

7/17/2026 2:57

DOCKET NO. D-1965-076 CP-14

DELAWARE RIVER BASIN COMMISSION

Located in Drainage Area to Special Protection Waters

**North Penn Water Authority and North Wales Water Authority d/b/a Forest Park Water
Surface Water Withdrawal
Plumstead Township and Chalfont Borough, Bucks County, Pennsylvania**

PROCEEDINGS

This docket is issued in response to an Application submitted to the Delaware River Basin Commission (DRBC or Commission) on October 2, 2025, for renewal of an allocation of surface water and review of a surface water withdrawal project (Application). The surface water withdrawal project was reviewed under the Pennsylvania Safe Drinking Water Act for public water supply permits and approved by the Pennsylvania Department of Environmental Protection (PADEP) on May 11, 2026 (PADEP Permit No. WA-09-670E).

The Application was reviewed for continuation in the Comprehensive Plan and for approval under Section 3.8 of the *Delaware River Basin Compact*. The Bucks and Montgomery County Planning Commissions have been notified of pending action on this docket. A public hearing on this project was held by the DRBC on August 5, 2026.

A. DESCRIPTION

1. Purpose. The purpose of this docket is to renew the approval of a surface water withdrawal with an increase in allocation from 48.8 million gallons per day (mgd) to 61.3 mgd from the Delaware River and from 40.0 mgd to 56.0 mgd from the North Branch Neshaminy Creek to supply the docket holder's public water supply distribution systems.

2. Location. The project intakes are located in the Delaware River and North Branch Neshaminy Creek Watersheds in Plumstead Township and Chalfont Borough, both in Bucks County, Pennsylvania. The Forest Park Water Treatment Plant (FPWTP) is located in Chalfont Borough, Bucks County, Pennsylvania. The Delaware River and North Branch Neshaminy Creek near the project site are designated by the PADEP as supporting Warm Water Fishes (WWF) and Migratory Fishes (MF).

Specific location information has been withheld for security reasons.

3. **Area Served.** The docket holder's water distribution systems serve water supply to the docket holder's public supply distribution service areas which currently includes a subsidiary allocation area of over 60 townships and boroughs in central and lower Bucks and Montgomery Counties, Pennsylvania. The service areas are discussed in more depth in the North Wales Water Authority (NWWA) Docket No. D-1990-006 CP-4 most recently approved on September 9, 2021, and the North Penn Water Authority (NPWA) Docket No. D-1992-044 CP-4 approved on September 16, 2015. NPWA has submitted a renewal application, and it is currently under review. The systems are interconnected with the Bucks County Water and a Sewer Authority (BCWSA), which was approved most recently in Docket No. D-2012-021 CP-2 on June 8, 2022. A service area map was included with the renewal Application. For the purpose of defining Area Served, the Application is incorporated herein by reference consistent with conditions contained in Section C. DECISION of this docket.

4. **Design Criteria.** The docket holder's water distribution systems supply potable water to an estimated population of over 165,000 via 58,178 domestic, 3,166 commercial, 742 industrial, 305 institutional and other connections. The average and maximum water demand for this project are 36.08 million gallons per day (mgd) and 49.5 mgd, respectively. The docket holder projects an average and maximum water demand of 45.43 mgd and 61.3 mgd, respectively, in the next 25 years. The allocation of 61.3 mgd should be sufficient to meet the future demands of the docket holder's water distribution systems.

BCWSA purchases up to 8.0 mgd, equally divided between NPWA and NWWA with each providing up to 4.0 mgd.

The docket holder's Delaware River intake utilizes 12 submerged, cylindrical, stationary wedge wire screens to minimize environmental and aquatic impacts. Raw water is conveyed from the intake via a 72-inch diameter reinforced concrete pipe approximately 500 feet from the intake screens to the western shore of the river, then under the Pennsylvania Canal and terminating at the pumping station located inshore of the Canal. From the pumping station, water is pumped approximately 2.5 miles via a 66/54/60-inch diameter underground water transmission main to Bradshaw Reservoir.

Bradshaw reservoir is owned and operated by Constellation Energy Corporation (Constellation) formerly the Exelon Generation Company, LLC (Exelon). The reservoir contains approximately 18-acres of water surface and stores approximately 70 million gallons of water. A pump house exists on the western dike containing a gated outlet, and water is diverted from Bradshaw separately to both Constellation and Forest Park. Water is pumped to Constellation via the East Branch Transmission Main and ultimately routed to the East Branch Perkiomen Creek and to Limerick Generating Station. Water is also released by gravity from Bradshaw Reservoir into Forest Park's North Branch Transmission Main which is piped underground for about one (1) mile until discharging into the headwaters of the North Branch Neshaminy Creek which normally would have very little summer flow. The augmented creek flow travels into Lake Galena. Lake Galena is an approximately 365-acre multipurpose reservoir owned by Bucks County. Lake Galena is used by Forest Park to moderate storage; water is released into the North Branch Neshaminy Creek (NBNC). It is important to note that Forest Park is required to maintain the lake

at recreation level during the summer which prevents storage to shave peak day flows from the diversion. The lake releases are then withdrawn at the NBNC intake, which consists of one (1) bar screen with three (3) traveling screens and conveyed to the Forest Park Water Treatment Plant (FPWTP) for treatment. The Bradshaw reservoir was approved by the Commission in Docket No. D-79-52 CP on February 18, 1981. The Constellation withdrawal was approved in Docket No. D-1969-210 CP-15 on June 12, 2019. Constellation has submitted a renewal application, and it is currently under review.

The existing FPWTP has been designed for an ultimate delivery capacity of 43 mgd of finished water. The original plant was designed and constructed as a 20-mgd facility. Space was reserved and some infrastructure was constructed as part of the original water treatment plant to facilitate expansion to 40 mgd by constructing a second wing of flocculators, sedimentation basins, and filters to mirror the original plant process units. Raw water from the NBNC intake goes through ozonation, then coagulation, and settling via flocculation and sedimentation basins. Then water is then passed through membrane filters, additional ozonation, then pumped through granular carbon media filters. After that, corrosion inhibitor is applied, along with pH adjustment and disinfection. From that point, treated water is delivered via the NPWA high service pumps to the NPWA service area and via the NWWA high service pumps to the NWWA service area as well as to BCWSA for distribution through their respective public water systems.

The requested increase in allocation from 48.8 to 61.3 mgd will not require changes to the existing Point Pleasant submerged intake structure on the Delaware River or the NBNC intake. Overall, the system will operate substantially as it currently does, with the ability to utilize an additional 11.5 mgd of capacity to meet current and projected peak demand.

The docket holder estimates approximately 3.0 mgd of evaporative loss over the conveyance of water diverted from Point Pleasant – mainly in Lake Galena, with some minor loss in Bradshaw Reservoir and the open flow areas. Additionally, there is up to 1.0 mgd of seepage loss also encountered between Point Pleasant and the ultimate raw delivery to the FPWTP. These parameters are challenging to measure directly, but the docket holder has confirmed these estimates through decades of operation, by evaluating diversions from Pt. Pleasant against release volumes from Lake Galena (while accounting for changes in storage) over selected intervals of time without rainfall. While there is significant variability along with seasonal variation, it appears that the combined losses due to evaporation and seepage represent approximately 4.0 mgd. The FPWTP also generates approximately 2.0 mgd of process losses given the treatment of the existing peak use periods.

The docket holder has been supplying water to many of the townships and municipal water authority systems in central and lower Bucks and Montgomery Counties to address exceedances of Per- and Polyfluoroalkyl Substances (PFAS) Maximum Contaminant Levels (MCLs) at many of the municipal wells. PFAS treatment is highly expensive, operationally challenging due to the costs and liabilities associated with residuals treatment and disposal and thus unattractive when other reliable alternatives are available. The docket holder now supplies all or a majority of the water to these systems, which has taken many if not all of their wells out of operation. This has increased the water needs at the docket holder's water treatment plant.

5. Facilities. The docket holder's existing surface water intakes have the following characteristics:

INTAKE ID.	WITHDRAWAL WATER BODY	PUMP CAPACITY (MGD)	7Q10 FLOW AT INTAKE (CFS)	YEAR CONSTRUCTED
Delaware River Intake	Delaware River	108	2,410	1984
North Branch Neshaminy Creek Intake	North Branch Neshaminy Creek	56	0.73	1994

The docket holder's water distribution systems have the following groundwater sources:

North Penn Water Authority

The NPWA has the following groundwater sources which were most recently approved in DRBC Docket No. D-1992-044 CP-4 on September 16, 2015. NPWA submitted a renewal application for their docket on January 8, 2026, and it is currently under review.

WELL NO.	DEPTH (FEET)	CASED DEPTH (FEET)	PUMP CAPACITY (GPM)	YEAR DRILLED
Well H-8	500	120	105	1970
Well H-10	305	58	220	1979
Well L-17	387	47	150	1949
Well L-19	430	41	150	1951
Well L-22	645	38	125	1955
Well NB-1	300	41	250	1963
Well NB-2	230	60	225	1977
Well NP-5	630	74	250	1966
Well NP-14	585	40	300	1968
Well NP-17	565	80	550	1968

WELL NO.	DEPTH (FEET)	CASED DEPTH (FEET)	PUMP CAPACITY (GPM)	YEAR DRILLED
Well NP-26	475	44	450	1971
Well NP-31	500	43	150	1975
Well NP-39	512	61	250	1974
Well NP-48	492	66	300	1979
Well NP-73	500	50	75	1980
Well NP-74	350	60	75	1986
Well S-6	409	41	250	1987

North Wales Water Authority

The NWWA has the following groundwater sources which were most recently approved in DRBC Docket No. D-1990-006 CP-4 on September 9, 2021.

WELL NO.	DEPTH (FEET)	CASED DEPTH/ CASING DIAMETER	PUMP CAPACITY (GPM)	YEAR DRILLED
1	350	45'8"	250	1950
4	473	40'8"	380	1964
8	381	50'8"	160	1956
9	582	42'8"	525	1961
10	550	50'8"	230	1962
11	505	50'12"	1,250	1962
14	533	50'12"	575	1963
17	505	60'12"	325	1964
21	500	62'8"	275	1970
22	500	60'8"	510	1969
25	500	40'8"	400	1977
31	300	42'8"	250	1969

WELL NO.	DEPTH (FEET)	CASED DEPTH/ CASING DIAMETER	PUMP CAPACITY (GPM)	YEAR DRILLED
34	300	150’/8”	375	1964

All water service connections are metered.

The surface water intakes are metered.

The docket holder’s Forest Park water treatment plant treats water withdrawn from their Delaware River intake, utilizing influent equalization, clarification and sludge processing. Process wastewater from the treatment plant includes filter backwash, granular activated carbon contactor backwash and rinse, basin drain flow, and related overflow. The processed wastewater is routed to the equalization basins and/or lagoon, then the treated process-wastewater is discharged to Pine Run just upstream from its confluence with the North Branch Neshaminy Creek.

The project facilities are above the 100-year flood elevation.

The docket holder’s water distribution system has the following interconnections:

North Penn Water Authority

WATER COMPANY	INTERCONNECTION CAPACITY (MGD)
Franconia – Hillstone Circle	3.0
Skippack - Graterford Prison Road	2.5
Hillcrest - West Frederick Street	0.25
Lansdale – West Third Street	2.0
Souderton – Lawn Avenue	1.0
Hilltown 1 – Clearview Road	1.5
Hilltown 2 – Clearview Road	1.5
Lower Salford - Old Morris Road	2.5
West Rockhill – Ridge Road	1.1
Sellersville - Clarion Hill Lane & Moore Court	0.5
TOTAL:	15.85

North Wales Water Authority

WATER COMPANY	INTERCONNECTION CAPACITY (MGD)
New Britain Hydropiller – Horizon Drive	4.1
Montgomery Hydropiller – Horsham Road	1.5
Montgomery G. S. – Braxton Court	2.0
North Wales Standpipe – Welsh Road	1.0
North Wales Standpipe – Welsh Road	2.0
Bluebell Standpipe – Skippack Pike	1.0
Penllyn Clearwell – Township Line Road	0.3
Fort Washington Standpipe – Fort Washington Ave.	0.7
D.V.I Susquehanna Rd. Standpipe – Office Center Dr.	0.4
D.V.I - Maryland Dr. Standpipe – Maryland Drive	0.4
Shetland Drive – Shetland Drive	0.5
Costner Drive – Costner Drive	0.12
Orchard Hill – Stuckert Drive	1.0
Fairways – Greensward North	0.1
Olde Colonial Greene – Olde Colonial Drive	0.28
Logan Square Shopping Center – Lower State Road	0.23
Pine Run Community – Ferry Road	0.1
General Hancock	4.1
TOTAL:	19.83

The docket holder's Forest Park water distribution system is presently interconnected with the BCWSA system, BCWSA purchases up to eight (8) mgd, equally divided between the NWWA and NPWA systems, with each providing up to 4.0 mgd. The docket holder's system also has seventy-three (73) interconnections with townships and boroughs in central and lower Bucks and Montgomery Counties, Pennsylvania. The NPWA distribution system has twenty-one (21) interconnections, the NWWA distribution system has forty-two (42) interconnections, seven (7) of which are from the NWWA main system to the Warrington Township distribution system which was purchased by NWWA. There are also ten (10) connections that are intra-system transfers.

6. Other. Wastewater in the service area is conveyed to the following sewage treatment facilities:

WASTEWATER TREATMENT PLANT	DRBC DOCKET	DRBC APPROVAL DATE	PADEP NPDES PERMIT
Green Lane - Marlborough Joint Auth.	D-1966-002 CP-3	December 10, 2025	PA0050521
Abington Township	D-1973-191 CP-6	December 9, 2020	PA0026867
Ambler Borough	D-1975-016 CP-6	March 8, 2023	PA0026603
Lower Frederick Township	D-1978-041 CP-5	December 10, 2025	PA0050105
Melody Lakes Management, LLC.	D-1980-079 CP-7	June 5, 2024	PA0031178
Quakertown Borough	D-1984-026 CP-3	September 5, 2024	PA0020290
Hatfield Township Municipal Authority	D-1985-036 CP-4	March 9, 2022	PA0026247
Horsham Water & Sewer Authority	D-1988-017 CP-4	September 9, 2021	PA0051985
Upper Gwynedd Township	D-1991-088 CP-10	September 8, 2022	PA0023256
Whitemarsh Township Authority	D-1993-037 CP-6	June 7, 2023	PA0026298
BCWSA (Upper Dublin)	D-1993-076 CP-5	March 12, 2025	PA0029441
Lansdale Borough	D-1996-045 CP-4	March 10, 2021	PA0026182
BCWSA (Tradesville)	D-1999-012 CP-5	September 10, 2025	PA0056758
BCWSA (Harvey Ave)	D-1999-013 CP-5	September 10, 2025	PA0021172
New Hanover Township Authority	D-1999-040 CP-6	December 10, 2025	PA0057819
Chalfont-New Britain Twp. Joint Auth.	D-1999-063 CP-5	December 5, 2024	PA0025917
Towamencin Municipal Authority	D-2002-029 CP-4	December 8, 2021	PA0039004
Buckingham Township	D-2004-015 CP-5	March 4, 2026	PA0052353
Warminster Municipal Authority	D-2004-021 CP-4	June 5, 2024	PA0058742
Franconia Sewer Authority	D-2007-041 CP-3	September 10, 2020	PA0244295
Village of Buckingham Springs	D-2009-040 CP-4	June 6, 2025	PA0053279

Some of the wastewater in the area served by the docket holder is also conveyed to on-lot septic systems.

7. Relationship to the Comprehensive Plan. The existing project water facilities were previously included in the Comprehensive Plan by the following DRBC Dockets:

DOCKET NO.	DATE APPROVED	APPROVAL
D-1965-076 CP	October 26, 1966	Neshaminy Creek Watershed Project
D-1965-076 CP (2)	January 25, 1967	Neshaminy Creek Watershed Project
D-1965-076 CP (3)	March 17, 1971	Point Pleasant Pump Station
D-1965-076 CP (4)	April 25, 1973	Dam PA 616
D-1965-076 CP (5)	June 28, 1973	Dam PA 611
D-1965-076 CP (6)	July 28, 1976	Dam PA 615
D-1965-076 CP (7)	September 28, 1977	Dams PA-621 and PA-625
D-1965-076 CP (8)	February 18, 1981	Docket gets transferred to NPWA and NWWA. PECO to receive water from Point Pleasant project. Review and approval of all the components of the project.
D-1965-076 CP-9	March 16, 2005	Forest Park Water Filtration Plant Discharge
D-1965-076 CP-10	September 26, 2007	Forest Park Water Filtration Plant Discharge
D-1965-076 CP-11	December 5, 2012	Forest Park Water Filtration Plant Discharge
D-1965-076 CP-12	December 12, 2018	Forest Park Water Filtration Plant Discharge
D-1965-076 CP-13	June 5, 2024	Forest Park Water Filtration Plant Discharge
D-70-242 CP	January 29, 1971	North Branch Water Treatment Plant
D-79-52 CP	February 18, 1981	Bradshaw Reservoir

Issuance of this docket will continue the public water supply distribution system in the Comprehensive Plan.

B. FINDINGS

1. Special Protection Waters

In 1992, the DRBC amended its *Water Quality Regulations (WQR)* by the addition of regulations for the protection of Special Protection Waters (SPW), designed to maintain the quality of interstate waters where existing quality is better than the established stream quality objectives. As the result of its initial classifications and subsequent amendments, the Commission has designated the entire non-tidal main stem Delaware River from Hancock, New York to Trenton, New Jersey as SPW. DRBC's SPW regulations apply within the designated reaches and their drainage area.

The surface water intake providing water supply to the docket holder is located within the drainage area to SPW. Sections 3.10.3A.2.e.1) and 2) of the *WQR* state that projects subject to review under Section 3.8 of the *Compact* that are located within the drainage area of SPW must submit for approval a Non-Point Source Pollution Control Plan (NPSPCP) that controls the new

or increased non-point source loads generated within the portion of the docket holder's service area which is also located within the drainage area of SPW.

Since this project involves the renewal of an approval for existing activities and does not entail additional construction or expansion of facilities or create new or increased non-point source loads, the NPSPCP requirement is not applicable at this time. Condition C.25. of this docket provides that at such time, if ever, as additions to the area served by the docket holder's withdrawals are proposed, the docket holder will be required to demonstrate compliance with an approved NPSPCP in accordance with DRBC's SPW regulations.

2. Surface Water Charges

The docket holder shall pay for surface water use in accordance with *Basin Regulations-Water Supply Charges* 18 C.F.R. Part 420. See Section C. DECISION Condition C.3.

3. Passby Flow

PADEP Water Allocation Permit No. WA-09-670E contains passby requirements for the North Branch Neshaminy Creek surface water withdrawal. The docket holder's sources will continue to be subject to the same approved PADEP passby flow requirements as outlined below.

North Branch Neshaminy Passby Flow, Measuring Device and Reporting Requirement: A continuous flow of not less than 8.22 cubic feet per second, equivalent to 5.3 million gallons per day, shall be maintained in North Branch Neshaminy Creek downstream from the water intake at the Forest Park Water Treatment Plant during the period March 1 through June 15. During the remainder of the year, from June 16 until the end of February of the next year, a continuous flow of not less than 4.23 cubic feet per second, equivalent to 2.73 million gallons per day, shall be maintained in North Branch Neshaminy Creek downstream from the water intake at the Forest Park Water Treatment Plant. The Permittee shall maintain accurate measuring and recording instruments or devices to determine the amount of flow in the stream channel. Records of daily flow readings shall be submitted to the Department monthly, and the original field records shall be available at all times for inspection by representatives of the Department.

4. Other Findings

The DRBC estimates that the project withdrawals, used for the purpose of public water supply, result in a consumptive use of 10 percent of the total water use. The DRBC definition of consumptive use is defined in *Basin Regulations-Water Supply Charges* 18 C.F.R. 420.1(d).

The project is designed to conform to the requirements of the *Water Code (WC)* and *Water Quality Regulations (WQR)* of the DRBC.

The project as approved herein does not impair or conflict with the Comprehensive Plan.

C. DECISION

Effective on the approval date for Docket No. D-1965-076 CP-14 below, the existing project and the appurtenant existing facilities described in Section A.4. (Design Criteria) and A.5. (Facilities) shall be continued in the Comprehensive Plan. The project and appurtenant facilities as described in Section A.4. (Design Criteria) and A.5. (Facilities) are approved subject to the following conditions, pursuant to Section 3.8 of the *Compact*:

Monitoring and Reporting

1. The docket holder shall continue to report to the PADEP all surface and groundwater sources described in this docket in accordance with the Pennsylvania Regulations (Title 25 - Environmental Protection, [25 PA. CODE CH. 110], Water Resources Planning).
2. The project withdrawals shall be metered by means of an automatic continuous recording device, flow meter, or other method, and shall be measured to within 5 percent of actual flow. Meters or other methods of measurement shall be subject to approval and inspection by the PADEP as to the type, method, installation, maintenance, calibration, reading and accuracy. A record of daily withdrawals shall be maintained, and monthly totals shall be reported to the PADEP annually and shall be available at any time to the Commission if requested by the Executive Director.
3. The docket holder shall pay for surface water use in accordance with *Basin Regulations – Water Supply Charges 18 C.F.R. Part 420*.
4. In accordance with DRBC Resolutions No. 87-6 (Revised) and No. 2009-1, the docket holder shall continue to implement to the satisfaction of the PADEP, the systematic program to monitor and control leakage within the water supply system. The program shall at a minimum include: periodic surveys to monitor leakage, enumerate non-revenue water and determine the current status of system infrastructure; recommendations to monitor and control leakage; and a schedule for the implementation of such recommendations. The docket holder shall proceed expeditiously to correct leakages and unnecessary usage identified by the program.
5. The docket holder shall implement to the satisfaction of the PADEP, a continuous program to encourage water conservation in all types of use within the facilities served by this docket approval. The docket holder will report to the PADEP on the actions taken pursuant to this program and the impact of those actions as requested by the PADEP.
6. The docket holder shall continue to implement its Water Conservation Plan as approved by PADEP and shall report to the PADEP on actions taken pursuant to this program and the impact of those actions as requested by the PADEP.

Other Conditions

7. During any month, the withdrawal from the Delaware River surface water intake shall not exceed 61.3 mgd or 1,900.3 mgm and the North Branch Neshaminy Creek surface water intake shall not exceed 56.0 mgd or 1,736 mgm. The surface water intakes shall not be pumped above the maximum rate and monthly allocation as indicated below:

INTAKE ID.	MAXIMUM RATE (MGD)*	MONTHLY ALLOCATION (MILLION GALLONS)
Delaware River	61.3	1,900.3
North Branch Neshaminy Creek	56	1,736

* Based on a 24-Hour Average

8. In accordance with 18 C.F.R. 401.8. of the Commission's *Rules of Practice and Procedure (RPP)*, if at any future time the Project is changed materially from the Project as described in this docket, it will be deemed to constitute a new and different project for the purposes of Article 11 of the *Delaware River Basin Compact* and will require Commission amendment of the Comprehensive Plan. In accordance with the same section of the *RPP*, whenever a change to the Project is made, the sponsor must advise the Executive Director, who will determine whether the change is deemed material for the purposes of this provision.

9. This approval shall expire on the expiration date set forth below unless prior thereto the docket holder has applied to the Commission to renew or extend this approval.

10. The docket holder is responsible for timely submittal to the DRBC of a docket renewal application on the appropriate application form including the appropriate docket application filing fee (see 18 C.F.R. 401.43) at least 6 months in advance of the docket expiration date set forth below. The docket holder will be subject to late filed renewal surcharges in the event of untimely submittal of its renewal application whether DRBC issues a reminder notice in advance of the deadline or the docket holder receives such notice. If the docket holder has not applied to renew the docket or the DRBC is unable to reissue the docket before the expiration date below, the terms and conditions of the current docket will remain fully effective and enforceable pending the renewal of the docket.

11. The surface water, facility and operational records shall be available at all times for inspection by the DRBC.

12. The surface water intake and facility shall be operated at all times to comply with the requirements of the *WC* and *WQR* of the DRBC.

13. Each new water service connection shall include a water meter in accordance with the DRBC's Resolution No. 87-7 (Revised).

14. No water service connections shall be made to newly constructed premises with plumbing fixtures and fittings that do not comply with water conservation performance standards contained in Resolution No. 88-2 (Revision 2).

15. The docket holder shall implement to the satisfaction of the PADEP, a drought or other water supply emergency plan.

16. No new water service connections shall be made to premises connected to sewerage systems which are not in compliance with all applicable effluent limits contained in State permits and the *Water Quality Regulations* of the Commission.

17. Nothing herein shall be construed to exempt the docket holder from obtaining all necessary permits and/or approvals from other State, Federal or local government agencies having jurisdiction over this project.

18. The docket holder is permitted to provide the water approved in this docket to the areas included in Section A.3. Area Served of this docket. Any expansion beyond those included in Section A.3. Area Served is subject to DRBC review and approval in accordance with Section 3.8 of the *Compact*.

19. The docket holder shall be subject to applicable DRBC regulatory program fees, in accordance with duly adopted DRBC resolutions and/or regulations. (see 18 CFR 401.43).

20. This approval is transferable by request to the DRBC Executive Director provided that the project purpose and area served approved by the Commission in this docket will not be materially altered because of the change in project ownership. The request shall be submitted on the appropriate form and be accompanied by the appropriate fee (see 18 CFR 401.43).

21. The docket holder shall request a name change if the name of the entity to which this approval is issued changes its name. The request for name change shall be submitted on the appropriate form and be accompanied by the appropriate fee (see 18 C.F.R. 401.43).

22. The issuance of this docket approval shall not create any private or proprietary rights in the water of the Basin, and the Commission reserves the rights to amend, alter or rescind any actions taken hereunder to ensure the proper control, use and management of the water resources of the Basin.

23. The Executive Director may modify or suspend this approval or any condition thereof, or require mitigating measures pending additional review, if in the Executive Director's judgment such modification or suspension is required to protect the water resources of the Basin.

24. Prior to allowing connections from any new service areas or any new developments, the docket holder shall either submit and have approved by the Executive Director of the DRBC a Non-Point Source Pollution Control Plan (NPSPCP) in accordance with Section 3.10.3.A.2.e. of the WQR or receive written confirmation from the Executive Director of the DRBC that the new service area complies with a DRBC approved NPSPCP.

25. Any person who objects to a docket decision by the Commission may request a hearing in accordance with Article 6 of the *Rules of Practice and Procedure*. In accordance with Section 15.1(p) of the *Delaware River Basin Compact*, cases and controversies arising under the *Compact* are reviewable in the United States district courts.

BY THE COMMISSION

APPROVAL DATE:

EXPIRATION DATE: September 2, 2036