

Date: 11/21/06

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EXEC-FILES-ALBANY

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The Honorable Jaclyn A. Brilling
Secretary to the Commission
NYS Public Service Commission
Three Empire State Plaza
Albany, NY 12223-1350

Re: Piney Point, Inc. d/b/a Piney Point Homeowners Water Association

Dear Secretary Brilling:

On June 6, 1984, Marc Caputo, the owner on record of Piney Point, Inc., conveyed the water company and its assets to a homeowners association, namely, Piney Point Homeowners Water Association (PPHWA) without having first sought approval by the Public Service Commission as per Public Service Law, Section 89-h.

Since that time, PPHWA has been operating outside the existing tariff currently on file with the Commission. PPHWA is now petitioning the Commission to recognize the transfer that took place in 1984, and affirm PPHWA as the active entity serving customers in the Piney Point development located in the Town of Boiceville, Ulster County.

Additionally, each member of PPHWA has an interest and voice in the operation of the water system, and as a result, requests an exemption of Public Service Commission regulation as set forth in Public Service Law, Section 5(4). PPHWA would like to be able to set its own rates where actual operating and maintenance costs are assessed equally among association members as incurred and operate the company in accordance with the provisions set forth in a new tariff applicable to homeowners associations and containing the current policies, laws, rules and regulation which govern small water companies.

Attached, as part of our petition, and for your review, is documentation of proof of a homeowners association, one copy of the "Request for Tariff" form and a copy of the proposed tariff schedule. It is understood that upon Commission approval, the tariff schedule will be available for electronic viewing on the Commission's web site www.dps.state.ny.us under Commission Documents -Tariffs.

Sincerely,

Patricia Hasenflue
Member, PPHWA and Water Operator


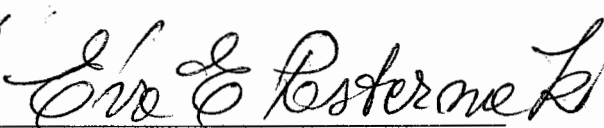
The signatories and addresses of the homeowners residing in the Piney Point development and active members in the Piney Point Homeowners Water Association are listed below:

<u>Dwight Elliott 4 piney point</u>	<u>James Minervini 10</u>
<u>Center Lane</u>	<u>Center Lane</u>
<u>Felina S. Guendel</u>	<u>Keri Yagan 6 center</u>
<u>10 PINEY POINT RD</u>	<u>lane Boiceville NY</u>
<u>Jean A. Weiner</u>	<u>MILDRED KENNEDY</u>
<u>4 Center Lane</u>	<u>Nola GUTMANN, SOA</u>
<u>Beth Hill-Beth Hill</u>	<u>12 center Lane Boiceville NY</u>
<u>28 Piney Point Road</u>	<u>Nola Gutmann SOA</u>
<u>Marta E. Vmont</u>	<u>Nola Gutmann</u>
<u>16 PINEY PT RD</u>	<u>4192 Rt. 28, P.O. Box 284</u>
<u>Patricia Hasenflue</u>	<u>Boiceville, NY 12412</u>
<u>26 Piney Point Rd.</u>	<u>Lee Zimm</u>
	<u>14 Piney Point Rd</u>
	<u>Boiceville NY 12412</u>

Sincerely,

Patricia Hasenflue
Member, PPHWA and Water Operator

The signatories and addresses of the homeowners residing in the Piney Point development and active members in the Piney Point Homeowners Water Association are listed below:

<u>MIAN & EVA PASTERNAK</u>	x	<u></u>
<u>8 CENTER LANE</u>	x	<u></u>
<u>BOICEVILLE NY 12412</u>		

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