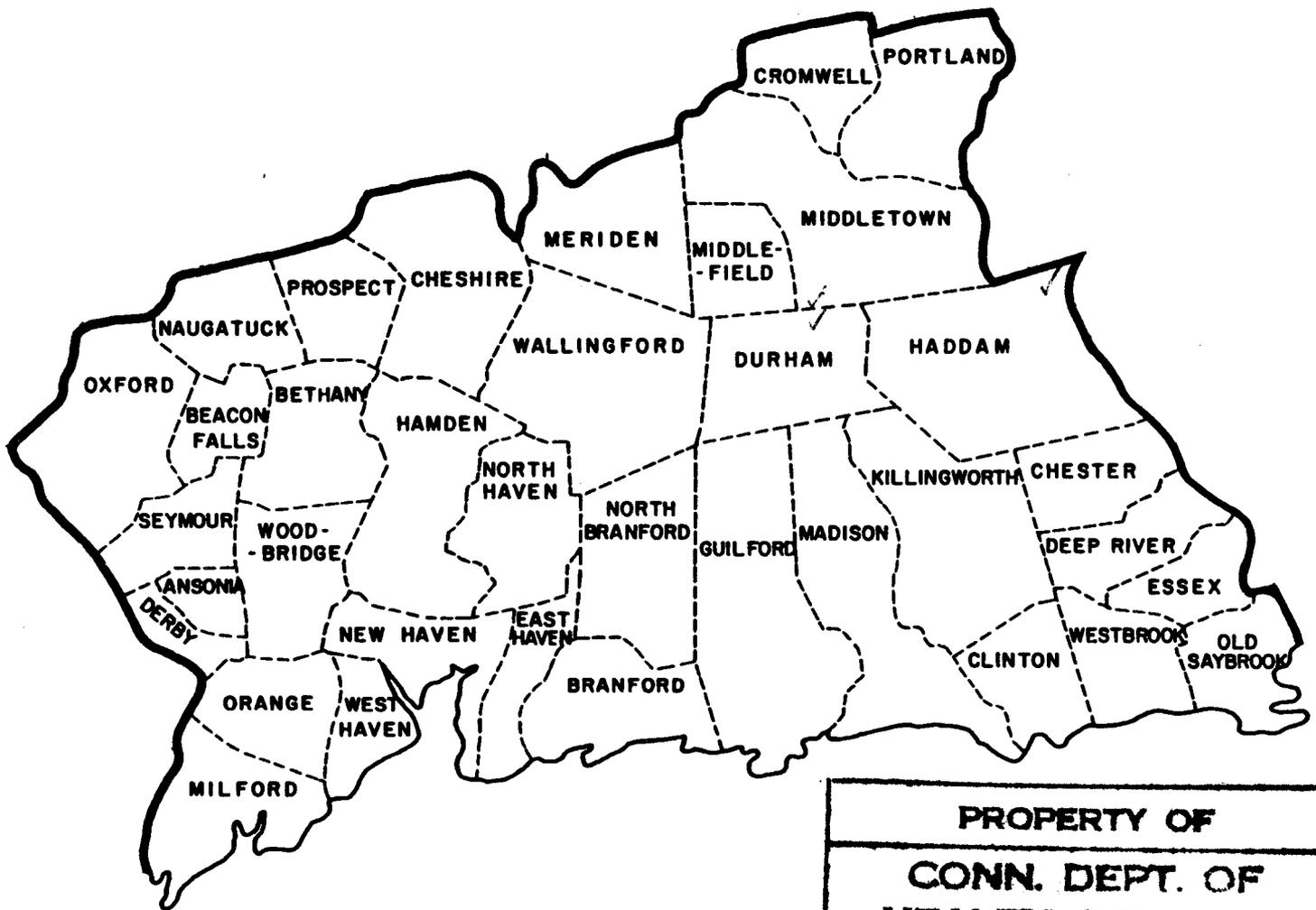


# SOUTH CENTRAL CONNECTICUT WATER SUPPLY MANAGEMENT AREA

## FINAL Exclusive Service Area Boundaries

### PART 2



JUNE 1989

<b>PROPERTY OF</b>
<b>CONN. DEPT. OF HEALTH SERVICES</b>
<b>WATER SUPPLY SECT.</b>
<b>ACQUIRED BY</b>
<input checked="" type="checkbox"/> <b>STATE</b> <input type="checkbox"/> <b>EPA FUNDS</b>

Whitman & Howard, Inc.



## TABLE OF CONTENTS

<u>Section</u>	<u>Page</u>
LIST OF FIGURES AND TABLES .....	iii
I. INTRODUCTION .....	1-1
A. The Coordinated Water System Planning Process .....	1-1
B. Exclusive Service Area Boundaries .....	1-5
C. Description of the South Central Water Supply Management Area .....	1-7
II. EXCLUSIVE SERVICE AREA DECLARATION PROCESS .....	2-1
A. Summary of the Process .....	2-1
B. Resolution of Exclusive Service Area Conflicts .....	2-3
C. Confirmation of Exclusive Service Area Boundaries .....	2-7
III. EXISTING FRANCHISE AREAS .....	3-1
IV. EXCLUSIVE SERVICE AREAS - GENERAL ISSUES .....	4-1
A. Utility Rights and Responsibilities .....	4-1
B. Failing Utilities .....	4-2
C. Altering Exclusive Service Area Boundaries .....	4-3
D. Undesignated Service Areas .....	4-4
APPENDICES	
A. Correspondence	
B. Statement of Confirmation of Exclusive Service Area Boundaries	
C. Plates Showing Exclusive Service Area Boundaries (pockets in rear)	

## LIST OF FIGURES

<u>Figure</u>		<u>Page</u>
1-1	Connecticut Public Water Supply Management Areas.....	1-3
1-2	South Central Connecticut Water Supply Management Area.....	1-4
2-1	Exclusive Service Area Boundaries - Bethany.....	2-4
2-2	Exclusive Service Area Boundaries - Prospect.....	2-5

## LIST OF TABLES

<u>Table</u>		
1-1	South Central Public Water Supply Management Area Water Utility Coordinating Committee Members.....	1-2
2-1	General Description of Exclusive Service Areas.....	2-9
3-1	South Central Connecticut Water Supply Management Area Franchise Areas.....	3-3

TABLE 1-1  
SOUTH CENTRAL PUBLIC WATER SUPPLY MANAGEMENT AREA  
WATER UTILITY COORDINATING COMMITTEE MEMBERS

Aaron Manor Convalescent Home, Chester	Idleview MHP, Naugatuck
*Ansonia-Derby Water Company	Krayeske Water Supply, Guilford
Beechwood MHP, Killingworth	Lake Grove, Durham
Bernice's Court, Guilford	Lakeside Water Company, Guilford
Beseck Lake Water Company, Middlefield	Leetes Island, Guilford
Bittersweet Ridge, Middlefield	Legend Hill Condos, Madison
Blue Trail Acres, North Branford	Lorraine Terrace, Middletown
Bradley Home, Meriden	Meadowbrook Rest Home, Essex
*Bridgeport Hydraulic Company	*Meriden Water Department
Cedar Grove MHP, Clinton	*Metropolitan District Commission
oCentral Naugatuck Valley COG	*Middletown Water Department
oConnecticut River Estuary RPA	oMidstate RPA
*Connecticut Valley Hospital, Middletown	Mill Pond Elderly Housing, Durham
*Connecticut Water Company	Mount St. John School, Deep River
Country Manor Health Care Ctr., Prospect	New Lakeview Convalescent Home, Cheshire
Crestview Condo Assoc., Cheshire	Nod Hill Apartments, Clinton
*Cromwell Fire District Water Dept.	Northford Glen Condo, North Branford
*Derby Water Department	Our Lady of Grace Monastery, Guilford
Descrocher Apartments, Middlefield	*Portland Water Department
Dogwood Acres, Durham	Quonnipaug Hills Water Supply, Guilford
Durham Center Water Company	Ridgewood Hill Condos, Deep River
Ed's Trailer Park, Bethany	Rivercrest Water Company, Portland
Evergreen Trailer Park, Clinton	*South Central CT Regional Water Authority
Gendron's Valley MHP, Naugatuck	oSouth Central Regional COG
Green Springs Water Co., Madison	*Southington Water Department
Grove School, Madison	Sugarloaf Elderly Housing, Middlefield
Haddam Elderly Housing	Sylvan Ridge Condos, Middlefield
Happy Acres, Middlefield	Twin Maples Nursing Home, Guilford
Harmony Acres MHP, Prospect	oValley RPA
Hawkstone Terrace Corp., Oxford	Walden III Condos, Guilford
Hemlock Apartments, Essex	*Wallingford Water Division
Henry's Trailer Park, Wallingford	*Waterbury Water Bureau
Heritage Cove, Essex	West Lake Lodge Nursing Home, Guilford
*Heritage Village, Oxford	
Highland Heights Water Co., Prospect	
Hillview Water Supply, Cheshire	

PUBLIC WATER SUPPLIERS

*No. serving more than 1000 people	15
No. serving less than 1000 people	49

oREGIONAL PLANNING AGENCIES

TOTAL MEMBERS

5
<hr style="width: 50px; margin: 0 auto;"/> 69

## I. INTRODUCTION

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### A. THE COORDINATED WATER SYSTEM PLANNING PROCESS

The Connecticut General Assembly passed legislation in 1985 establishing the coordinated water system planning process. Public Act 85-535, Concerning a Connecticut Plan for Public Water Supply Coordination, defines a planning process designed to coordinate water supply management throughout the state. The process is designed to bring together utility and regional planning agency representatives as members of a Water Utility Coordinating Committee (WUCC). Each WUCC implements the coordinated planning process for each of seven Public Water Supply Management Areas.

The South Central WUCC will produce an areawide water supply plan summarizing water resource issues and recommendations for the South Central Area. The plan will address future needs and concerns, identify potential conflicts over future water supply sources, and discuss competition for future service areas. The plan will provide local officials with a document which identifies existing and anticipated public water supply service areas. It will also provide them a basis to review local development policies for consistency with projected water supply. The plan is reviewed and approved by the Connecticut Department of Health Services (DOHS) with the input of the Office of Policy and Management (OPM), Department of Environmental Protection (DEP), and Department of Public Utility Central (DPUC). The members of the South Central WUCC are listed in Table 1-1. Figures 1-1 and 1-2 illustrate the South Central Management Area.

#### Major Components of the Coordinated Water System Plan

The four major components of the Water System Plan include:

- o Water Supply Assessment
- o Exclusive Service Area Boundaries
- o Integrated Report
- o Executive Summary

1-3

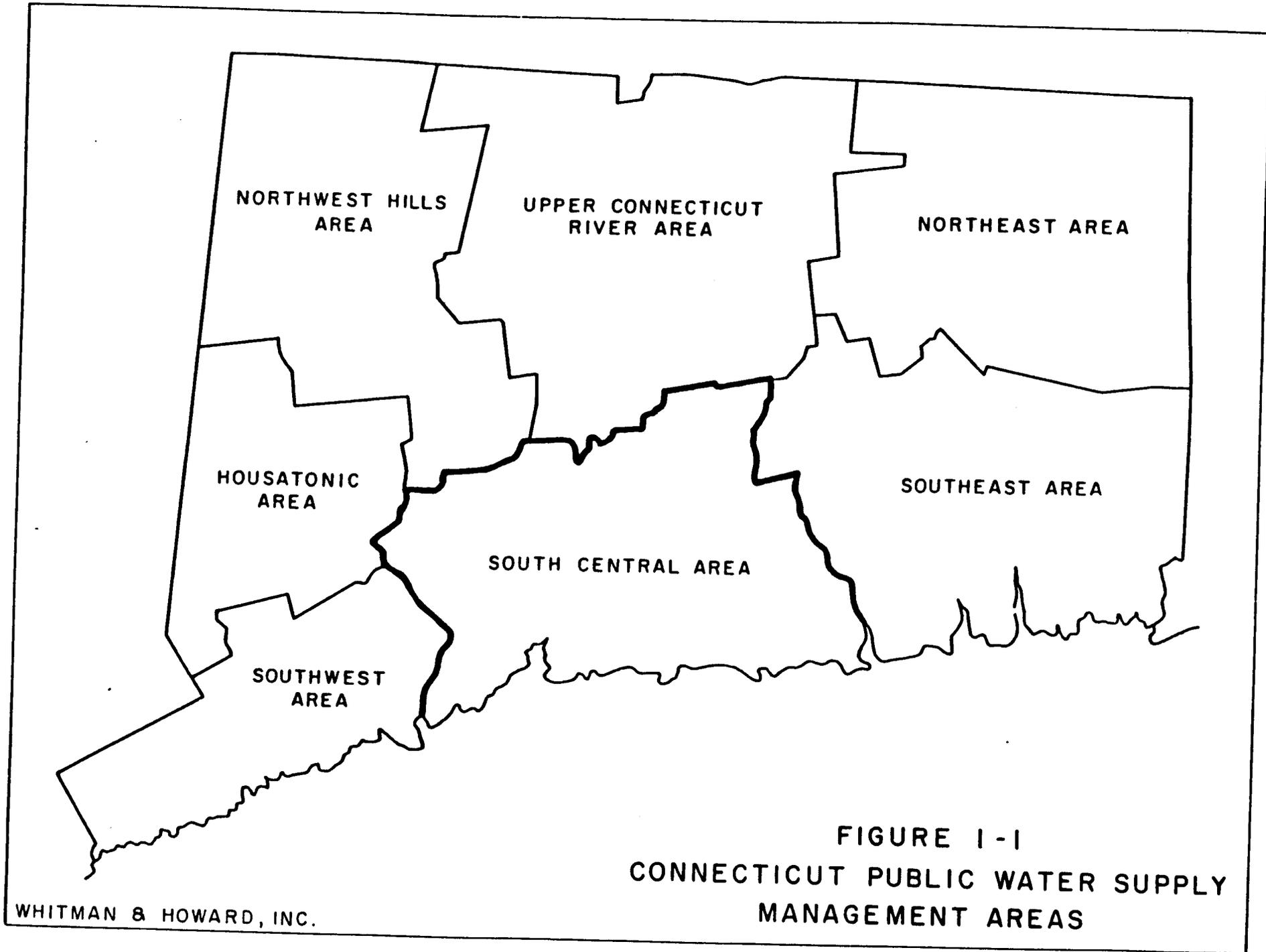


FIGURE I-1  
CONNECTICUT PUBLIC WATER SUPPLY  
MANAGEMENT AREAS

WHITMAN & HOWARD, INC.

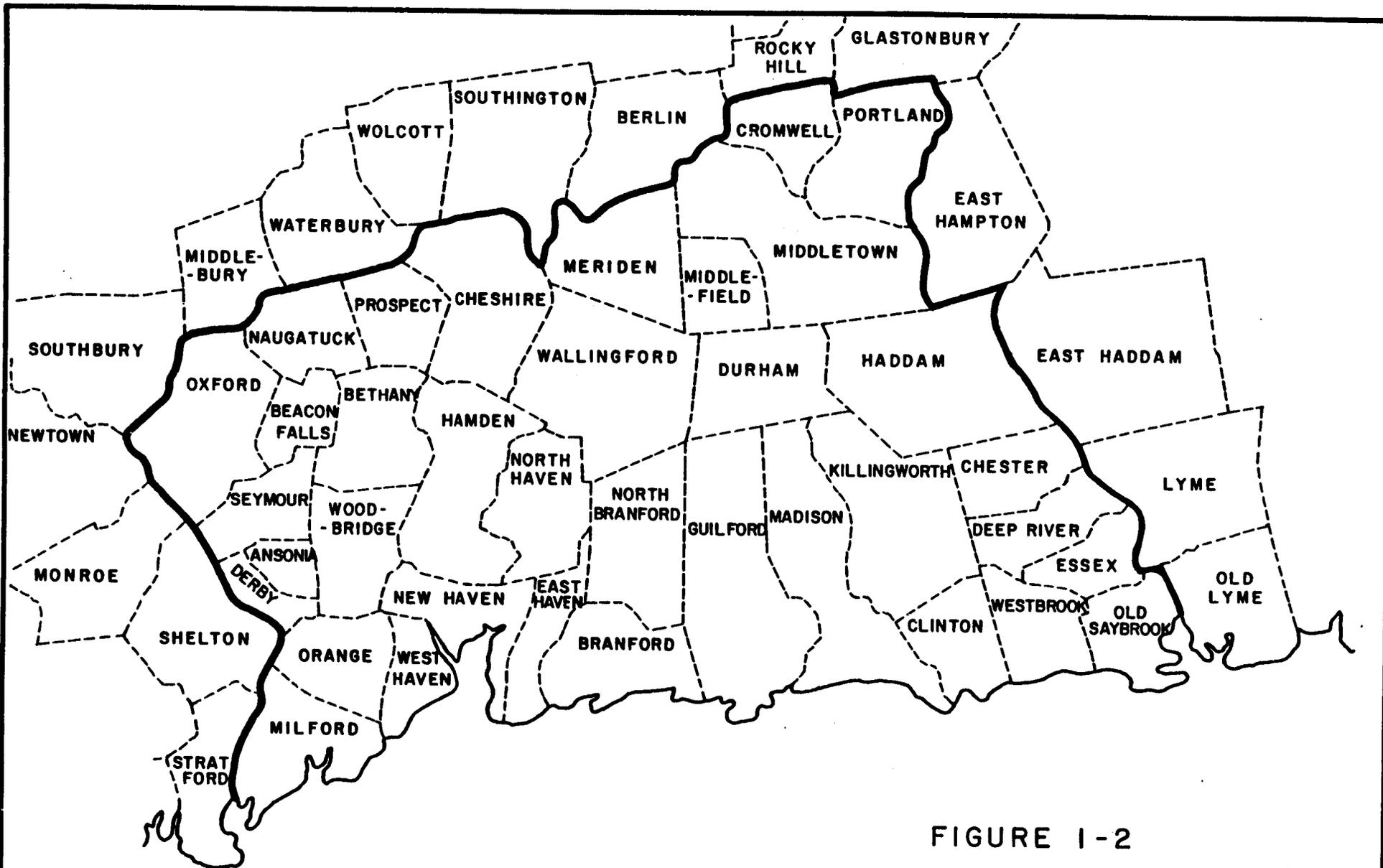


FIGURE 1-2  
 SOUTH CENTRAL CONNECTICUT  
 WATER SUPPLY MANAGEMENT AREA

Each WUCC initiates its two-year planning process by developing a Water Supply Assessment which evaluates water supply conditions and problems within the Public Water Supply Management Area. When the Assessment is completed, each WUCC must establish exclusive service area boundaries for each public water system within the management area. Next, each WUCC writes an Integrated Report. This report provides an overview of individual public water systems within the management area and addresses areawide supply issues. The Integrated Report contains information on compatibility with land-use planning, alternative water sources, interconnections, satellite management, financial data, minimum design standards, joint use management and demand projections. Finally, the WUCC writes an Executive Summary, which serves as an abbreviated overview of the coordinated water system plan.

The South Central Management Area WUCC has completed the public review of the Preliminary Water Supply Assessment and submitted the Final Assessment to the DOHS on October 31, 1988. Concurrent with the preparation of the Assessment, the WUCC initiated work on the second phase of the coordinated planning process, the delineation of exclusive service area boundaries. The report on exclusive service area boundaries provides a summary of the individual utility exclusive service areas narratively and graphically. Issues developed during the process of delineation are also discussed.

The WUCC has initiated preparation of the third component, the Integrated Report. Work is progressing on various sections of the Integrated Report, such as an analysis of interconnections throughout the area, satellite management issues, and projections of consumption, supply, and system needs.

## **B. EXCLUSIVE SERVICE AREA BOUNDARIES**

The Preliminary Exclusive Service Area Boundaries Report for the South Central Area provides information regarding existing and proposed service areas, issues encountered by the South Central WUCC, and the status of the boundary locations.

Each WUCC must establish preliminary and final exclusive service area boundaries based on the final Water Supply Assessment. These boundaries help to provide the orderly and efficient development of public water

supplies in each of the seven water supply management areas. Comments are solicited from municipality personnel, chief municipal administrative officials, local health directors, planning and zoning commissioners, regional planning organizers, Departments of Environmental Protection (DEP) and Health Services (DOHS) commissioners, the Department of Public Utility Control (DPUC) personnel, the Office of Policy and Management (OPM) personnel, and other interested persons within the management area. A press release and legal notice were published to provide adequate public review and comment opportunity.

An exclusive service area is defined as one where public water is supplied by one system. The regulations concerning Coordinated Water System Plans specify that the WUCC prepare preliminary and final exclusive service area boundaries based on the following considerations:

- o Utilities will be allowed to maintain existing service areas
- o Areas will not be left as unserved islands, unless it can be demonstrated that there is not and will be no future need for public water service
- o New service areas or main extensions which create duplication or overlap of services will not be allowed

In addition, the regulations specify that the following factors be used to determine exclusive service area boundaries:

- o Existing water service area
- o Land-use plans, zoning regulations, and growth trends
- o Physical limitations to water service
- o Political boundaries
- o Water company rights as established by statute
- o System hydraulics
- o Ability of a water system to provide a pure and adequate supply of water now and in the future

The regulations also specify that a plan for exclusive service area boundaries be developed at a scale of 1:50,000 depicting existing and future service areas. This plan is located in the rear pocket and labeled

as Plate 1A and 1B. A reference list of existing service areas and supply agreements between public water systems or localities and a description of future service area boundaries is provided in the following sections.

### **C. DESCRIPTION OF THE SOUTH CENTRAL WATER SUPPLY MANAGEMENT AREA**

The South Central Area is comprised of 36 municipalities, served by 64 utilities. The three largest systems, the South Central Connecticut Regional Water Authority (SCCRWA), the Connecticut Water Company (CWC), and the Meriden Water Department, supply water to approximately 79 percent of the area's population served by public water supply systems. Major population centers tend to follow paths west, north, and east of New Haven. Large utilities also serve several large areas located at the northern end of this area, such as Naugatuck and Middletown.

Many of the area's small utilities, which serve 1000 people or less are located in Haddam, Chester, Deep River, Essex, Middlefield, Durham, and Prospect. Most private wells serve most of the people in these Towns. These Towns are the least populated within the study area and are predominantly rural or residential.

The following Towns make up the South Central Area: Ansonia, Beacon Falls, Bethany, Branford, Cheshire, Chester, Clinton, Cromwell, Deep River, Derby, Durham, East Haven, Essex, Guilford, Haddam, Hamden, Killingsworth, Madison, Meriden, Middlefield, Middletown, Milford, Naugatuck, New Haven, North Branford, North Haven, Old Saybrook, Orange, Oxford, Portland, Prospect, Seymour, Wallingford, Westbrook, West Haven, and Woodbridge.

Sixty-four utilities serve the South Central Area. Fifteen of these service more than 1000 people and the remaining 49 service less than 1000 people. For a complete list of the utilities in the area, refer to Table 1-1.

Commerce and industry are major enterprises in the South Central Area. These enterprises are located primarily in the Quinnipiac River Valley, the Naugatuck River Valley, and the communities bordering Long Island Sound. Some Towns have little industry, but are heavily-populated residential communities. Centrally located along major transportation routes, the area has been experiencing a rapid growth trend and is facing the associated competing demands for its water resources.

## II. EXCLUSIVE SERVICE AREA DECLARATION PROCESS

### A. SUMMARY OF THE PROCESS

The legislation establishing the coordinated water system planning process specifies that exclusive service area boundaries be established according to the criteria in the previous section of this report. A utility can serve customers in its exclusive service area by developing supply sources, main extensions, or satellite management. In the South Central Area, the utilities will use a combination of these options.

This section describes the South Central Management Area's exclusive service area declaration process. This process involved notifying all the area utilities that they must delineate their exclusive service area on maps and in writing. The utilities also had to write a declaration summarizing the location of the service area. Finally, a follow-up notice was sent to all the utilities that had not responded, which requested a notification of their exclusive service area.

Specifically, the exclusive service area declaration process consists of the following major steps:

1. Prenotification of the process to area utilities, in accordance with Subsection (c)(6) of the regulations
2. Notification from the WUCC to all area utilities requesting the delineation of exclusive service areas on USGS quadrangle maps provided in the notification
3. Notification to the public of the pending request for delineations by a legal notice which was published March 14-16, 1988
4. Notification on March 3, 1988 from the WUCC to all area utilities requesting a written description of their proposed exclusive service areas by April 15, 1988.
5. Distribution of a summary of conflicting exclusive service area declarations to active WUCC participants
6. Mailing of a reminder notice from the WUCC on May 27, 1988 to all utilities that had not yet responded to the request for delineation; requesting their response by June 9, 1988.
7. Discussion and meetings between utilities and consultation with DPUC to resolve boundary delineation disputes
8. Completion of 1:50,000 scale maps depicting the exclusive service areas delineated by WUCC

9. Preparation and distribution of the Preliminary Exclusive Service Area Boundaries Report in accordance with regulation requirements (October 25, 1988).
10. Public notification of report availability and opportunity to comment mailed to all local officials, utilities, and interested persons. Press release and legal notice published. Public comment period October 25 - November 28, 1988.
11. DPUC recommendation to the WUCC regarding service conflict area in Prospect and Bethany dated December 13, 1988.
12. WUCC review of public comments and decision regarding DPUC service recommendation in Prospect and Bethany.
13. Referral of outstanding conflict to DOHS Commissioner with request for hearing to be held prior to decision (January 20, 1989).

Steps (2) and (3) of this process resulted in 28 declarations of exclusive service area boundaries being submitted to the South Central WUCC. Table 2-1 (at the end of this section) provides a summary of each utility's exclusive service area on a Town-by-Town basis. The declarations were plotted on 1:50,000 scale maps of the Water Supply Management Area to illustrate exclusive service area delineations. The conflicting areas were mapped separately on a Town-by-Town basis and then summarized in written form. Step (6) of the process involved mailing a notification to the 36 utilities that had not responded to the WUCC's request for delineation of exclusive service areas. This notification advised the 36 utilities that unless they declare otherwise, their exclusive service area will be considered the same as their existing service area.

The exclusive service area declarations were compiled. It became apparent that several conflicting delineations needed to be resolved by the WUCC members. No areas were left unclaimed; however, not all Towns or sub-areas may be built to densities which would require public water service. In these areas, the utility which declared the exclusive service area is given the responsibility to provide service, should the need develop. In most cases, this will be to serve spot needs, such as elderly housing or condominiums, or to address local contamination problems. Many of the more rural, peripheral Towns are primarily residential and have sufficient lots for on-site septic and water service. Bethany and Prospect were declared

by more than one utility as part of their exclusive service area. The overlapping areas, and the process used to resolve these conflicts is discussed in the following section.

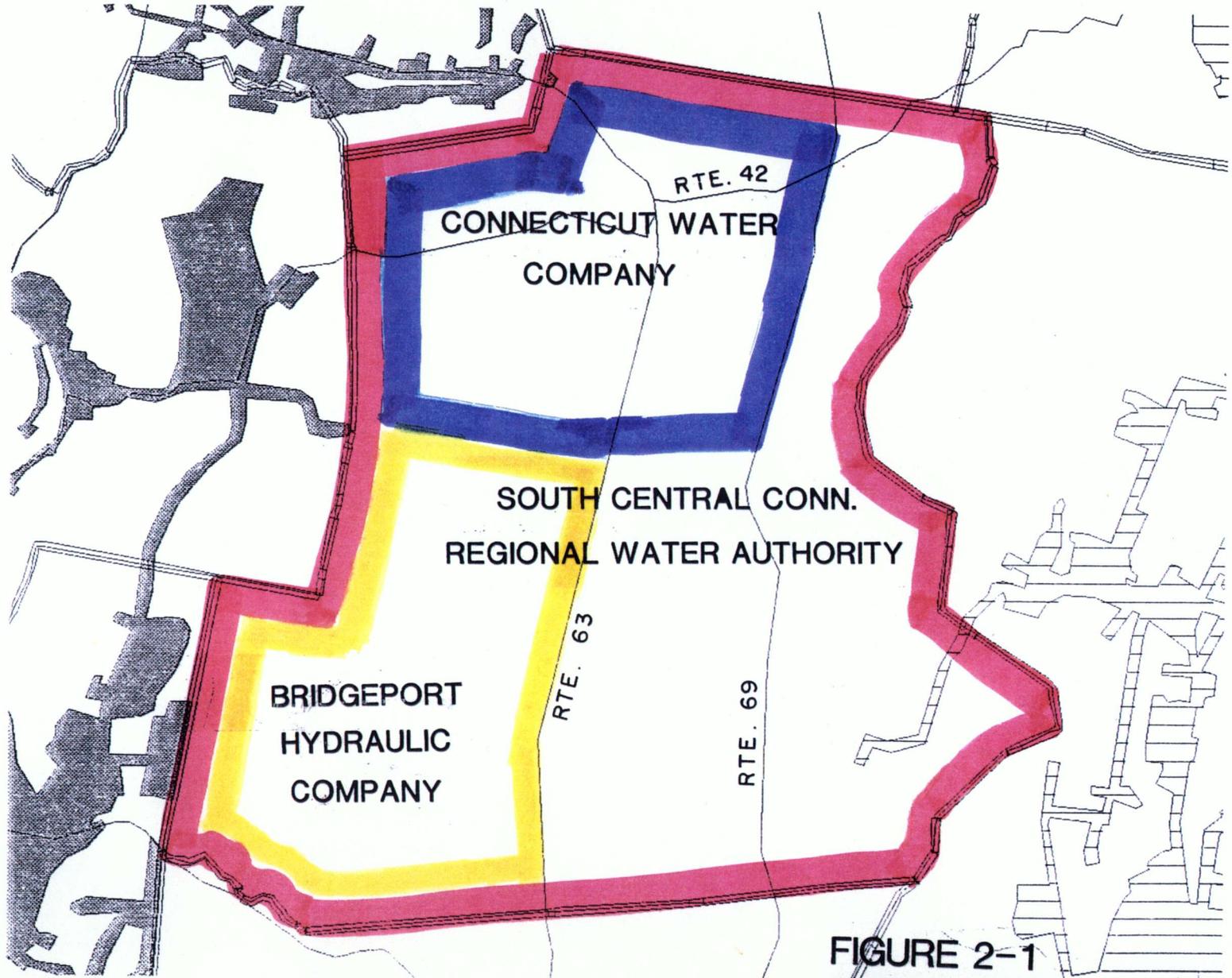
If a utility did not declare an exclusive service area, the existing service area was delineated as such. It should be noted that expansion for those utilities is limited to the area currently served. In accordance with Section 16-262m of the General Statutes regarding Certificates of Public Convenience and Necessity for all water companies serving less than 1000 persons, any expansion will require a certificate, which is issued jointly by the DOHS and DPUC. Expansion is defined as any additional service connections or customers.

Following preliminary resolution of the boundary locations by the WUCC members, the Department of Environmental Protection compiled the preliminary exclusive service area delineations and plotted their location on maps at 1:50,000 scale. These maps, labeled Plate 1A and 1B, can be found at the rear of this summary. The service areas shown on these plates indicate the delineations of each nonconflicting utility's exclusive service area. Conflicting areas are shown separately on Figures 2-1 and 2-2.

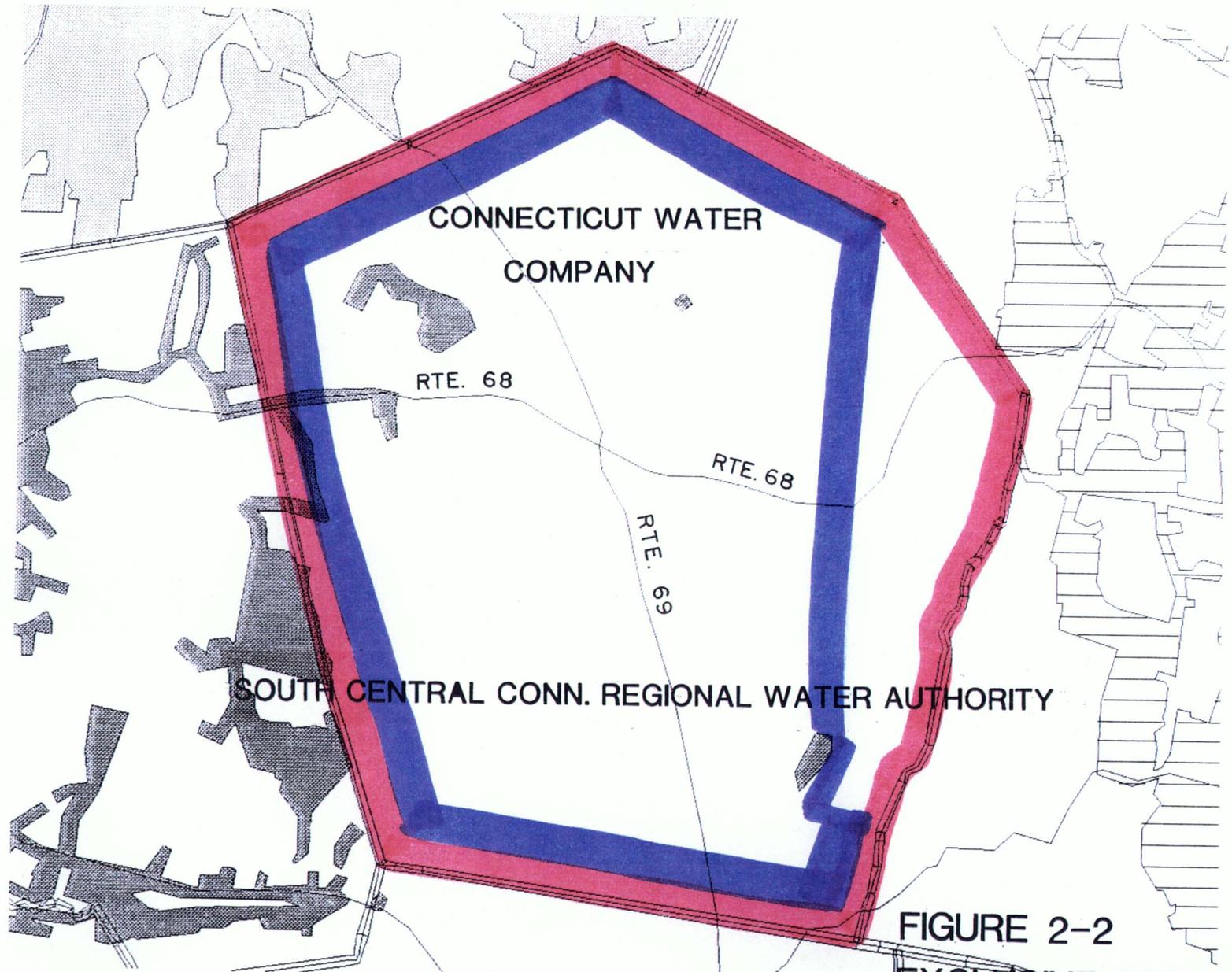
## **B. RESOLUTION OF EXCLUSIVE SERVICE AREA CONFLICTS**

When the majority of the exclusive service area declarations were received, the WUCC was able to delineate the locations of the proposed exclusive service area boundaries. During the declaration process, a number of overlapping service areas were initially delineated by the utilities.

Figures 2-1 and 2-2 indicate the preliminary exclusive service areas defined by the Connecticut Water Company (CWC), the Bridgeport Hydraulic Company (BHC), and the South Central Connecticut Regional Water Authority (SCCRWA) in the Towns of Bethany and Prospect. To resolve the boundary differences, the WUCC members agreed to initiate the boundary resolution process as defined in the coordinated water supply planning legislation. The legislation specifies that if a conflict over an exclusive service area boundary cannot be resolved by the water companies, the WUCC will refer the matter to the Department of Public Utility Control (DPUC). The WUCC agreed on July 14, 1988, to refer the two conflicting areas to the DPUC for review. At that point, the DPUC requested supportive information from the



**FIGURE 2-1**  
**EXCLUSIVE SERVICE AREA**  
**BOUNDARIES — BETHANY**



**FIGURE 2-2**  
**EXCLUSIVE SERVICE AREA**  
**BOUNDARIES – PROSPECT**

three utilities involved. This information was reviewed and then DPUC attempted to help the WUCC members by negotiating a solution to the problem. The areas disputed are as follows:

Bethany

The SCCRWA has included the Town of Bethany in its delineation of exclusive service area boundaries. The CWC has delineated the northwest portion of the Town as part of its exclusive area, whereas BHC has indicated that the southwest portion is considered part of its exclusive service area.

Prospect

The SCCRWA has delineated the Town of Prospect as part of its exclusive service area. The CWC has delineated the western two-thirds of the Town as its exclusive service area.

On December 13, 1988, the DPUC responded to the WUCC's request for a determination. The DPUC resolution provided that the Bridgeport Hydraulic Company (BHC) should serve the southwest quarter of Bethany, the Connecticut Water Company (CWC) should serve the northwest quarter, and the South Central Connecticut Regional Water Authority (SCCRWA) should serve the entire eastern half of Bethany. In addition, the DPUC decided that the SCCRWA should serve the Town of Prospect. A copy of the DPUC's decision is in Appendix A.

On January 12, 1989, the South Central WUCC considered the DPUC recommendation dated December 13, 1988, and all other correspondence. It passed the following resolutions:

Resolved: The WUCC chooses, by a vote of 7 to 2, not to accept the DPUC recommendation that the Town of Prospect become the Exclusive Service Area of the Connecticut Water Company and that the Town of Bethany fall within the Exclusive Service Areas of the Connecticut Water Company, the Bridgeport Hydraulic Company, and the South Central Connecticut Regional Water Authority; and

Resolved: The WUCC unanimously decides to formally refer the decision on the determination of the final boundaries of the Exclusive Service Areas in both Towns to the Connecticut Department of Health Services (DOHS) as provided for in Public Act 85-535. The WUCC further requests that the DOHS hold a public hearing in either Prospect or Bethany before making their decision.

The final decision will be made by the Commissioner of Health Services in accordance with regulatory authorities.

### C. CONFIRMATION OF EXCLUSIVE SERVICE AREA BOUNDARIES

The legislation establishing the coordinated water system planning process also specifies the process for developing exclusive service area boundaries. This process however, does not include any provision mandating the final verification of the boundaries developed by the WUCC. The final acknowledgement of boundary locations by the area utilities is important in terms of future service area clarification. For example, the State of Washington's Legislation, after which the Connecticut Plan is patterned, requires that an "interlocal agreement" be executed by each utility to verify their 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 ensure that no service area overlap exists.

The Connecticut Plan Regulations however, do not mandate the completion of the so-called interlocal agreements.

To avoid misunderstandings, it was agreed that the final exclusive service area maps would be reviewed by the appropriate utilities. Then, their designated representative would sign a statement that the mapped boundaries correspond to the intent of the utility in declaring an exclusive service area. This statement will be completed by each utility delineating an expanded future service area and kept on file at the DOHS for reference. The finalized maps at 1:24,000 scale will also be kept on file at DOHS for reference.

The timing of the completion of this section of the Coordinated Planning Process 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. To continue the approval process without delay, all utilities still maintain their

existing service area. Each utility's designated exclusive service area will be reserved except for the outstanding conflicts, until the utility's individual plan is approved.

The designated exclusive service areas will become effective on the date a utility's individual plan is approved or on the date that the final exclusive service areas are approved, whichever occurs later. If DOHS does not approve a utility's 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 it can revise its individual plan to satisfy DOHS. Once the utility's ability to show just cause for claiming an area for future service has been exhausted and denied by DOHS, the area will be "opened" for service by other utilities.

**TABLE 2-1  
GENERAL DESCRIPTION OF  
EXCLUSIVE SERVICE AREAS**

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
Ansonia	Ansonia Derby Water Co.	Defined as the municipality of Ansonia, inclusive.
Beacon Falls	Bridgeport Hydraulic Company (BHC)	The entire Town of Beacon Falls except two small portions in the northeast and northwest quarters of Town which are the exclusive service areas of Connecticut Water Company.
	Connecticut Water Company (CWC)-Naugatuck Division	The northeast and northwest corners of Beacon Falls not considered part of BHC's exclusive service area.
Bethany	Ed's Trailer Park	Defined as the existing service area in the northwestern quarter.
	BHC CWC-Naugatuck Division South Central Connecticut Regional Water Authority (SCCRWA)	Those portions of Bethany as yet to be stipulated by the DOHS Commissioner.
Branford	SCCRWA	Defined as the municipality of Branford, inclusive.
Cheshire	Crestview Condo. Association	Defined as the existing service Association area in the southeastern quarter.
	Hillview Water Supply	Defined as the existing service area in the northwestern quarter.
	New Lakeview Conv. Home	Defined as the existing service area inn the northwestern quarter.

**TABLE 2-1 (Cont)  
GENERAL DESCRIPTION OF  
EXCLUSIVE SERVICE AREAS**

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
	SCCRWA	The entire Town of Cheshire is considered part of the Authority's exclusive service area, including the portion currently served by the Town of Southington. This area is under recapture agreement and will ultimately be served by the Authority when the Authority's system is extended to those areas. The exclusive service areas of New Lakeview Conv. Home, Hillview Water Supply, and Crestview Condo Assoc. are excluded.
	Southington Water Dept.	The Southington Water Department currently serves an area in North Cheshire which is subject to a recapture agreement with the SCCRWA. This existing service area is contained within the Regional Water Authority's exclusive service area, and will be served by the Authority when mains are extended to that area. The existing service area includes: Marion Road from the Town line to I-84; Peck Land from the Town line to I-691; Saint Joseph Street from Peck Lane to cul-de-sac; Highland Ave. from the Town line to I-691; Meriden Road from the Town line to the Town line; Poplar Drive from Birch Street to cul-de-sac; Tulip Drive from Poplar Drive to Aspen Drive; Aspen Drive from Tulip Drive to cul-de-sac; Aspen Drive from Birch Street to 100' east of Birch Street; Birch Street from Aspen Drive to 48 Birch Street.

**TABLE 2-1 (Cont)  
GENERAL DESCRIPTION OF  
EXCLUSIVE SERVICE AREAS**

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
		The Southington Water dept. intends to expand this area as follows: Aspen Drive from Tulip Drive to Birch Drive; Birch Drive from aspen Drive to 1000 feet south; Birch Drive from Poplar Drive to Meriden Road; Tulip Drive from Aspen Drive to 350 feet south; and Roger Street from Saint Joseph Street to 500 feet south.
Chester	Aaron Manor Conv. Home	Refined as the existing service area in the central area of Town.
	CWC-Guilford-Chester Division	Defined as the Town of Chester with the exception of Aaron Manor exclusive service area.
Clinton	Cedar Grove Mobile Home Park	Defined as the existing service area in the southern portion of Town.
	Evergreen Trailer Park	Defined as the existing service area in the northern portion of Town.
	Nod Hill Apartments	Defined as the existing service area in the central portion of Town.
	CWC-Guilford-Chester Division	Defined as the Town of Clinton with the exception of Cedar Grove Mobile Home Park, Evergreen Trailer Park, and Nod Hill apartments exclusive service areas.
Cromwell	Metropolitan District Commission (MDC)	Defined as the existing service area located in North Cromwell and includes the Algonquin Gas Transmission Company.

**TABLE 2-1 (Cont)  
GENERAL DESCRIPTION OF  
EXCLUSIVE SERVICE AREAS**

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
	Cromwell Fire District	Defined as the Town of Cromwell with the exception of the MDC exclusive service area.
Deep River	Mt. Saint John School	Defined as the existing service area located in northern Deep River.
	Ridgewood Hill Condos.	Defined as the existing service area located in central Deep River.
	CWC-Guilford-Chester Division	Defined as the Town of Deep River with the exception of the Mt. Saint John School and Ridgewood Hill Condos. exclusive service areas.
Derby	City of Derby Water Co.	Defined as the area presently being served by the City of Derby on Marshall Lane and intersecting street from Chestnut Drive to Sodom Lane; Sodom Lane and intersecting streets from Marshall Lane to Hine Lane; Grandview Boulevard south of David Humphreys Road and intersecting streets to Sentinel Hill Road.
	Ansonia Derby Water Co.	Defined as the Town of Derby with the exception of the Derby Water Co. exclusive service area.
Durham	Dogwood Acres	Defined as the existing service area located in North Durham.
	Durham Center Water Co.	Defined as the existing services area located in Central Durham.
	Lake Grove at Durham	Defined as the existing service area located in West Durham.
	Mill Pond Elderly Housing	Defined as the existing service area located in Central Durham.

**TABLE 2-1 (Cont)  
GENERAL DESCRIPTION OF  
EXCLUSIVE SERVICE AREAS**

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
	Amston Beseck Water Co.	Defined as the northern portion of Durham and the existing service area in South Durham; exclusive of the Dogwood Acres, Durham Center Water Co., Lake Grove at Durham and Mill Pond Elderly Housing exclusive service areas.
	CWC-Guilford-Chester Division	Defined as the southern portion of Durham with the exception of the Twin Maples Nursing Home and Amston Beseck Water Co. exclusive service areas.
East Haven	SCCRWA	Defined as the City of East Haven, inclusive.
Essex	Hemlock Apartments	Defined as the existing service area located in West Essex.
	Meadowbrook Rest Home	Defined as the existing service area located in the center of Essex.
	CWC-Guilford-Chester Division	Defined as the Town of Essex with the exception of the Hemlock Apartments, Heritage Cove Condominiums, and Meadowbrook Rest Home exclusive service areas.
Guilford	Bernice's Court	Defined as the existing service area located in South Guilford.
	Krayeske Water Supply	Defined as the existing service area located in South Guilford.
	Lakeside Condominiums	Defined as the existing service area located in north Guilford.
	Leetes Island	Defined as the existing service area located in South Guilford.
	Our Lady of Grace Monastery	Defined as the existing service area located in Central Guilford.

**TABLE 2-1 (Cont)  
GENERAL DESCRIPTION OF  
EXCLUSIVE SERVICE AREAS**

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
	Quonnipaug Hills Water Supply	Defined as the existing service area located in North Guilford.
	Walden III Condominiums	Defined as the existing service area located in South Guilford.
	West Lake Lodge Nursing Home	Defined as the existing service area located in South Guilford.
	CWC-Guilford-Chester Division	Defined as the Town of Guilford with the exception of Bernice's Court, Krayske water supply, Lakeside Condominiums, Leetes island, Our Lady of Grace Monastery, Quonnipaug Hills water supply, Walden III Condominiums, and West Lake Lodge Nursing Home exclusive service areas.
Haddam	Haddam Elderly Housing	Defined as the existing service area in North Haddam.
	CWC-Guilford-Chester Division	Defined as the Town of Haddam exclusive of the Haddam Elderly Housing exclusive service area.
Hamden	SCCRWA	Defined as the City of Hamden, inclusive.
Killingworth	Beechwood Mobile Home Park	Defined as the existing service area located in Central Killingworth.
	CWC-Guilford Chester Division	Defined as the entire Town of Killingworth with the exception of the Beechwood Mobile Home Park exclusive service area.
Madison	Green Springs Subdivision	Defined as the existing service area located in South Madison.
	Grove School	Defined as the existing service area located in South Madison.

**TABLE 2-1 (Cont)  
GENERAL DESCRIPTION OF  
EXCLUSIVE SERVICE AREAS**

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
	Legend Hill Condos	Defined as the existing service area located in Central Madison.
	CWC-Guilford-Chester Division	Defined as the entire Town of Madison with the exception of the Green Springs Subdivision, Grove School, Legend Hill Condos exclusive service areas.
Meriden	Bradley Home	Defined as the existing service area located in Central Meriden.
	Meriden Water Dept.	Defined as the entire Town of Meriden exclusive of Bradley Home's exclusive service area.
Middlefield	Amston Beseck Water Co.	Defined as the entire Town of Middlefield with the exception of the Bittersweet Ridge, Descrocher Apartments, Happy Acres, Sugarloaf Elderly Housing, and Sylvan Ridge Condominium exclusive service areas.
	Bittersweet Ridge	Defined as the existing service area located in Central Middlefield.
	Descrocher Apartments	Defined as the existing service area located in Central Middlefield.
	Happy Acres	Defined as the existing service area located in Central Middlefield.
	Sugarloaf Elderly Housing	Defined as the existing service area located in North Middlefield.
	Sylvan Ridge Condos	Defined as the existing service area located in North Middlefield.

**TABLE 2-1 (Cont)  
GENERAL DESCRIPTION OF  
EXCLUSIVE SERVICE AREAS**

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
Middletown	Conn. Valley Hospital	Defined as the existing service area located in Central Middletown.
	Lorraine Terrace	Defined as the existing service area located in West Middletown.
	Middletown Water Dept.	Defined as the entire Town of Middletown with the exception of the Conn. Valley Hospital, and Lorraine Terrace exclusive service areas.
Milford	SCCRWA	Defined as the entire City of Milford, inclusive.
Naugatuck	Gendon's Valley Mobile Home Park	Defined as the existing service area located in southeastern Naugatuck.
	Idleview Mobile Home Park	Defined as the existing service area located in northwestern Naugatuck.
	CWC-Naugatuck Division	Defined as the entire City of Naugatuck with the exception of the Gendron's Valley Mobile Home Park and Idleview Mobile Home Park exclusive service areas.
New Haven	SCCRWA	Defined as the entire City of New Haven, inclusive.
North Branford	Blue Trails Acres	Defined as the existing service area located in northeast North Branford.
	Northford Glen Condos	Defined as the existing service area located in northern North Branford.

**TABLE 2-1 (Cont)  
GENERAL DESCRIPTION OF  
EXCLUSIVE SERVICE AREAS**

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
	SCCRWA	Defined as the entire Town of North Branford with the exception of the Blue Trails Acres and Northford Glen Condos exclusive service areas.
North Haven	SCCRWA	Defined as the entire City of North Haven, inclusive.
Old Saybrook	CWC-Guilford Chester Division	Defined as the entire Town of Old Saybrook, inclusive.
Orange	SCCRWA	Defined as the entire Town of Orange, inclusive.
Oxford	Hawkstone Terrace	Defined as the existing service area is located in southeastern Oxford.
	Heritage Village Water Co.	That portion of the Town of Oxford consisting of existing service area, and excluding the area designated by BHC, and CWC as their exclusive service area.
	BHC	That portion of Oxford bounded to the north by Eightmile and Sixmile Brooks, Governor's Hill road, Chestnut Hill Road, Townonic Brook, and a line perpendicular to the Beacon Falls Town line just north of Seymour Reservoir No. 4, to the west by Beacon Falls Town line, to the south by the Seymour Town line, and to the west by the Monroe and Shelton Town lines along the Housatonic River.
	CWC	That portion of Oxford not considered part of BHC's, Heritage Village Water Co., or Hawkstone Terrace's exclusive service area. Located in the northeastern quarter.

**TABLE 2-1 (Cont)  
GENERAL DESCRIPTION OF  
EXCLUSIVE SERVICE AREAS**

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
Portland	Rivercrest Water Co.	Defined as the existing service area located in South Portland.
	Portland Water Dept.	Defined as the entire Town of Portland with the exception of the Rivercrest Water Co. exclusive service area.
Prospect	Country Manor Health Facility	Defined as the existing service area located in North Prospect.
	Harmony Acres Mobile Home Park	Defined as the existing service area located in South Prospect.
	Highland Height Water Co.	Defined as the existing service area located in North Prospect.
	BHC CWC-Naugatuck Division SCCRWA	Those portions of Prospect as yet to be stipulated by the DOHS Commissioner.
Seymour	Ansonia Derby Water Co.	Defined as the areas presently serve in the Town of Seymour and the unserved area southeast of Davis Road, Steep Hill Road, and Old Town Road.
	Bridgeport Hydraulic Co.	Defined as the entire Town of Seymour excluding those areas currently served by Ansonia Derby Water Co., and the area southeast of Davis Road, Steep Hill Road, and Old Town Road.
Wallingford	Henry's Trailer Park	Defined as the existing service area located in South Wallingford.
	Meriden Water Dept.	Defined as the existing service area located in North Wallingford.

TABLE 2-1 (Cont)  
 GENERAL DESCRIPTION OF  
 EXCLUSIVE SERVICE AREAS

Municipality Name	Utilities Providing Service	Description of Exclusive Service Areas
	Wallingford Water Division	Defined as the entire Town of Wallingford with the exception of Henry's Trailer Park and Meriden Water Dept. exclusive service areas.
Westbrook	CWC-Guilford-Chester Division	Defined as the entire Town of Westbrook, inclusive.
West Haven	SCCRWA	Defined as the entire Town of West Haven, inclusive.
Woodbridge	SCCRWA	Defined as the entire Town of Woodbridge, inclusive.

### III. EXISTING FRANCHISE AREAS

#### **GENERAL DESCRIPTION OF FRANCHISE AREAS**

The Regulations Concerning Coordinated Water System Plans specify that "Existing service area boundaries and public water system limits established by statute, special act, or administrative decision..." shall be included in the Exclusive Service Area Boundaries Report. Similarly, "A reference list of existing service area or supply agreements between public water systems or localities, including charter or enabling act revisions as applicable and a brief description of terms of agreement including dates and length of agreement..." will be provided.

The following section provides information regarding the above described supply agreements, or franchise agreements, for the South Central Area utilities. Information regarding franchise areas for most larger utilities was derived from the Individual Supply Plans submitted to the WUCC and the questionnaires distributed to the area's utilities during the preparation of the Assessment. Small utilities generally do not have a franchise or other service agreement.

A brief description of the South Central Area utility's franchise agreements and/or enabling legislation is provided in Table 3-1 (at the end of this section). The enabling legislation and/or franchise agreements were established by legislative action, municipal charter, or 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 individuals.

The most recent action defining the service area of all the utilities is provided in Table 3-1.

Direct quotations illustrate the language used by the various pieces of legislation. In some instances, the service area is loosely defined (Connecticut Water Company), while in others, franchise areas overlap (the Connecticut Water Company and the South Central Connecticut Regional Water Authority).

Issues regarding the relationship between existing franchise agreements and exclusive service area boundaries were raised by several WUCC members. The exclusive service areas established by the WUCC do not supplant existing franchise areas of individual utilities because they establish the first right of

service when service is required. The first right is established by agreement between the utilities involved. The South Central WUCC generally agreed with the following provisions:

- o Franchise areas are set by a legislatively mandated process, and are not altered by actions of the WUCC or by any exclusive service area declarations, whether disputed or not.
- o A utility cannot expand its franchise area simply through an exclusive service area declaration.
- o The granting of a franchise area gives a utility or utilities the right to provide service within that area. The exclusive service area process specifies who will actually provide service to an area where franchise agreements overlap or where no clear franchise rights exist. If the designated utility fails to provide adequate service, it is presumed that area will then be served by other utilities that can claim it by exclusive service area designation.
- o DOHS or WUCC will designate a utility to serve unserved islands, if there are no volunteers.

TABLE 3-1  
SOUTH CENTRAL CONNECTICUT  
WATER SUPPLY MANAGEMENT AREA  
FRANCHISE AREAS

Name of Utility	Enabling Legislation or DPUC Docket <sup>1</sup>	Description of Franchise Area
Amston Beseck Water Co.	Unknown - see water supply plan	
Ansonia Derby Water Co.	Special charter approved 7/1/1864, the Ansonia Water Company. Consolidated 1/1/1972 with the Birmingham Water Company, PUC Docket 11202 into the Ansonia Derby Water Company.	The entire City of Derby, except the area that is provided service by the City of Derby; the entire City of Ansonia; the areas presently served in the Town of Seymour and the unserved area southeast of Davis Road, Steep Hill Road, and Old Town Road.
Bridgeport Hydraulic Co. <sup>2</sup>	Merger with Seymour Water Company, January 2, 1974	(added the Towns of Seymour, Oxford and Beacon Falls to existing franchise area).
	Connecticut Special Act #265 May 25, 1895	Original Seymour Water Company franchise for Seymour and vicinity.
Connecticut Water Co.	House Bill No. 1087	"...authorized to sell, supply and distribute water in any town in the State of Connecticut..."
Cromwell Fire District <sup>3</sup>	Conn. General Assembly #220 Approved May 5, 1927	"...the territory of the Town of Cromwell within the limits herein defined is declared to constitute the Cromwell Fire District...said district is authorized to purchase, own and operate a water supply for the fire protection of the district, for the domestic use of its inhabitants..."

<sup>1,2,3</sup>See footnotes at the end of this table.

TABLE 3-1 (Cont)  
SOUTH CENTRAL CONNECTICUT  
WATER SUPPLY MANAGEMENT AREA  
FRANCHISE AREAS

Name of Utility	Enabling Legislation or DPUC Docket <sup>1</sup>	Description of Franchise Area
Heritage Village Water Co.	Substitute for House Bill No. 7429 January, 1969	"...authorized to serve the Towns of Southbury and Middlebury..."
	House Bill No. 5808 May, 1974	"...authorized to serve the Towns of Oxford and Middlebury..."
Meriden Water Dept.	(No information provided in plan or questionnaire)	
Metropolitan District Commission	Cumulative Supplement to the Charter and Ordinances of the Metropolitan District in Hartford County, CT (December 1985)	"...authorized to supply water... any town or city, any point of is situated, not more than twenty miles from the State Capital at Hartford..."
Middletown Water Department	Conn. General Assembly Vol. 5. Adopted July 20, 1865	"...take and convey water within the limits of the Town of Middletown, or within the limits of any town adjoining said Middletown, such supply of water as the necessities and convenience of the inhabitants of said City may require..."
	Middletown Common Council action pursuant to the above legislative authority dated September 4, 18, and 25 of 1865.	

<sup>1,2,3</sup>See footnotes at the end of this table.

TABLE 3-1 (Cont)  
SOUTH CENTRAL CONNECTICUT  
WATER SUPPLY MANAGEMENT AREA  
FRANCHISE AREAS

Name of Utility	Enabling Legislation or DPUC Docket <sup>1</sup>	Description of Franchise Area
Portland Water Works	Connecticut Special Act #24, approved June 30, 1943	"...The Town of Portland shall have power to acquire, by purchase, any system or systems of water supply maintained or operated for the purpose of supplying water within said town for domestic, business, industrial or other use...Any such system of water supply so acquired may include any lands or rights in land or property...whether within or without said town..."
South Central Conn. Regional Water Authority	All franchises of the New Haven Water Company are recognized by the Connecticut Special Act 77-98, as amended. Copies of pre- vious franchise agreements are included in the authority's individual water supply plan.	"...for the primary purpose of providing and assuring the provision of an adequate supply of water... within the South Central Connecticut Regional Water District..."

<sup>1,2,3</sup>See footnotes at the end of this table.

TABLE 3-1 (Cont)  
 SOUTH CENTRAL CONNECTICUT  
 WATER SUPPLY MANAGEMENT AREA  
 FRANCHISE AREAS

Name of Utility	Enabling Legislation or DPUC Docket <sup>1</sup>	Description of Franchise Area
South Central Conn. Regional Water Authority (Cont.)		"There is created a district to be known as the South Central Connecticut Regional Water District which embraces the area of ...Bethany, Branford, Cheshire, East Haven, Guilford, Hamden, Killingworth, Madison, Milford, New Haven, North Branford, North Haven, Orange, Prospect, Wallingford, West Haven and Woodbridge"
Southington Water Dept.	Act of State Legislature	"...Franchise area was established to be the entire Town of Southington..."

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<sup>1,2,3</sup>See footnotes at the end of this table.

TABLE 3-1 (Cont)  
SOUTH CENTRAL CONNECTICUT  
WATER SUPPLY MANAGEMENT AREA  
FRANCHISE AREAS

Name of Utility	Enabling Legislation or DPUC Docket <sup>1</sup>	Description of Franchise Area
Wallingford Water Division	Borough of Wallingford Charter Sections 58-70 March 29, 1881	"...to hold, convey and distribute such water into and through said borough (Town of Wallingford)..."
Waterbury Water Bureau	Act of State Legislature May, 1859 of Special Acts Charter Revised - 1871, 1895, 1931	

<sup>1</sup>Department of Public Utility Control

<sup>2</sup>From BHC - Water Supply Plan, November 1987.

<sup>3</sup>Complex description - copy available in Cromwell Fire District  
Water Supply Plan

#### IV. EXCLUSIVE SERVICE AREAS - GENERAL ISSUES

Issues relating to establishing exclusive service area boundaries developed during the delineation process are discussed below.

##### **A. UTILITY RIGHTS AND RESPONSIBILITIES**

The regulations concerning Coordinated Water System Plans 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."

A utility can serve new customers in its exclusive service area in three ways: a main extension of its own facilities; special agreement from another utility such as a recapture agreement; or satellite management. Satellite management can be used for operating or owning. It can also be used on an interim basis, until a main extension is provided, or on a permanent basis. An example of a service recapture agreement is the arrangement for service in Cheshire between SCCRWA and the Southington Water Department. The area served by the Town of Southington in the northern portion of Cheshire will ultimately be served by the Regional Water Authority when the Authority's system is extended to those areas. The entire Town of Cheshire is considered part of the SCCRWA exclusive service area. Regardless of whether the special extension agreement or the satellite management approach is taken, the responsibility for water supply in an exclusive service area rests with the designated utility.

A utility's exclusive service area gives the utility the right to provide service to new customers within its designated area; however, an exclusive service area also includes responsibility to clearly define the manner by which the utility intends to serve these future customers in the utility's water supply plan.

The individual plans should indicate the characteristics and extent of future growth anticipated in each of the municipalities within their exclusive service area. For instance, the Connecticut Water Company (CWC) anticipates the need for satellite management to provide public water

supply in the Towns of Durham, Killingsworth, and Haddam (all three Towns are located within CWC's exclusive service area). CWC also notes that some satellite management may be necessary within areas planned for service over the next 20 years. The utility must clearly state the type of service envisioned in a particular exclusive service area because it is critical to the success of the coordinated planning process. The utilities can further define the legislative stipulation of service "within a reasonable time frame" by noting in their supply plans which type of service, water main extensions, satellite management, will be provided.

Satellite management allows utilities to provide service to new customers. It also allows faltering utilities to be brought into compliance with regulatory performance standards. Satellite systems must be built to the designated utility's standards, which must meet or exceed established WUCC minimum design standards. Developers of satellite systems must coordinate with the local designated utility to ensure compliance with WUCC and local utility standards.

## **B. FAILING UTILITIES**

The utilities in the South Central Area have identified failing utilities as a mutual concern. Responsibility for existing water systems can be summarized as follows.

The potential failure of some of the South Central Area utilities to provide adequate service in accordance with applicable requirements is recognized by most of the large utilities in the area. Existing and potential water quality problems, system deficiencies, and inadequate management can cause a utility to fail to provide adequate water service to its customers. As mentioned in the Water Supply Assessment, approximately 15 small utilities have experienced or are experiencing water quality problems. The Durham Center Water Company, Bradley Home in Meriden, Country Manor in Prospect, Crestview Condominium Association in Cheshire, Henry's Trailer Park in Wallingford, and the Kraeske Water Supply in Guilford have experienced more critical water quality problems.

Some discussion has taken place in the WUCC meetings regarding the relationship between exclusive service areas and the responsibilities associated with assisting failing utilities, which may be encompassed by a utility's designated exclusive service area. The concept that an encompassing utility has a responsibility to include a failed utility in its

exclusive service area was discussed and viewed as appropriate. In addition, the DPUC and DOHS stipulate that utilities have a responsibility to provide service to failing or orphaned utilities within their exclusive service areas. Public Act 84-330 gives DPUC the authority to order such takeovers; the DPUC has the ability to request or order both regulated and nonregulated utilities to provide service to a failing utility under Public Act 84-330. The DPUC will typically designate utilities that are in close proximity to the failing utility this responsibility. A utility designated by DPUC to provide this service has the right of appeal, but has little recourse if it denies the responsibility.

Responsibility for failing utilities includes the associated costs. Some rate relief is available from DPUC for regulated utilities; however, little rate relief is available and possibly even higher rates may be charged to customers served by nonregulated utilities. Additionally, the rate of return to the investors of investor-owned utilities may be negatively impacted, and municipal-owned systems may be faced with more bonding/debt service requirements. Funding assistance from the state to receiving utilities for upgrading the failing utility may be an incentive for others to take or purchase failing smaller systems; however, no funding program for upgrading failing utilities currently exists.

### **C. ALTERING EXCLUSIVE SERVICE AREA BOUNDARIES**

When a utility amends its exclusive service area by making changes in its individual plan or other circumstances, it must also change its exclusive service area boundary delineation.

Revisions may be required as a result of regulatory agency or public review of the individual plans prior to their finalization and/or as a result of public comments during review of the overall coordinated plan. Such changes must be approved by the WUCC to ensure consistency with the coordinated plan, and must be distributed for review in the same manner as the original plan. Changes to a declared exclusive service area boundary will also require revisions to the Utilities Statement of Confirmation of Service Area Boundaries and to the exclusive service area map kept on file at DOHS. The transfer of a utility's exclusive service area to another entity occurs only if the utility's assets are sold.

#### **D. UNDESIGNATED SERVICE AREAS**

In a review of the exclusive service area delineations submitted to the South Central WUCC, it was determined that all parts of the area had been included in the delineations. Although undesignated service areas have come up in other water supply management areas, they are not a problem in the South Central WUCC.

**APPENDIX A  
CORRESPONDENCE**

LEGAL NOTICE

Notice is hereby given of the opportunity for and obligation of area water companies, purveyors, and water system owners to declare their proposed future service areas.

In accordance with Connecticut General Statutes, section 25-33g, the South Central Water Utility Coordinating Committee (WUCC) is establishing exclusive service area boundaries within the South Central public water supply management area.

Each water company or system must at this time make a declaration of the area it intends to provide service to in the future. According to section 25-33h-1 of the Regulations of Connecticut State Agencies, no water company will lose its existing service area, however, failure to respond at this time may limit a water system's ability to expand.

Anyone with current or contemplated future plans to expand or build a public water system must submit information delineating and describing proposed future service areas to the WUCC on or before April 15, 1988 at the following address:

South Central WUCC  
c/o James Butler, Secretary  
South Central Regional Council of Governments  
23 Peck Street  
North Haven, CT 06473

For submittal guidelines and questions contact either:

Howard Sternberg, Dept. of Environmental Protection 566-3540  
Kathleen Klein, Whitman & Howard (617) 237-5000

Dated: March 3, 1988

Richard McHugh &  
William Stewart  
Co-Chairmen

CONTACT: Win Heimer, (O) 566-4800

FOR IMMEDIATE RELEASE

(H) 233-8169

March 3, 1988

GROWTH PLANNING BOUNDARIES TO BE SET FOR REGION'S DRINKING WATER

HARTFORD -- A regional planning committee has taken its first step towards determining which water suppliers will grow -- and in what directions -- to reach people not currently served by public drinking water in south-central Connecticut.

According to state health department planner Anne Gobin, the regional panel known as the South Central Water Utility Coordinating Committee has set April 15 as the date by which water companies in the 36-town south-central regional must declare what areas they want to serve in the future.

"This is an important early step in our planning process. Ultimately, it will lead to defining boundaries for water suppliers in what we call the South Central Public Water Supply Management Area," says Gobin. "The boundary lines," she points out, "will prevent overlapping jurisdictions and will also assure that the best possible service is provided where it's needed."

Gobin says that, the regional committee will draw preliminary lines this summer. A public comment period will follow and the committee is slated to set final boundaries by the end of November, 1988.

The regional group is one of seven established through a 1985 state law. Known as "The Connecticut Plan," also calls for the state health department to lead long-range public drinking water planning efforts in regions across Connecticut.

-30-

EDITORS: Map enclosed with outline of 36-town South Central Public Water Supply Management Area.

AG/es  
4234E

Re: South Central Water Supply Management Area  
Delineation of Exclusive Service Area Boundaries

Dear Utility Official:

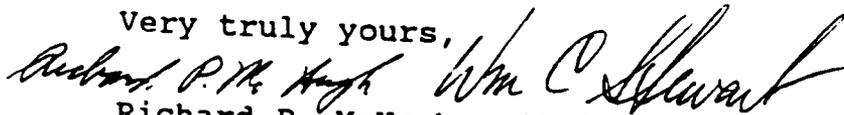
The South Central Water Utility Coordinating Committee is initiating work on determining exclusive service area boundaries for the South Central Area utilities. The WUCC is responsible for establishing the exclusive service area boundaries which delineate each utility's service area within the South Central Management Area. The resulting exclusive service area boundaries will be incorporated into the Area coordinated water system plan, and will delineate each water system's future service area.

Notice is hereby given that each water utility must declare the area it intends to provide service to in the future. The enclosed plot(s) of your existing service area is being forwarded to you for delineating of your future service area. Failure to respond by April 29, 1988, may limit your future ability to expand your system and serve additional customers.

In establishing exclusive service area boundaries, the WUCC will allow water suppliers to continue to provide water to the area currently served. Once exclusive service areas are established, water purveyors are responsible for providing adequate service within a reasonable timeframe as requested by consumers and in accordance with applicable regulatory requirements.

We thank you for your assistance in formulating this important phase of the coordinated water system plan.

Very truly yours,

  
Richard P. McHugh, William Stewart  
Co-Chairmen, Water Utility  
Coordinating Committee

RPM/WS/dfg

SOUTH CENTRAL CONNECTICUT  
WATER UTILITY COORDINATING COMMITTEE

GUIDELINES FOR DELINEATION  
OF  
EXCLUSIVE SERVICE AREA BOUNDARIES  
TO BE RETURNED BY APRIL 29, 1988

The South Central Connecticut Water Utility Coordinating Committee is initiating work on determining exclusive service area boundaries for the South Central Connecticut Coordinated Water System Plan.

Enclosed you will find plot(s) of your existing service areas to a scale of 1-inch equals 2000 feet. The plot(s) should be overlaid on U.S.G.S. topographical quadrangle sheets for reference. If your proposed exclusive service area boundary differs from that shown on the enclosed plot, it is requested that you draw the changes directly on the plot(s).

In addition, a brief statement describing your proposed exclusive service areas should be provided to the WUCC to assist in accurately determining future service area boundaries. This needs to be provided regardless of whether your existing service area maps are revised.

Following delineation of your exclusive service area boundaries, please forward all changed plots to Whitman & Howard, Inc., 45 William Street, Wellesley, MA 02181, Attention: Kathleen C. Klein.

The written statement briefly describing your utility's proposed exclusive service area boundaries should be enclosed with the plot(s), with a copy to the WUCC, care of Mr. James A. Butler, Executive Director, South Central Regional Council of Governments, 23 Peck Street, North Haven, CT 006473-2308.

If additional information is requested, please contact Howard Sternberg of DEP at 203-566-3540, or Kathleen C. Klein of Whitman & Howard, Inc. at 617-237-5000. Thank you for your cooperation.



STATE OF CONNECTICUT  
DEPARTMENT OF HEALTH SERVICES

MEMORANDUM

TO: Selected WUCC Members

FROM: Denise Ruzicka, DOHS  
WUCC Coordinator

DATE: June 24, 1988

RE: Resolution of Conflicting Exclusive Service Area Boundaries

This memorandum is intended as a reminder to all conflicting water companies that they should be meeting to discuss and hopefully resolve their overlapping exclusive service area proposals. Conflicting parties should be prepared to summarize the status of their negotiations for other WUCC members at the next meeting (July 14, 1988).

In order to meet statutory time frames a decision should probably be made at the July meeting to refer remaining boundary disputes to state agencies (DPUC and then DOHS) for resolution. It is possible, and in fact advisable to proceed to public comment on preliminary exclusive service area boundaries in order to give local municipalities, etc. an opportunity to provide input on these disputed areas.

A summary sheet indicating areas which were in conflict after initial exclusive service area declarations is attached for your use.

If you have any questions or concerns, please feel free to contact me at 566-1253 or the WUCC consultant Kathy Klein at (617) 237-5000.

DR/es  
5107E

SOUTH CENTRAL CONNECTICUT  
EXCLUSIVE SERVICE AREA  
BOUNDARY DELINEATIONS

I. UNSERVED AREAS

Cromwell - areas not delineated by Cromwell Fire District for future service

II. AREAS OF OVERLAP

Oxford - Entire town claimed by CTWC & BHC  
Part of town delineated by Heritage Village Water Co.

Prospect - Entire town claimed by CTWC and SCCRWA.

Bethany - Entire town claimed by CTWC. SCCRWA claims all but northwest corner. Half of town claimed by BHC.

Seymour - BHC claims entire town. Ansonia Derby claims a portion.

Beacon Falls - CTWC claims a portion, BHC delineated entire town.

Durham - CTWC and Amston & Beseck Water Co. claim entire town.

SOUTH CENTRAL  
WATER UTILITY COORDINATING COMMITTEE  
c/o South Central Regional Council of Governments  
23 Peck Street, North Haven, CT 06473

July 23, 1988

Mr. Richard Albani  
Department of Public Utility Control  
1 Central Park Plaza  
New Britain, CT 06051

RE: Exclusive Service Area Conflicts

Dear Mr. Albani:

The South Central Water Utility Coordinating Committee (WUCC), in accordance with Section (F) Plan Submission (1)(D) of the DOHS Regulations Concerning Coordinated Water System Plans adopted pursuant to Public Act 85-535, is seeking the assistance of your department.

According to the above referenced regulations where a conflict over proposed exclusive water supply service areas exists that the water companies involved are unable to resolve, the WUCC shall refer the matter to DPUC. Our understanding is that DPUC will request supportive information from the parties and attempt to negotiate a resolution of the conflict.

The areas in questions and the associated water companies are as follows:

<u>Areas of Overlap</u>	<u>Water Companies</u>
Oxford	Connecticut Water Company Bridgeport Hydraulic Heritage Village Water Company
Prospect	Connecticut Water Company So. Central CT Regional Water Auth.
Bethany	Connecticut Water Company So. Central CT Regional Water Auth. Bridgeport Hydraulic
Seymour	Bridgeport Hydraulic Ansonia-Derby
Beacon Falls	Connecticut Water Company Bridgeport Hydraulic
Durham	Connecticut Water Company Amston and Beseck Water Company

The addresses and appropriate contact persons for the above water companies are given on the attached sheet.

Either Denise Ruzicka of DOHS or Kathy Klein of Whitman & Howard can update you on the status and extent of these conflict areas.

Please keep the WUCC informed of your progress. We will await your response on this matter.

Sincerely yours,



Richard P. McHugh  
Co-Chairmen  
South Central WUCC

RPM/es

cc: Denise Ruzicka, DOHS  
Kathy Klein, Whitman & Howard  
Diane Shapiro, WUCC Secretary  
Conflicting Water Companies

5266E

South Central WUCC

Preliminary Exclusive Service Areas  
Overlaps or Conflicts

Utility Contact List

SOUTH CENTRAL REGIONAL WATER AUTHORITY

Richard P. McHugh, Exec. Director  
90 Sargent Drive  
New Haven, Ct 06511  
Phone: 624-6671

CONNECTICUT WATER COMPANY

William Stewart, President  
93 West Main Street, Box 511  
Clinton, CT 06413  
Phone: 669-8636

BRIDGEPORT HYDRAULIC COMPANY

Mark Johnson  
Box 702, 835 Main Street  
Bridgeport, CT 06601  
Phone: 367-6221

ANSONIA-DERBY WATER COMPANY

Aldore Rivers, President  
230 Beaver Street  
Ansonia, CT 06401  
Phone: 735-1888

HERITAGE VILLAGE WATER COMPANY

Anthony Ziebello, Manager  
Heritage Road  
Heritage Village Water Company  
Southbury, CT 06488  
Phone: 264-8100

AMSTON & BESECK WATER COMPANY

Edward Jacobs  
Strickland Road  
Middlefield, CT 06455  
Phone: 342-0480

AMSTON & BESECK WATER COMPANY

Edward Lang  
Lang & Thomas, P.C.  
P.O. Box 0462  
Middlefield, CT 06455  
Phone: 349-3409

DR/es  
5267E



# STATE OF CONNECTICUT

## DEPARTMENT OF PUBLIC UTILITY CONTROL

August 5, 1988

In reply, please refer to: WA:MHB

Mr. Mark Johnson, Vice-President  
Bridgeport Hydraulic Company  
Box 702  
Bridgeport, CT 06601

Mr. Aldore Rivers, President  
Ansonia-Derby Water Company  
230 Beaver Street  
Ansonia, CT 06401

Re: Exclusive Service Area Conflict in Seymour, CT.

Dear Messrs. Johnson and Rivers:

The Department of Public Utility Control ("Department") is in receipt of a letter from Mr. Richard McHugh of the South Central Water Utility Coordinating Committee ("WUCC"), dated July 23, 1988, requesting the Department's assistance in resolving a conflict over which of the above utilities should have the Town of Seymour designated as its exclusive service area.

The Department notes that there are specific financial, technical and managerial qualifications necessary for a utility to operate within an exclusive service area. The Department has had numerous proceedings with each of the above water utilities over the years and both have demonstrated satisfactory financial, technical and managerial ability.

In order to determine which company is the most suitable for serving the Town of Seymour, the Department requests that each company furnish the following information no later than September 2, 1988:

1. A minimum 8-inch square map showing the location and extent of the existing service area and the area of conflict. Indicate any existing and proposed source(s) of supply in the area in question.

2. An evaluation of the quantity of water necessary to provide an adequate supply at required pressures to existing and projected customers, including probable future building areas. The evaluation should reflect need during periods of average and peak demands for at least 15 years after construction.
3. A detailed description of how the company intends to serve the Town of Seymour. Will fire protection be provided? Indicate any differences in hydraulic gradients between the company's existing distribution system and the Town of Seymour's proposed water system.
4. Indicate financial sources that would be used to fund the daily operations and any future capital improvements.
5. Will serving the Town of Seymour have any effects on the Company's rate base? If so, please describe what effects there would be.
6. Will existing personnel be utilized to provide service to the Town of Seymour or will additional personnel be required? Indicate how many additional personnel (if any) would be hired, and provide a detailed description of their duties. How close to Seymour are the existing work facilities where service personnel are based?
7. Will it be necessary to provide additional storage, supply, pumping or treatment facilities to meet present and projected system needs in the Town of Seymour? Provide a detailed description and an analysis of estimated costs of all system improvements.
8. Coordination between utilities and the communities they serve is critical to maintaining adequate water supplies. Indicate what measures the utility would implement with local officials in the Town of Seymour to ensure source protection, compatible development in water supply areas and satisfactory land-use policies.
9. A topographical map showing the relationship and location of the proposed Town of Seymour water system project to the surrounding area.
10. A sanitary survey evaluation of pollution sources (present and past), such as, but not limited to: sanitary sewage, cemeteries, landfills, salt storage, and commercial and industrial facilities, which might affect the groundwater quality.
11. A plan for controlling pollution sources which might affect the source of supply.
12. Is the utility willing, able and desirous at this time of acquiring any troubled community water system(s) within this exclusive service area and operating it, with or without a main extension?

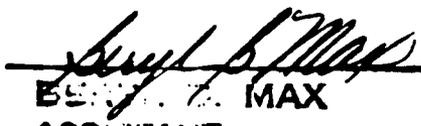
13. If the utility presently does not serve within the Town of Seymour, provide an explanation as to why it should be considered suitable to provide water service to that Town.

Very truly yours,  
DEPARTMENT OF PUBLIC UTILITY CONTROL

Robert J. Murphy  
Executive Secretary

RJM/MHB/bar

cc: Richard McHugh, Co-Chairman SCWUCC  
/ Diane Shapiro, SCWUCC Secretary  
Denise Ruzicka, DHS  
Howard Sternberg, DEP  
Sid Albertson, OPM

BY:   
BENJAMIN T. MAX  
ASSISTANT



# STATE OF CONNECTICUT

## DEPARTMENT OF PUBLIC UTILITY CONTROL

August 5, 1988

In reply, please refer to: WA:MRB

Mr. Anthony Zibello, Manager  
Heritage Village Water Company  
Heritage Road  
Southbury, CT 06488

Mr. Mark Johnson, Vice-President  
Bridgeport Hydraulic Company  
P.O. Box 702  
Bridgeport, CT 06601

Mr. William Stewart, President  
Connecticut Water Company  
P.O. Box 511  
Clinton, CT 06413

Re: Exclusive Service Area Conflict in Oxford, CT.

Dear Messrs. Zibello, Johnson and Stewart:

The Department of Public Utility Control ("Department") is in receipt of a letter from Mr. Richard McHugh of the South Central Water Utility Coordinating Committee ("WUCC"), dated July 23, 1988, requesting the Department's assistance in resolving a conflict over which of the above utilities should have the Town of Oxford designated as its exclusive service area.

The Department notes that there are specific financial, technical and managerial qualifications necessary for a utility to operate within an exclusive service area. The Department has had numerous proceedings with each of the above water utilities over the years and all three have demonstrated satisfactory financial, technical and managerial ability.

In order to determine which company is the most suitable for serving the Town of Oxford, the Department requests that each company furnish the following information no later than September 2, 1988:

1. A minimum 8-inch square map showing the location and extent of the existing service area and the area of conflict. Indicate any existing and proposed source(s) of supply in the area in question.

2. An evaluation of the quantity of water necessary to provide an adequate supply at required pressures to existing and projected customers, including probable future building areas. The evaluation should reflect need during periods of average and peak demands for at least 15 years after construction.
3. A detailed description of how the company intends to serve the Town of Oxford. Will fire protection be provided? Indicate any differences in hydraulic gradients between the company's existing distribution system and the Town of Oxford's proposed water system.
4. Indicate financial sources that would be used to fund the daily operations and any future capital improvements.
5. Will serving the Town of Oxford have any effects on the Company's rate base? If so, please describe what effects there would be.
6. Will existing personnel be utilized to provide service to the Town of Oxford or will additional personnel be required? Indicate how many additional personnel (if any) would be hired, and provide a detailed description of their duties. How close to Oxford are the existing work facilities where service personnel are based?
7. Will it be necessary to provide additional storage, supply, pumping or treatment facilities to meet present and projected system needs in the Town of Oxford? Provide a detailed description and an analysis of estimated costs of all system improvements.
8. Coordination between utilities and the communities they serve is critical to maintaining adequate water supplies. Indicate what measures the utility would implement with local officials in the Town of Oxford to ensure source protection, compatible development in water supply areas and satisfactory land-use policies.
9. A topographical map showing the relationship and location of the proposed Town of Oxford water system project to the surrounding area.
10. A sanitary survey evaluation of pollution sources (present and past), such as, but not limited to: sanitary sewage, cemeteries, landfills, salt storage, and commercial and industrial facilities, which might affect the groundwater quality.
11. A plan for controlling pollution sources which might affect the source of supply.
12. Is the utility willing, able and desirous at this time of acquiring any troubled community water system(s) within this exclusive service area and operating it, with or without a main extension?

13. If the utility presently does not serve within the Town of Oxford, provide an explanation as to why it should be considered suitable to provide water service to that Town.

Very truly yours,  
DEPARTMENT OF PUBLIC UTILITY CONTROL

Robert J. Murphy  
Executive Secretary

RJM/MHB/bar

cc: Richard McHugh, Co-Chairman SCWUCC  
Diane Shapiro, SCWUCC Secretary  
✓ Denise Ruzicka, DHS  
Howard Sternberg, DEP  
Sid Albertson, OPM

BY:   
L. B. MAX  
ASSISTANT



# STATE OF CONNECTICUT

## DEPARTMENT OF PUBLIC UTILITY CONTROL

August 5, 1988

In reply, please refer to: WA:MHB

Mr. William Stewart, President  
Connecticut Water Company  
93 West Main Street, Box 511  
Clinton, CT 06413

Mr. Mark Johnson, Vice-President  
Bridgeport Hydraulic Company  
Box 702  
Bridgeport, CT 06601

Re: Exclusive Service Area Conflict in Beacon Falls, CT.

Dear Messrs. Stewart and Johnson:

The Department of Public Utility Control ("Department") is in receipt of a letter from Mr. Richard McHugh of the South Central Water Utility Coordinating Committee ("WUCC"), dated July 23, 1988, requesting the Department's assistance in resolving a conflict over which of the above utilities should have the Town of Beacon Falls designated as its exclusive service area.

The Department notes that there are specific financial, technical and managerial qualifications necessary for a utility to operate within an exclusive service area. The Department has had numerous proceedings with each of the above water utilities over the years and both have demonstrated satisfactory financial, technical and managerial ability.

In order to determine which company is the most suitable for serving the Town of Beacon Falls, the Department requests that each company furnish the following information no later than September 2, 1988:

1. A minimum 8-inch square map showing the location and extent of the existing service area and the area of conflict. Indicate any existing and proposed source(s) of supply in the area in question.

2. An evaluation of the quantity of water necessary to provide an adequate supply at required pressures to existing and projected customers, including probable future building areas. The evaluation should reflect need during periods of average and peak demands for at least 15 years after construction.
3. A detailed description of how the company intends to serve the Town of Beacon Falls. Will fire protection be provided? Indicate any differences in hydraulic gradients between the company's existing distribution system and the Town of Beacon Falls' proposed water system.
4. Indicate financial sources that would be used to fund the daily operations and any future capital improvements.
5. Will serving the Town of Beacon Falls have any effects on the Company's rate base? If so, please describe what effects there would be.
6. Will existing personnel be utilized to provide service to the Town of Beacon Falls or will additional personnel be required? Indicate how many additional personnel (if any) would be hired, and provide a detailed description of their duties. How close to Beacon Falls are the existing work facilities where service personnel are based?
7. Will it be necessary to provide additional storage, supply, pumping or treatment facilities to meet present and projected system needs in the Town of Beacon Falls? Provide a detailed description and an analysis of estimated costs of all system improvements.
8. Coordination between utilities and the communities they serve is critical to maintaining adequate water supplies. Indicate what measures the utility would implement with local officials in the Town of Beacon Falls to ensure source protection, compatible development in water supply areas and satisfactory land-use policies.
9. A topographical map showing the relationship and location of the proposed Town of Beacon Falls water system project to the surrounding area.
10. A sanitary survey evaluation of pollution sources (present and past), such as, but not limited to: sanitary sewage, cemeteries, landfills, salt storage, and commercial and industrial facilities, which might affect the groundwater quality.
11. A plan for controlling pollution sources which might affect the source of supply.
12. Is the utility willing, able and desirous at this time of acquiring any troubled community water system(s) within this exclusive service area and operating it, with or without a main extension?

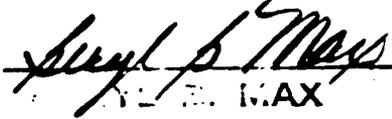
13. If the utility presently does not serve within the Town of Beacon Falls, provide an explanation as to why it should be considered suitable to provide water service to that Town.

Very truly yours,  
DEPARTMENT OF PUBLIC UTILITY CONTROL

Robert J. Murphy  
Executive Secretary

RJM/MHB/bar

cc: Richard McHugh, Co-Chairman SCWUCC  
Diane Shapiro, SCWUCC Secretary  
✓ Denise Ruzicka, DHS  
Howard Sternberg, DEP  
Sid Albertson, OPM

BY:   
JOSEPH P. MAX  
ASSISTANT



# STATE OF CONNECTICUT

## DEPARTMENT OF PUBLIC UTILITY CONTROL

August 5, 1988

In reply, please refer to: WA:MHB

Mr. Richard McHugh, Exec. Director  
South Central Regional Water Authority  
90 Sargent Drive  
New Haven, CT 06511

Mr. William Stewart, President  
Connecticut Water Company  
93 West Main Street, Box 511  
Clinton, CT 06413

Mr. Mark Johnson, Vice-President  
Bridgeport Hydraulic Company  
P.O. Box 702  
Bridgeport, CT 06601

Re: Exclusive Service Area Conflict in Bethany, CT.

Dear Messrs. McHugh, Stewart and Johnson:

The Department of Public Utility Control ("Department") is in receipt of a letter from Mr. Richard McHugh of the South Central Water Utility Coordinating Committee ("WUCC"), dated July 23, 1988, requesting the Department's assistance in resolving a conflict over which of the above utilities should have the Town of Bethany designated as its exclusive service area.

The Department notes that there are specific financial, technical and managerial qualifications necessary for a utility to operate within an exclusive service area. The Department has had numerous proceedings with each of the above water utilities over the years and all three have demonstrated satisfactory financial, technical and managerial ability.

In order to determine which company is the most suitable for serving the Town of Bethany, the Department requests that each company furnish the following information no later than September 2, 1988:

1. A minimum 8-inch square map showing the location and extent of the existing service area and the area of conflict. Indicate any existing and proposed source(s) of supply in the area in question.

2. An evaluation of the quantity of water necessary to provide an adequate supply at required pressures to existing and projected customers, including probable future building areas. The evaluation should reflect need during periods of average and peak demands for at least 15 years after construction.
3. A detailed description of how the company intends to serve the Town of Bethany. Will fire protection be provided? Indicate any differences in hydraulic gradients between the company's existing distribution system and the Town of Bethany's proposed water system.
4. Indicate financial sources that would be used to fund the daily operations and any future capital improvements.
5. Will serving the Town of Bethany have any effects on the Company's rate base? If so, please describe what effects there would be.
6. Will existing personnel be utilized to provide service to the Town of Bethany or will additional personnel be required? Indicate how many additional personnel (if any) would be hired, and provide a detailed description of their duties. How close to Bethany are the existing work facilities where service personnel are based?
7. Will it be necessary to provide additional storage, supply, pumping or treatment facilities to meet present and projected system needs in the Town of Bethany? Provide a detailed description and an analysis of estimated costs of all system improvements.
8. Coordination between utilities and the communities they serve is critical to maintaining adequate water supplies. Indicate what measures the utility would implement with local officials in the Town of Bethany to ensure source protection, compatible development in water supply areas and satisfactory land-use policies.
9. A topographical map showing the relationship and location of the proposed Town of Bethany water system project to the surrounding area.
10. A sanitary survey evaluation of pollution sources (present and past), such as, but not limited to: sanitary sewage, cemeteries, landfills, salt storage, and commercial and industrial facilities, which might affect the groundwater quality.
11. A plan for controlling pollution sources which might affect the source of supply.
12. Is the utility willing, able and desirous at this time of acquiring any troubled community water system(s) within this exclusive service area and operating it, with or without a main extension?

13. If the utility presently does not serve within the Town of Bethany, provide an explanation as to why it should be considered suitable to provide water service to that Town.

Very truly yours,  
DEPARTMENT OF PUBLIC UTILITY CONTROL

Robert J. Murphy  
Executive Secretary

RJM/MHB/bar

cc: Diane Shapiro, SCWUCC Secretary  
Denise Ruzicka, DHS  
Howard Sternberg, DEP  
Sid Albertson, OPM

BY: *Daryl E. Wicks*  
DARYL E. WICKS  
ASSISTANT



# STATE OF CONNECTICUT

## DEPARTMENT OF PUBLIC UTILITY CONTROL

August 5, 1988

In reply, please refer to: WA:MHB

Mr. William Stewart, President  
Connecticut Water Company  
93 West Main Street, Box 511  
Clinton, CT 06413

Mr. Richard McHugh, Exec. Director  
South Central Regional Water Authority  
90 Sargent Drive  
New Haven, CT 06511

Re: Exclusive Service Area Conflict in Prospect, CT.

Dear Messrs. Stewart and McHugh:

The Department of Public Utility Control ("Department") is in receipt of a letter from Mr. Richard McHugh of the South Central Water Utility Coordinating Committee ("WUCC"), dated July 23, 1988, requesting the Department's assistance in resolving a conflict over which of the above utilities should have the Town of Prospect designated as its exclusive service area.

The Department notes that there are specific financial, technical and managerial qualifications necessary for a utility to operate within an exclusive service area. The Department has had numerous proceedings with each of the above water utilities over the years and both have demonstrated satisfactory financial, technical and managerial ability.

In order to determine which company is the most suitable for serving the Town of Prospect, the Department requests that each company furnish the following information no later than September 2, 1988:

1. A minimum 8-inch square map showing the location and extent of the existing service area and the area of conflict. Indicate any existing and proposed source(s) of supply in the area in question.

2. An evaluation of the quantity of water necessary to provide an adequate supply at required pressures to existing and projected customers, including probable future building areas. The evaluation should reflect need during periods of average and peak demands for at least 15 years after construction.
3. A detailed description of how the company intends to serve the Town of Prospect. Will fire protection be provided? Indicate any differences in hydraulic gradients between the company's existing distribution system and the Town of Prospect's proposed water system.
4. Indicate financial sources that would be used to fund the daily operations and any future capital improvements.
5. Will serving the Town of Prospect have any effects on the Company's rate base? If so, please describe what effects there would be.
6. Will existing personnel be utilized to provide service to the Town of Prospect or will additional personnel be required? Indicate how many additional personnel (if any) would be hired, and provide a detailed description of their duties. How close to Prospect are the existing work facilities where service personnel are based?
7. Will it be necessary to provide additional storage, supply, pumping or treatment facilities to meet present and projected system needs in the Town of Prospect? Provide a detailed description and an analysis of estimated costs of all system improvements.
8. Coordination between utilities and the communities they serve is critical to maintaining adequate water supplies. Indicate what measures the utility would implement with local officials in the Town of Prospect to ensure source protection, compatible development in water supply areas and satisfactory land-use policies.
9. A topographical map showing the relationship and location of the proposed Town of Prospect water system project to the surrounding area.
10. A sanitary survey evaluation of pollution sources (present and past), such as, but not limited to: sanitary sewage, cemeteries, landfills, salt storage, and commercial and industrial facilities, which might affect the groundwater quality.
11. A plan for controlling pollution sources which might affect the source of supply.
12. Is the utility willing, able and desirous at this time of acquiring any troubled community water system(s) within this exclusive service area and operating it, with or without a main extension?

13. If the utility presently does not serve within the Town of Prospect, provide an explanation as to why it should be considered suitable to provide water service to that Town.

Very truly yours,  
DEPARTMENT OF PUBLIC UTILITY CONTROL

Robert J. Murphy  
Executive Secretary

RJM/MHB/bar

cc: Diane Shapiro, SCWUCC Secretary  
/Denise Ruzicka, DHS  
Howard Sternberg, DEP  
Sid Albertson, OPM

BY:   
BERYL E. MAX  
ASSISTANT

LEGAL NOTICE

In accordance with section 25-33h-1 of the Regulations of Connecticut State Agencies, the South Central Water Utility Coordinating Committee (WUCC) hereby gives notice that its Preliminary Exclusive Service Area Boundaries exists and is available for public comment. The Preliminary Exclusive Service Area delineates each public water system's future service area. This is the area each public system assumes responsibility for providing public water service to in the future.

The South Central study area includes the towns of: Ansonia, Beacon Falls, Bethany, Branford, Cheshire, Chester, Clinton, Cromwell, Deep River, Derby, Durham, East Haven, Essex, Guilford, Haddam, Hamden, Killingworth, Madison, Meriden, Middlefield, Middletown, Milford, Naugatuck, New Haven, North Branford, North Haven, Old Saybrook, Orange, Oxford, Portland, Prospect, Seymour, Wallingford, West Haven, Westbrook and Woodbridge.

Copies of the Preliminary Exclusive Service Area Boundaries are available for public viewing during normal business hours at the following locations:

CT Department of Health Services  
Water Supplies Section  
117 Washington Street  
Hartford, CT 06106  
(203) 566-1253

Council of Governments of Central Naugatuck Valley  
20 East Main Street  
Waterbury, CT 06702  
(203) 757-0535

CT River Estuary Regional Planning Agency  
455 Boston Post Road  
Old Saybrook, CT 06475  
(203) 388-3497

Midstate Regional Planning Agency  
100 DeKoven Drive  
Middletown, CT 06457  
(203) 347-7214

South Central Regional Council of Governments  
23 Peck Street  
North Haven, CT 06473  
(203) 234-7555

Valley Regional Planning Agency  
Derby Train Station  
12 Main Street, Derby, CT 05418  
(203) 735-8688

The WUCC encourages all interested people to provide comments. Comments must be received by the WUCC on or before November 28, 1988. Submit comments to:

Mr. Chris Heberd, P.E.  
Corresponding South Central WUCC Secretary  
c/o South Central CT Regional Water Authority  
90 Sargent Drive  
New Haven, CT 06511

Dated: October 25, 1988

  
\_\_\_\_\_  
James Okrongly  
Assistant Chief (Planning)  
Department of Health Services

AG/DR/es  
3226E

STATE OF CONNECTICUT

DEPARTMENT of HEALTH SERVICES

NEWS

RELEASE



PUBLIC HEALTH EDUCATION SECTION  
150 Washington St. Hartford, Connecticut 06106  
Telephone 566-4800

FOR IMMEDIATE RELEASE

November 18, 1988

CONTACT: Denise Ruzicka - 566-1253

PLANNERS ASK FOR PUBLIC'S WORD ON DRINKING WATER

If you want to know where your drinking water will be coming from in the future and want to have a say in the matter--now's your chance.

The South Central Connecticut Water Utility Coordinating Committee -- a regional water planning group--is asking for public comments on its newly-released "Preliminary Exclusive Service Area Boundaries" map and plan in the South Central Connecticut area. The new report outlines future service areas for public water suppliers in the 36 town south-central Connecticut region.

The planning group--composed of representatives from local water utilities and regional planning agencies--will be accepting comments until the end of November.

The South Central Connecticut Water Utility Coordinating Committee was established under a 1985 state law to conduct a study of the area's drinking water needs and resources. Boundary areas are established by the Committee to avoid overlap and allow water utilities to plan for future service needs based upon a logical expansion of their distribution sources.

In order to seek the participation of local residents, copies of the Exclusive Service Area Boundaries Plan have been mailed to local officials of all towns in the study area. Copies of the report are available for public viewing in local town halls and also during normal business hours (8:30 a.m.

(drinking water -2-2-2)

to 4:30 p.m.) at Council of Governments of the Central Naugatuck Valley, 20 East Main Street, Waterbury; Connecticut River Estuary Regional Planning Agency, 455 Boston Post Road, Old Saybrook; Midstate Regional Planning Agency, 100 DeKoven Drive, Middletown; South Central Regional Council of Governments, 23 Peck Street, North Haven; Valley Regional Planning Agency, Derby Train Station, 12 Main Street, Derby; and the Connecticut Department of Health Services, Water Supplies Section, 117 Washington Street, Hartford;

Persons who wish to comment on the Exclusive Service Boundaries should do so in writing by November 28, 1988. Comments should be addressed to Mr. Chris Hebberd, P.E., Corresponding South Central WUCC Secretary, c/o South Central CT Regional Water Authority, 90 Sargent Drive, New Haven, CT 06511.

-30-

EDITORS: Enclosed map outlines the 36-town South Central Connecticut Public Water Supply Management Area. Committee list also enclosed.

LK/es

5851E/0958X



# STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC UTILITY CONTROL

December 13, 1988

In reply, please refer to:

WA:MHB

Ms. Denise Ruzicka, P.E.  
WUCC Coordinator  
Department of Health Services  
150 Washington Street  
Hartford, CT 06106

Re: South Central WUCC Exclusive Service Area Conflicts in  
Bethany and Prospect, CT.

Dear Ms. Ruzicka:

The Department of Public Utility Control ("Department") was requested by the South Central Water Utilities Coordinating Committee ("SCWUCC") to assist in resolving the Exclusive Service Area ("ESA") conflicts in the Towns of Bethany and Prospect. The Department has completed its review of the information requested in the Department's letters of August 5, and August 8, 1988, from Connecticut Water Company ("CWC"), Bridgeport Hydraulic Company ("BHC"), and South Central Connecticut Regional Water Authority ("SCCRWA").

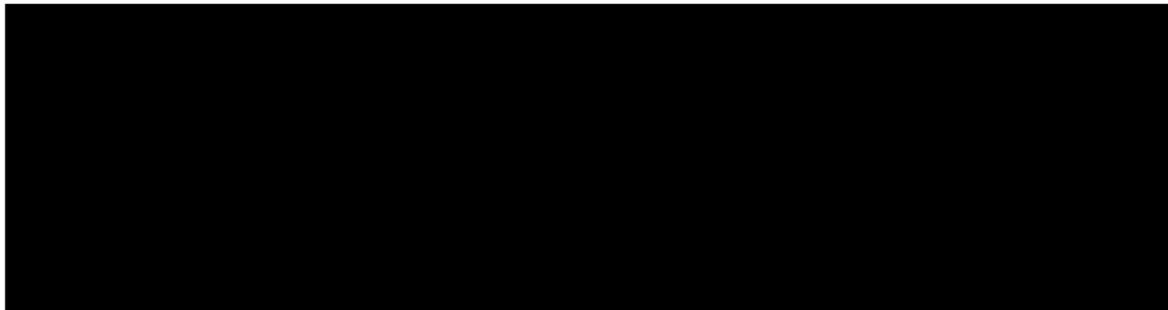
Having analyzed all the information supplied by the three water utilities, the Department has determined that the Towns of Bethany and Prospect should be served as follows:

A. Bethany

1. BHC should serve the southwest quarter of Bethany because:

a) BHC has adequate water supply reserves and distribution pumping/storage facilities in the immediate area. BHC's distribution system currently ends at the Bethany/Seymour town line and the Bethany/Beacon Falls town line. There are no other distribution systems near this area.

b) No new sources of supply are proposed, and the area can be adequately served at least through the year 2030 by [REDACTED] Field and an interconnection with SCCRWA.



d) BHC claims that the investment needed to serve this area would be minimal, because the only necessary improvements will be water mains, which are normally paid for in advance by developers or individual homeowners.

e) No additional staffing would be required by BHC. BHC's Valley Division office is located on Route 67 in Seymour, which is only a 1/2 mile from the Bethany town line.

f) BHC is willing to acquire troubled community water systems within this ESA with or without a water main extension.

2. CWC should serve the northwest quarter because:

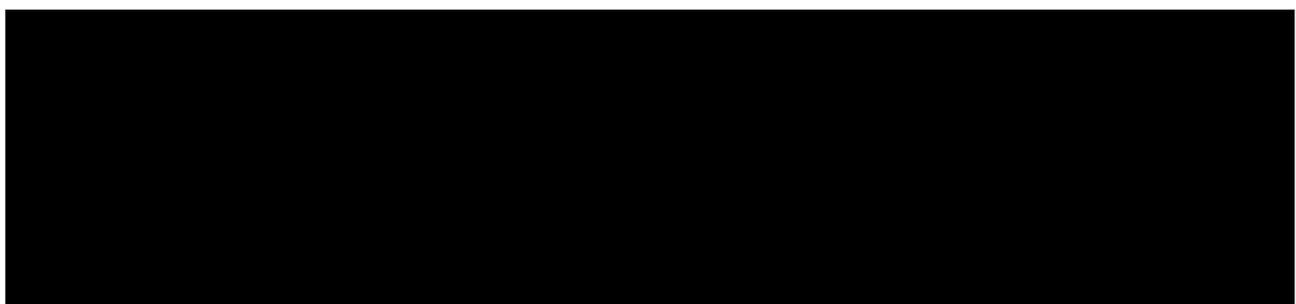
a) CWC plans to provide water service, including fire protection, to the town of Bethany within the claimed ESA on a case by case basis as requested to do so by the town or area developers. Service would be either by non-interconnected satellite water systems or by main extensions from CWC's Naugatuck Division system, in accordance with CWC's (DPUC approved) Refundable Advance Payment Plan. Satellite systems constructed within the ESA would be designed to match the appropriate gradient to facilitate connection to the extended Naugatuck system at a future time.



b) CWC has sufficient personnel to provide any expected near term service in Bethany.

c) In Bethany, there are no known immediate development plans which would require public water supply beyond that currently available from CWC's existing Naugatuck Low Service System. Additional storage and pumping facilities will be required to service the probable future building areas of the town.

3. SCCRWA should serve the entire eastern half of the town because:



are used to protect the watershed of SCCRWA's sources of supply.

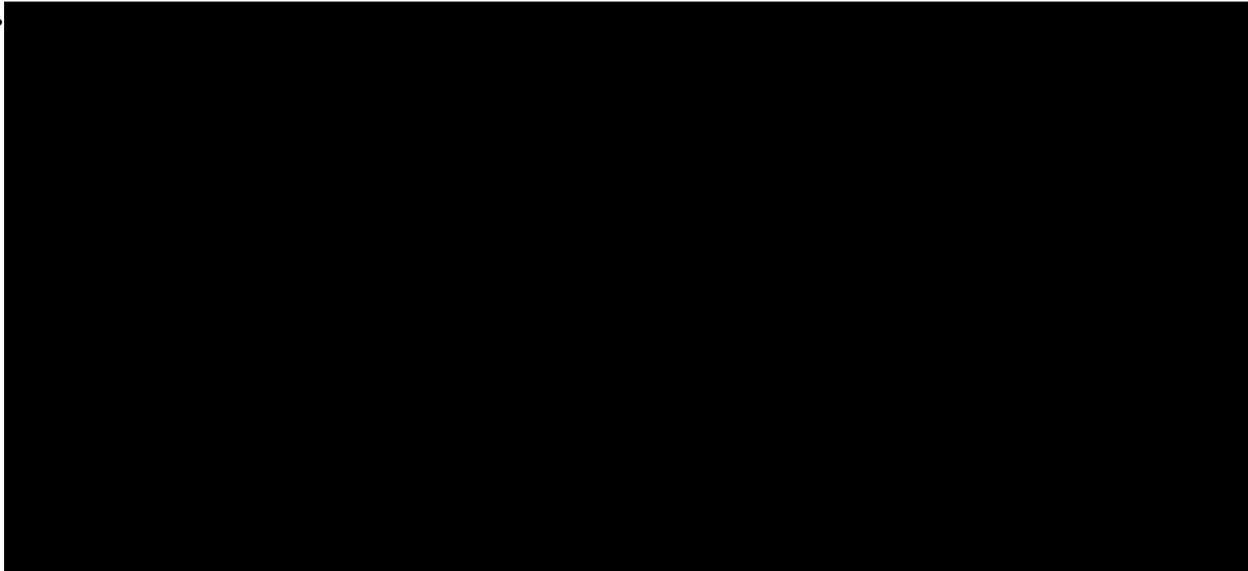
c) SCCRWA currently serves six (6) customers in the Town of Bethany, located within its existing High Rock service area.

d) For SCCRWA to serve all of Bethany, as it proposes, three new pressure zones would have to be created at an estimated cost of over fourteen million dollars.

e) SCCRWA claims it can meet the demands in Bethany through a combination of existing treated supplies located in Cheshire, Hamden and Woodbridge. SCCRWA offers as an alternative to these sources of supply, that the water could be supplied via a wholesale connection from CWC and/or BHC.

B. Prospect

1.



b) It is expected that additional service in the Town of Prospect will not materially affect CWC's rate base in that most of the main extensions, which will be needed, will be paid for by developers.

c) CWC has sufficient personnel to provide near term service in Prospect. Personnel to service Prospect will come from CWC's nearby Naugatuck office.

d) CWC requires no additional storage or pumping facilities to serve the probable future building areas in Prospect.

e) CWC is able and willing to accept failing water utilities in its ESA, with or without a main extension, subject to the provision that it will be made whole for the costs of doing so.

f) Robert Chatfield, Mayor of Prospect, indicated in a letter to the Department dated October 20, 1988, that an "extension of CWC's Naugatuck Division system was selected as the most cost effective means of bringing public water service to our industrial areas off

Route 68 and to the center of town." State and private funds were obtained to finance the first phases of this project. The Mayor further stated that he would be opposed to any action that would delay, restrict or prevent further extensions of CWC's system in Prospect.

All service in the Town of Prospect should be provided by CWC based on solid engineering and economic principles due to the hydraulics and adequate water supply currently available. SCCRWA should not be permitted to serve in Prospect as a result of the expressed intentions of Mayor Robert Chatfield in his October 20, 1988, letter to the Department.

For SCCRWA to serve the entire Town of Prospect as it proposes, approximately twelve million dollars would be needed to construct additional storage, pumping, distribution and possibly pressure reducing facilities.

Very truly yours,

DEPARTMENT OF PUBLIC UTILITY CONTROL

Robert J. Murphy  
Executive Secretary

RJM/MHB/amv

cc: Christopher Heberd, SCWUCC Secretary  
Kathy Klein, Whitman & Howard

SOUTH CENTRAL  
WATER UTILITY COORDINATING COMMITTEE  
REGIONAL WATER AUTHORITY  
90 SARGENT DRIVE  
NEW HAVEN, CT 06511

January 20, 1989

Frederick G. Adams, D.D.S., M.P.H.  
Commissioner  
State of Connecticut  
Department of Health Services  
150 Washington Street  
Hartford, CT 06106

Dear Dr. Adams:

South Central WUCC  
Exclusive Service Areas Conflicts in Towns of Bethany and Prospect

On July 23, 1988 the WUCC formally requested that the Connecticut Department of Public Utilities Control (DPUC) consider the conflicts of Exclusive Service Area in the Towns of Bethany and Prospect and make a formal recommendation on this issue (copies attached).

At its regularly scheduled meeting of January 12, 1989, the South Central WUCC considered the DPUC recommendation dated December 13, 1988, along with all pieces of correspondence received, and passed the following resolutions:

Resolved: The WUCC chooses, by a vote of 7 to 2, not to accept the DPUC recommendation that the Town of Prospect become the Exclusive Service Area of the Connecticut Water Company and that the Town of Bethany fall within the Exclusive Service Areas of the Connecticut Water Company, the Bridgeport Hydraulic Company and the South Central Connecticut Regional Water Authority; and

Resolved: The WUCC unanimously decides to formally refer the decision on the determination of the final boundaries of the Exclusive Service Areas in both Towns to the Connecticut Department of Health Services (DOHS) as provided for in Public Act 85-535. The WUCC further requests that the DOHS hold a public hearing in either Prospect or Bethany prior to making their determination.

Attached for your information and reference is one copy of the following:

- Letter to DPUC from WUCC dated July 23, 1988, requesting a recommendation on the resolution of the service area conflicts.
- Letter from DPUC dated August 5, 1988, and mailed to each affected utility, requesting information to be submitted to DPUC.

Frederick G. Adams, D.D.S., M.P.H.  
Page Two  
January 20, 1989

- Response (without full-size mapping) to the DPUC request, dated September 30, 1988, from the Connecticut Water Company.
- Response (without full-size mapping) to the DPUC request, dated September 28, 1988, from the Bridgeport Hydraulic Company.
- Response (without full-size mapping) to the DPUC request, dated October 20, 1988, from the South Central Connecticut Regional Water Authority.
- A copy of Chapter 2, in total, of the Exclusive Service Report which is a summary of all issues and effected parties.
- Relevant correspondence including letters from the Towns of Guilford, Bethany, Cheshire, Orange, Woodbridge and Prospect; the South Central Connecticut Regional Water Authority and the South Central Connecticut Regional Water District.

If you require any further information, please don't hesitate to call.

Very truly yours,

SOUTH CENTRAL WUCC

  
Christopher J. Heberd  
Corresponding Secretary

cc     R. McHugh  
       W. Stewart  
       J. Beekman  
       D. Ruzicka

**APPENDIX B**  
**STATEMENT OF CONFIRMATION OF EXCLUSIVE**  
**SERVICE AREA BOUNDARIES**

APPENDIX B

STATEMENT OF CONFIRMATION OF  
EXCLUSIVE SERVICE AREA BOUNDARIES  
SOUTH CENTRAL  
PUBLIC WATER SUPPLY MANAGEMENT AREA

Whereas, in accordance with Section 25-32 h of the Connecticut General Statutes each utility in the South Central Public Water Supply Management Area is granted the right, to delineate its future service area thereby establishing the utility's exclusive serve area boundaries, and

Whereas, the South Central 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 South Central Public Water Supply Management Area, and

Whereas, the South Central Water Utility Coordinating Committee has reviewed the bounds of the declared exclusive service are 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 1:24,000 scale map(s) included in DEP's Connecticut Geographic Information System accurately identify(ies) the named utility's exclusive service area. Copies of the approved maps and Statements of Confirmation are kept on file at the Department of Health Services offices, and are available for public review. Pertinent maps are identified as follows:

<u>Map No.</u>	<u>Date</u>
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2. Stipulations, Conditions and Exceptions:

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 new Statement of Confirmation of Exclusive Service Area Boundaries.

The undersigned utility has executed this Statement of Confirmation as  
of \_\_\_\_\_  
Date

\_\_\_\_\_  
Utility

\_\_\_\_\_  
Representative

\_\_\_\_\_  
Title

**APPENDIX C**  
**MAPS**