

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION OF)
THE TOWN OF FELTON FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY TO) PSC DOCKET NO. 08-CPCN-08
PROVIDE WATER SERVICES PURSUANT TO 26) ("TOWN OF FELTON")
DEL. C. § 203C)
(FILED APRIL 18, 2008))

ORDER NO. 7414

**GRANTING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
TO PROVIDE PUBLIC WATER UTILITY SERVICES**

This 8th day of July, 2008, the Commission finds, determines, and Orders the following:

1. On April 18, 2008, the Town of Felton ("Felton" or "Applicant") filed an application ("Application") with the Commission seeking a Certificate of Public Convenience and Necessity ("CPCN") to expand its facilities and operations in order to provide water services to one parcel of land located east of Felton, Kent County, Delaware ("Proposed Service Area"). The basis for the Application is Felton's possession of the petition requesting water service signed by the owner of the parcel of land comprising the Proposed Service Area in accordance with 26 Del. C. § 203C(e)(1)b. With its Application, Felton filed evidence that it had mailed to the landowner in the Proposed Service Area notice of its application and the options available to the affected landowner. In addition, on Staff's direction, Felton published notice of its Application in two newspapers of general circulation. No comments regarding the Applicant or this Application have been received.

2. The Commission Staff has completed its review and investigation of the Application and the Applicant. In a June 26, 2008 Memorandum to the Commission, Staff reports that Felton's Application meets all requirements for the granting of a CPCN under 26 Del. C. § 203C and the Commission's *Regulations Governing Water Utilities Including the Public Service Commission's Jurisdiction to Grant and Revoke Certificates of Public Convenience and Necessity*, and recommends approval of the Application.

3. For these reasons, the Commission finds that Felton has met all requirements for the granting of a CPCN and, therefore, the Commission shall approve the Application as filed in PSC Docket No. 08-CPCN-08 on April 18, 2008.

Now, therefore, **IT IS ORDERED:**

1. That, pursuant to 26 Del. C. § 203C(e), to the extent it is consistent with this Order, a Certificate of Public Convenience and Necessity is granted to the Town of Felton to serve the area more specifically identified by the following Kent County Tax Map Parcel Number: SM00-139.00-01-41.00.

2. That the Town of Felton shall comply with any and all federal, state, county, and local statutes, ordinances, orders, regulations, rules, and permit conditions that are applicable, or may become applicable, to any matter involving water utility services provided to the service territory granted by this Certificate of Public Convenience and Necessity.

3. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

Chair

Commissioner

Commissioner

Commissioner

Commissioner

ATTEST:

Secretary