

THE STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION

In Re: City of Somersworth

**PETITION PURSUANT TO RSA 362:4, III-a AND RSA 374:22 TO EXTEND WATER
SERVICE AREA**

NOW COMES the City of Somersworth, by and through its attorneys, Mitchell Municipal Group, P.A., and in petitioning for after the fact approval to extend its water service area to three properties in the City of Dover, states as follows:

1. The City of Somersworth currently provides water services to its residents.
2. For many years, the City of Somersworth has been providing water to three properties in the City of Dover. However, the city can locate no Commission approval of this franchise.

3. The City of Somersworth therefore seeks after the fact approval of the extension of its water services to the three properties in Dover. These properties are and will be limited to:

- a. Christine Maguire, 170 Varney Road
- b. Ricky A. Brillard and Mary S. Brillard, Trustees of the Ricky A. Brillard and Mary S. Brillard Revocable Living Trust, 167 Varney Road
- c. Michael and Colleen Foligno, 193 Blackwater Road

Deeds to the properties are attached as Exhibit 1 and a plan showing the franchise area is attached as Exhibit 2. Both the Somersworth City Council and the Dover City Council have voted to approve this extension. See Exhibits 3 and 4.

4. The City of Somersworth Division of Water has determined that the City of Somersworth water system contains sufficient capacity to accommodate this request and the addition has not created and will not in the future create any adverse effect on

the existing water system or its current customers. See Letter from City Manager Robert M. Belmore, attached as Exhibit 5.

5. The City of Somersworth has and will continue to provide service uniformly, and at the same rate, to all subscribers within the City of Somersworth and to the additional service area created in the City of Dover. See Letter from City Manager Robert M. Belmore, attached as Exhibit 5.

6. Adding to the existing service area has been and will continue to be in the best interest of the customers in the area proposed for addition.

7. Expansion of the water line was funded in the past and the Dover property owners own the service lines from the curb stop to their houses so that approval of this request would also be in the best interest of the existing customers in that they will not endure any expansion cost. Additionally, the City of Somersworth water system has sufficient capacity built into its water system to accommodate this request for additional service.

8. Since service to the expanded area has been and will continue to be on the same terms as provided within the current service area, the City of Somersworth respectfully suggests that expedited review of this request and Petition would be appropriate and would preserve the PUC staff and commission time for more substantive matters.

WHEREFORE, the City of Somersworth respectfully requests that this Commission:

A. Exempt the City of Somersworth's request for extension from the formal review which may usually be required for expansion of a water utility service area, or grant such waivers of formal review as the PUC deems appropriate;

B. Approve the request for expansion, authorizing the City of Somersworth to engage in the supply of water services within the area designated in Exhibit 2 without being considered a public utility as provided by RSA 362:4; and

C. Grant such other and further relief as the Commission deems just and necessary.

Respectfully submitted,

CITY OF SOMERSWORTH

By Its Attorneys
MITCHELL MUNICIPAL GROUP, P.A.

Date:

July 11, 2014

By:



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