



Monthly Meeting #8

Coordinated Water System Plan Western Region

Brookfield Town Hall, Brookfield, Connecticut | January 10, 2017

Agenda



1. Welcome & Roll Call (5 minutes)
2. Approval of Meeting Minutes (5 minutes)
3. Review of Formal Correspondence (5 minutes)
4. Public Comment Period (5 minutes)
5. Approval of ESA Process Document and Rubric (5 minutes)
6. ESA Conflict Presentations (95 minutes)
7. Other Business (as time allows)

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Taking Stock

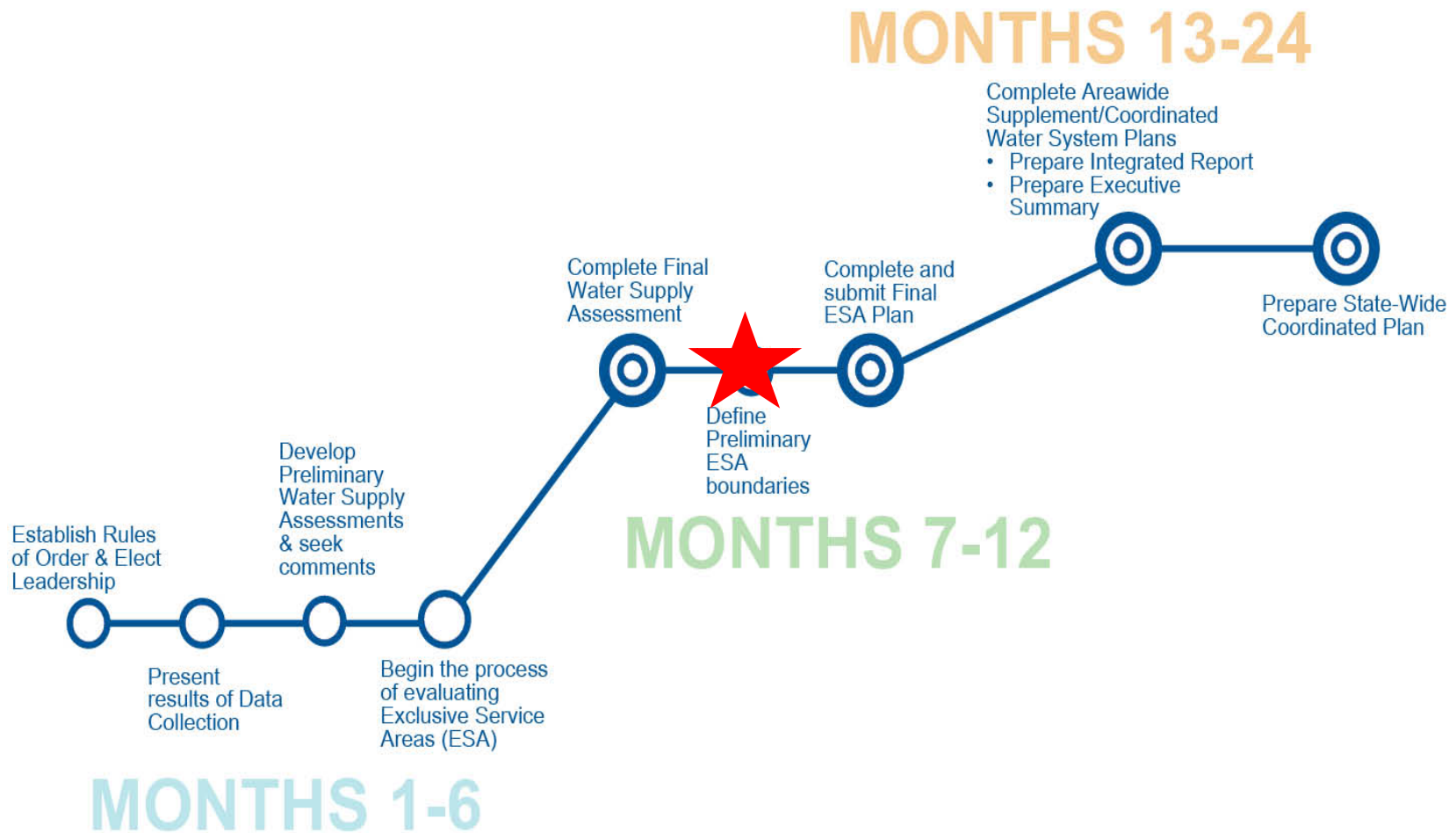


- ***What Have We Accomplished?***
 - ✓ The Water Supply Assessment was submitted to DPH
 - ✓ Exclusive Service Area (ESA) declarations have been received
 - ✓ Individual ESA conflict resolution is underway

- ***What Are We Doing Today?***
 - ✓ WUCC-facilitated ESA conflict resolution (or maybe not)

- ***What's Next?***
 - ✓ Complete the ESA process
 - ✓ Begin thinking about the Integrated Report

WUCC Time Frame



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Correspondence since 12/13/16 Meeting



1. 12/15/16 – Submittal of Final Water Supply Assessment to DPH
2. ESA-related correspondence from individual declarants
3. 1/5/17 – Letter from DEEP requesting more time for conflict resolution for its declared ESAs

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ESA Procedures (Process Document)



- Section I - Introduction
- Section II – Public Notification Requirements / Meetings
- Section III – Assignment of Initial ESA Boundaries
- Section IV – Modification of Established ESA Boundaries
- Section V – Reporting

Section II



- ESA boundaries may only be established or modified at a properly noticed WUCC meeting (agenda and maps published 14 days in advance)
- Quorum must be present per Bylaws
- Provisions for conflicts of interest for WUCC Officers

Section III – Assignment of Initial ESAs



- Public water systems maintain existing service areas
- No new service areas or extensions which create duplication or overlap of services
- Discusses Declaration Forms, Meetings, Public Comment
- Assignment requires a majority vote
- Encourages declarants to come to resolution
- Conflict resolution procedures
 - Presentations / Scoring Rubric
 - Alternatives
 - Vote on a proposal or send to mediation
 - PURA recommendation
 - DPH assignment
 - Appeals

Additional Sections of Procedures



- Section IV – Modification of ESAs
 - Type A – Modification Between Two ESA Holders
 - Type B – Modification Due to Creation of New Public Water System
 - Type C – Modification Due to Appeal
 - Type D – Modification Due to Other Reasons

- Section V – Reporting and Filing with DPH

Scoring



Note: Presentations by each declarant will address the seven specific exclusive service area boundary considerations as outlined in Section 25-33h-1(d)(B)(ii) of the Regulations of Connecticut State Agencies. See declaration form for more detail on the issues considered under each item. **THIS FORM IS FOR USE BY WUCC MEMBERS AS GUIDANCE TO HELP INFORM THAT MEMBER'S EVENTUAL VOTE ON A CONFLICTED AREA. IT WILL NOT BE HANDED INTO THE WUCC OR DISTRIBUTED PUBLICALLY.**

Ratings are scored as follows:

1 = Unsited; 2 = Poorly Suited; 3 = Moderately Suited; 4 = Well Suited; and 5 = Very Well Suited

Item	Description	Rating for	Rating for	Rating for	Rating for
		(Declarant #1)	(Declarant #2)	(Declarant #3)	(Declarant #4)
A.	"Existing Service Area" Rating				
B.	"Land Use Plans, Zoning Regulations, and Growth Trends" Rating				
C.	"Physical Limitations to Water Service" Rating				
D.	"Political Boundaries" Rating				
E.	"Water Company Rights as Established by Statute, Special Act, or Administrative Decision" Rating				
F.	"System Hydraulics, Including Potential Elevations and Pressure Zones" Rating				
G.	"Ability of a Water System to Provide a Pure and Adequate Supply of Water Now and Into the Future" Rating				
H.	Miscellaneous Rating Based Upon All Available Information and Presentation				
	Total				

12/16 meeting
 – suggestion
 to remove total

ESA Process Draft Schedule



Action	Timeline
Summary of Declaration Forms and Schedule the Presentations for Conflicted Declarants	December 13, 2016 Meeting
Conflict Resolution outside WUCC meetings	December 14, 2016 through February 14, 2017
Presentations by Conflicted Declarants WUCC to begin preliminarily approving ESAs Begin requesting PURA recommendations if needed Process Boundary Changes if time allows	January 10 and February 14, 2017 Meetings
Approve Preliminary ESA Document for Public Review Process Boundary Changes if time allows	March 14, 2017 Meeting
30-Day Public Comment Period	March 15, 2017 through April 14, 2017
Final PURA Recommendations due; discussion Refer remaining conflicts to DPH Process Boundary Changes if time allows	April 11, 2017 Meeting
Additional ESA discussions and resolutions Process Boundary Changes if time allows	May 9, 2017 Meeting
Approval of ESA Document	June 13, 2017 Meeting

ESA Procedures (Process Document)

- Motion to approve?



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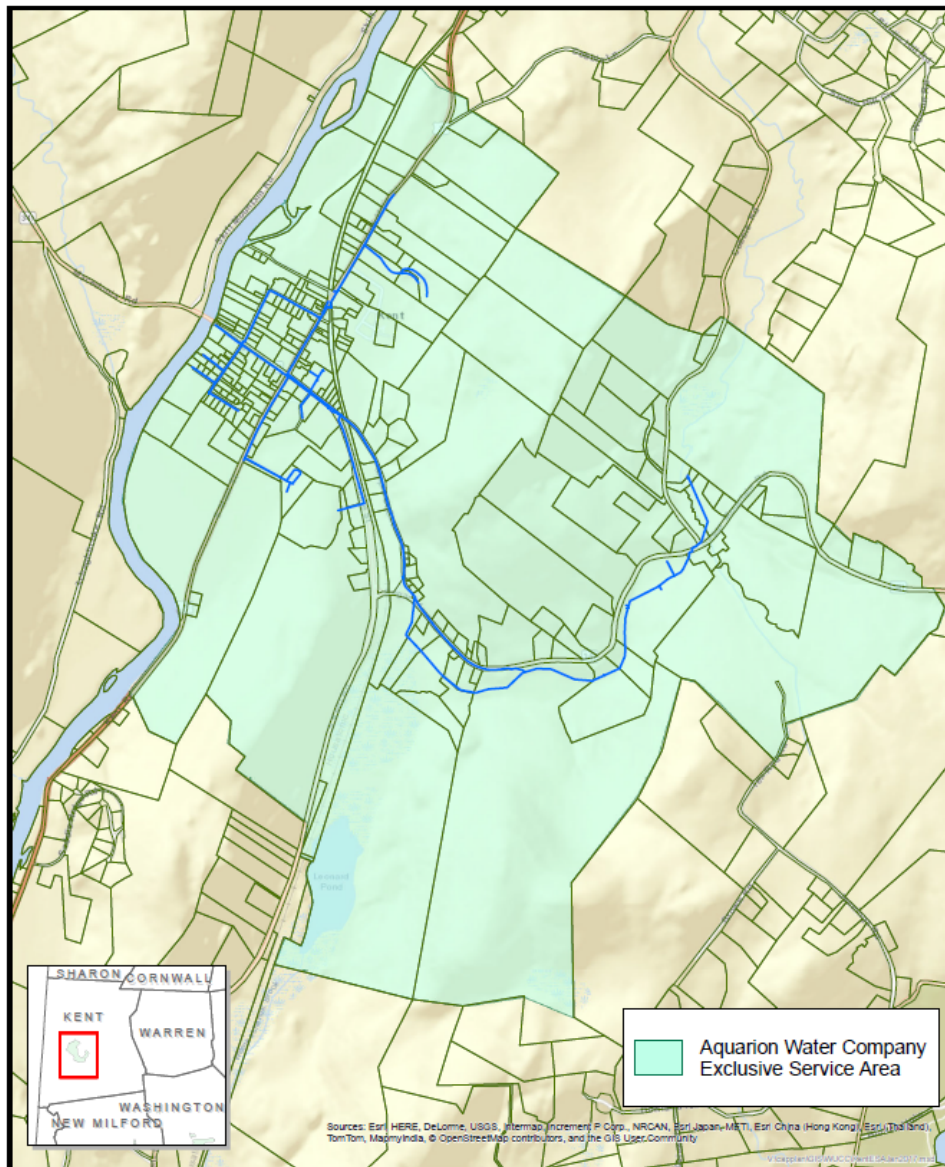
ESA Conflict Presentations



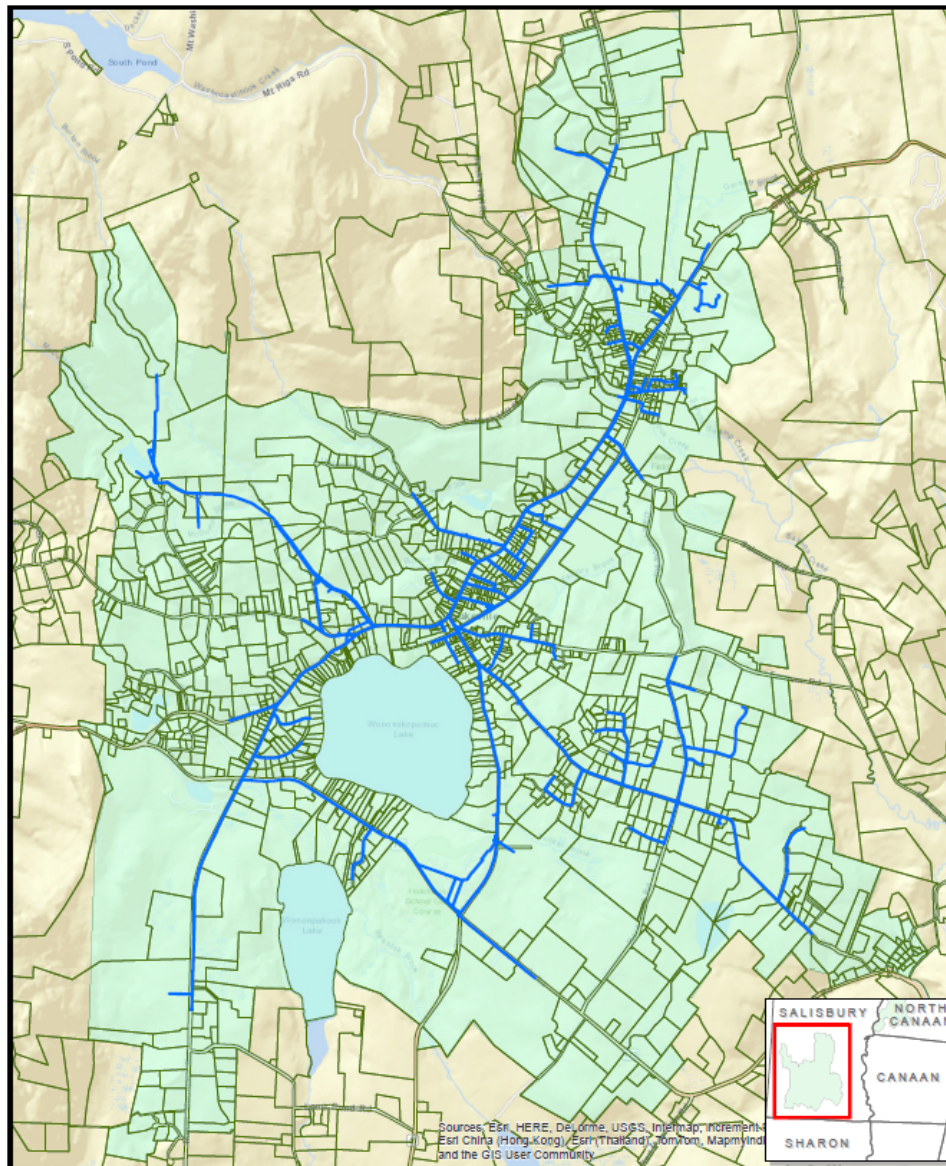
Changes to the posted agenda for conflict resolution

- Canaan – Aquarion resolved, DEEP deferred
- Colebrook – Aquarion resolved, DEEP resolved
- Cornwall – Aquarion resolved, DEEP deferred
- Goshen – Aquarion, TWC, and DEEP resolved
- Hartland – Aquarion resolved, DEEP deferred
- Kent – Aquarion resolved, DEEP deferred
- Salisbury – Aquarion resolved, DEEP deferred
- Torrington – DEEP deferred
- Warren – Aquarion resolved, DEEP resolved
- Winchester – TWC resolved, DEEP deferred

Town of Kent Example



Town of Salisbury Example



ESA Conflict Presentations

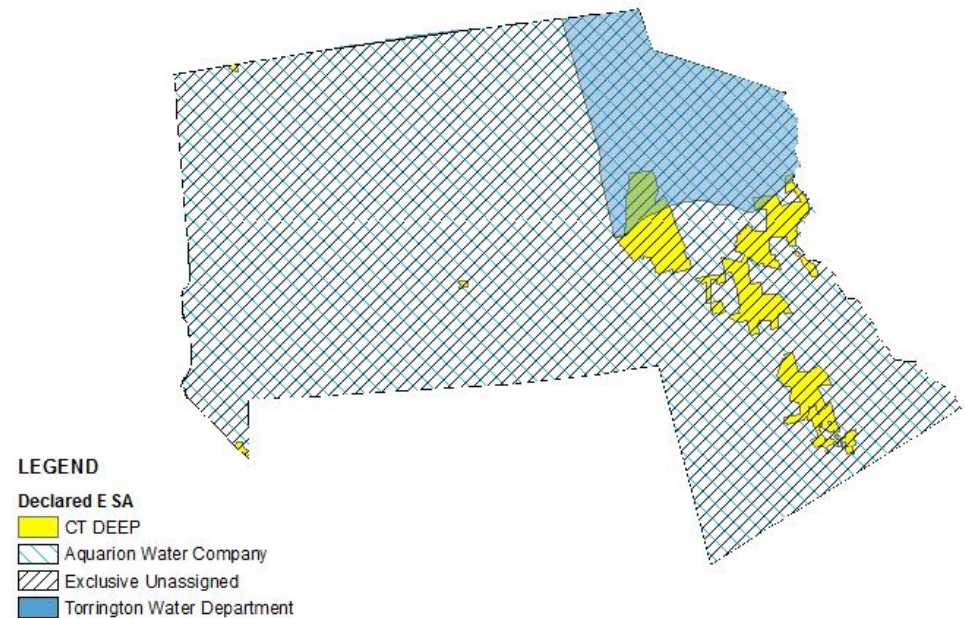


Changes to the posted agenda for conflict resolution

- Litchfield – Resolution underway; need more time
- New Hartford – Likely resolved; need more time

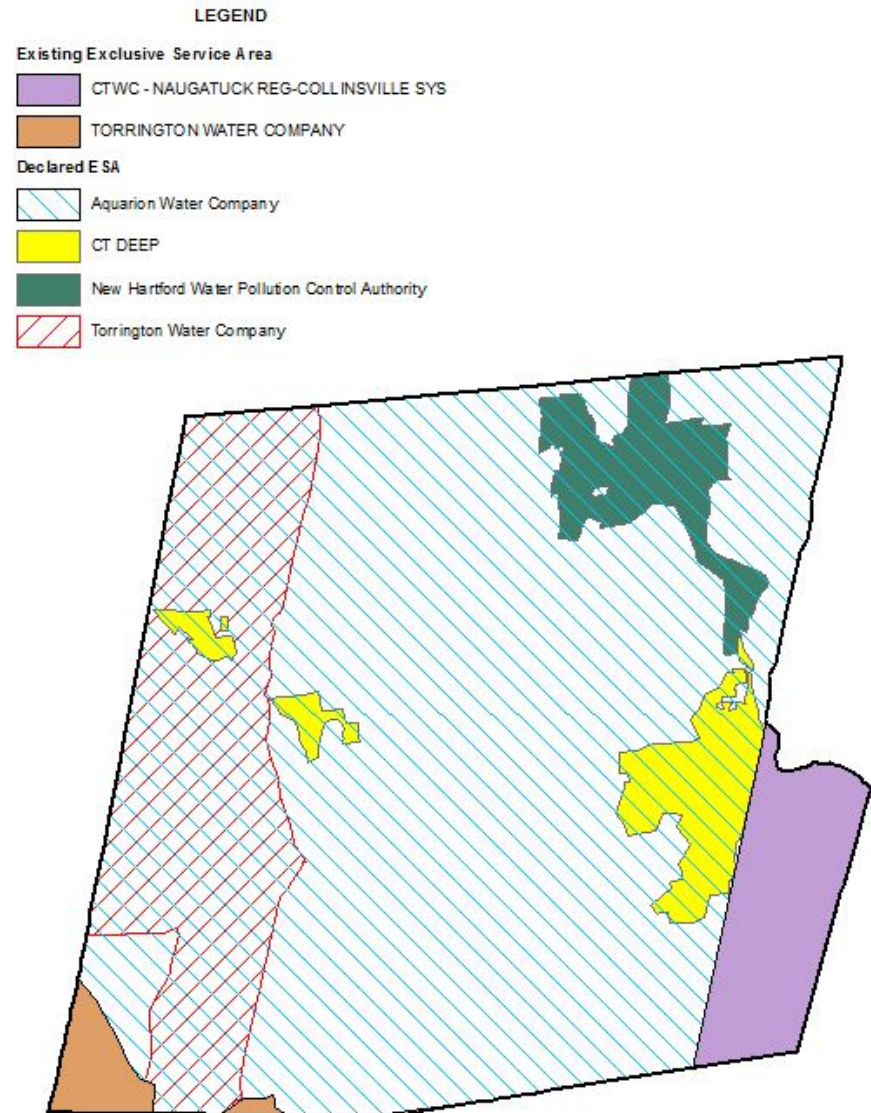
Town of Litchfield

- The Aquarion Water Company, CT DEEP, and the Torrington Water company have all claimed exclusive service areas in Litchfield, which is in conflict with the town's desire to remain unassigned.
- Aquarion operates its Litchfield system throughout the center of town.
- CT DEEP operates a TNC at Topsmead State Park
- Torrington Water Company serves a small area in the northeast corner of town.



Town of New Hartford

- Aquarion, CT DEEP, New Hartford Water Pollution Control Authority, and TWC, have all made ESA declarations in New Hartford.
- The New Hartford Water Pollution Control Authority operates a community water system in the northeast corner of town. Torrington Water Company serves a small areas in the southwest corner of town.
- CT DEEP and Aquarion do not own or operate any public water systems in New Hartford.



ESA Conflict Presentations for 2/14/17



- DEEP (if conflicts remain)
- Middlebury – Aquarion and CWC need to agree on boundary near Lake Quassapaug
- Norwalk – FDWD, SNEW, and Aquarion need to agree on boundaries or **designate the city unassigned**
- Any other unresolved conflicts

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Other Business



- The Connecticut Institute for Resilience and Climate Adaptation (CIRCA) would like to present the scope of work for the *Drinking Water System Vulnerability Assessment* contract from DPH
- Possibility for February or March 2017 meeting