



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

WATER

IN THE MATTER OF THE PETITION OF MIDDLESEX) ORDER ACCEPTING TARIFF
WATER COMPANY FOR APPROVAL OF CHANGES) REVISIONS
IN ITS TARIFF FOR WATER SERVICE TO N.J.A.C.)
14:1-5.11) BPU DOCKET NO. WT22080473

Parties of Record:

Jay L. Kooper, Esq., Middlesex Water Company
Brian Lipman, Esq., Director, New Jersey Division of Rate Counsel

BY THE BOARD:

On August 2, 2022, Middlesex Water Company (“Middlesex” or “Company”), a public utility corporation of the State of New Jersey engaged in the business of collecting, treating and distributing water for retail and wholesale customers, filed a petition with the New Jersey Board of Public Utilities (“Board”) to add certain provisions to its existing tariffs for water service pursuant to N.J.A.C. 14:1-5.11 (“Petition”).

Middlesex is a duly organized and existing public utility in the State of New Jersey and is subject to the jurisdiction of the Board. Middlesex provides water services to approximately 61,000 retail customers, primarily in eastern Middlesex County, New Jersey and provides water under wholesale contracts to the City of Rahway, Townships of Edison and Marlboro, the Borough of Highland Park and the Old Bridge Municipal Utilities Authority. Middlesex treats, stores and distributes water for residential, commercial, industrial and fire protection purposes. Middlesex is subject to the regulation of the Board for the provision of safe, adequate and proper water service pursuant to N.J.S.A. 48:2-23.

Middlesex’s most recent base rate case was concluded on December 15, 2021, and its current water tariff became effective January 1, 2022.¹ Since the Board’s approval of the Company’s

¹ In re the Matter of Middlesex Water Company for Approval of an Increase in its Rates for Water Service and other Tariff Changes, BPU Docket No. WR21050813, OAL Docket No. PUC 04690-2021S, Order dated December 15, 2021.

current water tariff, Middlesex has reviewed its tariff and determined that its present tariff addressing matters of liability is not adequate to meet current industry challenges.

As a result, the Company researched liability provisions contained in the Board-approved tariffs of other New Jersey water utilities, and identified commonly used provisions in those existing tariffs. In the Petition, the Company seeks the Board's approval to adopt those provisions in Middlesex's tariff. In addition, the Company has crafted a provision addressing its responsibilities when notices regarding water service matters are issued to the public. The Company proposes to amend its tariffs to be consistent with other New Jersey utilities, and to protect itself and its customers from incurring unnecessary costs. The Company included the revised tariff sheets incorporating the proposed changes to Section 13 of the General Rules section of its current water tariff with the Petition.²

New Jersey Division of Rate Counsel ("Rate Counsel") Comments:

By correspondence dated August 25, 2022, Rate Counsel filed comments stating that it reviewed the proposed additions and found that the new language is customary and routinely found in other water and wastewater tariffs. Therefore, Rate Counsel has no objection to the Board granting the Company's request.

DISCUSSION AND FINDINGS:

Based upon a review of the Petition and Rate Counsel's comments, the Board **HEREBY APPROVES** the revisions to Section 13 of the General Rules section of Middlesex's current tariff.

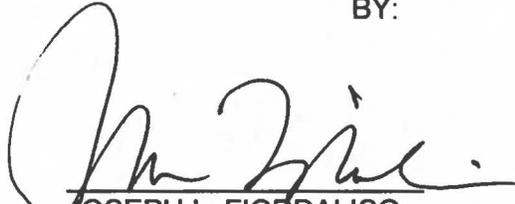
The Company is **DIRECTED** to file the revised sheets reflecting the changes to the General Information section of the Company's water tariffs, within 10 days from the effective date of this Order.

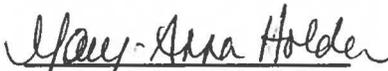
² Middlesex's current tariff is available on the Company's website at [8/15/90 + 92 \(middlesexwater.com\)](http://8/15/90+92/middlesexwater.com)

This Order shall be effective on November 16, 2022.

DATED: November 9, 2022

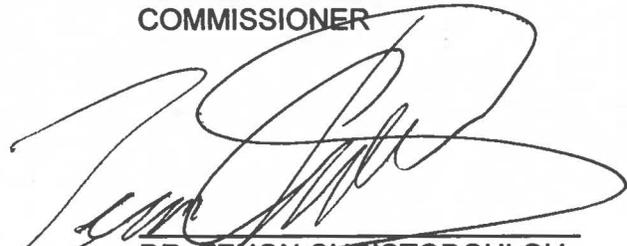
BOARD OF PUBLIC UTILITIES
BY:


JOSEPH L. FIORDALISO
PRESIDENT

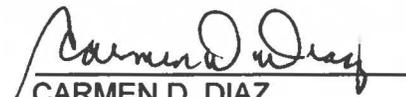

MARYANNA HOLDEN
COMMISSIONER


DIANNE SOLOMON
COMMISSIONER


ROBERT M. GORDON
COMMISSIONER


DR. ZENON CHRISTODOULOU
COMMISSIONER

ATTEST:


CARMEN D. DIAZ
ACTING SECRETARY

I HEREBY CERTIFY that the within
document is a true copy of the original
in the files of the Board of Public Utilities.

IN THE MATTER OF THE PETITION OF MIDDLESEX WATER COMPANY FOR APPROVAL
OF CHANGES IN ITS TARIFF FOR WATER SERVICE

BPU DOCKET NO. WT22080473

SERVICE LIST

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