

**FINAL  
EXCLUSIVE SERVICE AREAS**

**HOUSATONIC WATER SUPPLY  
MANAGEMENT AREA**

**DECEMBER, 1987**



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CONSULTING ENVIRONMENTAL ENGINEERS**

**IN ASSOCIATION WITH**



**KEYES**  
**Architects/Engineers/Planners**

FINAL EXCLUSIVE SERVICE AREAS  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

ERRATA

After publication of the final exclusive service area report, it was brought to our attention that the Bridgeport Hydraulic Company does provide service to a limited number of customers within the Town of Newtown. This portion of the Bridgeport Hydraulic Company's system is shown on the attached map, and has been included in the final exclusive area map. This minor change has not been incorporated into the other maps, text, and tables associated with this report, and should be borne in mind when reviewing this document.

FORWARD

Chapter Two, Final Exclusive Service Areas, represents the second of four parts of the Coordinated Water System Plan for the Housatonic Public Water Supply Management Area. In final form the Coordinated Plan will include the following separately bound documents:

<u>CHAPTER</u>	<u>DATE PUBLISHED</u>
. One, Final Water Supply Assessment (including Appendices A and B)	April, 1987
. Two, Final Exclusive Areas (including Appendices C, D, and E)	December, 1987
. Three, Integrated Report	Complete Draft anticipated Jan., 1988 Final anticipated May, 1988
. Executive Summary	Final anticipated May, 1988.

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CHAPTER TWO  
EXCLUSIVE SERVICE AREAS

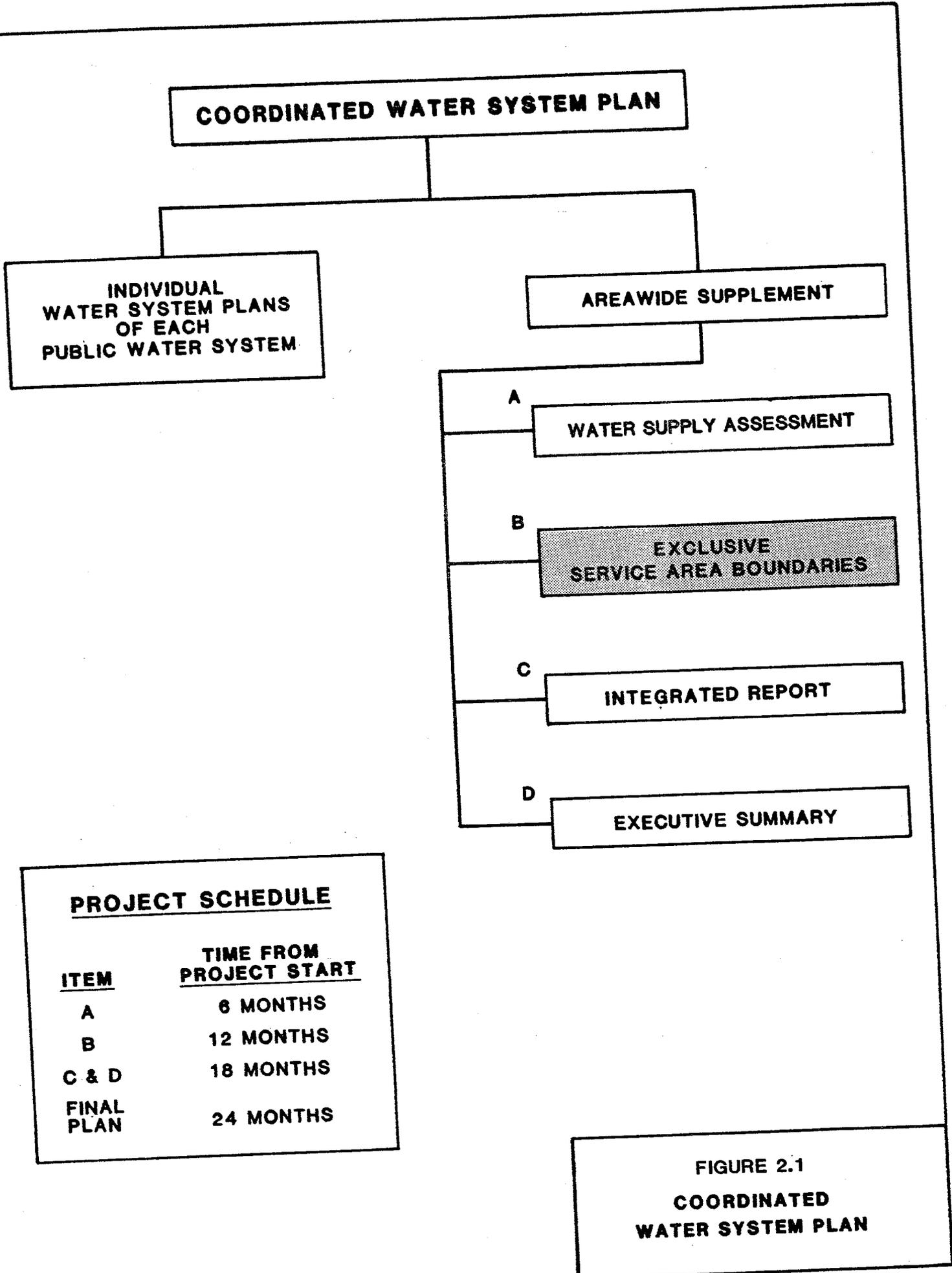
2.1 INTRODUCTION

2.1.1 The Coordinated Water System Planning Process

As discussed in Chapter One, an Act Concerning a Connecticut Plan for Public Water Supply Coordination (Public Act 85-535) was passed by the Connecticut General Assembly in the 1985 legislative session. The act provides for a coordinated approach to long-range water supply planning, addressing water quality and quantity issues from an areawide perspective.

The process is designed to bring together utility representatives and regional planning agency representatives in a Water Utility Coordinating Committee (WUCC) to discuss long-range water supply issues and develop an areawide water supply plan. The plan will address future needs and concerns and should identify potential conflicts over future water supply sources, competition for future service areas, or areas of anticipated growth where public water supply is not available.

As shown in Figure 2.1, the Coordinated Water System Plan for each Public Water Supply Management Area incorporates the individual water system plans from those utilities within the management area required to prepare such pursuant to Connecticut General Statutes Section 25-32d and the Areawide Supplement prepared under the auspices of the WUCC. The Areawide Supplement consists of four key components. The Water Supply Assessment represents the first of these components and constitutes the area's problem statement (constructed from the best available information at the time of writing) on which the remainder of the planning process is built. Its purpose is to evaluate water supply conditions and to identify areawide water system issues, concerns and needs. The Water Supply Assessment is encompassed in Chapter One of the Coordinated Water System Plan which is separately bound.



**COORDINATED WATER SYSTEM PLAN**

**INDIVIDUAL  
WATER SYSTEM PLANS  
OF EACH  
PUBLIC WATER SYSTEM**

**AREAWIDE SUPPLEMENT**

**A  
WATER SUPPLY ASSESSMENT**

**B  
EXCLUSIVE  
SERVICE AREA BOUNDARIES**

**C  
INTEGRATED REPORT**

**D  
EXECUTIVE SUMMARY**

**PROJECT SCHEDULE**

<b><u>ITEM</u></b>	<b><u>TIME FROM PROJECT START</u></b>
<b>A</b>	<b>6 MONTHS</b>
<b>B</b>	<b>12 MONTHS</b>
<b>C &amp; D</b>	<b>18 MONTHS</b>
<b>FINAL PLAN</b>	<b>24 MONTHS</b>

**FIGURE 2.1  
COORDINATED  
WATER SYSTEM PLAN**

The second component (Chapter Two) consists of the delineation of Exclusive Service Area Boundaries. During this phase of the process, each utility (WUCC member) within the management areas has the opportunity to define the area that it is committed to serving in the future. The following factors are to be used in establishing exclusive service area boundaries:

- . existing water service area
- . land use plans, zoning regulations and growth trends
- . physical limitations to water service
- . political boundaries
- . water company rights as established by statute, special act or administrative decisions
- . system hydraulics, including potential elevations and pressure zones
- . ability of a water system to provide a pure and adequate supply of water now and in the future

The third component is the Integrated Report which is designed to provide an overview of the individual public water systems within the management area; to address the areawide water supply issues, concerns and needs identified in the Water Supply Assessment; and to promote cooperation among public water systems. This report by law must address at least the following:

- . population, consumption and safe yield projections
- . compatibility with land use plans
- . alternative water resources for future supply needs
- . interconnection between public water supply systems
- . joint management or ownership of facilities
- . satellite management program
- . minimum design standards
- . financial data related to regionally significant projects
- . other uses of water resources

The fourth and final component is the Executive Summary which is designed to serve as an abbreviated overview of the Coordinated Water System Plan for the management area. It is intended to summarize the major elements of the plan.

### 2.1.2 Exclusive Service Area Declaration Process

The implementing legislation for the coordinated water system planning process requires that the WUCC member utilities establish areas for future service following delineation of the existing service area boundaries (the existing service areas are shown on Plate 1 which is included in the Water Supply Assessment). The areas for future service are designated as a utility's "exclusive service area" which by legislative definition "means an area where public water is supplied by one system." The legislation stipulates that in establishing exclusive service area boundaries, the WUCC shall:

- . allow utilities to maintain existing service areas;
- . not leave areas as unserved islands, unless it can be demonstrated that there is not and will be no future need for public water service; and
- . not allow new service areas or main extensions which create duplication or overlap of service.

The various factors which utilities should use in determining their exclusive service area boundaries are listed in Section 2.1.1. The manner in which a utility serves customers in its exclusive service area may include development of supply sources, main extensions, or satellite management. In the Housatonic Water Supply Management Area a mix of these options will be used by utilities and a clearer definition of how each utility will service its exclusive service area will be incorporated into each utility's individual plan.

From a procedural sense, all WUCC members, municipalities, and interested parties in the Housatonic Public Water Supply Management Area were appropriately notified on August 18, 1986 and January 20, 1987 (see notifications in Appendix C) as to the need for utilities to delineate their exclusive service areas or potentially waive their right for future expansion beyond their existing service area boundaries. This notification resulted in declarations by various utilities, some of which resulted in potential conflicts. For many of the utilities the designated exclusive

service areas were consistent with their existing franchise areas. At the February 17, 1987, WUCC meeting it was decided, by the WUCC members present, that those utilities with apparent conflicts would attempt to negotiate a mutually agreeable solution to their conflict. This negotiation process involved direct discussions between the two parties involved in each potential conflict. Mutual agreement on the resolution of the conflicting areas resulted in all but one situation, which was for a corridor paralleling Route 7 in Brookfield. After hearing statements from the two conflicting parties at the WUCC meeting of May 14, the WUCC referred the conflict to DPUC who requested supporting information from the two utilities involved. Following review of the requested information, DPUC made a recommendation to the WUCC that the contested area be left "open", in the absence of no other utilities coming forward (DPUC's 8/26/87 letter is included in Appendix E). Subsequent to DPUC's letter, the two contesting utilities re-examined their conflicting area that they had designated. As a result, the two utilities have re-designated their exclusive service areas in Brookfield so that they do not conflict with each other. Since the conflict is no longer outstanding, the WUCC (at their October, 1987 meeting) decided that it was unnecessary to pursue the matter further. If agreement had not been reached then the Commissioner of DOHS would have had the authority to resolve the conflict as set forth in Section (f)(1)(D) of the regulations and Section 5(b) of Public Act 85-535.

The timing of the completion of this chapter of the Areawide Supplement and the preparation of the individual plans of the management area's utilities creates a potential problem regarding the approval of the Final Exclusive Service Areas. Since DOHS expects utilities to justify, within their individual plans, how they will provide future service to their exclusive service areas, the lack of approved individual plans may jeopardize the acceptability of the exclusive service areas set forth herein. So as not to delay the approval process, all utilities will at a minimum maintain their existing service area, and each utility's designated exclusive service area as set forth herein will be reserved for that utility (presuming there are no outstanding conflicts) until final approval

of the utility's individual plan. In the interim, competing utilities are prohibited from making a counterclaim or providing service to customers in another utility's reserved exclusive service area. The exclusive service areas designated herein will become effective on the date of approval of a utility's individual plan or on the date that the Final Exclusive Service Areas are approved, whichever occurs the latest. If DOHS does not approve a utility's individual plan, as it relates to the provision of service to all or any part of the utility's designated exclusive service area, the utility will lose its claim to its designated exclusive service area (in whole or in part) unless the utility can appropriately revise its individual plan to the satisfaction of DOHS. Only after the utility's ability to show just cause for claiming an area for future service has been exhausted and denied by DOHS will the area be "opened" to service by other utilities.

Table 2.1 provides a listing of the area's utilities and a brief description of the exclusive service area claimed by each utility. As noted in the table, utilities which did not claim additional area beyond that presently served will maintain their existing area as their future service area. Plate III pictorially illustrates the exclusive service area boundaries. (Also see Section 2.5, Statement of Confirmation of Exclusive Service Area Boundaries.)

In addition to the utilities listed in Table 2.1, the Town of New Fairfield (through its Board of Selection) declared all of New Fairfield, not presently served by another utility, as its exclusive service area. Based on a review of the regulations, the WUCC believes that it is not appropriate for a nonutility to designate an exclusive service area since these regulations stipulate that "the WUCC shall establish exclusive service area boundaries within the management area delineating each public water system's future service area" (underlining added for emphasis). Consequently, New Fairfield's claim has not been listed in Table 2.1 or shown on Plate III. Although New Fairfield's declaration apparently cannot be recognized here, the Town could possibly create a municipal utility

TABLE 2.1

## DESIGNATED EXCLUSIVE SERVICE AREAS

UNITY	WATER UTILITY NAME	EXCLUSIVE SERVICE AREA (1)
BETHEL	Bethel Water Dept.	Slight expansion of existing area along western, southwestern and northeastern edges of existing service area.
	Bethel Consolidated Co. Chimney Heights	Expansion of approx. 1000 feet around the circumference of the two existing service areas except along the Route 6 corridor and Danbury town line. Area along Route 6 corridor to extend from Payne Road (at Danbury line) to intersection of Route 6 and Weed Road.
	Berkshire Industrial Park	
	Chestnut Hill Village	Limited to existing service area located in south central part of Bethel.
	Meckauer Circle (RSKCON WC)	Limited to existing service area located in northwestern part of Bethel.
BRIDGEWATER	Bridgewater Common Condos.	Limited to existing service area located near intersection of Routes 133 and 67 in Bridgewater.
	Har-bil Water Co.	Principally located in New Milford, but plan small expansion into Bridgewater.
BROOKFIELD	Candlewood Shores Estates	Limited to existing service area located in western part of Brookfield adjacent to Candlewood Lake.
	Brookfield Division, Rural Water Co.	Area principally to the south (to Elbow Hill Rd.) and to east (generally along a line extending from the intersection of Mountain Rd. and Lime Kiln Brook to Elbow Hill Rd., just east of intersection with Spring Lane).
	Greenridge Tax District	Area principally to the south into Newtown (to intersection of Rte 25 and Obtuse Rd.) and to the east (along a north-south line paralleling Obtuse Rd.).
	Rollingwood Condos.	Limited to existing service area located in southwestern part of Brookfield.

TABLE 2.1

## DESIGNATED EXCLUSIVE SERVICE AREAS

CITY	WATER UTILITY NAME	EXCLUSIVE SERVICE AREA (1)
FIELD (continued)	Stony Hill Village	Limited to existing service area located in southern part of Brookfield near Bethel town line.
	Sandy Lane Village	Limited to existing service area located in southwestern part of Brookfield.
	Brookwood, Dancon Corp.	Limited to existing service area located in southwestern part of Brookfield.
	Arrowhead Point Homeowners	Limited to existing service area located in western part of Brookfield adjacent to Candlewood Lake.
	Brook Acres, Rural Water Co.	Area encompassing approx. 1000 ft. around circumference of existing service area.
	Whisconier Village	Limited to existing service area located in south central part of Brookfield.
	Brookfield Hills Condos.	Limited to existing service area located in southern Brookfield near Bethel town line
	Newbury Crossing	Limited to existing service area located in central part of Brookfield.
	Hickory Hills	Limited to existing service area located in western part of Brookfield near Candlewood Lake.
	Cedarbrook Condo. Owners	Limited to existing service area located in south central part of Brookfield.
	Lake Lillinonah Shores	Limited to existing service area located in northwestern part of Brookfield.
	Butternut Ridge, Dancon Corp.	Limited to existing service area located in south central part of Brookfield.
	Candlewood Orchards Property Owners	Limited to existing service area located in western part of Brookfield adjacent to Candlewood Lake.
	Indian Field Homeowners Assoc.	Limited to existing service area located in eastern part of Brookfield.
	CLC Owners Corp.	Limited to existing service area located in northwestern part of Brookfield and extending into New Milford.

TABLE 2.1

## DESIGNATED EXCLUSIVE SERVICE AREAS

COMMUNITY	WATER UTILITY NAME	EXCLUSIVE SERVICE AREA (1)
BROOKFIELD (continued)	Woodcreek Village	Limited to existing service area located in northwestern part of Brookfield.
	Ledgewood Association	Limited to existing service area located in central part of Brookfield.
	Candlewood Acres Holding Corp.	Limited to existing service area located in western part of Brookfield.
	Silvermine Manor	Limited to existing service area located in central part of Brookfield.
	Iron Works Aqueduct Co.	Area encompassing northern half of Brookfield excluding other utilities' existing service areas.
	Brookfield Elderly Housing	Limited to existing service area located in northwestern part of Brookfield.
	Rural Water Company	Area covering southern half of Brookfield excluding other utilities' existing service areas and exclusive service area claimed by Greenridge Tax District. (see above)
DANBURY	Danbury Water Dept.	Entire city excluding areas being served by existing utilities and exclusive service areas claimed by other utilities as noted below.
	Lake Waubeeka Property Owners	Limited to existing service area located in southern part of Danbury.
	Pleasant Acres Water Co.	Limited to existing service area located in northeastern part of Danbury.
	Cedar Heights, Rural Water Co.	Area to west of existing service area, generally paralleling Beaver Brook, and to south as far as Forty Acre Mt. Rd.
	Robin Hill Condos.	Limited to existing service area located in southeastern Danbury near Bethel town line.
	Indian Springs Water Co.	Limited to existing service area located in northeastern part of Danbury.
	Ridgebury Estates, Dancon Corp.	Limited to existing service area located in western part of Danbury near the Ridgefield town line.

TABLE 2.1

## DESIGNATED EXCLUSIVE SERVICE AREAS

CITY	WATER UTILITY NAME	EXCLUSIVE SERVICE AREA (1)
DANBURY (continued)	Racing Brook Water Co.	Limited to existing service area located in central part of Danbury.
	Briar Ridge, Dancon Corp.	Limited to existing service area located in southwestern part of Danbury adjacent to the Ridgefield town line.
	Hollendale Estates, Topstone Hydr. Co.	Limited to existing service area located in northern part of Danbury.
	Middle River, Dancon Corp.	Limited to existing service area located in northwestern part of Danbury.
	Aqua Vista Assoc.	Limited to existing service area located in northeastern part of Danbury.
	Ken Oaks, Rural Water Co.	Limited to existing service area located in western part of Danbury.
	Sherwood Forest, Dancon Corp.	Limited to existing service area located in northwestern part of Danbury.
	Willow Run, Dancon Corp.	Limited to existing service area located in northwestern part of Danbury.
	Clapboard Ridge Heights	Limited to existing service area located in northwestern part of Danbury.
	Rolling Ridge, Topstone Hydr. Co.	Limited to existing service area located west central part of Danbury.
	Snug Harbor Development Corp.	Limited to existing service area located in northeastern part of Danbury.
	Hawthorne Terrace Assoc.	Limited to existing service area located in northeastern part of Danbury adjacent to the Brookfield town line.
	Pearce Manor, Rural Water Co.	Area bounded by approx. 1000 ft. extension of northern/northwestern edge of existing service area.
	Ridgeview Gardens, Dancon Corp.	Limited to existing service area located in northeastern part of Danbury.
	Cornell Hills Assoc.	Limited to existing service area located in northeastern part of Danbury.
	High Acres Mobile Home Park	Limited to existing service area located in western part of Danbury.

TABLE 2.1

## DESIGNATED EXCLUSIVE SERVICE AREAS

UNITY	WATER UTILITY NAME	EXCLUSIVE SERVICE AREA (1)
BURY (continued)	Cedar Terrace Property Owners	Limited to existing service area located in northeastern part of Danbury.
	Ta'agen Point	Limited to existing service area located in northeastern part of Danbury.
	Tavi Village Condo. Assoc.	Limited to existing service area.
	Boulder Ridge Assoc.	Limited to existing service area located in northeastern part of Danbury.
	Pocono Point	Limited to existing service area located in northeastern part of Danbury adjacent to eastern shore of Candlewood Lake.
	Siboney Terrace	Limited to existing service area located in northeastern part of Danbury.
	Maple Glen Trailer Park	Limited to existing service area located in western part of Danbury.
	The Cedars Water Supply	Limited to existing service area located in northeastern part of Danbury.
NEW FAIRFIELD	Ball Pond Water District	Limited to existing service area located in southwestern part of New Fairfield.
	Possum Ridge, Dancon Corp.	Limited to existing service area located in southern New Fairfield adjacent to Danbury city line.
	Oakwood Acres, Rural Water Co.	Area to the north, east and south of existing service area generally encompassing the New Fairfield "downtown area."
	Knollcrest Real Estate Corp.	Limited to existing service area located in northeastern part of New Fairfield adjacent to Candlewood Lake.
	Candlewood Knolls Comm., Inc.	Limited to existing service area located in southeastern part of New Fairfield adjacent to Candlewood Lake.

TABLE 2.1

## DESIGNATED EXCLUSIVE SERVICE AREAS

TOWN	WATER UTILITY NAME	EXCLUSIVE SERVICE AREA (1)
NEW FAIRFIELD (continued)	Fieldstone Ridge, Rural Water Co.	Area bounded by approx. 1000 ft. extension of existing service area to east and south (into Danbury), by New York state line to west, and by West Trails Rd. to north.
	Interlaken Water Co.	Limited to existing service area located in northeastern part of New Fairfield adjacent to Candlewood Lake.
	Timber Trails Water Co.	Limited to existing service area located in northwest part of New Fairfield and primarily in Sherman.
	Hollywyle Park Association	Limited to existing service area located in southeastern part of New Fairfield adjacent to Candlewood Lake.
MILFORD	New Milford Water Co.	Entire town excluding areas being served by an existing water utility. (2)
	Camelot Estates Water Co.	Limited to existing service area located in east central part of New Milford.
	Millbrook Water Co. (Candlewood Point)	Limited to existing service area located in southwestern part of New Milford adjacent to Candlewood Lake.
	CLC Owners Corp.	Limited to existing service area located in southwestern part of New Milford and extending south into Brookfield.
	Sunny Valley Tax District	Limited to existing service area located in south central part of New Milford.
	Har-Bil Water Co.	Slight expansion to west of existing service area and south into Bridgewater.
	Carmen Hill Orchards Water Co.	Limited to existing service area located in southwestern part of New Milford.
	Millstone Ridge	Limited to existing service area located in west central part of New Milford.
	Lone Oak Water Co.	Limited to existing service area located in southwestern part of New Milford.
	Indian Ridge Water Co.	Limited to existing service area located in southeastern part of New Milford.

TABLE 2.1

## DESIGNATED EXCLUSIVE SERVICE AREAS

UNITY	WATER UTILITY NAME	EXCLUSIVE SERVICE AREA (1)
ILFORD (continued)	Old Farms Condo. Assoc.	Limited to existing service area located in south central part of New Milford.
	Birch Groves Assoc.	Limited to existing service area located in southwestern part of New Milford adjacent to Candlewood Lake.
	Candlewood Trails Assoc.	Limited to existing service area located in southwestern part of New Milford.
	Lords Mobile Home Park	Limited to existing service area located in west central part of New Milford.
	Dean Heights Water Assoc.	Limited to existing service area located in south central part of New Milford.
	Hi-Vu Water Co.	Limited to existing service area located in southwestern part of New Milford.
	Candlewood Lake Condos.	Limited to existing service area located in south central part of New Milford.
	Westfalls Mobile Home Park	Limited to existing service area located in west central part of New Milford.
	Hawthorne East Apartments	Limited to existing service area located in south central part of New Milford.
	Candlewood Springs	Limited to existing service area located in west central part of New Milford.
	Lillinoah Park Estates	Limited to existing service area located in southern part of New Milford adjacent to Brookfield town line.
	Harrybrooke Park Condos.	Limited to existing service area located in southern New Milford.
	Pleasant View Estates	Limited to existing service area located in southeastern part of New Milford.
	Parkwood Acres	Limited to existing service area located in east central part of New Milford.
	River View Court Assoc.	Limited to existing service area located in central part of New Milford.
	Sunny Valley Farm Foundation	Limited to existing service area located in west central part of New Milford.

TABLE 2.1

## DESIGNATED EXCLUSIVE SERVICE AREAS

TOWN	WATER UTILITY NAME	EXCLUSIVE SERVICE AREA (1)
NEWTOWN	Newtown Water Co.	Entire town excluding areas served by existing utilities and exclusive service areas claimed by other utilities as noted herein. (2)
	Fairfield Hills Hospital	Limited to existing service area located in central part of Newtown.
	Olmstead Water Supply Co.	Area to the southwest of existing service area, generally bounded by line paralleling southerly side of Rte 84 to near Pole-Bridge Rd., then southeasterly to Jeremiah Rd., along Jeremiah Rd., then north to Lillinoah Lake, and along the western side of the lake.
	Meadowbrook Terrace Mobile Home Park	Limited to existing service area located in central part of Newtown.
	Chestnut Tree Hill	Limited to existing service area located in south central part of Newtown.
	Bay Colony Mobile Home Park	Limited to existing service area located in south central part of Newtown.
	Ashlar of Newtown	Limited to existing service area located in south central part of Newtown.
	Eagle Hill Rehab.	Limited to existing service area located in northeastern part of Newtown.
	Cedarhurst Assoc.	Limited to existing service area located in eastern part of Newtown.
RIDGEFIELD	Ridgefield Water Supply Co.	Entire town excluding areas served by existing utilities and exclusive service area claimed by other utilities as noted below.
	Ridgefield Knolls, Topstone Hydr. Co.	Limited to existing service area located in north central part of Ridgefield.
	Ridgefield Lakes, Rural Water Co.	Area extending primarily to the east of the existing service area approx. 1500 ft.
	Scodon, Rural Water Co.	Area extending primarily to the north (to Shadow Lake Rd.) and to the east (along Pine Mt. and Briar Ridge Roads).

TABLE 2.1

## DESIGNATED EXCLUSIVE SERVICE AREAS

TOWN	WATER UTILITY NAME	EXCLUSIVE SERVICE AREA (1)
RIDGEFIELD (continued)	Soundview, Rural Water Co.	Limited to existing service area located in southern part of Ridgefield.
	Brookview Supply	Limited to existing service area located in central part of Ridgefield.
	St. Thomas Seminary	Limited to existing service area located in central part of Ridgefield.
	Acre Lane, Inc.	Limited to existing service area located in southern part of Ridgefield.
	Craigmoor, Rural Water Co.	Area extending approx. 1000 ft. primarily to the north, west and south of the existing service area.
	Mamasasco Lake	Limited to existing service area located in west central part of Ridgefield.
SOUTH BURY	NO UTILITIES	No exclusive service area claimed.
SHERMAN	Timber Trails Water Co.	Limited to existing service area located primarily in southwestern part of Sherman, with small extension into New Fairfield.
	Holiday Point Assoc. Inc.	Limited to existing service area located in east central part of Sherman.
SOUTH BURY	Heritage Village Water Co.	East border at Route 6 and 67 near Upper and Lower Grassy Hill Rd. in Southbury, following the Pomperaug River southerly to Fish Rock Rd; on Rt. 188 at Long Meadow Rd. and bordered by Rigg St. in Oxford to intersection at Rt. 67, and running along Governors' Hill Rd.; bordered by Rt. 188 at Quaker Farms Rd., and southerly to Governors' Hill Rd. in Oxford.
	Southbury Training School	Limited to existing service area located in northwestern part of Southbury.
	Lakeside Water Co.	Limited to existing service area located in southern part of Southbury.
	River Glen Contin. Care Center	Limited to existing service area located in central part of Southbury.

TABLE 2.1

## DESIGNATED EXCLUSIVE SERVICE AREAS

UNITY	WATER UTILITY NAME	EXCLUSIVE SERVICE AREA (1)
HURRY (continued)	Oakdale Manor Water Assoc.	Limited to existing service area located in southern part of Southbury.
HURRY	Woodbury Water Co.	Entire town excluding area being served by an existing water utility and with the exception of the exclusive service area claimed by the Watertown Fire District, see below. (2)
	Woodlake Water Co.	Limited to existing service area located in the southwestern part of Woodbury.
	Swiss Village Apts.	Limited to existing service area located in the southeastern part of Woodbury.
	Town and Country Condos.	Limited to existing service area located in the south central part of Woodbury.
	Heritage Hills Condo. Assoc.	Limited to existing service area located in the south central part of Woodbury.
	Quassak Heights Condos.	Limited to existing service area located in the central part of Woodbury.
	Sand Dune Swim Club	Limited to existing service area located in the central part of Woodbury.
	Woodbury Place Condo. Assoc.	Limited to existing service area located in the south central part of Woodbury.
	Watertown Fire District	The northeast corner of Woodbury, from the westerly boundary of Watertown inter- secting Rt. 61, proceeding northwesterly along Rt. 61 for 1.2 miles to the southerly boundary of Bethlehem; easterly along the Bethlehem/Woodbury boundary to the intersection with the westerly boundary of Watertown; southerly along the Woodbury/Watertown boundary to its intersection with Rt. 61.

ES: (1) See Section 2.5 and Appendix D for additional discussion and descriptive information of exclusive service area claims.

(2) The serving of said areas would be subject to engineering and financial feasibility.

through application for a Certificate of Public Convenience and Necessity (see later discussion) or other procedures through DPUC or the State legislature.

Other utilities also expressed the desire to either purchase or satellite-manage existing or new utilities within the Housatonic Public Water Supply Management Area. These companies have been included with the listing of possible satellite managers in Chapter 3 (in section discussing satellite management) of the Coordinated Plan.

## 2.2 EXISTING FRANCHISE AREAS

As noted above, many of the utilities delineated exclusive service areas which were consistent with franchise areas established by the legislature and/or confirmed via DPUC docket hearings. The language included in the various legislative acts is reflective of the time of passage and may be open to interpretation by different parties. In other cases, the initial enabling legislation may be only a small section of the legislation establishing a city or town and oft times not clearly stated as to the intended area of water service. Frequently, however, the franchise areas are more clearly defined in subsequent legislation or DPUC docket cases. Table 2.2 provides a summary of franchise area information gleaned from files maintained by Natural Resources Center, DEP. In all cases, direct quotations are provided to illustrate the language used by the various pieces of legislation. In some cases, the service area is narrowly defined with appropriate mapped reference (e.g., Cedars Water Supply Co.) or may be more loosely defined (e.g., Borough of Bethel or Village of Woodbury). The legislation can also give very broad rights to franchise areas (e.g., Connecticut Water Co. - entire state). Franchise areas can also overlap (e.g., Heritage Village Water Co. and Pomperaug Valley Water Authority, or Woodbury Water Co. and Watertown Fire Department).

Since the Housatonic area represents the first of the public water supply planning areas, there has also been some discussion as to whether a

TABLE 2.2  
FRANCHISE AREAS

<u>UTILITY</u>	<u>ENABLING LEGISLATION OR DPUC DOCKET</u>	<u>DESCRIPTION OF FRANCHISE AREA</u>
Woodbury Water Co.	House Joint Resolution No. 38 January, 1893  DPUC Docket No. 9262 February 23, 1956	"... supply the adjacent village of Woodbury and their vicinity in said Woodbury..."  "... Company is authorized by its charter to supply the Town of Woodbury with an abundant supply of pure water for private and public use ..."
Heritage Village Water Co.	Substitute for House Bill No. 7429 January, 1969  House Bill No. 5808 May, 1974	"... authorized to serve the towns of Southbury and Middlebury..."  "... authorized to serve the towns of Southbury and Oxford and Middlebury..."
New Milford Water Co.	Special Laws of Connecticut May, 1873  Substitute for Joint House Resolution No. 391 January, 1905  Special Laws (74) - Substitute Joint House Resolution No. 83 June 17, 1873	"... conveyance of water to such points as they may desire in or near said village of New Milford."  "... furnish and maintain within the territorial limits of the New Milford Fire Association hydrants for fire protection ..."  "... conveyance of water to such points as they may desire in or near said village of New Milford."
Ridgefield Water Supply Co.	Joint House Resolution No. 206 January, 1893  DPUC Docket No. 9835 September 30, 1959	"... authorized for the purpose of supplying water to the inhabitants of the town of Ridgefield."  "... holds a franchise to serve water within the town of Ridgefield,..."
Bethel Water Dept.	Special Laws January, 1878	"... take and use the water...within the limits of the towns of Bethel, Redding, or the southern part of Danbury, to hold, convey, and distribute into and through said borough, ..."
Pomperaug Valley Water Authority	Special Acts No. 174 (Substitute for House Bill No. 8239) January, 1969	"... district consisting of such of the following named towns, Southbury, Woodbury, Bethlehem, Oxford and Middlebury."
Timber Trails Water Authority	Amended and Restated Special Act (DPUC Docket No. 790403)	"... shall serve an area in the towns of Sherman and New Fairfield..." as per boundary map.
Candlewood Terrace, Carmen Hill Orchards Water Co.	Substitute House Bill. No. 6561  DPUC Docket No. 819422 September, 1981	"... shall serve an area within the town of New Milford,..."  "... provides flat water service to 106 residential customers in the town of New Milford."
City of Danbury Water Dept.	Special Laws No. 205 (Substitute for House Bill No. 20) January, 1889  Resolve Incorporating the Danbury Water Department May, 1834	"... take and use the water...within the limits of the town of Danbury, to hold, convey, and distribute into and through said city,..."  "... by-laws to be made by the said Company, relative to the sale of the privilege of taking and using the water to be conducted into the Borough of Danbury..."
Cedars Water Supply Co.	Special Act. No. 78-26 (Sub. for House Bill No. 5300) Feb., 1978	"... shall serve an area in the City of Danbury known as 'The Cedars'...", as per map No. 3428
Lone Oak Water Co.	Special Act No. 175 (Sub. for House Bill No. 3634) January, 1961	"... shall serve a certain piece or parcel of land located on or near Hilltop View Road in the Lanesville district of the town of New Milford,..."
Watertown Fire District	Private Acts Volume 16 May 22, 1913	"... for supplying water to the town of Watertown and the inhabitants thereof;... (boundary description not included, describes area in northeast section of Woodbury)
Connecticut Water Co.	House Bill No. 1087	"... authorized to sell, supply and distribute water in any town in the State of Connecticut..."

legislatively established franchise area will take precedence over a designated exclusive service area established via the Coordinated Water System Plan. The general tenor of the issue appears to be that since both are legislatively established and the exclusive service areas must be approved by the appropriately designated regulatory bodies, the exclusive service areas established by the Coordinated Plan will take precedence. Due to the uncertainty associated with this issue, the WUCC asked DOHS to request the Attorney General's office to render a legal opinion on the matter. Due to the uniqueness of each franchise and the potential for conflict over rights to an exclusive service area, the Attorney General determined that any conflicts must be handled on a case-by-case basis. A copy of the letter from DOHS summarizing the Attorney General's response is included in Appendix E. It is also believed, however, that if the issue is contested by two competing utilities, the DPUC docket case process can effectively resolve the conflicts. At worst, a special legislative act or litigation could be required, although the necessity of such an act or court action is not anticipated at this point.

### 2.3 EXCLUSIVE SERVICE AREA RIGHTS AND RESPONSIBILITIES

The regulations concerning Coordinated Water System Plans (Public Act 85-535) stipulate that "water utilities are responsible for providing adequate services as requested by consumers and under terms otherwise provided by statute, regulation and ordinance within their exclusive service area boundaries within a reasonable time frame" and that "this may include but not be limited to development of supply sources, main extensions, or satellite management." The responsibility implied by the statement is indeed broad and, thus, the degree of commitment and procedures for servicing a new customer within an exclusive service area need to be clearly defined. The remainder of this section addresses this issue.

#### 2.3.1 Rights and Responsibilities

The manner in which a utility can serve new customers in its exclusive service area can be simply stated as follows:

- . main extension
- . satellite management (operation or ownership)
  - on an interim basis until a main extension is provided
  - on a permanent basis

In all situations, the capital facilities installed must meet the design criteria set forth by the WUCC's or State's minimum design standards (see Chapter Three, Section 3.6 Minimum Design Standards) or more stringent criteria called for by the designated utility, including pipe sizing and materials quality, system storage, fire hydrants, and other pertinent factors deemed important by the utility.

The satellite management approach does offer some degree of latitude in that the designated utility may install, own (DPUC's strong preference), operate and maintain the facilities required to service the new customer; or the new customer may actually install and own the facilities with the designated utility providing operation and maintenance services and/or fiscal management. Regardless of the satellite management approach taken overall responsibility for water supply in its exclusive service area rests with the designated utility.

The Department of Health Services expects that each utility designating an exclusive service area beyond the bounds of its existing system will set forth the manner in which the utility plans to service this area in its individual plan. The plan will identify those areas in which service by main extension is anticipated during the planning period, as well as those areas in which satellite management is envisioned. Additionally, for water systems that have declared expanded service areas and who, serve fewer than 1000 persons, DOHS expects that the existing system will be upgraded in accordance with state standards (as set forth in Section 16-262m-8 of the State Statutes) prior to system expansion. A clearly delineated plan which has been approved by DOHS not only helps the potential customer assess the water supply contingencies of his proposed building project, but also serves to protect the utility from unreasonable demands in responding

to the legislative criterion of serving new customers in its exclusive service area "within a reasonable time frame."

In summary, a utility's exclusive service area gives it the right to provide service to new customers within its designated area, but it also carries with it the responsibility to clearly define in each utility's individual plan the manner in which the utility intends to service these customers--either via main extension or some form of satellite management. Each utility assumes this responsibility to serve its exclusive service area until such time as the exclusive service areas are revised by an update of the Coordinated Plan or amendment approved by the WUCC.

### 2.3.2 Responsibility for Orphan Utilities

Much discussion has occurred in the WUCC meetings regarding the relationship between exclusive service areas and the responsibilities associated with bailing out failing or "orphan" utilities which may abut or be encompassed by a utility's designated exclusive service area. Public Act 85-535 clearly states that in establishing exclusive service area boundaries the WUCC shall "allow utilities to maintain existing service areas." Therefore, the WUCC believes that the delineation of an exclusive service area that happens to abut or encompass an existing service area of another utility does not carry any form of responsibility to provide service to an abutted or encompassed utility in the event of failing service. DPUC, however, has the ability to request a utility to provide service to a failing utility under Public Act 84-330, and will typically look to a utility which is in close proximity to the failing system. The utility designated by DPUC to provide this service has the right of appeal, but has little recourse if DPUC denies the appeal.

The WUCC is indeed cognizant of the problem with failing systems in the Housatonic Public Water Supply Management Area. Utilities have been trying to address this issue by providing satellite management to failed systems and in recent receivership hearings two or more utilities have

typically come forward with proposals to own or manage failing utilities. Generally the WUCC members are willing to continue to provide assistance in the future. However, given the size (small customer base) of the vast majority of utilities in the Housatonic area, most utilities which may be asked or forced to absorb another's failing system believe that they will do so at the expense of an undue financial burden just to rectify the immediate service problems, and may be faced with even greater costs associated with bringing the failed system up to its own design standards. Although rate relief may be provided by DPUC for regulated utilities, existing utility customers may end up paying for significant rate increases. Additionally, the rate of return to the investors of investor-owned utilities is negatively impacted, and municipal-owned systems can be faced with additional bonding/debt service requirements. Given these concerns, the WUCC believes that a form of financial incentives is needed to deal with these orphan utilities. Ideally, a grant and/or loan system (such as that provided under Public Act 85-483, Water Emergency Assistance Grants) designed to allow the failing system to solve its own problems is preferred. However, if it is determined by DPUC that the failing system is incapable of generating its own solution, then financial assistance programs, such as the following, should be considered to allow the designated utility to rectify the immediate supply problems as well as bring the failing utility's entire system up to applicable minimum standards:

- . 100 percent grants
- . combination grants and loans
- . revolving state loan fund with zero interest which a utility borrows from and returns payment to for future use by other utilities
- . guaranteed (state backed) loans from local lending institutions

Most WUCC members believe that capital expenditures not sufficiently covered by such programs should be borne to a greater extent by the customers of the failed system. Furthermore, the financial assistance programs need be accompanied by streamlined application procedures which do not require immense amounts of paper work for the requesting utility. Utilities have registered complaints about cumbersome application procedures and

extensive loan guarantees associated with other state participatory programs.

The foregoing discussion on orphan utilities echoes the concerns of many of the active participants in the WUCC. However, it may well neglect the issues that the customers of these orphan utilities have been faced with, since their concerns have not been voiced at the WUCC meetings. Customers of water systems which have been improperly operated and maintained may have suffered through long periods of inadequate water supply. Although these customers may have paid relatively low rates, other situations occur where the rate structure is indeed high compared to the quality of service provided. If service has been inadequate, the system users may welcome a new system owner or operator. However, these customers will not be anxious to accept the potential rate shock that may accompany the upgrading of their system.

In summation, the impact of taking over an orphan utility must be assessed from both the utility's perspective as well as the customer's viewpoint. The active WUCC members have voiced their concerns about the potential impact on their existing customers if forced to absorb failing systems. Although the issues of the impacted customers have not been vocally set forth, their needs must not be overlooked. When faced with a particularly unattractive utility that the other utilities within the management area do not feel capable of absorbing due to their size, it may be functional to look outside the area for a larger utility that can more readily absorb the needed capital expenses required to upgrade the failed system and spread the costs across a broader customer base. The regulatory agencies must be cognizant of the potential impact of takeover on some of the area's utilities, and collectively work with the utilities to reach an equitable solution for dealing with any undesirable takeover candidates.

#### 2.4 UNDESIGNATED SERVICE AREAS

While various utilities have designated entire communities as their

exclusive service areas in the Housatonic Public Water Supply Management Area, other large tracts (including entire towns, e.g., Roxbury) have not been incorporated within the exclusive service areas of existing utilities. For these undesignated areas, water supply will be obtained from individual wells. In fact, for much of the undesignated area the community planning and zoning is structured to discourage development requiring public water supply. Given such existing developmental restrictions, it is anticipated that the vast majority of the presently undesignated area will continue to be served by individual wells.

There are, however, areas shown on Plate II which have been identified by the "State Policies Plan for the Conservation and Development of Connecticut - 1987-1992" as areas of urban growth and which may be inferred to potentially require future water service. Additionally, other regional plans of development have also identified areas potentially requiring future water service that have not been encompassed within the exclusive service areas of any of the existing utilities. The WUCC understands that the Connecticut Plan Regulations call for it to "not leave areas as un-serviced islands, unless it can be demonstrated that there is not and will be no future need for public water service." The WUCC is also cognizant of the aforementioned areas potentially requiring water service in the future which have not been incorporated within the exclusive service areas of existing utilities, and believes that it is in the best interests of the WUCC and water supply planning in the Housatonic area to address this situation. For such areas the provision of water supply service logically falls within the realm of the area's identified satellite managers or main extension of a nearby utility (see Chapter 3, Integrated Report). The WUCC approves the satellite management concept which DOHS and DPUC administers for the selection of satellite managers to serve areas requiring water supply.

A comparison of the areas identified on Plate II that potentially require water service with the exclusive service areas claimed by utilities shown on Plate III indicates the following:

- . All lands identified by municipalities (via plans of development, zoning maps/regulations, or town officials) as developable and which may require water service have been incorporated within the bounds of the exclusive service areas claimed by one of the management area's utilities.
- . With the exception of a large portion of the Town of Bethel, all lands identified in past planning documents by regional planning organizations which may require water service, or urban growth areas or long-term urban growth potential identified in the "State of Connecticut Conservation and Development Plan" which may be inferred to potentially require future water service, have been incorporated within the bounds of the exclusive service area of one of the management area's utilities.

For the area in question in Bethel, it is interesting to note that the area identified by town representatives as potentially requiring future public water service is significantly smaller than that identified by other organizations. The two principal utilities in the area have responded with exclusive service area claims that are consistent with the areas of need envisioned by town representatives.

Additionally, situations may occur where an unanticipated need for public water supply arises in those undesignated areas in which individual well service is the accepted standard. In situations such as these, regulations set forth in Public Act 84-330 and DPUC Regulations (Application Procedures and Criteria for Issuing Certificates of Public Convenience and Necessity for Small Water Companies) would be used to control the development of a new public water supply. Through this application process and communication among the various impacted state agencies and communities the creation of new, potentially poorly managed, utilities can be controlled. The WUCC has identified utilities which are interested in providing satellite management services for such unanticipated needs in the Housatonic area (see Chapter 3, Integrated Report).

## 2.5 STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES

The State of Washington's Legislation, after which the Connecticut Plan is patterned, requires that an "interlocal agreement" be executed by

each utility as verification of agreement with the existing and future service areas established by the WUCC. This agreement centers around the verification of each utility's borders by the utility and is not an agreement between two adjacent utilities. However, in combination, the interlocal agreements of all adjacent utilities clearly define the borders of their future and exclusive service areas, and serve as a mechanism for ensuring that service area overlap does not exist.

The Connecticut Plan Regulations, however, do not have a similar requirement mandating the completion of the so-called interlocal agreements. Discussions among WUCC members indicated the need to clearly define the bounds or limits of the exclusive service areas designated by utilities and to incorporate the appropriate descriptive verbiage into the final exclusive service area plan. For the Housatonic Public Water Supply Management Area this is accomplished with a "Statement of Confirmation of Exclusive Service Area Boundaries" which has been completed by each utility for incorporation into the final exclusive service area plan. Completed copies of each utility's Statement of Confirmation of Service Boundaries have been appended (Appendix D) to the final exclusive service area plan and will be on file at DOHS along with the exclusive service area boundary map (Plate III).

## 2.6 PROCEDURES FOR ALTERING SERVICE BOUNDARIES

When a utility amends its exclusive service area via changes in its individual plan update or other unusual circumstances, its exclusive service area boundary must be revised. Such changes must be approved by the WUCC to ensure consistency with the Coordinated Plan. These changes will also require revisions to the utility's Statement of Confirmation of Service Boundaries. The exclusive service area boundary map will need to be revised. A working revision copy will be kept on file with DOHS and DPUC and, at each ten year update of the Coordinated Plan, the original plate will be redrafted to incorporate all changes noted on the working

copy. Transfer of a utility's exclusive service area to another entity occurs only with the sale of the utility.

## 2.7 CREATION OF NEW UTILITIES

The Connecticut Plan is designed to control the proliferation of new utilities and establish procedures for the creation of well-run, properly managed new utilities. The creation of any new utility represents the final option for water supply for an area where service was not previously perceived and must meet with WUCC's approval for consistency with its Coordinated Plan. Additionally, this approval must be a precursor to application for a Certificate of Public Convenience and Necessity as set forth in DPUC Regulations for smaller utilities (Public Act 84-330) and other pertinent DPUC regulations for larger utilities, as well as a Diversion Permit from DEP for new supply sources. Once approved for creation, the new utility's system must be designed in conformance with the minimum design standards set forth in the Coordinated Plan, proposed minimum design standards (Community Water Supply Design Criteria for Water Systems Servicing Fewer Than 1000 People), and other pertinent criteria. The new utility will be required to execute a Statement of Confirmation of Service Boundaries. The Coordinated Plan will be revised, as appropriate, at its scheduled update which occurs at least every ten years.

**FINAL  
EXCLUSIVE SERVICE AREAS**

**HOUSATONIC WATER SUPPLY  
MANAGEMENT AREA**

**APPENDIX C**

HOUSATONIC WATER UTILITY COORDINATING COMMITTEE  
c/o HVCEO, OLD TOWN HALL, ROUTE 25  
BROOKFIELD, CT 06805  
775-6256

NOTICE

TO: WUCC Members, Municipalities, Interested Parties

FROM: William Buckley, Co-Chairman  
Stephen Polizzi, Co-Chairman

DATE: August 18, 1986

RE: Establishment of Preliminary Exclusive Service Area Boundaries

The Housatonic Water Utility Coordinating Committee (WUCC) is initiating the establishment of preliminary exclusive service area boundaries for the Housatonic Area Coordinated Water System Plan. This process will delineate each public water system's preliminary and then final future service areas. This establishment of boundaries will be discussed at subsequent WUCC meetings.

It should be noted that receipt of questionnaire data recently requested of WUCC members is crucial to the establishment of the proposed service area boundaries, and that failure to return the questionnaire may limit a utility's options for future service area expansion.

The WUCC welcomes input from utilities, municipalities, and interested persons regarding area water supply service areas, problems and conditions.

WB:ca

HOUSATONIC WATER UTILITY COORDINATING COMMITTEE  
c/o HVCEO, OLD TOWN HALL, ROUTE 25  
BROOKFIELD, CT 06805  
775-6256

NOTICE

TO: WUCC Members, Municipalities, Interested Parties

FROM: William Buckley, Co-Chairman  
Stephen Polizzi, Co-Chairman

DATE: January 20, 1987

RE: Establishment of Exclusive Service Area Boundaries

Notice is hereby given that the Housatonic Water Utility Coordinating Committee (WUCC) is establishing exclusive service area boundaries delineating each water system's future service area. Each water company must at this time make a declaration of the area it intends to provide service to in the future. Once established, utilities are responsible for providing adequate service as requested by consumers within their respective exclusive service areas within a reasonable time frame.

According to regulation, no water company will lose its existing service area and will be allowed to continue to provide water to the customers currently served. However, failure to respond at this time will result in your exclusive service area boundaries established as the area which you currently service. This may limit your ability to expand your system or serve additional customers.

If you have any current or contemplated future plans to expand your water system, this information must be provided to the WUCC and its consultant at this time. Please indicate on a map and provide a narrative description of both your existing and potential future service area. Any areas which your water company may be also interested in providing satellite management to should be indicated separately. Satellite management includes operation, management, maintenance, or repair services and possibly ownership of new or existing water systems.

This information should be submitted by February 10, 1987 to the following address:

Submit future service area information to:

Jonathan Chew, Secretary/Treasurer  
Housatonic WUCC  
c/o Housatonic Valley Council of Elected Officials  
Old Town Hall, Route 25  
Brookfield, CT 06805

Any questions or inquiries about the establishment of exclusive service area boundaries can be directed to:

Direct questions to:

Denise Ruzicka  
Connecticut Department of Health Services  
Water Supplies Section  
150 Washington Street  
Hartford, CT 06106  
Tel: (203) 566-1253

DR/es  
1908E

Housatonic Water Utility  
Coordinating Committee

NOTICE

TO: Housatonic WUCC Members

FROM: Bill Buckley, Co-Chairman  
Steve Polizzi, Co-Chairman

DATE: September 28, 1987

RE: Statement of Confirmation of Service Area

In order to finalize each public water company's exclusive service area, the Housatonic WUCC is hereby notifying public water suppliers that a Statement of Confirmation of Service Area must be prepared and submitted by November 1, 1987. This statement serves to formalize each water company's proposed future service area. It consists of a future service area description, appropriate scale maps, and confirmation sheets to be signed by the utility and the WUCC. Final approval and signing of the statement by the Department of Health Services (DOHS) will occur once the Statement of Confirmation of Service Area is deemed consistent with your water company's water supply plan.

As you know, in January of 1987 water companies submitted preliminary exclusive service area declarations. The Statement of Confirmation of Service Area is required to finalize and more accurately detail the areas proposed in earlier submissions. This is the last opportunity to propose an exclusive service area. **PUBLIC WATER SUPPLIERS WHICH DO NOT REPLY WILL BE ASSIGNED THEIR EXISTING SERVICE AREA ONLY** This will limit a water company's ability to expand.

To receive a Statement of Confirmation of Service Area form please contact Denise Ruzicka of the Department of Health Services, Water Supplies Section at (203) 566-1253. Questions on exclusive service areas can be directed to Denise or the WUCC's consultant Bruce Pierstorff of Havens and Emerson at (617) 350-6622.

Statements of Confirmation of Service Area must be prepared and submitted by November 1, 1987.

Submit by November 1, 1987 to:

Bruce Pierstorff  
Havens and Emerson, Inc.  
Consulting Engineers  
120 Boyston Street  
Boston, MA 02116

Maps and descriptions must be of sufficient detail to clearly delineate the extent of service in relation to local roads and development patterns. Distribution system maps are generally an adequate base on which to indicate the proposed future or exclusive service area.

BB/SP/DR/es

cc: Secretary of State  
Municipal Clerks  
DEP, OPM, DPUC, DOHS

3477E

**FINAL  
EXCLUSIVE SERVICE AREAS**

**HOUSATONIC WATER SUPPLY  
MANAGEMENT AREA**

**APPENDIX D**

Please note that the Housatonic Water Supply Management Area WUCC at their December 1, 1987 meeting voted not to sign the individual exclusive service area statement of confirmation.

**BETHEL CONSOLIDATED CO., INC.**

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Public Act 85-535, each utility in the Housatonic Public Water Supply Management Area, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

Therefore, the undersigned parties, agree and concur with and will abide by the following provisions:

1. Service Area Boundaries: The undersigned parties acknowledge that the attached description (Attachment A) and/or map(s) (Attachment B) accurately identify(ies) the named utility's exclusive service area.
2. Adjacent Utilities: Unless separate agreements are developed with adjacent utilities, the undersigned utility agrees that all adjacent utilities will be entitled to provide future water service within their existing service area designated on Plate III or within their exclusive service area similarly defined in each adjacent utility's Statement of Confirmation of Exclusive Service Area Boundaries. Each utility will be entitled to provide water service to all existing (on date specified below) customers and on both sides (one lot deep) of all streets within the bounds of its existing or exclusive service area.
3. Boundary Adjustments: If at some time in the future, it is in the best interest of the undersigned utility to make service boundary adjustments, such adjustments must have the written approval of all parties and the appropriate regulatory authority (DOHS). Such adjustments must be reconfirmed by completion of a new Statement of Confirmation of Exclusive Service Area Boundaries.

The undersigned party (utility) has executed this Statement of Confirmation as of 11/4/87  
Date

Bechtel Consolidated Co, Inc  
Utility

Michael L. Corbett  
Representative

Utility Manager  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_  
Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

ATTACHMENT A

WRITTEN DESCRIPTION OF EXCLUSIVE  
SERVICE AREA BOUNDARY

Description of Service Area Boundaries

Bethel Consolidated Water Company, (the Company), does propose that the existing service boundary be extended 1000 feet circumferentially about the system. The exception to this would be the Company's eastern most boundary abutting the Danbury Town Line.

Said proposal to include the Route 6 corridor from Payne Road, at the Danbury Town Line, east to the intersection of Route 6 and Weed Road. The extension of mains to this corridor would proceed as commercial development expands.

The Company would also request the "Right-to-First-Refusal" on Satellite Management for any system adjacent to our immediate service area.

ATTACHMENT B

MAP(S) OF EXCLUSIVE SERVICE AREA

Title

Date

Bethel Consolidated Co. Inc.  
Water Distribution Layout

11/85

**MAP HAS NOT BEEN REPRODUCED HERE DUE TO LARGE  
SIZE. COPIES ARE ON FILE AT DOHS' AND HVCEO'S  
OFFICES.**

**BETHEL WATER DEPARTMENT**

The undersigned party (utility) has executed this Statement of Confirmation as of Oct 30, 1987.  
Date

BETHEL WATER DEPT.  
Utility

Cliff J. Hurgis  
Representative  
CLIFFORD J. HURGIS

FIRST SELECTMAN / CHAIRMAN PUBLIC WORK  
Title Commission

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_  
Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

ATTACHMENT A

WRITTEN DESCRIPTION OF EXCLUSIVE  
SERVICE AREA BOUNDARY

ATTACHMENT B

MAP(S) OF EXCLUSIVE SERVICE AREA

Title

Date

*Laurence J. Strickman Dept.*

*10-30-87*

**MAP HAS NOT BEEN REPRODUCED HERE DUE TO LARGE  
SIZE. COPIES ARE ON FILE AT DOHS' AND HVCEO'S  
OFFICES.**

**DANBURY WATER DEPARTMENT**

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Public Act 85-535, each utility in the Housatonic Public Water Supply Management Area, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

Therefore, the undersigned parties, agree and concur with and will abide by the following provisions:

1. Service Area Boundaries: The undersigned parties acknowledge that the attached description (Attachment A) and/or map(s) (Attachment B) accurately identify(ies) the named utility's exclusive service area.
2. Adjacent Utilities: Unless separate agreements are developed with adjacent utilities, the undersigned utility agrees that all adjacent utilities will be entitled to provide future water service within their existing service area designated on Plate III or within their exclusive service area similarly defined in each adjacent utility's Statement of Confirmation of Exclusive Service Area Boundaries. Each utility will be entitled to provide water service to all existing (on date specified below) customers and on both sides (one lot deep) of all streets within the bounds of its existing or exclusive service area.
3. Boundary Adjustments: If at some time in the future, it is in the best interest of the undersigned utility to make service boundary adjustments, such adjustments must have the written approval of all parties and the appropriate regulatory authority (DOHS). Such adjustments must be reconfirmed by completion of a new Statement of Confirmation of Exclusive Service Area Boundaries.

The undersigned party (utility) has executed this Statement of Confirmation as of 12/1/87.  
Date

DANBURY Water Dept.  
Utility

William Buckley  
Representative

Superintendent of Public Utilities.  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_.  
Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

The City of Danbury's exclusive service area shall be all areas within the present city boundaries except for areas presently served by other existing utilities.

**GREENRIDGE TAX DISTRICT**

GREENRIDGE TAX DISTRICT  
P.O. BOX 42  
Brookfield Center, CT 06805

October 26, 1987

Mr. Bruce Pierstorff  
Havens and Emerson, Inc.  
Consulting Engineers  
120 Boylston Street  
Boston, MA 02116

Dear Mr. Pierstorff:

The Greenridge Tax District hereby submits its Statement of Confirmation of Exclusive Area Boundaries. The forms, description and map excerpt (from Plate III) are attached.

On August 1, 1987, the Greenridge Tax District submitted the proposed boundaries for its Exclusive Service Area to the WUCC and DOHS. We were told that there were two areas of "conflict": one, in Newtown, with the Newtown Water Company and, the other, in Brookfield, with Ironworks. We contacted both water companies and came to agreement as to our new boundaries (see Attachment A). There were no remaining conflicts. As such, we consider this to be the final draft of our Exclusive Service Area Boundaries.

Please accept these documents and notify us at once if there are any problems.

Sincerely,



Martin J. Foncello, Jr.  
President  
Greenridge Tax District  
203-775-3531 (Home)

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Public Act 85-535, each utility in the Housatonic Public Water Supply Management Area, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

Therefore, the undersigned parties, agree and concur with and will abide by the following provisions:

1. Service Area Boundaries: The undersigned parties acknowledge that the attached description (Attachment A) and/or map(s) (Attachment B) accurately identify(ies) the named utility's exclusive service area.
2. Adjacent Utilities: Unless separate agreements are developed with adjacent utilities, the undersigned utility agrees that all adjacent utilities will be entitled to provide future water service within their existing service area designated on Plate III or within their exclusive service area similarly defined in each adjacent utility's Statement of Confirmation of Exclusive Service Area Boundaries. Each utility will be entitled to provide water service to all existing (on date specified below) customers and on both sides (one lot deep) of all streets within the bounds of its existing or exclusive service area.
3. Boundary Adjustments: If at some time in the future, it is in the best interest of the undersigned utility to make service boundary adjustments, such adjustments must have the written approval of all parties and the appropriate regulatory authority (DOHS). Such adjustments must be reconfirmed by completion of a new Statement of Confirmation of Exclusive Service Area Boundaries.

The undersigned party (utility) has executed this Statement of Confirmation as of 10/26/87 Date

Greenridge Tax District  
Utility Brookfield, CT

Martin J. Tonnello, Jr.  
Representative

President  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_ Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

**ATTACHMENT A BEING REVISED DUE TO RECENT  
AGREEMENT WITH RURAL WATER CO.**

ATTACHMENT B

MAP(S) OF EXCLUSIVE SERVICE AREA

Title

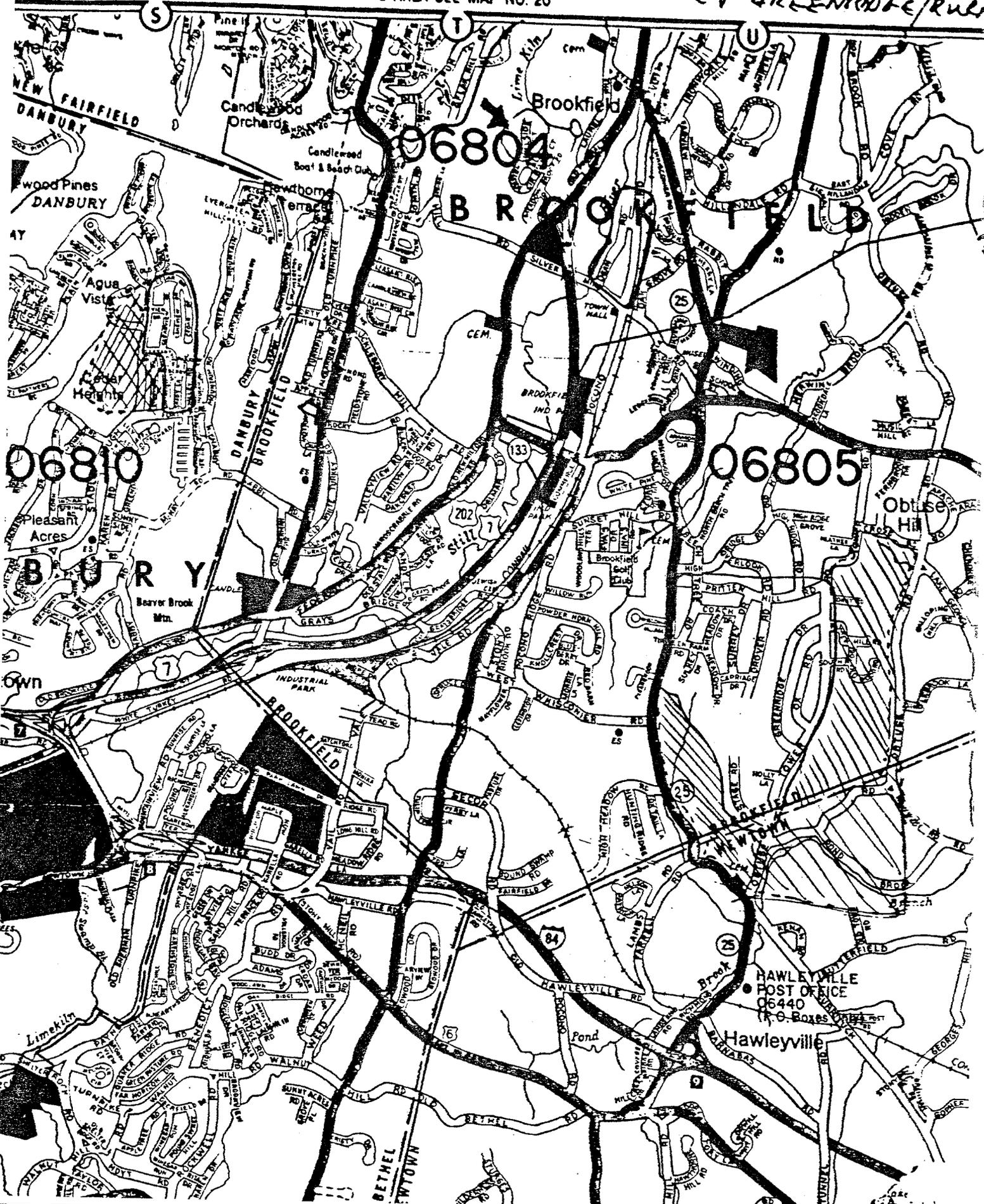
Date

Plate III (see attached)

10/26/87

Revised map attached based upon  
agreement with Rural Water Co

AGREEMENT BETWEEN GREENRIDGE RURAL  
FOR ADJOINING AREA SEE MAP NO. 20



NEW FAIRFIELD DANBURY  
wood Pines DANBURY

06810  
Pleasant Acres  
DANBURY  
Beaver Brook Mtn.

06804

BROOKFIELD

06805

HAWLEYVILLE  
POST OFFICE  
06440  
P.O. Boxes

Hawleyville

BETHEL  
TOWN

Lake  
Sipson Lake

**HAR-BIL WATER CO.**

**STATEMENT OF CONFIRMATION HAS NOT BEEN  
RECEIVED AS OF 12/8/87**

**HERITAGE VILLAGE WATER CO.**

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Public Act 85-535, each utility in the Housatonic Public Water Supply Management Area, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

Therefore, the undersigned parties, agree and concur with and will abide by the following provisions:

1. Service Area Boundaries: The undersigned parties acknowledge that the attached description (Attachment A) and/or map(s) (Attachment B) accurately identify(ies) the named utility's exclusive service area.
2. Adjacent Utilities: Unless separate agreements are developed with adjacent utilities, the undersigned utility agrees that all adjacent utilities will be entitled to provide future water service within their existing service area designated on Plate III or within their exclusive service area similarly defined in each adjacent utility's Statement of Confirmation of Exclusive Service Area Boundaries. Each utility will be entitled to provide water service to all existing (on date specified below) customers and on both sides (one lot deep) of all streets within the bounds of its existing or exclusive service area.
3. Boundary Adjustments: If at some time in the future, it is in the best interest of the undersigned utility to make service boundary adjustments, such adjustments must have the written approval of all parties and the appropriate regulatory authority (DOHS). Such adjustments must be reconfirmed by completion of a new Statement of Confirmation of Exclusive Service Area Boundaries.

The undersigned party (utility) has executed this Statement of Confirmation as of 10/30/87  
Date

Heritage Village Water Company  
Utility

Anthony A. Zibello  
Representative

*Anthony A. Zibello*  
General Manager  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_  
Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

ATTACHMENT A

WRITTEN DESCRIPTION OF EXCLUSIVE  
SERVICE AREA BOUNDARY

The Heritage Water Co. Exclusive Service Area Boundry:

Bordered at Route 6 and 67 near Upper and Lower Grassy Hill Road Southbury, following the Pomperaug River southerly to Fish Rock Road.

On Route 188 at Long Meadow Road and bordered by Rigg Street in Oxford to intersect at Route 67, and running along Governors' Hill Road.

Bordered by Route 188 at Quaker Farms Road, and southerly to Governors' Hill Road, Oxford.

For a more complete description, please refer to Map Titled:

Water Supply Service Area  
Dated July, 1987  
Submitted August 31, 1987

ATTACHMENT B

MAP(S) OF EXCLUSIVE SERVICE AREA

Title

Date

Water Supply Service Area Map

Submitted August 31, 1987

**MAP HAS NOT BEEN REPRODUCED HERE DUE TO LARGE  
SIZE. COPIES ARE ON FILE AT DOHS' AND HVCEO'S  
OFFICES.**

**IRON WORKS AQUEDUCT CO.**

**STATEMENT OF CONFIRMATION HAS NOT BEEN  
RECEIVED AS OF 11/18/87.**

**NEW MILFORD WATER COMPANY**

THE NEW MILFORD WATER COMPANY

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Public Act 85-535, each utility in the Housatonic Public Water Supply Management Area, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

Therefore, the undersigned parties, agree and concur with and will abide by the following provisions:

1. Service Area Boundaries: The undersigned parties acknowledge that the attached description (Attachment A) and/or map(s) (Attachment B) accurately identify(ies) the named utility's exclusive service area.
2. Adjacent Utilities: Unless separate agreements are developed with adjacent utilities, the undersigned utility agrees that all adjacent utilities will be entitled to provide future water service within their existing service area designated on Plate III or within their exclusive service area similarly defined in each adjacent utility's Statement of Confirmation of Exclusive Service Area Boundaries. Each utility will be entitled to provide water service to all existing (or date specified below) customers and on both sides (one lot deep) of all streets within the bounds of its existing or exclusive service area.
3. Boundary Adjustments: If at some time in the future, it is in the best interest of the undersigned utility to make service boundary adjustments, such adjustments must have the written approval of all parties and the appropriate regulatory authority (DOHS). Such adjustments must be reconfirmed by completion of a new Statement of Confirmation of Exclusive Service Area Boundaries.

The undersigned party (utility) has executed this Statement of Confirmation as of 10/30/87.  
Date

THE NEW MILFORD WATER COMPANY  
Utility

Kevin Moran  
Representative  
KEVIN MORAN

VICE-PRESIDENT  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_.  
Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

ATTACHMENT A

Description of the Service Area of the  
NEW MILFORD WATER COMPANY

All of those areas of the Town of New Milford that are not currently being served by an existing water utility. The serving of said areas would be subject to engineering and financial feasibility.

THE NEW MILFORD WATER COMPANY

ATTACHMENT B

MAP(S) OF EXCLUSIVE SERVICE AREA

Title

Date

HOUSATONIC WATER UTILITY COORDINATING  
COMMITTEE WATER SUPPLY SERVICE AREA

APRIL, 1987

**MAP HAS NOT BEEN REPRODUCED HERE DUE TO LARGE  
SIZE. COPIES ARE ON FILE AT DOHS' AND HVCEO'S  
OFFICES.**

**NEWTOWN WATER COMPANY**

THE NEWTOWN WATER COMPANY

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Public Act 85-535, each utility in the Housatonic Public Water Supply Management Area, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

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The undersigned party (utility) has executed this Statement of Confirmation as of 10/30/87.  
Date

THE NEWTOWN WATER COMPANY  
Utility

Kevin Moran  
Representative  
KEVIN MORAN

VICE-PRESIDENT  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_.  
Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

ATTACHMENT A

Description of the Service Area of the  
NEWTOWN WATER COMPANY

All of those areas of the Town of Newtown that are not currently being served by an existing water utility with the following exceptions:

- 1) Green Ridge Tax District (Brookfield)  
That area to the south of the existing Green Ridge Tax District service area as shown on Attachment B1 (highlighted in yellow)
- 2) Olmstead Water Supply  
That area which surrounds the existing Olmstead Water Supply service area as shown on "Plate 3"
- 3) Chestnut Tree Hill  
That area which surrounds the existing Chestnut Tree Hill service area as shown on "Plate 3"

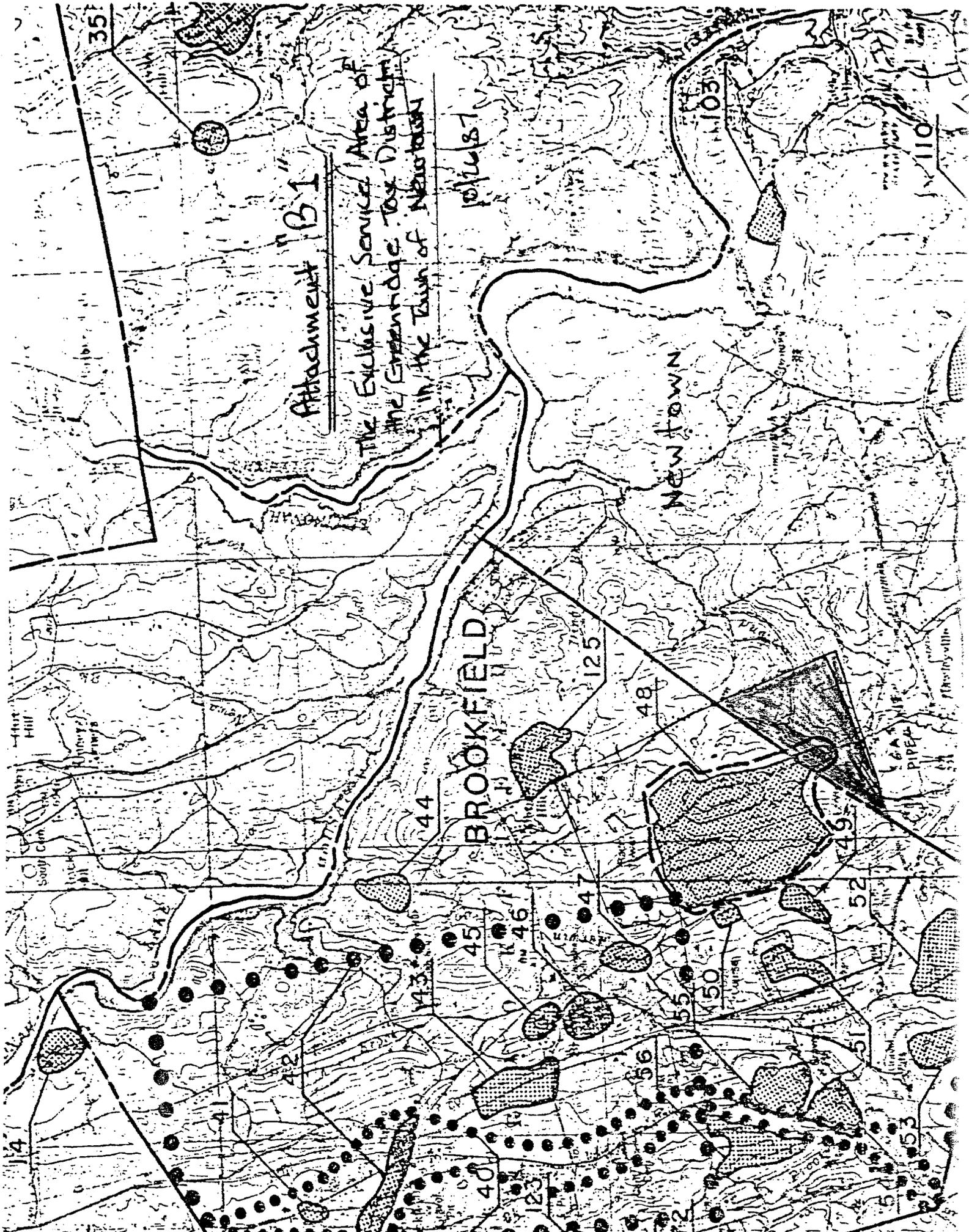
The Newtown Water Company will supply its service area subject to engineering and financial feasibility.

THE NEWTOWN WATER COMPANY

ATTACHMENT B

MAP(S) OF EXCLUSIVE SERVICE AREA

<u>Title</u>	<u>Date</u>
Housatonic Water Utility Coordinating Committee Water Supply Service Area	April, 1987
Attachment "B1", "The Exclusive Service Area of the Greenridge Tax District in the Town of Newtown"	October 26, 1987



35

Attachment "B1"

The Exclusive Service Area of  
the Greenidge Tax District  
in the Town of Newtown

10/16/87

NEW TOWN

BROOKFIELD

44

45

46

47

48

49

50

51

52

53

125

103

110

14

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123

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**MAP HAS NOT BEEN REPRODUCED HERE DUE TO LARGE  
SIZE. COPIES ARE ON FILE AT DOHS' AND HVCEO'S  
OFFICES.**

**OLMSTEAD WATER SUPPLY CO.**

OLMSTEAD

RECEIVED

NOV - 2 1957

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES & EMERSON, INC.  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA BOSTON

Whereas, in accordance with Public Act 85-535, each utility in the Housatonic Public Water Supply Management Area, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

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The undersigned party (utility) has executed this Statement of Confirmation as of 10/22/77 Date

OLMSTEAD WATER SUPPLY CO., INC.  
Utility

Fredrick E. Black  
Representative

Pres.  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_ Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

ATTACHMENT A

WRITTEN DESCRIPTION OF EXCLUSIVE  
SERVICE AREA BOUNDARY

SEE MAPS

ATTACHMENT B

MAP(S) OF EXCLUSIVE SERVICE AREA

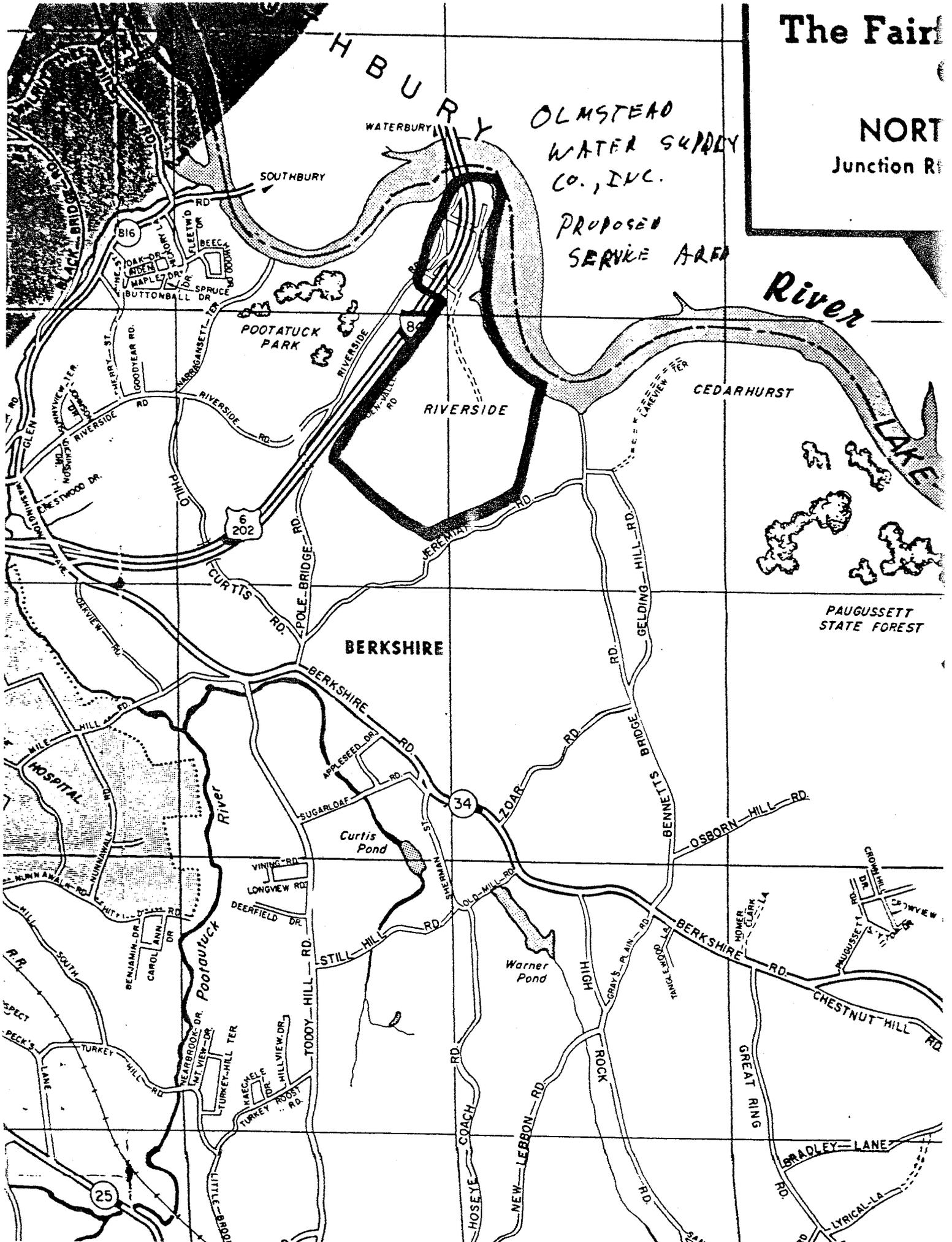
<u>Title</u>	<u>Date</u>
OLMSTEAD WATER SUPPLY CO., INC.	10/29/87
PROPOSED SERVICE AREA	

The Fair

NORT  
Junction R

OLMSTEAD  
WATER SUPPLY  
CO., INC.

PROPOSED  
SERVICE AREA



H  
B  
U  
R  
Y

WATERBURY

SOUTHBURY

POOTATUCK  
PARK

RIVERSIDE

River  
LAKE

CEDARHURST

PAUGUSSETT  
STATE FOREST

BERKSHIRE

HOSPITAL

Curtis Pond

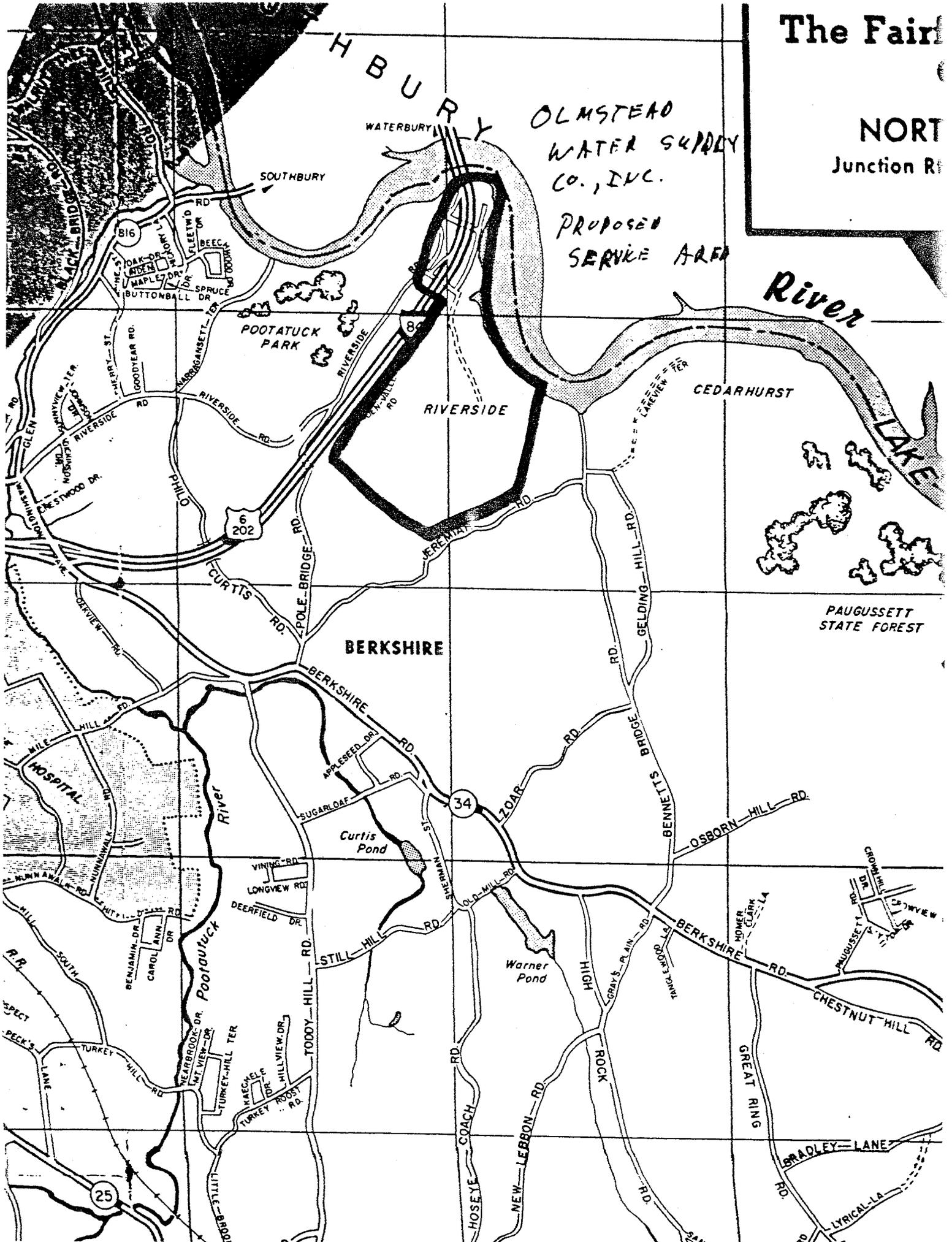
Warner Pond

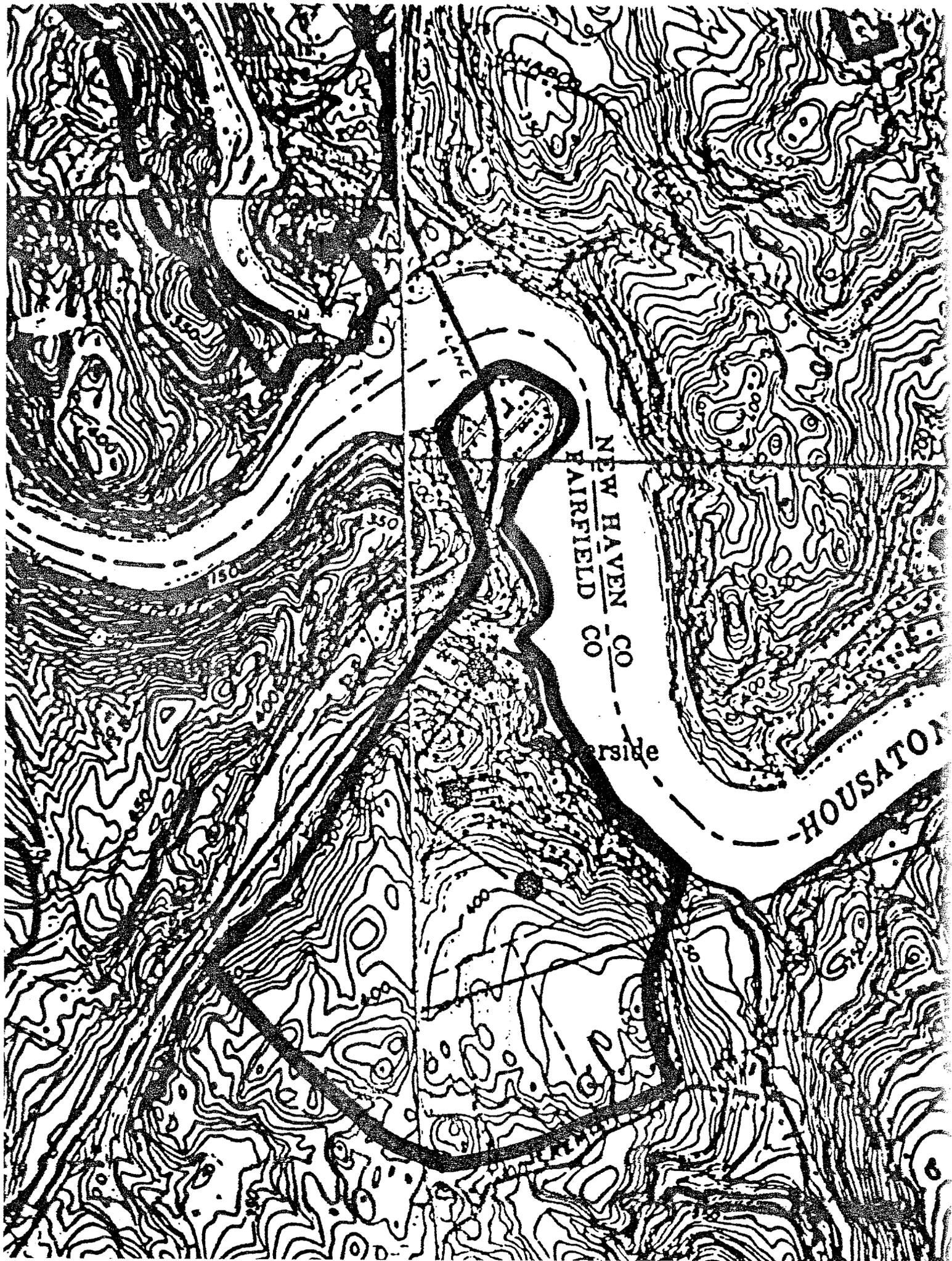
25

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816

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202





**RIDGEFIELD WATER SUPPLY CO.**

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Public Act 85-535, each utility in the Housatonic Public Water Supply Management Area, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

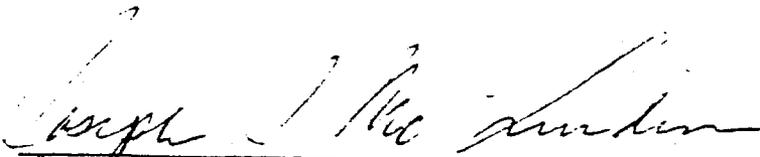
Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

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The undersigned party (utility) has executed this Statement of Confirmation as of October 29, 1987  
Date

The Ridgefield Water Supply Company  
Utility

  
Representative Joseph J. McLinden

President  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_  
Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

ATTACHMENT A

WRITTEN DESCRIPTION OF EXCLUSIVE  
SERVICE AREA BOUNDARY

Entire town of Ridgefield except for (1) areas presently served by other water utilities, and (2) a 1500 ft. expansion area around the three Rural Water Company systems in northern Ridgefield as shown on Attachment B.

ATTACHMENT B

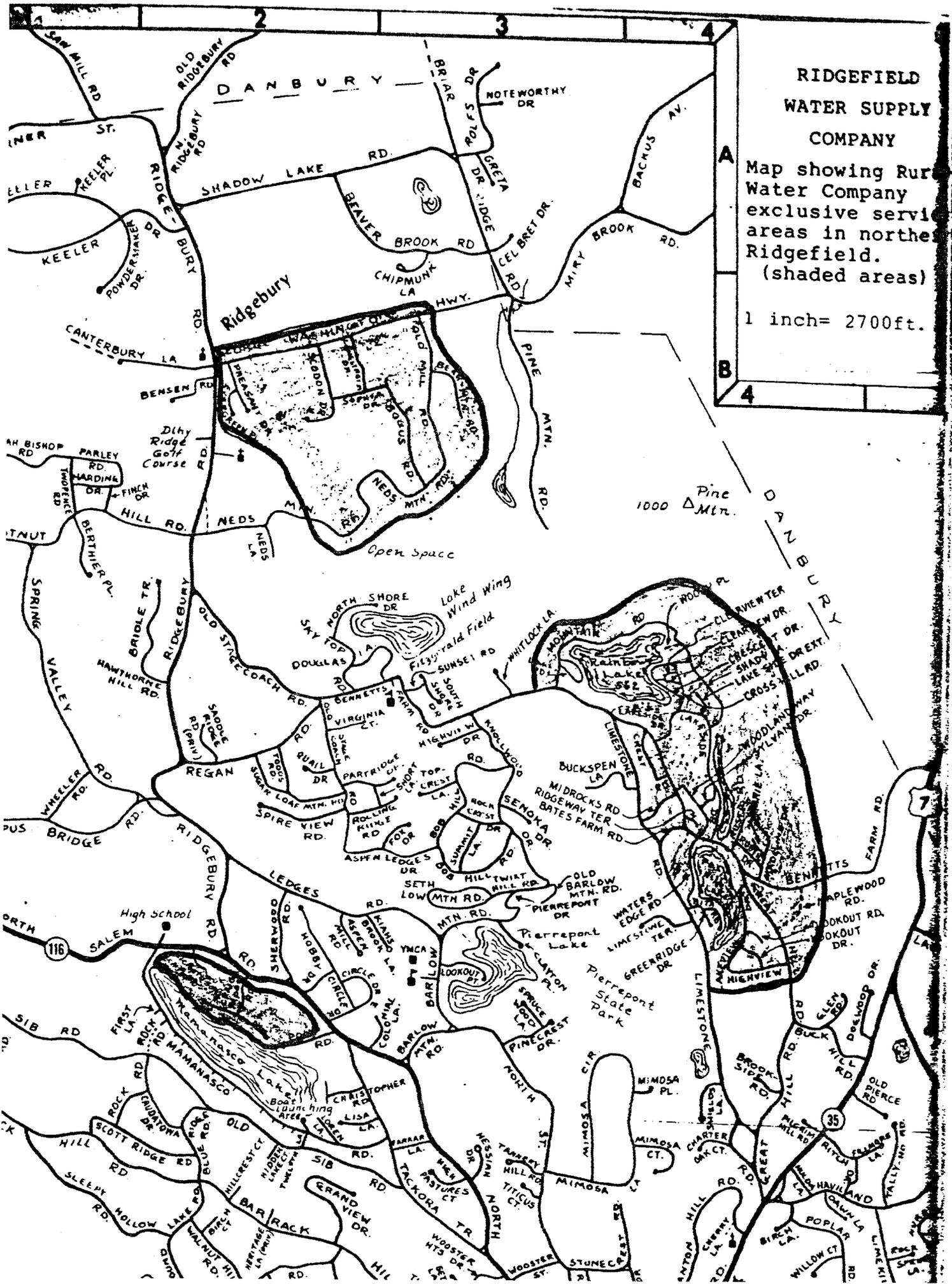
MAP(S) OF EXCLUSIVE SERVICE AREA

<u>Title</u>	<u>Date</u>
"Ridgefield Water Supply Company Map showing Rural Water Company exclusive service areas in Northern Ridgefield."	October 29, 1987

**RIDGEFIELD  
WATER SUPPLY  
COMPANY**

Map showing Rural  
Water Company  
exclusive service  
areas in northern  
Ridgefield.  
(shaded areas)

1 inch = 2700ft.



**RURAL WATER COMPANY**

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Public Act 85-535, each utility in the **Housatonic Public Water Supply Management Area**, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

Therefore, the undersigned parties, agree and concur with and will abide by the following provisions:

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ATTACHMENT A

WRITTEN DESCRIPTION OF EXCLUSIVE  
SERVICE AREA BOUNDARY

ATTACHMENT B

MAP(S) OF EXCLUSIVE SERVICE AREA

<u>Title</u>	<u>Date</u>
FIELDSTONE	10/27/87
CRAIG MOOR	"
CEDAR HEIGHTS	"
BROOKFIELD DIVISION	"
BROOK ACRES	"
KEN OAKS	"
OAKWOOD ACRES	"
PEARLE MANOR	"
SLUDON	"
SOUNDVIEW	"
RIDGEFIELD LAKES	"
SOUTHERN BROOKFIELD	"
NEW FAIRFIELD - DOWNTOWN	

The undersigned party (utility) has executed this Statement of Confirmation as of 10/27/87.  
Date

RURAL WATER CO., INC.  
Utility

Stephen C. Polizzi  
STEPHEN C. POLIZZI  
Representative

PRESIDENT  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_.  
Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

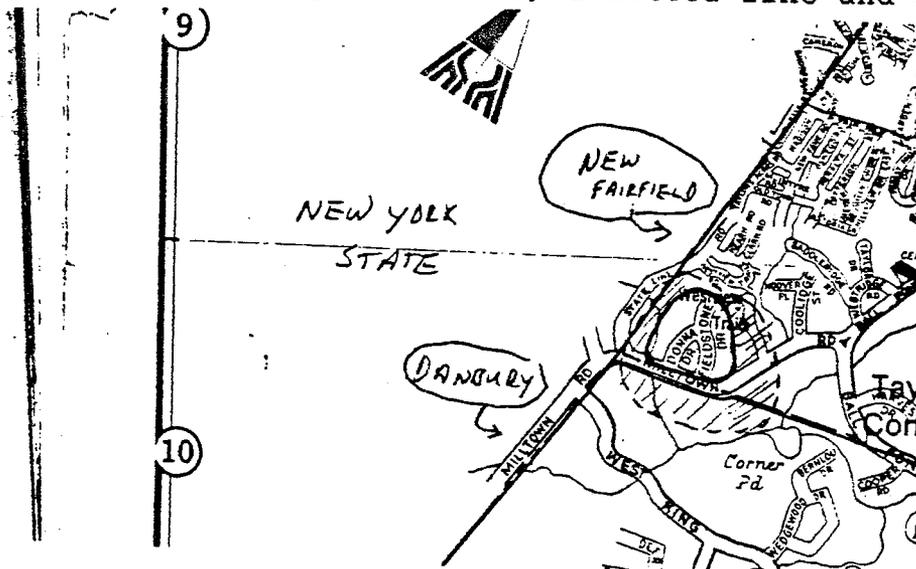
RURAL WATER CO., INC.  
 WATER SUPPLY PLAN  
 SECTIONS VII AND VIII  
 FIELDSTONE

SECTION VII. - LAND USE AND OWNERSHIP

Type of possession:	Fieldstone Drive
Owned	-
Easement	.2 acre
Other	-
Sanitary radius required	150 FT.
Amount of sanitary radius company controls	10%
Amount of non-water supply land	none
Potential for sale of land?	no
Additional land needed?	no

SECTION VIII. - FUTURE SERVICE AREA

The following map shows the Company's existing service area by means of a solid line, while the future service area, if larger than the existing area, is represented by a dotted line and cross-hatchings:



- Estimate of additional residential customers to be served
- Describe conditions for providing service to extended area based on Section III & IV:

4  
 =====

System has adequate capacity for additional services listed.

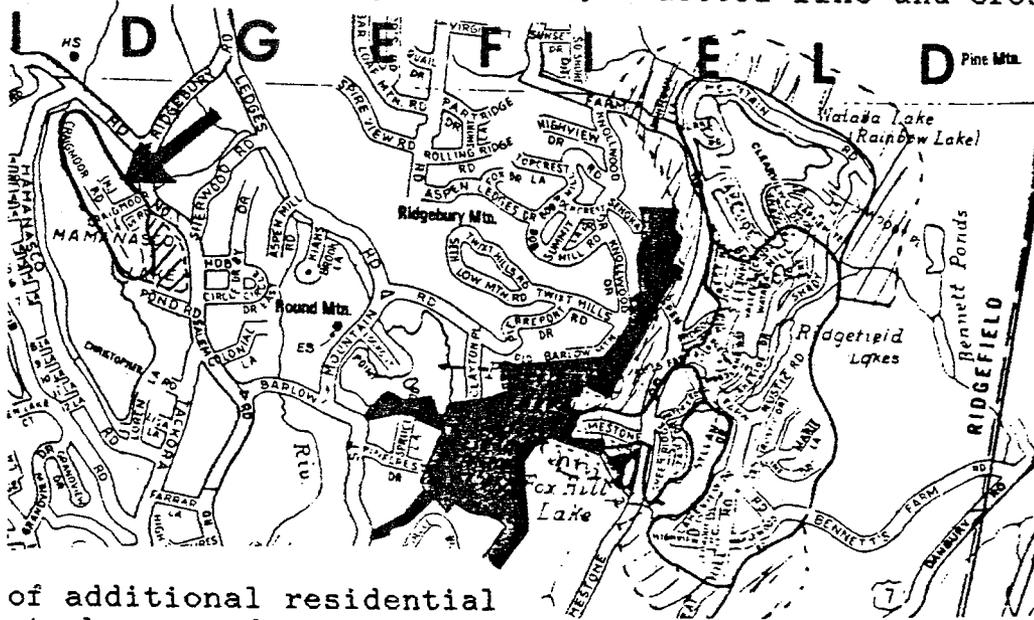
RURAL WATER CO., INC.  
 WATER SUPPLY PLAN  
 SECTIONS VII AND VIII  
 CRAIGMOOR

SECTION VII. - LAND USE AND OWNERSHIP

Type of possession:	Craigmoor Road	Craigmoor Road N.
Owned	-	-
Easement	.4 acres	.1 acre
Other	-	-
Sanitary radius required	75 FT.	75 FT.
Amount of sanitary radius company controls	90%	20%
Amount of non-water supply land	none	none
Potential for sale of land?	no	no
Additional land needed? .....		yes.....

SECTION VIII. - FUTURE SERVICE AREA

The following map shows the Company's existing service area by means of a solid line, while the future service area, if larger than the existing area, is represented by a dotted line and cross-hatchings:



- Estimate of additional residential customers to be served
- Describe conditions for providing service to extended area based on Section III & IV:

System lacks adequate well capacity for additional services listed.

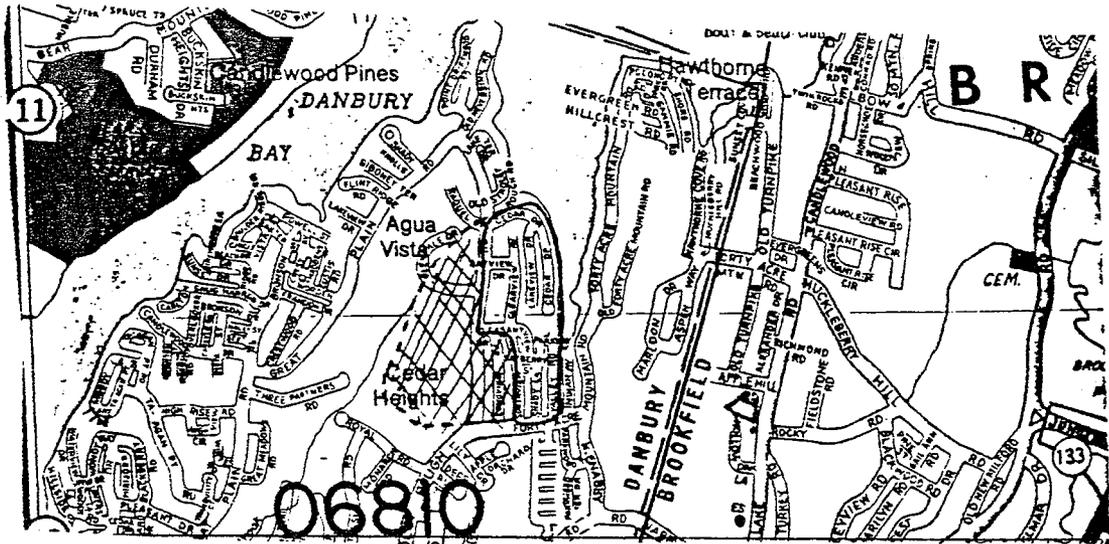
RURAL WATER CO., INC.  
 WATER SUPPLY PLAN  
 SECTIONS VII AND VIII  
 CEDAR HEIGHTS

SECTION VII. - LAND USE AND OWNERSHIP

Type of possession:	Lakeview Ave.	Clearview Ave.	Lakeview Ave.
Owned	.25 ac.	.02 ac.	.25 ac.
Easement	-	-	-
Other	-	-	-
Sanitary radius required	75 FT.	75 FT.	75 FT.
Amount of sanitary radius company controls	40%	10%	10%
Amount of non-water supply land	none	none	none
Potential for sale of land?	no	no	no
Additional land needed?			yes

SECTION VIII. - FUTURE SERVICE AREA

The following map shows the Company's existing service area by means of a solid line, while the future service area, if larger than the existing area, is represented by a dotted line and cross-hatchings:



- Estimate of additional residential customers to be served
- Describe conditions for providing service to extended area based on Section III & IV:

5  
 =====

System requires additional source of supply, atmospheric storage and booster capacity to satisfy current needs as well as expanded base.

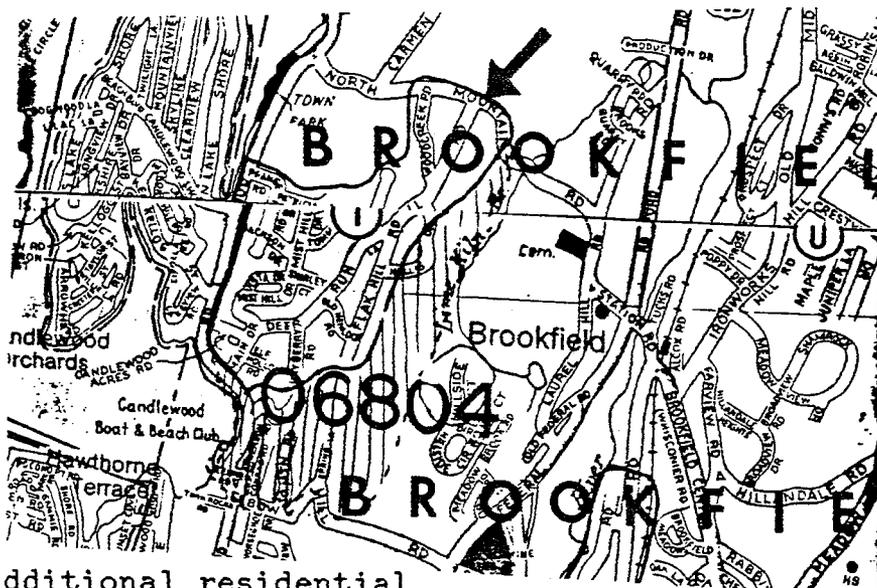
RURAL WATER CO., INC.  
 WATER SUPPLY PLAN  
 SECTIONS VII AND VIII  
 BROOKFIELD DIVISION

SECTION VII. - LAND USE AND OWNERSHIP

	Shirley Court	Flax Hill Road	Tommy's Lane
Type of possession:			
Owned	5 acres	.5 acres	3 acres
Easement	-	-	-
Other	-	-	-
Sanitary radius required	150 FT.	150 FT.	150 FT.
Amount of sanitary radius company controls	75%	75%	100%
Amount of non-water supply land	none	none	none
Potential for sale of land?	no	no	no
Additional land needed?			yes

SECTION VIII. - FUTURE SERVICE AREA

The following map shows the Company's existing service area by means of a solid line, while the future service area, if larger than the existing area, is represented by a dotted line and cross-hatchings:



- Estimate of additional residential customers to be served
- Describe conditions for providing service to extended area based on Section III & IV:

System has adequate storage and booster capacity for additional services, but needs an additional source of supply.

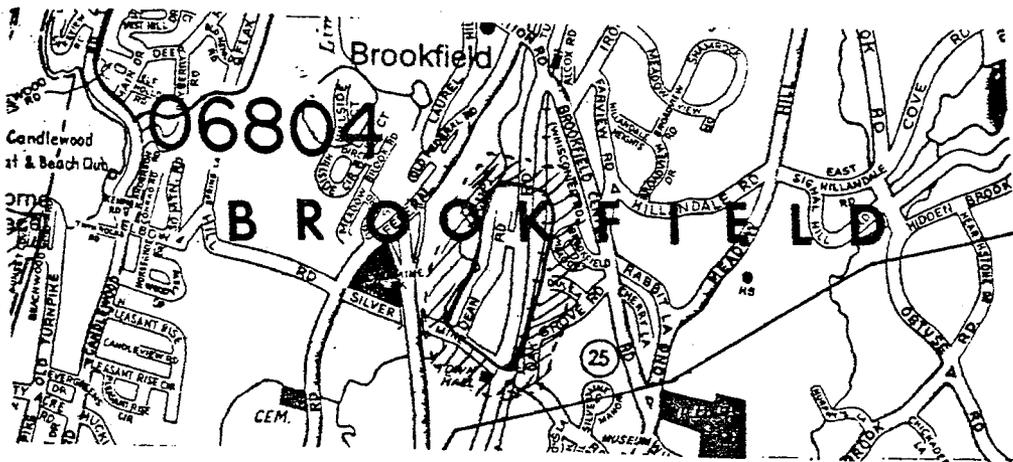
RURAL WATER CO., INC.  
 WATER SUPPLY PLAN  
 SECTIONS VII AND VIII  
 BROOK ACRES

SECTION VII. - LAND USE AND OWNERSHIP

Type of possession:	149 Pocano Rd.
Owned	1 acre
Easement	-
Other	-
Sanitary radius required	150 ft.
Amount of sanitary radius company controls	75%
Amount of non-water supply land	none
Potential for sale of land?	no
Additional land needed?	no

SECTION VIII. - FUTURE SERVICE AREA

The following map shows the Company's existing service area by means of a solid line, while the future service area, if larger than the existing area, is represented by a dotted line and cross-hatchings:



- Estimate of additional residential customers to be served
- Describe conditions for providing service to extended area based on Section III & IV:

5  
 =====

System has adequate capacity for additional customers listed.

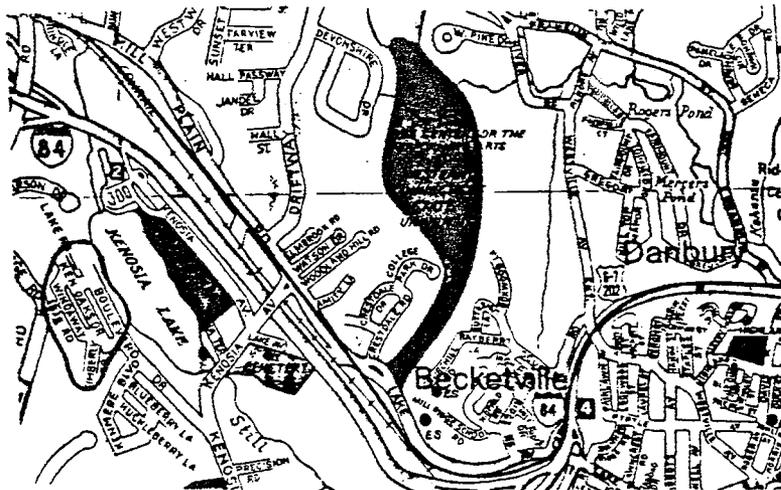
RURAL WATER CO., INC.  
 WATER SUPPLY PLAN  
 SECTIONS VII AND VIII  
 KEN OAKS

SECTION VII. - LAND USE AND OWNERSHIP

Type of possession:	Boulevard Drive
Owned	1 acre
Easement	-
Other	-
Sanitary radius required	150 FT.
Amount of sanitary radius company controls	100%
Amount of non-water supply land	none
Potential for sale of land?	yes - if interconn. with Danbury
Additional land needed?	no

SECTION VIII. - FUTURE SERVICE AREA

The following map shows the Company's existing service area by means of a solid line, while the future service area, if larger than the existing area, is represented by a dotted line and cross-hatchings:



- Estimate of additional residential customers to be served
- Describe conditions for providing service to extended area based on Section III & IV:

4  
 =====

Interconnection should be made before additional services added

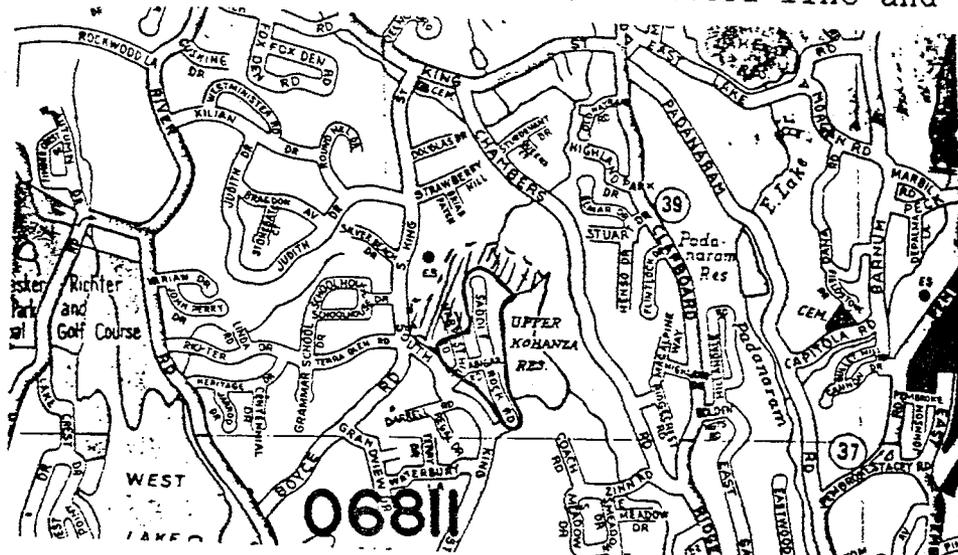
RURAL WATER CO., INC.  
 WATER SUPPLY PLAN  
 SECTIONS VII AND VIII  
 PEARCE MANOR

SECTION VII. - LAND USE AND OWNERSHIP

	Saddle Rock Rd.
Type of possession:	
Owned	-
Easement	.25 ac.
Other	-
Sanitary radius required	150 FT.
Amount of sanitary radius company controls	10%
Amount of non-water supply land	none
Potential for sale of land?	no
Additional land needed?	no

SECTION VIII. - FUTURE SERVICE AREA

The following map shows the Company's existing service area by means of a solid line, while the future service area, if larger than the existing area, is represented by a dotted line and cross-hatchings:



-Estimate of additional residential customers to be served

-Describe conditions for providing service to extended area based on Section III & IV:

System has adequate capacity for additional services listed.



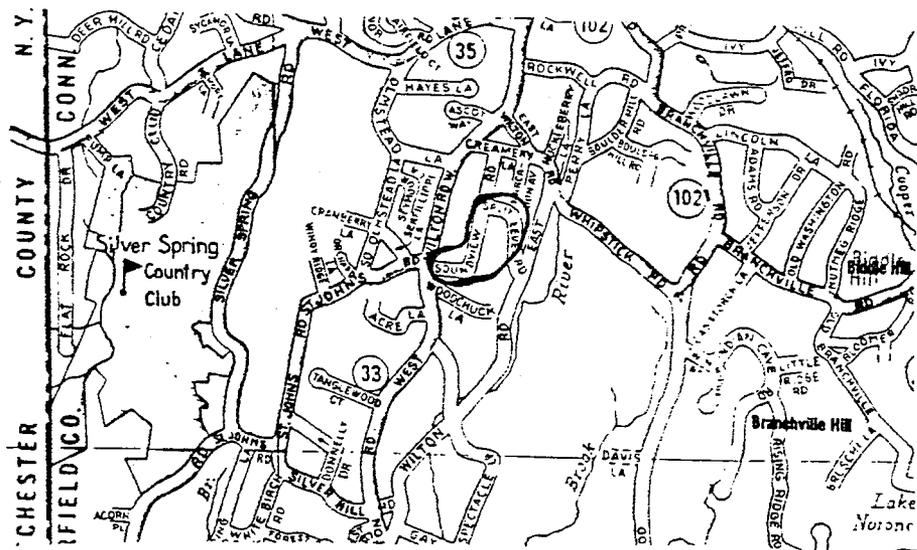
RURAL WATER CO., INC.  
 WATER SUPPLY PLAN  
 SECTIONS VII AND VIII  
 SOUNDVIEW

SECTION VII. - LAND USE AND OWNERSHIP

	Split Level Rd.
Type of possession:	
Owned	.5 ac.
Easement	-
Other	-
Sanitary radius required	150 FT.
Amount of sanitary radius company controls	50%
Amount of non-water supply land	none
Potential for sale of land?	no
Additional land needed?	no

SECTION VIII. - FUTURE SERVICE AREA

The following map shows the Company's existing service area by means of a solid line, while the future service area, if larger than the existing area, is represented by a dotted line and cross-hatchings:



-Estimate of additional residential customers to be served

0

-Describe conditions for providing service to extended area based on Section III & IV:

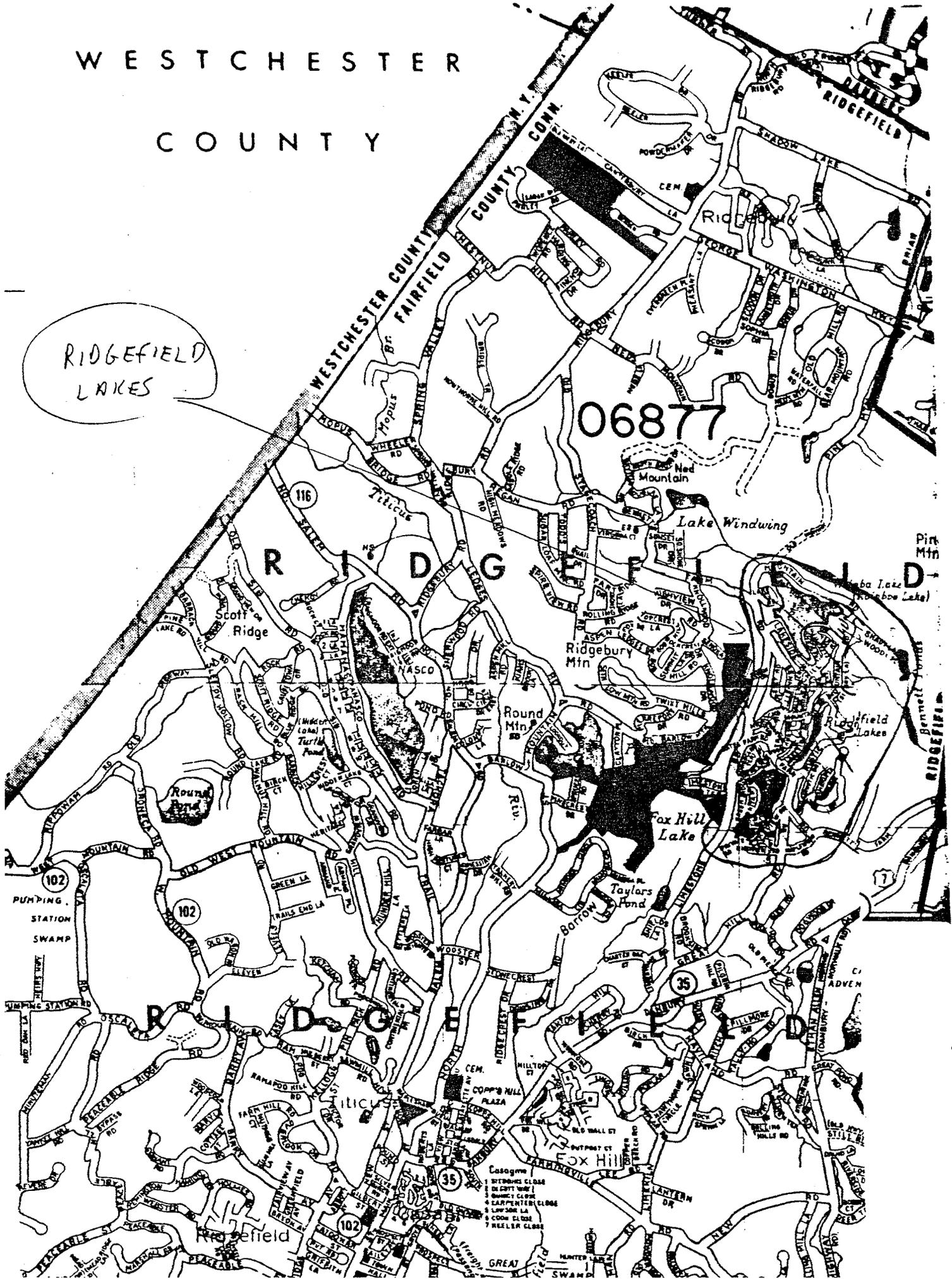
=====

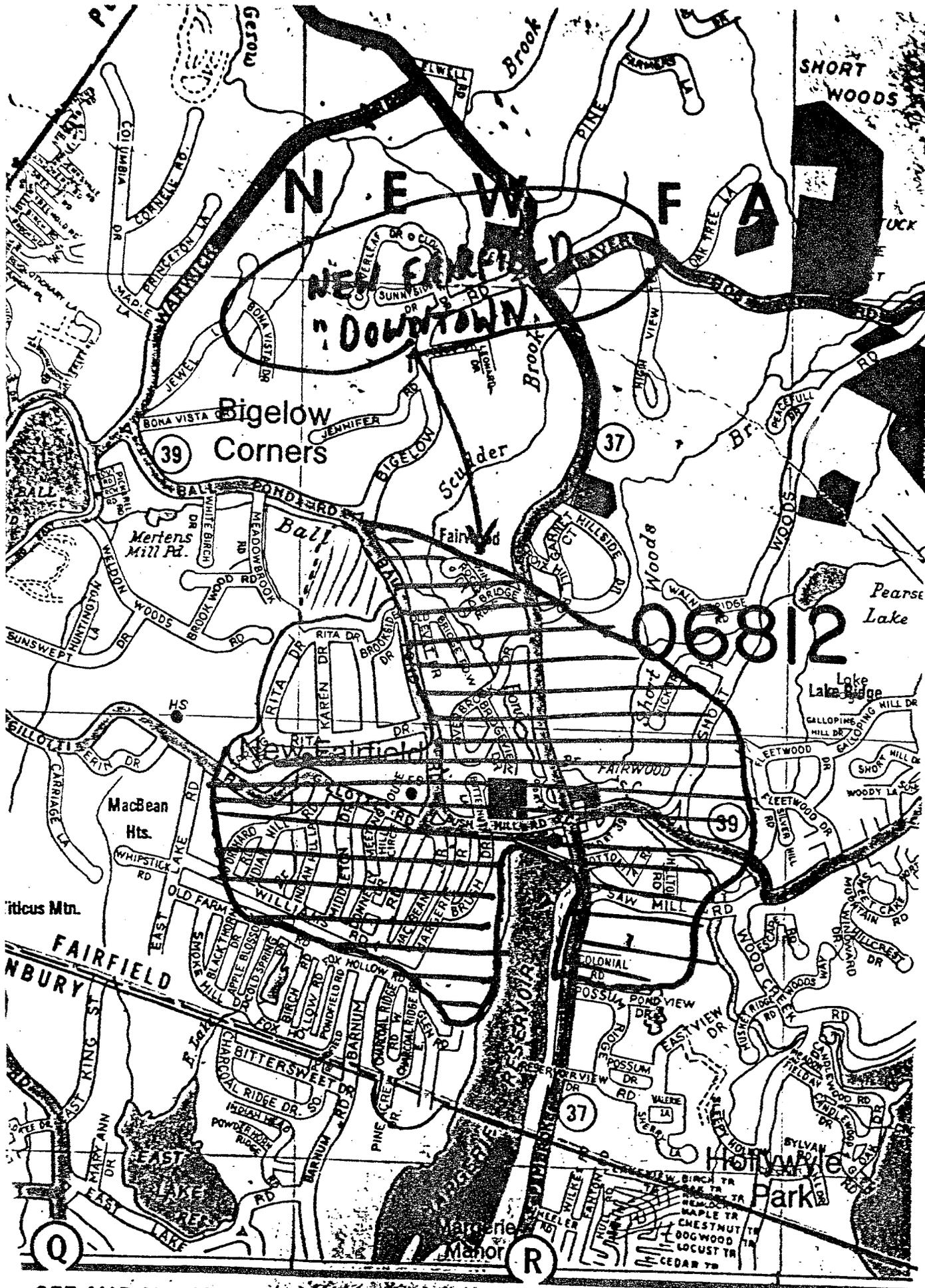
No expansion contemplated - system is surrounded by Ridgefield Water Co.

# WESTCHESTER COUNTY

RIDGEFIELD  
LAKES

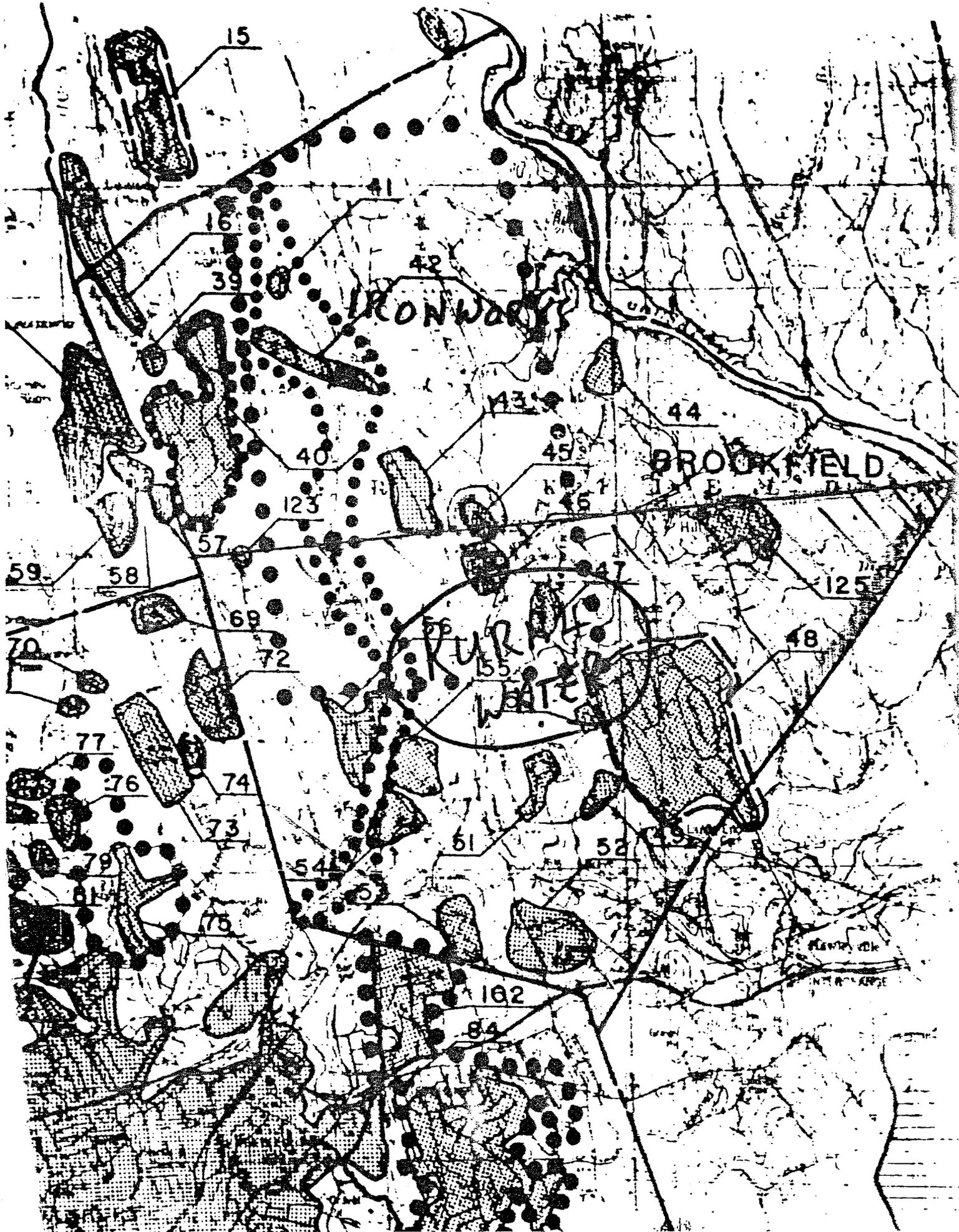
06877



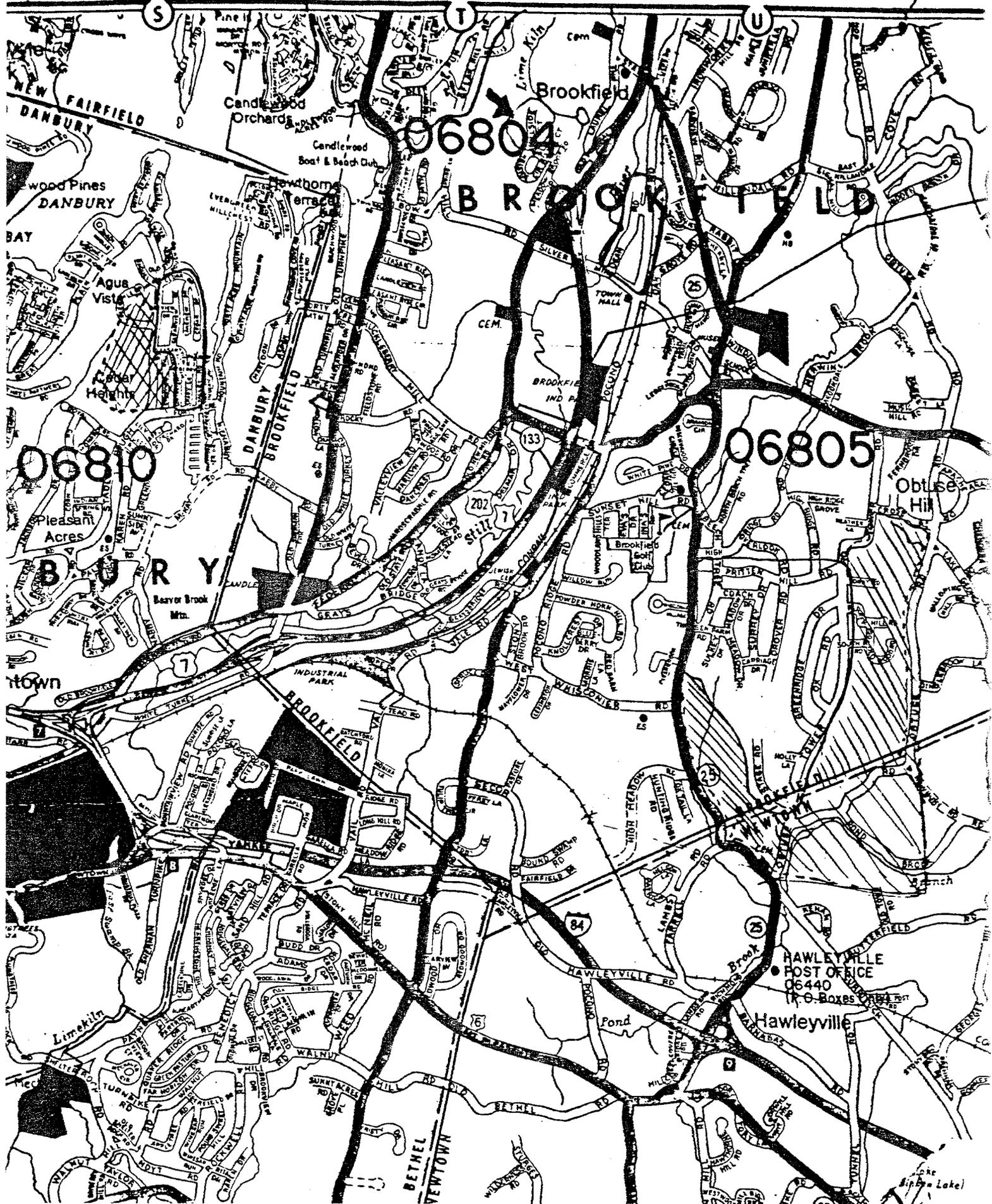


06812

SEE MAP NO. 18



AGREEMENT BETWEEN GREENIDGE/RULK  
FOR ADJOINING AREA SEE MAP NO. 20



**WATERTOWN FIRE DISTRICT**

# Watertown Fire District

---

24 DeFOREST STREET  
WATERTOWN, CONNECTICUT 06795

Telephone (203) 274-6332

RECEIVED

OCT 30 1987

October 28, 1987

Mr. Bruce Pierstorff  
Havens and Emerson, Inc.  
Consulting Engineers  
120 Boyston Street  
Boston, Ma. 02116

HAVENS & EMERSON, INC.  
BOSTON

Re: W.U.C.C. Confirmation of Service Area.

Dear Bruce,

Enclosed you will find the Statement of Confirmation of Service Area of the Watertown Fire District within the Housatonic W.U.C.C. area.

You will note that this is the Charter area granted to the Fire District upon which Kevin Moran (Woodbury Water) and Bill Varno (W.F.D.) agreed. Background material in support of this area has already been filed with the W.U.C.C. and is further documented in attachment hereto.

Thank you for your attention to the above.

Sincerely,



Russell E. Ryan  
Superintendent

RER/cac

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Public Act 85-535, each utility in the Housatonic Public Water Supply Management Area, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

Therefore, the undersigned parties, agree and concur with and will abide by the following provisions:

1. Service Area Boundaries: The undersigned parties acknowledge that the attached description (Attachment A) and/or map(s) (Attachment B) accurately identify(ies) the named utility's exclusive service area.
2. Adjacent Utilities: Unless separate agreements are developed with adjacent utilities, the undersigned utility agrees that all adjacent utilities will be entitled to provide future water service within their existing service area designated on Plate III or within their exclusive service area similarly defined in each adjacent utility's Statement of Confirmation of Exclusive Service Area Boundaries. Each utility will be entitled to provide water service to all existing (on date specified below) customers and on both sides (one lot deep) of all streets within the bounds of its existing or exclusive service area.
3. Boundary Adjustments: If at some time in the future, it is in the best interest of the undersigned utility to make service boundary adjustments, such adjustments must have the written approval of all parties and the appropriate regulatory authority (DOHS). Such adjustments must be reconfirmed by completion of a new Statement of Confirmation of Exclusive Service Area Boundaries.

The undersigned party (utility) has executed this Statement of Confirmation as of October 28, 1987 -  
Date

Watertown Fire District  
Utility

*Russell E. Ryan*  
Russell E. Ryan  
Representative

Superintendent  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_  
Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

ATTACHMENT A

WRITTEN DESCRIPTION OF EXCLUSIVE  
SERVICE AREA BOUNDARY

In the northeast corner of the Town of Woodbury, beginning at the point of intersection of the westerly boundary of the Town of Watertown with Ct. Rte. 61, proceeding northwesterly along Rte. 61 (including the highway) 1.2 miles to the southerly boundary of the Town of Bethlehem. Then easterly along the Bethlehem - Woodbury boundary to the intersection with the westerly boundary of the Town of Watertown. Then southerly along the Woodbury - Watertown boundary to its intersection with Ct. Rte. 61, the point of beginning. (See next page for supporting statement.)

The Charter of the Watertown Fire District (Special Acts Vol.16 May 22, 1913 as amended) provides for "supplying water to the Town of Watertown and the inhabitants thereof:..."and describes our service area in the northeast section of the Town of Woodbury which is that area of concern to the Housatonic Water Utility Coordinating Committee. Section 27 of the District Charter states the District may provide for, "supplying water to..."the inhabitants of that part of the Town of Woodbury lying north and east of the highway known as the Woodbury - Bethlehem Road, (today Ct. Route 61) and commencing at the Watertown town line east of the Preston Atwood place, then northwesterly to the Bethlehem town line, and including said highway..."The District may, under this Section, also make use of "such waters or streams as may be necessary therefor except Bantam Lake and its tributaries."

This area of Woodbury was discussed at the W.U.C.C.'s meeting in May of 1987 with Kevin Moran of the Woodbury Water Co. which has a potential conflict with the District due to its exclusive right to serve the entire town of Woodbury via extension or satellite management. This conflict potential was resolved by handshake in favor of the District's claim.

Finished water is available at the Hart Farm Well Field pump house on route 61 and is presently provided to the Superintendent's house (127 Bethlehem Road), the District barn, and two cattle watering troughs all in Woodbury on Route 61.

Water to be supplied in our Woodbury future service area would depend on execution of a developer's agreement (as is the case presently in our Watertown service area) agreeing to engineer, build and deed to the District any transmission, distribution, storage and pumping facilities to get water from our facility at the Hart Farm Well Field to the ultimate Woodbury consumer. Some contribution toward upgrading District supply or replacement of any committed reserve might also be required dependent upon our governing

body's requirements at the time.

Non-Housatonic W.U.C.C.'s service areas presently served by Watertown Fire District include areas in the Town of Watertown and those areas of the Towns of Bethlehem, and Morris specified in Section 27 of the Charter, but not presently serviced. No request for affirmation of these areas is made or is within the Housatonic W.U.C.C.'s jurisdiction.

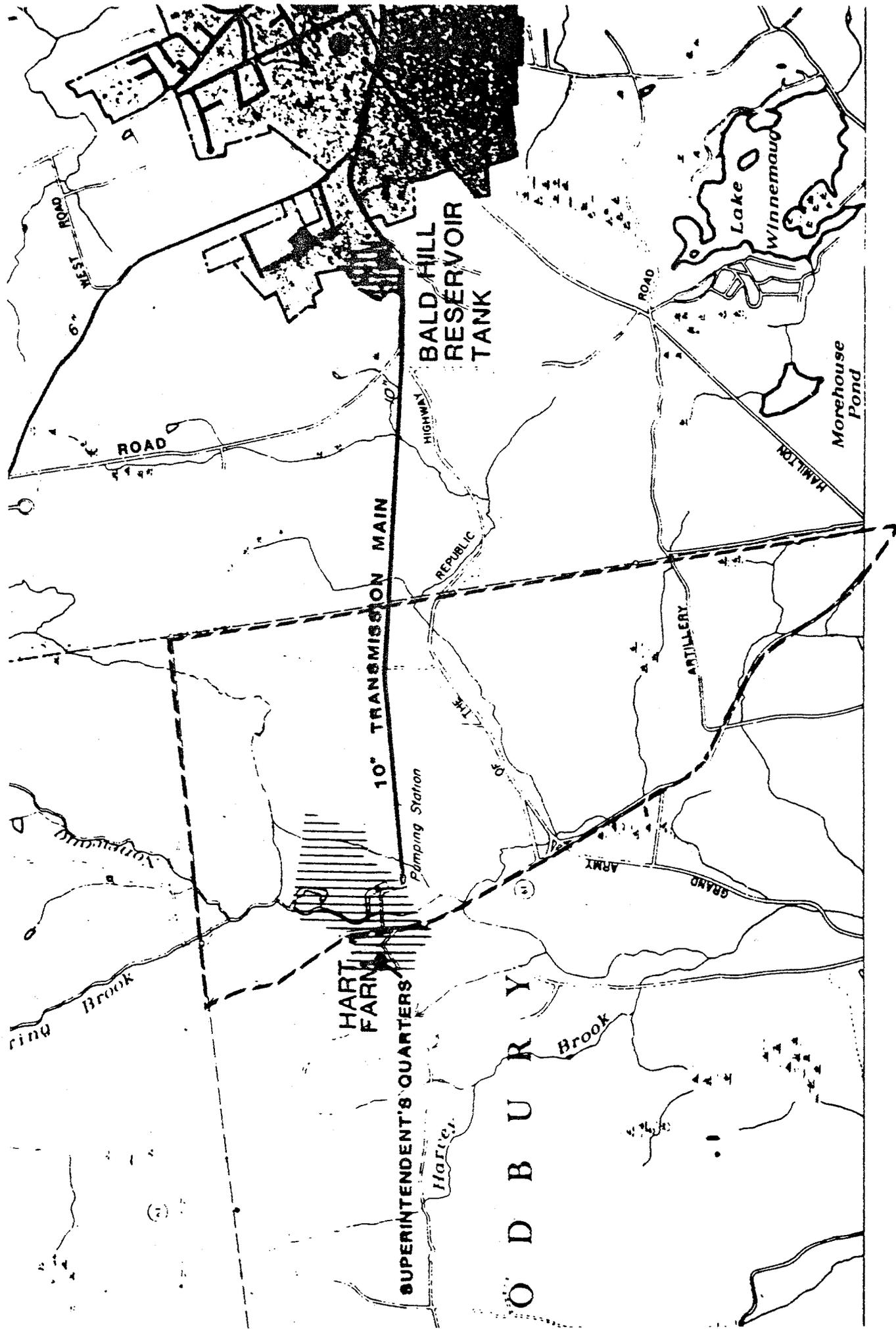
ATTACHMENT B

MAP(S) OF EXCLUSIVE SERVICE AREA

Section of: Watertown Fire District  
Water Supply Plan Title

August 1987  
Date

Water Supply Sources & Transmission  
Mains. Scale 1": 1000'.



District Owned Land

**WOODBURY WATER COMPANY**

THE WOODBURY WATER COMPANY

STATEMENT OF CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES  
HOUSATONIC PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Public Act 85-535, each utility in the Housatonic Public Water Supply Management Area, is granted the right to delineate its future service area thereby establishing the utility's exclusive service area boundaries, and

Whereas, the Housatonic Water Utility Coordinating Committee has formally requested such exclusive service area designations from all member utilities and has received such designation from all interested utilities within the Housatonic Public Water Supply Management Area, and

Whereas, the Housatonic Water Utility Coordinating Committee has reviewed the bounds of the exclusive service area herein described and confirms that no conflict exists with other member utilities,

Therefore, the undersigned parties, agree and concur with and will abide by the following provisions:

1. Service Area Boundaries: The undersigned parties acknowledge that the attached description (Attachment A) and/or map(s) (Attachment B) accurately identify(ies) the named utility's exclusive service area.
2. Adjacent Utilities: Unless separate agreements are developed with adjacent utilities, the undersigned utility agrees that all adjacent utilities will be entitled to provide future water service within their existing service area designated on Plate III or within their exclusive service area similarly defined in each adjacent utility's Statement of Confirmation of Exclusive Service Area Boundaries. Each utility will be entitled to provide water service to all existing (on date specified below) customers and on both sides (one lot deep) of all streets within the bounds of its existing or exclusive service area.
3. Boundary Adjustments: If at some time in the future, it is in the best interest of the undersigned utility to make service boundary adjustments, such adjustments must have the written approval of all parties and the appropriate regulatory authority (DGHS). Such adjustments must be reconfirmed by completion of a new Statement of Confirmation of Exclusive Service Area Boundaries.

ATTACHMENT A

Description of the Service Area of the  
WOODBURY WATER COMPANY

All of those areas of the Town of Woodbury that are not currently being served by an existing water utility with the following exception:

- 1) Watertown Fire District  
That area which lies at the extreme northeast corner of the Town of Woodbury as shown on "Plate 3)

The Woodbury Water Company will supply its service area subject to engineering and financial feasibility.

THE WOODBURY WATER COMPANY

ATTACHMENT B

MAP(S) OF EXCLUSIVE SERVICE AREA

Title

Date

HOUSATONIC WATER UTILITY COORDINATING  
COMMITTEE WATER SUPPLY SERVICE AREA

APRIL, 1987

The undersigned party (utility) has executed this Statement of Confirmation as of 10/30/87  
Date

THE WOODBURY WATER COMPANY  
Utility

Kevin Moran  
Representative  
KEVIN MORAN

VICE-PRESIDENT  
Title

The undersigned representative(s), authorized to act on behalf of the WUCC, agree with this Statement of Confirmation as of \_\_\_\_\_  
Date

\_\_\_\_\_  
WUCC Representative

\_\_\_\_\_  
WUCC Representative

Receipt Acknowledged:

\_\_\_\_\_  
DOHS Representative

\_\_\_\_\_  
Date

**MAP HAS NOT BEEN REPRODUCED HERE DUE TO LARGE  
SIZE. COPIES ARE ON FILE AT DOHS' AND HVCEO'S  
OFFICES.**

**FINAL  
EXCLUSIVE SERVICE AREAS**

**HOUSATONIC WATER SUPPLY  
MANAGEMENT AREA**

**APPENDIX E**



# STATE OF CONNECTICUT

## DEPARTMENT OF PUBLIC UTILITY CONTROL

8/27/87  
COPIES TO  
BRUCE WEAVER  
AND BILL BUCKLEY.  
J.C.

August 26, 1987

In reply, please refer to: EN/PPK

Mr. Jonathan C. Chew  
Housatonic WUCC  
Old Town Hall  
Route 25  
Brookfield Center, CT 06805

Dear Mr. Chew:

This is in reply to your May 19, 1987 letter, enlisting DPUC assistance in deciding a conflict over that portion of the study dealing with the utilities' exclusive service area assignments. Specifically, it involves the Rural Water Co. and the Iron Works Aqueduct Co. (a non-DPUC regulated company), with the Town of Brookfield as the area in contention.

In our opinion, the minimum bases for granting a water utility such exclusive right-to-serve service areas are that the utility possess (1) the technical know-how (either having in its employ a qualified water engineer or a similar type consultant on retainer); (2) an adequate and unencumbered financial capability to assure a reasonable level of available capital and cash flow for short-term and/or emergency investment; and (3) a demonstrated satisfactory and competent involvement in utility design, construction, and operations and accounting.

On June 26, 1987 the DPUC wrote a letter to both Rural Water Company and Iron Works Aqueduct Company requesting specific information to enable this Department to evaluate the administrative, financial, technical and managerial qualifications of each entity to operate within the exclusive service area in question. Rural Water Company filed all the required information July 17, 1987. Iron Works Aqueduct Company requested an extension of time until July 31, 1987 to file the necessary information. The extension of time was granted. Although that extended deadline has since long past, we have just recently received that submittal on August 17, 1987.

We have reviewed the Rural Water Company's submission and that of the Iron Works Aqueduct Company and find them both to be weak and deficient in certain areas. Based on our review and past experience, both companies fail to fully

satisfy the minimum requirements as set forth above. We therefore recommend that this particular portion of Brookfield be left "open" (in absence of no others coming forward), and that the Housatonic WUCC proceed on a case-by-case basis. Indeed, in this matter of exclusive utility service area assignments, we envision circumstances where exceptions and/or waivers may well be necessary to assure efficient, cost-effective, public water supply service. As the need arises to serve the area in question, a suitable entity should then be selected.

Very truly yours,

DEPARTMENT OF PUBLIC UTILITY CONTROL

Robert J. Murphy  
Executive Secretary

RJM/RFA/bar

cc: Denise Ruzika, DHS  
Steve Polizzi, Rural Water Co.  
John Norwell, Iron Works Aqueduct Co.  
Carolyn Hughes, DEP  
Sid Albertson, OPM



STATE OF CONNECTICUT  
DEPARTMENT OF HEALTH SERVICES

July 28, 1987

William Buckley, Co-Chairman  
Housatonic WUCC  
c/o Danbury Water Department  
155 Deer Hill Avenue  
Danbury, CT 06810

Dear Mr. Buckley:

Pursuant to the Housatonic Water Utility Coordinating Committee's (WUCC) request, myself and Paul Schur, Assistant Division Director, met with the Attorney General to discuss the WUCC's concerns regarding the relationship of exclusive service area boundaries to established franchises. Specifically, the issue of whether adopted exclusive service areas will take precedence or supercede legislatively granted franchise areas.

Due to the complexity of the issue and the specificity of each franchise, the attorney general's office did not feel that a general opinion was possible and would probably require a case by case decision.

A special legislative act may be needed to resolve this issue.

Sincerely,

A handwritten signature in cursive script that reads "Denise Ruzicka".

Denise Ruzicka, P.E.  
Planning Analyst II  
Water Supplies Section

DR/es

cc: Paul Schur, Assistant Division Director, DOHS  
Beth Weinstein, Division Director, DOHS  
Stephen Polizzi, WUCC Co-Chairman  
Jonathan Chew, WUCC Secretary  
Bruce Pierstorff, Havens and Emerson

2924E

566-1253

Phone: