

STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION

AQUARION WATER COMPANY OF NEW HAMPSHIRE

Petition to Charge Seasonal Rates for Emergency Interconnection

Docket No. DW 17-062

**INTERVENOR WIGGIN WAY/WINTERBERRY HOMEOWNERS' ASSOCIATION'S
OBJECTION TO THE TOWN OF NORTH HAMPTON'S
REQUEST FOR HEARING ON CHANGE IN RATES**

Pursuant to New Hampshire Code of Administrative Rules Puc 203.07 and RSA chapter 541-A, Intervenor, Wiggin Way/Winterberry Homeowners' Association ("Wiggin Way") hereby objects to the Request for Hearing on Change in Rates (the "Request") of the Town of North Hampton ("North Hampton") filed on March 1, 2021 in the above-captioned docket. In support of its objection, Wiggin Way states the following:

1. In this docket, Aquarion Water Company of New Hampshire ("Aquarion") and Wiggin Way seek the approval of the Commission of (1) Aquarion's franchise expansion to include the 43 homes of Wiggin Way; (2) Aquarion's acquisition of the necessary components of Wiggin Way's water system; and (3) the application of existing rates to the homes in the Wiggin Way neighborhood.

2. Despite North Hampton's attempt to make it appear so, this docket is not about Aquarion's rates. There is no RSA 378 rate change being proposed, as Aquarion will simply charge the 43 homes in Wiggin Way the same as Aquarion's other customers. To the extent that North Hampton wishes to question Aquarion's rates, the appropriate venue for that is Docket No. DW 20-184, Aquarion's pending rate case filing. Here in this docket, Aquarion and Wiggin

Way seek to fulfill the final, unappealed order of the New Hampshire Department of Environmental Services (NHDES).

3. As accurately stated in Aquarion’s March 11, 2021 Objection, “North Hampton’s Motion does not demonstrate that its rights, duties, privileges, immunities or other interests may be affected by the proceeding, but it does demonstrate that its participation would impair the orderly and prompt conduct of the proceedings.” Aquarion Objection at ¶ 14.

4. The Towns of North Hampton and Hampton have unnecessarily protracted this matter since NHDES issued its order almost four years ago on March 29, 2017, first by filing meritless appeals to the Water Council. Wiggin Way has been caught in the crossfire between the Towns of North Hampton and Hampton and Aquarion for four years.

5. Wiggin Way respectfully requests that the Commission not let North Hampton and Hampton continue to delay the implementation of NHDES’s order, which was upheld after a hearing by the Water Council.

6. After four years, Wiggin Way is in need of resolution, and a prompt approval of Aquarion’s Petition would provide that. To the extent that the Towns wish to engage with Aquarion about rates, that should occur in Docket No. DW 20-184.

WHEREFORE, Wiggin Way/Winterberry respectfully requests that the Commission:

- A. Deny North Hampton’s Request For Hearing On Change Rates;
- B. Deny North Hampton’s intervention or limit its participation; and
- C. Grant such other and further relief as may be just.

Respectfully Submitted,

**Wiggin Way/Winterberry Homeowners'
Association**

By its Attorneys,
BCM Environmental & Land Law, PLLC

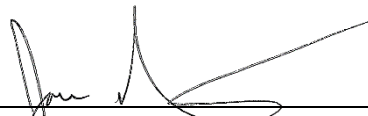
Date: March 12, 2021

By: 

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CERTIFICATE OF SERVICE

I hereby certify that on this day, March 12, 2021, a copy of the foregoing Objection was sent by electronic mail to persons named on the Service List of this docket.

By: 

Jason Reimers, Esq.