

Readopt PART Env-Ws 363, eff. 9-23-99 (doc. #7105), as interim rules, to read as follows:

PART Env-Ws 363 CAPACITY ASSURANCE FOR EXISTING PUBLIC WATER SYSTEMS

Env-Ws 363.01 Purpose. The purpose of these rules is to insure that existing community and nontransient, noncommunity public water systems have sufficient technical, managerial, and financial capability to meet the requirements of the Safe Drinking Water Act and to provide effective and reliable service to customers.

Env-Ws 363.02 Scope.

(a) Env-Ws 363 specifies technical, managerial, and financial capacity assurance requirements for existing community PWSs and existing nontransient, noncommunity PWSs.

ORIGINAL
N.H.P.U.C. Case No. DW 10-141
Exhibit No. LRW 16
Witness John Skelton
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Env-Ws 363.03 Definitions.

(a) "Business plan" means a multifaceted assessment of a water utility's present and future managerial and financial condition as it affects compliance with the New Hampshire Safe Drinking Water Act and effective and efficient service to customers.

(b) "Capacity assurance rules" means the requirements for a proposed PWS as specified in Env-Ws 371, and the requirements for an existing PWS as specified in Env-Ws 363.

(c) "Department" means the department of environmental services.

(d) "Significant facility deficiencies" means violations of chapter Env-Ws 300 as specified in Env-Ws 306.01(d)(1).

Env-Ws 363.04 Business Plan.

(a) The business plan shall include:

- (1) A brief non-technical description of the water system;
- (2) A description of the system's current compliance with the SDWA;
- (3) A description of current managerial and financial matters sufficient to provide a clear understanding of the present operational condition of the water system;
- (4) An assessment, of the system's future needs including SDWA compliance, facilities or equipment that need replacement; and
- (5) An assessment by the system concerning system expansion or reduction where appropriate as determined by the owner.

(b) The business plan shall provide for a 5 year projection and shall be updated every 3 years.

(c) A business plan for an existing water system shall meet the criteria specified in Env-Ws 371.05.