

TOWNSHIP OF ANDOVER

RESOLUTION NO. 2019 126

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY OBJECTING TO THE PETITION OF LAKE LENAPE WATER COMPANY'S PETITION FOR APPROVAL OF AN INCREASE IN RATES OF SERVICE, DOCKET NUMBER WR19050600, TO THE BOARD OF PUBLIC UTILITIES AND REQUESTING INTERVENTION

WHEREAS, Lake Lenape Water Company has been providing water and service to the Lake Lenape area for many years; and

WHEREAS, the Township estimates that the Lake Lenape Water Company services over four hundred (400) Andover Township residents in Lake Lenape; and

WHEREAS, Lake Lenape Water Company has been deficient in providing adequate customer service to the Lake Lenape; and

WHEREAS, Lake Lenape Water Company seeks an outrageous 24.7% rate increase as a "Required Increase in Operating Revenue;" and

WHEREAS, Lake Lenape Water Company seeks an unprecedented "Fixed Service Charge of \$35.90 per quarter for each customer," plus "\$7.93 per Thousand gallons used during the quarter;" and

WHEREAS, a review of the file maintained by the Department of Environmental Protection on Lake Lenape Water Company reveals, since 2003, a multitude of violations, including, but certainly not limited to, repeated Violation Notices issued for failure to properly monitor and test the water quality, to properly maintain and/or protect their wells and to properly maintain and/or protect their hydrants; and

WHEREAS, other Notices have been issued for, but certainly not limited to, violations of the Safe Drinking Water Act and the Safe Drinking Water Act Regulations, the Water Supply Management Act and the Water Supply Allocation Permits Regulations and the New Jersey Subsurface and Percolating Waters Act; and

WHEREAS, the "24.7% increase requested by Lake Lenape Water Company is highly objectionable and if the entity cannot afford to provide such safe and efficient services at its current budget, the system should be sold to a qualified successor and operator.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Andover, in the County of Sussex and State of New Jersey, as follows:

1. Andover Township hereby formally objects to the Petition of Lake Lenape Water Company for Approval of an Increase in Rates of Service, pursuant to Docket Number WR 19050600, currently before the Board of Public Utilities.
2. Andover Township hereby requests a full review by the BPU as to the numerous violations to date and continued lack of maintenance of this system.

3. Andover Township requests a complete audit and justification of the proposed increase.
4. A copy of this resolution shall be kept on file in the Township Clerk's Office.

This Resolution will take effect immediately.

and certified as a true copy of an original.

Diana Francisco, CMC
Township Administrator/Clerk