



*Board of Supervisors of Willistown Township
Chester County*

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Statement of William Shoemaker, Chair, Willistown Board of Supervisors at the September 26, 2022 Board of Supervisors meeting.

The Township currently has a valid and enforceable agreement with Aqua Pennsylvania Wastewater, Inc. to sell its sewer collection system. The transaction was approved by the PUC. The PUC approval is on appeal to the Commonwealth Court. The Township will not close the sale transaction with Aqua while appeals are outstanding. Thus, until there is a final order from the Commonwealth Court (or potentially the PA Supreme Court), the Township will continue to own and operate the sewer collection system.

The Township has several rights and obligations under the sale agreement. The Township has been complying with and intends to continue to comply with the terms and conditions of sale agreement.

Under the sale agreement, if a final order is not obtained in the next 4-7 months, the Township would have the right to terminate the sale agreement. Since that date has not arrived (e.g., the Township neither controls the timing of court action nor court decisions), it is not prudent for the Township to speculate regarding what it might do, if anything, if that date arrives.

Again, the Township will not close the sale transaction until there is a final order and currently there is a valid and enforceable agreement of sale with Aqua.