

RESOLUTION REQUESTING WASTEWATER SERVICE

WHEREAS, the governing body of the Town of Milton (Town), State of Delaware, is the Milton Town Council (Council);

WHEREAS, on or about February 24, 2007, the Town entered a wastewater service agreement (Agreement) with Tidewater Environmental Services, Inc. (TESI);

WHEREAS, pursuant to the Agreement, TESI is to provide wastewater service to an area that includes the area within the boundaries of the Town;

WHEREAS, Title 26, Section 203D(a) of the Delaware Code requires TESI to obtain a certificate of public convenience and necessity (CPCN) to provide said wastewater service;

WHEREAS, Title 26, Section 203D(d)(3) provides the Delaware Public Service Commission (PSC) shall issue a CPCN if the applicant files with the petition for a CPCN a duly certified copy of a resolution from the governing body of a municipality requesting the applicant to provide service to the proposed territory to be served pursuant to the CPCN;

WHEREAS, Section E.4. of the Agreement provides the Town shall cooperate with TESI to the fullest extent possible to facilitate TESI's acquisition of any and all CPCNs;

WHEREAS, it is in the Town's interest for TESI to obtain a wastewater CPCN for the area defined by the Town's current boundaries;

NOW THEREFORE, the Council, on behalf of the Town, for the reasons stated above, adopts the following resolution.

Be it resolved this 7th day of June, 2007, that the Town of Milton (Town) hereby requests Tidewater Environmental Services, Inc. (TESI) to provide wastewater service to the territory within and defined by the Town's boundaries, and further be it resolved that the Town

supports TEST's application, to be filed with the Delaware Public Service Commission, for a wastewater certificate of public convenience and necessity for such territory.

TOWN OF MILTON

Date: JUN 8, 2007

BY Donald Post, Mayor (SEAL)
Donald Post, Mayor

ATTEST: [Signature] (SEAL)

TIDEWATER ENVIRONMENTAL
SERVICE, INC.

Date: June 8, 2007

BY Gerard L. Esposito (SEAL)
Gerard L. Esposito, President

ATTEST: [Signature] (SEAL)

This resolution was passed at a Town Council Meeting on June 7, 2007.