

August 1, 2002

Kathy L. Pape, Esquire
Philadelphia Suburban Corp.
762 West Lancaster Avenue
Bryn Mawr, PA 19010

RE: Pennichuck Water Works, Inc. et al.
NHPUC DW 02-126

Dear Ms. Pape:

I enclose Intervenor Nashua Regional Planning Commission's first set of data requests to Philadelphia Suburban Corporation.

Sincerely,

NASHUA REGIONAL PLANNING COMMISSION

Andrew Singelakis,
Executive Director

AS/sm

#500P-27

cc: Parties on Service List

**STATE OF NEW HAMPSHIRE
BEFORE THE
NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION**

DW 02-126

**Re: Pennichuck Water Works, Inc.
Pittsfield Aqueduct Company
Pennichuck East Utility, Inc.**

INTERVENOR NASHUA REGIONAL PLANNING COMMISSION'S FIRST SET OF DATA REQUESTS
TO PETITIONERS PHILADELPHIA SUBURBAN CORPORATION

Intervenor Nashua Regional Planning Commission (NRPC) hereby submits the following data requests to Intervenor Philadelphia Suburban ("PSC") to be responded to in accordance with PUC 204.04 and the procedural schedule.

INSTRUCTIONS FOR RESPONDING TO DATA REQUESTS

1. Unless otherwise specified, "Pennichuck" refers to the Pennichuck Corporation and all of its subsidiaries, "Joint Petitioners" refers collectively to the Pennichuck Water Works, Inc. (PWW), Pittsfield Aqueduct Company (PAC), and Pennichuck East Utility, Inc. (PEC), and "Philadelphia" refers to the Philadelphia Suburban Corporation. "Subsidiary" means both wholly owned and affiliated companies.
2. The data requests to Philadelphia are headed with numbers in the form "NRPC-PSC-xx" and requests to Joint Petitioners are headed by "NRPC-PEN-xx."
3. For the purposes of these questions, "planning related activities" refers to involvement with any committee of any municipal, regional, state or federal governmental or non-profit organization in any matter affecting water distribution, watershed protection, land use planning, storm water management or land conservation.
4. For each response, identify the individual or individuals responding to each question.
5. If any question is thought to be unclear or imprecise, request clarification prior to providing a response.
6. If a request, or portion of a request, cannot be answered in full after exercising due diligence to secure the information, state the answer to the fullest extent possible and state why the request cannot be answered in full, state what information or knowledge is in the party's or parties' possession concerning the unanswered portions, and provide all documents containing such information.

NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION
DW 02-126

- NRPC-PSC 1-1 How many individual water systems does Philadelphia own and/or operate? How long have they owned and operated each system? Where is each system located (states and affected communities)?
- NRPC-PSC 1-2 What is the annual daily flow of each of the water systems owned and/or operated by Philadelphia and its subsidiaries? How much of this water is from surface waters and how much is from ground water? What is the geologic make-up of each aquifer that contributes to each water system?
- NRPC-PSC 1-3 Discuss Philadelphia's plans to accommodate future projected development, including capital improvements and investments for each system that it owns and/or operates?
- NRPC-PSC 1-4 Describe Philadelphia's involvement in planning-related activities during the past five years, including the water systems, communities and external parties involved. Include a description of the extent and purpose of the involvement, including monetary and in-kind resources provided.
- NRPC-PSC 1-5 Has Philadelphia sold or transferred any property that it has owned? List the water system involved, the communities that the properties are located in, to whom the land was transferred, the date of the transfer, the purchase amount, the size of the property and the purpose of the transaction.
- NRPC-PSC 1-6 Has Philadelphia acquired conservation lands or applied conservation easements on properties for the purpose of protecting water resources? Describe the nature of the acquisition or easements, the communities involved, and the environmental benefits of the action. Did the action result in the permanent protection of the properties?
- NRPC-PSC 1-7 Provide an overview of environmental restrictions, such as "buffer zones" imposed on sensitive lands in each of the water systems served by Philadelphia and its subsidiaries.
- NRPC-PSC 1-8 Provide population growth rates since 1970 that have been officially recognized by Philadelphia for all areas that it serves. Also provide population projections to the year 2020 that are officially recognized by Philadelphia for these service areas.
- NRPC-PSC 1-9 Describe watershed and surface water management plans developed by or through Philadelphia for all of its service areas. When were these plans adopted? Who was involved in their development? To what extent has Philadelphia been involved with implementation efforts?
- NRPC-PSC 1-10 What long term plans does Philadelphia have in order to address water supply and demand issues for each of its service areas? Describe the extent of public and governmental involvement in the development of these plans.
- NRPC-PSC 1-11 Describe efforts of Philadelphia regarding the implementation of storm water management systems within watershed areas.
- NRPC-PSC 1-12 Describe Philadelphia's involvement in the local development review process for all water systems and service areas it owns and/or operates.
- NRPC-PSC 1-13 Describe conservation measures imposed during the past 5 years by Philadelphia for all water systems that it owns and/or operates.
- NRPC-PSC 1-14 What are Philadelphia's established policies for dealing with situations where water demand exceeds water supply? Are there any water systems that are suffering from chronic supply

NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION
DW 02-126

problems, and how has Philadelphia addressed this issue? How would such problems be addressed in New Hampshire if the merger were approved?

- NRPC-PSC 1-15 Describe Philadelphia's role in policy level decisions affecting any water system that it operates on behalf of a municipality.
- NRPC-PSC 1-16 Describe Philadelphia's role in policy level decisions affecting the Pennichuck Water Works system should the merger be approved.
- NRPC-PSC 1-17 If the merger is to go forward, describe the proposed corporate decision making structure. For example, if a community in the current Pennichuck service area is to request a water line extension, who would be involved in the decision making, and how long would it take to receive a response?
- NRPC-PSC 1-18 Have any water systems once owned and/or operated by Philadelphia been transferred to any other party? What was the purpose of the transfer?
- NRPC-PSC 1-19 Provide the number of complaints and the complaint ratios of all of the systems owned and/or operated by Philadelphia.
- NRPC-PSC 1-20 Have complaints been filed against any system owned and/or operated by Philadelphia by any governmental entity? If yes, list and describe the nature of the complaint and how the complaint was resolved.
- NRPC-PSC 1-21 Describe the extent of public oversight into the activities of the Board of Directors for each water system owned and/or operated by Philadelphia. Are there any representatives from municipal, regional or state government acting as a public trustee on any of these Boards? Are there any governmentally appointed boards or committees that are charged with examining management practices and with reviewing policy decisions of the Boards of Directors of these systems?
- NRPC-PSC 1-22 In the direct testimony of David Smeltzer, he stated that Philadelphia is able to negotiate favorable pricing and terms on the purchase of meters, hydrants, brass goods, pipe and chemicals. Describe in detail how Philadelphia's favorable pricing would benefit the ratepayers of Pennichuck Corporation. Document the actual cost savings associated with purchase of meters, hydrants, and pipe.
- a. Provide purchase invoices for all meters, hydrants, and pipe purchased by Philadelphia and its subsidiaries for the period June 2001 through June 2002.
 - b. Are materials such as meters, hydrants, and pipe warehoused in a central location and then shipped to Philadelphia subsidiaries? If so, provide shipping invoices to all subsidiaries.
- NRPC-PSC 1-23 Describe any process utilized by Philadelphia as standard procedure to mitigate taste and odor, at the time a new source well is put into service.
- NRPC-PSC 1-24 Describe the future (up to 5 years) role of local Pennichuck management staff after the proposed merger. Provide copies of employment contracts and job descriptions for each of the current management staff.
- NRPC-PSC 1-25 What assurances can Philadelphia offer that the corporation will not be sold or merged with foreign private interests?

NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION
DW 02-126

NRPC-PSC 1-26 If the proposed merger is approved, would there ever be a circumstance where water from Pennichuck's current system would be transferred to any other system located in another state?

NRPC-PSC 1-27 Describe Philadelphia's plan to preserve Pennichuck's current water resources should the merger be approved.

Respectfully Submitted

Nashua Regional Planning Commission
By its Executive Director

Dated: August 1, 2002

Andrew Singelakis
PO Box 847
Nashua, NH 03061
(603) 883-0366
andrews@nashuarpc.org

CERTIFICATE OF SERVICE

I hereby certify that I caused the foregoing Intervenor Nashua Regional Planning Commission's First Set of Data Requests to Intervenor Philadelphia Suburban Corporation to be sent to Attorney Kathy L. Pape on behalf of Philadelphia Suburban Corporation by Federal Express Standard Overnight Package Service and copies to be mailed, postage prepaid, to all other parties on the service list as provided on PUC's web-site as of July 31, 2002 on this 1st day of August, 2002.

Andrew Singelakis, Executive Director
Nashua Regional Planning Commission