existing development, subdivision, or generally recognized unincorporated community has one or more petitions requesting wastewater service from the applicant executed by the landowners of record of parcels and properties that constitute a majority of the parcels or properties in the existing development, subdivision, or unincorporated community. (26 Del. C. § 203D(d)(3)).
- ___D. The Applicant possess a certified copy of a resolution or ordinance from the governing body of a municipality that requests, directs, or authorizes the applicant to provide wastewater services to the proposed territory to be

served, which must be located within the boundary of such county and municipality.
(26 Del. C. § 203D(d)(4)).

III. PROCEDURE

- A. Artesian Wastewater Management, Inc. (“AWMI”) requests that this application be reviewed pursuant to an informal fact finding procedure.

IV. CUSTOMER PETITIONS & IDENTIFICATION OF PARCELS

- A. HUDSON383.00 – Exhibit A
- B. SWEETBRIAR19.00 – Exhibit B
- C. HUDSON42.00 – Exhibit C
- D. MILTON11.07 – Exhibit D

V. FINANCIAL AND OPERATIONAL CAPABILITIES

- A. The complete historical makeup of the Company is on file with the Commission, including financial and managerial details. Annual reports detailing the AWMI’s performance are on file with the Commission.
- B. AWMI commenced operations in 2005.
- C. AWMI is an affiliate of Artesian Resources Corporation. Information that details the organizational structure of AWMI and affiliates is on file with the Commission.
- D. AWMI currently serves approximately 3,938 customers through regional wastewater treatment stations in Sussex County, Delaware.
- E. AWMI facilities are operated by fully licensed operators that have operated in full compliance with applicable federal and state rules, regulations, and laws.
- F. AWMI is full compliance with applicable federal and state regulations regarding wastewater treatment standards.
- G. AWMI provides superior service and is not subject to any orders from any regulatory authority indicating the Company failed to provide adequate wastewater service for customers.

- H. AWMI is not subject to any orders from orders from DNREC or other regulatory authority indicating the Company failed to properly dispose and treat effluent discharges from its wastewater facilities.

VI. OTHER

- A. AWMI's CPCN application is fully consistent with prior Commission decisions.
- B. AWMI's request for a CPCN to provide wastewater service has been forwarded via email to the following parties:
 - 1. John Rebar, DNREC, Division of Water
 - 2. John Ashman, Sussex County, Engineering Department
 - 3. Dorothy Morris, Delaware Office of State Planning

Respectfully Submitted,

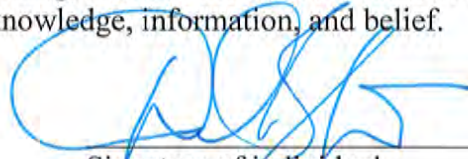
/s/ Courtney A. Emerson

Courtney A. Emerson (DE Bar No. 6229)
Artesian Wastewater Management, Inc.
General Counsel

AFFIDAVIT

STATE OF DELAWARE)
) SS
COUNTY OF NEW CASTLE)


On this 6th day of July, 2023, personally came before me, the subscriber, a Notary Public in and for the state and county aforesaid, David B. Spacht, the President and CFO of Artesian Wastewater Management, Inc. known to me personally to be such or having presented to me satisfactory evidence of identity, and acknowledged this document to be the act and deed of such corporation, that the signature of such individual is in his own proper handwriting, and that the facts set forth in this application are true and correct to the best of his knowledge, information, and belief.



Signature of individual

David B. Spacht
Printed Name

SIGNED AND SWORN (OR AFFIRMED) before me on this 6th day of
July, 2023



Signature of Delaware Notarial Officer
Notary Public

Title (e.g., Notary Public)

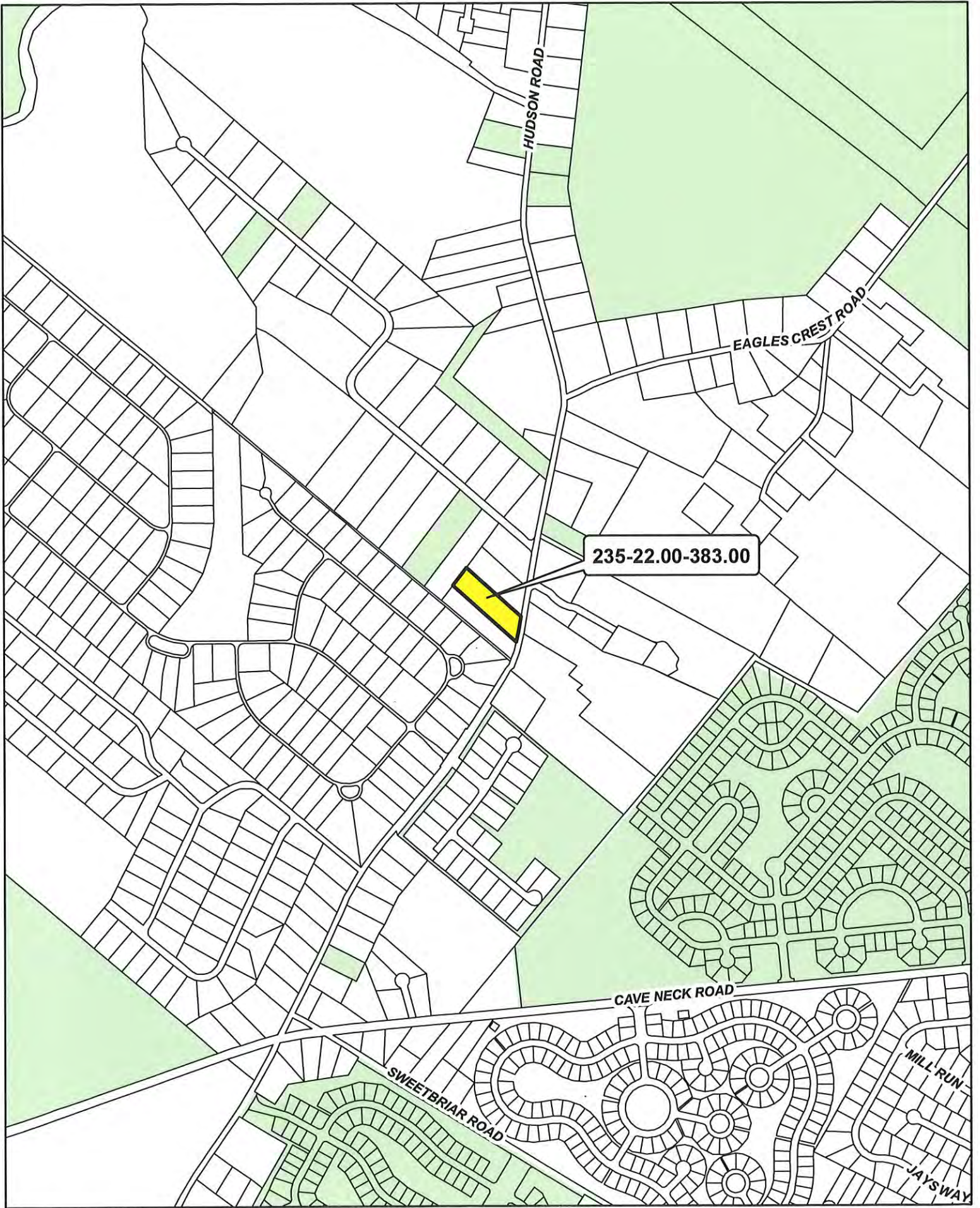


My Commission Expires:
August 2, 2023

EXHIBIT A

HUDSON383.00
PROPOSED PARCELS INCLUDED IN CPCN APPLICATION

	PARCEL ID	PROPERTY ADDRESS	OWNER NAME	MAILING ADDRESS	EXTENSION OF SERVICE
1)	235-22.00-383.00	16154 Hudson Rd	Lisa Mathena & Donna Girod	16154 Hudson Road Milton, DE 19968	Artesian Wastewater Management Inc. provides wastewater service to customers throughout Delaware from regional and stand-alone community systems. The wastewater systems include collection systems, pump stations, force mains and wastewater treatment and disposal facilities. In addition Artesian plans the extension of existing systems and the development of new service areas. The estimated time frame for the availability of service varies based on a number of factors including a property's location.



TP_235220038300ww.mxd

Existing AWWMI CPCN

Tax Parcel - 235-22.00-383.00




Artesian Wastewater Management, Inc. Wastewater Service Petition

We the undersigned, request to be included in the wastewater service territory of Artesian Wastewater Management, Inc. for the following properties in Sussex County, Delaware.

Tax Parcel Nos.: 235-22.00-383.00

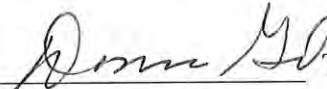
Property Description: Misc A/C Sussex County

Property Owner(s): MATHENA LISA A & DONNA M GIROD

Signature:  Title: owner Date: 4-24-2023

Printed: Lisa Mathena

Address: 16154 Hudson Rd Telephone (302) 236-6232
M: Hon DE 19968

Signature:  Title: owner Date: 4-24-23

Printed: Donna Girod

Address: 16154 Hudson Rd Telephone (302) 270-4841
M: Hon DE 19968

All legal owners of the parcel must sign for the petition to be valid.

For parcels owned by individuals simply indicate owner as title.

For parcels owned by corporations, LLC's or other entities, please provide documentation of the signers authorization.

Return to:
Artesian Wastewater Management, Inc.
Attn: Stephen Joswick
664 Churchmans Road
Newark, DE 19702

PARID: 235-22.00-383.00
MATHENA LISA A & DONNA M GIROD

ROLL: RP
16154 HUDSON RD

Property Information

Property Location: 16154 HUDSON RD
 Unit:
 City: MILTON
 State: DE
 Zip: 19968

Class: RES-Residential
 Use Code (LUC): RS-RESIDENTIAL SINGLE FAMILY
 Town: 00-None
 Tax District: 235 – BROAD KILL
 School District: 6 - CAPE HENLOPEN
 Fire District: 85-Milton
 Deeded Acres: 1.9100
 Frontage: 0
 Depth: .000
 Irr Lot:
 Plot Book Page: /PB

100% Land Value: \$5,300
 100% Improvement Value \$116,200
 100% Total Value \$121,500

Legal

Legal Description CRIPPLE CREEK
LOT 2

Owners

Owner	Co-owner	Address	City	State	Zip
MATHENA LISA A & DONNA M GIROD		16154 HUDSON RD	MILTON	DE	19968



100 YEARS OF SUPERIOR SERVICE

- ▲ Artesian Water Company, Inc.
- ▲ Artesian Wastewater Management, Inc.
- ▲ Artesian Utility Development, Inc.
- ▲ Artesian Water Maryland, Inc.

664 Churchmans Road, Newark, Delaware 19702
P.O. Box 15004, Wilmington, Delaware 19850

Lisa Mathena
Donna Girod
16154 Hudson Road
Milton, DE 19968

7021 6350 0001 2103 3981

ENCLOSED IS IMPORTANT
INFORMATION FROM THE PUBLIC
SERVICE COMMISSION THAT
AFFECTS YOUR RIGHTS REGARDING
WASTE WATER SERVICE



OVER 100 YEARS OF SUPERIOR SERVICE

Artesian Water Company

▲ Artesian Wastewater Management

▲ Artesian Utility Development

▲ Artesian Water Pennsylvania

▲ Artesian Water Maryland

▲ Artesian Wastewater Maryland

May 12, 2023

Lisa Mathena
Donna Girod
16154 Hudson Road
Milton, DE 19968

RE: Parcel 235-22.00-383.00

Dear property owner(s):

We recently received a signed petition from you requesting that Artesian Wastewater Management, Inc. provide wastewater service to your property in Sussex County.

In order to provide your area with public wastewater, Artesian must file for a Certificate of Public Convenience and Necessity (CPCN) with the Public Service Commission (PSC). Attached is information we are required to provide to all landowners within the proposed service territory prior to filing for the CPCN Application.

The CPCN, when granted, will allow Artesian to be the public wastewater service provider for your area. You are not obligated to connect to the public wastewater system when it becomes available.

Artesian provides excellent customer service and water quality. A recent survey of our current customers showed that 96% of our customers, if given the choice, would choose Artesian again.

If we can be any further assistance to you, please feel free to contact Stephen Joswick at (302) 453- 2385.

Sincerely,

A handwritten signature in black ink that reads "Steph Joswick".

Stephen Joswick
Customer Development Coordinator

LANDOWNER NOTIFICATION

In accordance with Delaware law and regulations of the Public Service Commission, the applicant, Artesian Wastewater Management, Inc. must show evidence that all landowners of the proposed territory have been notified by certified mail or its equivalent of the filing of the application.

- (1) Pursuant to 26 **Delaware Code**, Section 203D(d)(2), an application for a Certificate of Public Convenience and Necessity (CPCN) will be submitted to the Delaware Public Service Commission on or between **June 12, 2023 to July 12, 2023**. Your property has been included within an area Artesian Wastewater Management, Inc. intends to serve with public wastewater and we are required to inform you of certain information. The area to be served is Hudson Road. If you agree to the inclusion of your property in the proposed service area, no action on your part is required. Inclusion of your property in a CPCN area does not obligate you to connect immediately to our system; however, should your existing system fail and public wastewater services are deemed to be legally and publicly available, you may then be required to connect.
- (2) Under Delaware law, the Public Service Commission cannot grant a CPCN to Artesian Wastewater Management, Inc. if a majority of the landowners in the proposed wastewater service area object to the issuance of the CPCN. If you object to the issuance of a CPCN for the proposed area that includes your property, you must notify the Commission, in writing, within sixty days of your receipt of this notice or within thirty days of the filing of the completed application for a CPCN, whichever is greater.
- (3) You may also request a public hearing on this matter. The purpose of the public hearing will be to demonstrate why it would not be in the public interest for the Commission to grant Artesian Wastewater Management, Inc. a CPCN to provide wastewater services to the proposed area. A request for a public hearing must be made in writing to the Commission within sixty days of your receipt of this notice or within thirty days of the filing of the completed application for a CPCN, whichever is greater.
- (4) Written notice of your decision to object to the issuance of the CPCN or your written request for a public hearing, should be sent to the Secretary of the Delaware Public Service Commission at the address shown below.
- (5) Any written notice sent to the Commission must include the description of the service area referred to above, your tax parcel identification number, and the name of the applicant for the CPCN so the Commission will be able to identify the CPCN application to which your notice is related.

Secretary
Delaware Public Service Commission
861 Silver Lake Boulevard
Cannon Building, Suite100
Dover, Delaware 19904

Questions regarding objections or public hearings may be directed to: Commission Staff, Delaware Public Service Commission, 861 Silver Lake Blvd., Suite 100, Dover, Delaware 19904, Tele: 302-736-7500.

7021 0350 0001 2103 3981

U.S. Postal Service™
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OFFICIAL USE

Certified Mail Fee \$ _____

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ _____

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

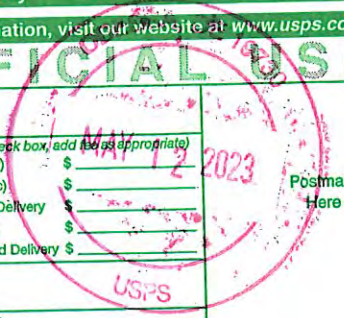
Total Postage and Fees \$ _____

Sent To *LISA MATHENA + DONNA GIROD*

Street and Apt. No., or PO Box No. *16154 HUDSON ROAD*

City, State, ZIP+4® *MILTON, DE 19968*

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature</p> <p><input checked="" type="checkbox"/> <i>[Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>
<p>1. Article Addressed to:</p> <p><i>LISA MATHENA</i></p> <p><i>DONNA GIROD</i></p> <p><i>16154 HUDSON ROAD</i></p> <p><i>MILTON, DE 19968</i></p>	<p>B. Received By (Printed Name) _____ C. Date of Delivery _____</p>
<p>2. Article Number (Transfer from service label)</p> <p><i>7021 0350 0001 2103 3981</i></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>9590 9402 6030 0069 6983 17</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Mail Restricted Delivery (J)</p>
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>	<p>Domestic Return Receipt</p>

ENGINEERING DEPARTMENT

JOHN J. ASHMAN
SR. MANAGER OF UTILITY PLANNING
& DESIGN REVIEW

(302) 855-7370 T
(302) 854-5391 F
jashman@sussexcountyde.gov



Sussex County

DELAWARE
sussexcountyde.gov

HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

May 3, 2023

Stephen Joswick
Artesian Wastewater Management Inc.
664 Churchmans Road
Newark, DE 19702

REF: CPCN APPLICATION

PARCELS: 235-22.00-383.00, 235-22.00-445.00, 235-22.00-455.00, 235-26.00-50.01, 235-27.00-19.00, 235-30.00-42.00 & 235-31.00-11.07

FILE: ADM-1.33-B

Mr. Joswick:

The County is in receipt of a Certificate of Public Convenience and Necessity (CPCN) application for wastewater for the above-mentioned parcels. These parcels are in the Tier 3 Coordinated CPCN Area, Tier 3 requires coordination between the County and the private wastewater utilities. A County concurrence letter is required for new CPCNs per the Sussex County Sewer Tier Map. The County has reviewed the parcels in question and has no objection to Artesian Wastewater Management Inc. requesting a CPCN for the above-mentioned parcels.

Should you have any questions or concerns please contact me at (302) 855-7370.

Sincerely,

SUSSEX COUNTY ENGINEERING DEPARTMENT

John J. Ashman
Director of Utility Planning & Design Review



Certification of Landowner Information Accuracy

I certify that I received appropriate tax or land documents which verify that the individuals in this Application are either landowners of record or agents authorized to act on behalf of entities that control the parcel(s) included in this CPCN Application. I certify that to the best of my knowledge the petitions to provide wastewater service to parcel(s) noted in this Application have been signed by landowners or by duly authorized agents.

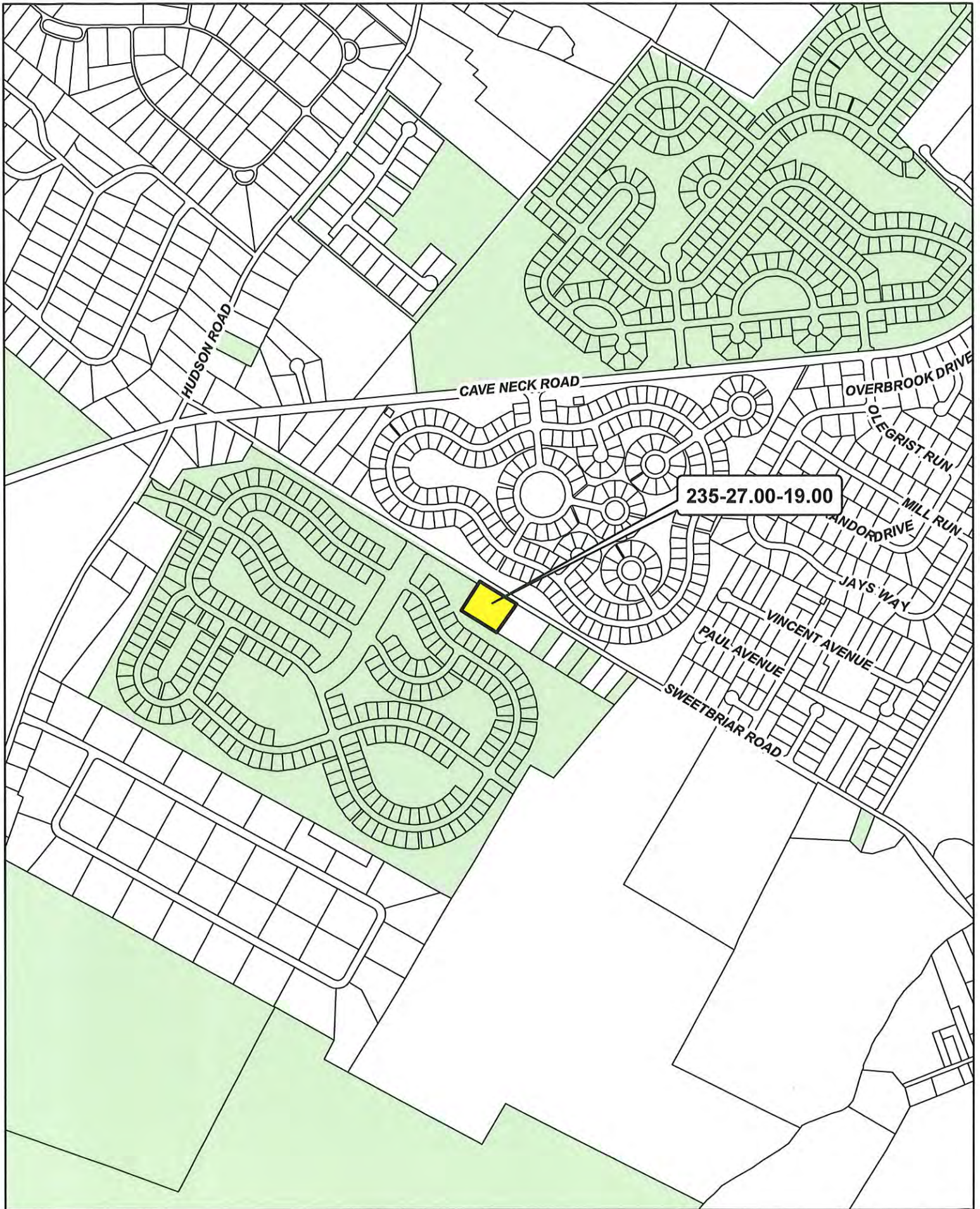
A handwritten signature in cursive script that reads "Steph Joswick". The signature is written in black ink and is positioned above the printed name.

Stephen Joswick

EXHIBIT B

SWEETBRIAR19.00
PROPOSED PARCELS INCLUDED IN CPCN APPLICATION

	PARCEL ID	PROPERTY ADDRESS	OWNER NAME	MAILING ADDRESS	EXTENSION OF SERVICE
1)	235-27.00-19.00	17094 Sweetbriar Rd	Michael Toomey & Sandra Toomey	9943 Birchwood Lane Waynesboro, PA 17268	Artesian Wastewater Management Inc. provides wastewater service to customers throughout Delaware from regional and stand-alone community systems. The wastewater systems include collection systems, pump stations, force mains and wastewater treatment and disposal facilities. In addition Artesian plans the extension of existing systems and the development of new service areas. The estimated time frame for the availability of service varies based on a number of factors including a property's location.




Artesian Wastewater Management, Inc. Wastewater Service Petition

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Tax Parcel Nos.: 235-27.00-19.00

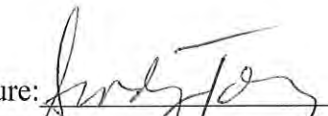
Property Description: Misc A/C Sussex County

Property Owner(s): TOOMEY MICHAEL H SANDRA G TOOMEY

Signature:  Title: Mr Date: 18 Apr 23

Printed: MICHAEL H TOOMEY

Address: 17094 Sweetbriar Rd Lower Telephone 302 664 1039

Signature:  Title: Mrs Date: 18 Apr 23

Printed: Sandy Toomey

Address: 17094 Sweetbriar Rd Telephone 302 664 1039
Cewes

All legal owners of the parcel must sign for the petition to be valid.
For parcels owned by individuals simply indicate owner as title.
For parcels owned by corporations, LLC's or other entities, please provide documentation of the signers authorization.

Return to:
Artesian Wastewater Management, Inc.
Attn: Stephen Joswick
664 Churchmans Road
Newark, DE 19702

PARID: 235-27.00-19.00
TOOMEY MICHAEL H

ROLL: RP
17094 SWEETBRIAR RD

Property Information

Property Location: 17094 SWEETBRIAR RD
 Unit:
 City: LEWES
 State: DE
 Zip: 19958

Class: RES-Residential
 Use Code (LUC): RS-RESIDENTIAL SINGLE FAMILY
 Town: 00-None
 Tax District: 235 – BROAD KILL
 School District: 6 - CAPE HENLOPEN
 Fire District: 82-Lewes
 Deeded Acres: 1.5000
 Frontage: 0
 Depth: .000
 Irr Lot:
 Plot Book Page: /PB

100% Land Value: \$4,500
 100% Improvement Value: \$57,400
 100% Total Value: \$61,900

Legal

Legal Description SW/RT 261
2350'SE/RT 258

Owners

Owner	Co-owner	Address	City	State	Zip
TOOMEY MICHAEL H	SANDRA G TOOMEY	9943 BIRCHWOOD LANE	WAYNESBORO	PA	17268



100 YEARS OF SUPERIOR SERVICE

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- ▲ Artesian Wastewater Management, Inc.
- ▲ Artesian Utility Development, Inc.
- ▲ Artesian Water Maryland, Inc.

664 Churchmans Road, Newark, Delaware 19702
P.O. Box 15004, Wilmington, Delaware 19850

Michael Toomey
Sandra Toomey
9943 Birchwood Ln
Waynesboro, PA 17268

7021 0350 0001 2103 4018

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OVER 100 YEARS OF SUPERIOR SERVICE

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▲ Artesian Utility Development

▲ Artesian Water Pennsylvania

▲ Artesian Water Maryland

▲ Artesian Wastewater Maryland

May 12, 2023

Michael Toomey
Sandra Toomey
9943 Birchwood Ln
Waynesboro, PA 17268

RE: Parcel 235-27.00-19.00

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Stephen Joswick
Customer Development Coordinator

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- (5) Any written notice sent to the Commission must include the description of the service area referred to above, your tax parcel identification number, and the name of the applicant for the CPCN so the Commission will be able to identify the CPCN application to which your notice is related.

Secretary
Delaware Public Service Commission
861 Silver Lake Boulevard
Cannon Building, Suite100
Dover, Delaware 19904

Questions regarding objections or public hearings may be directed to: Commission Staff, Delaware Public Service Commission, 861 Silver Lake Blvd., Suite 100, Dover, Delaware 19904, Tele: 302-736-7500.

7021 0350 0001 2103 4018

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 Return Receipt (hardcopy) \$
 Return Receipt (electronic) \$
 Certified Mail Restricted Delivery \$
 Adult Signature Required \$
 Adult Signature Restricted Delivery \$


Postage
 \$

Total Postage and Fees
 \$

Sent To
 Street and Apt. No., or PO Box No. *MICHAEL TOOMEY + SANDRA TOOMEY*
 City, State, ZIP+4® *9943 BIRCHWOOD LN WAYNESBORO, PA 17268*

Postmark Here
MAY 12 2013

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <i>[Signature]</i> <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Michael Toomey</i> <i>Sandra Toomey</i></p> <p>C. Date of Delivery <i>5/23/23</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p><i>MICHAEL TOOMEY</i> <i>SANDRA TOOMEY</i> <i>9943 BIRCHWOOD LN</i> <i>WAYNESBORO, PA 17268</i></p> <p></p> <p>9590 9402 6030 0069 6983 31</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™ <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery <input type="checkbox"/> Registered Mail Restricted Delivery (\$500)</p>
<p>2. Article Number (Transfer from service label)</p> <p>7021 0350 0001 2103 4018</p>	
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>	<p>Domestic Return Receipt</p>