



Housatonic Water Works Company

Monthly Progress Report

To: Massachusetts Department of Environmental Protection

Administrative Consent Order with Penalty No.: 00016953

Reporting Period: July 2025

Date Submitted: August 15, 2025

1. Report Overview

This report is submitted pursuant to the Administrative Consent Order (ACOP) issued on July 15, 2025, by the Massachusetts Department of Environmental Protection (MassDEP).

As of July 31, 2025, the municipalities of Great Barrington and West Stockbridge had not resolved their legal disputes or withdrawn pending litigation against the Housatonic Water Works Company (Company). Thereafter, on August 7, 2025, the Great Barrington Board of Health voted to rescind its action, and on August 11, 2025, the Great Barrington Selectboard likewise voted to withdraw its case. As of August 15, 2025, the Town of West Stockbridge has not acted to do so.

These votes represent only the initial step; the cases must still be formally withdrawn from the appropriate courts. While this may appear procedural, time is of the essence, and any delay could materially impact the project schedule under the ACOP. The Company cannot proceed to the financing stage before the Massachusetts Department of Public Utilities until all such actions are fully resolved.

Once all litigation is formally withdrawn, the Company will file a financing petition with the Massachusetts Department of Public Utilities (“DPU”). The DPU regulates investor-owned utilities, reviewing financing requests to ensure they are necessary, reasonable, and in the public interest. This process, which includes public comment, possible intervention, and appeal and is required by law.

2. Updated Project Schedule

In accordance with the ACOP, the Company shall complete construction of the manganese treatment plant and ensure the facility is ready for operation and final inspection no later than March 1, 2026. Written notification of completion shall be submitted to MassDEP on or before that date.

Interim Milestones

The Company shall meet the following key deadlines:

Milestone	Deadline
1. Commence Construction of Building	July 31, 2025
2. Complete Building Structure	December 1, 2025
3. Finish Internal Components(complete)	January 15, 2026
4. Receive Process Components	January 1, 2026
5. Install Treatment Plant Components(complete)	February 1, 2026
6. Operational Readiness	March 1, 2026

3. The Company shall perform the following actions in accordance with Section 3.8 of the ACOP:

a. Log of All Water Discoloration Complaints Received

The scope of work for this component of the ACOP was issued by MassDEP on August 13, 2025. Therefore, this information will first be included in the monthly status report due September 15, 2025.

b. Summary of Equipment Order Status

No equipment was ordered this month.

c. Summary of Construction Activities Completed

Since the initiation of project activities in March 2025, the Company has undertaken substantial site and infrastructure preparation, including:

Engineering and Planning:

- Continued refinement of project engineering plans.
- Field delineation of existing infrastructure and layout of tie-in points for the new building.
- Identification/ excavation test pits for sample lines, intake lines, and effluent discharge points.

In July the Company's efforts were directed toward finalizing the integration of the building with treatment system components and utility infrastructure, including:

Site Preparation:

- Layout of underground utilities from the 1939 pump house to the new building.
- Planning for installation of conduit for electrical, communication and gas connections.
- Siting of a new utility pole.
- Siting for generator pad and tie-ins.

d. Summary of Planned Activities for the Next Calendar Month

During the next reporting period, the Company plans to install underground utilities between the existing building and the new building, with connections to a new utility pole to be installed and with connections to the generator pad and the new building. In addition, the Company will proceed with tapping the new mains into the existing mains and installing them in the new building. Preparatory work will also be undertaken to ensure all tie-ins are ready for integration with the treatment system and related infrastructure.

e. Summary of the Status of All Items in the Overall Project Construction Schedule

Completed work includes site clearing, erosion control installation, grading, excavation, and building pad preparation. Current activities focus on integrating the new building with treatment components, installing underground utilities and communication lines, and preparing for electrical and generator connections. Upcoming tasks include tapping new mains into existing lines, completing tie-ins to the new building site.

It should be noted that pending municipal litigation and the timing of its resolution directly affect the Company's ability to file for financing with the DPU. As the DPU's review process is governed by statutory timelines for public

comment, potential intervention, and appeal, any delay in completing the litigation withdrawal process may impact financing approval and, in turn, the overall construction schedule established under the ACOP.

4. The Company shall install a blow off at the end of Wright Lane no later than August 15, 2025.

Completed.

5. Installation of Water Filtration Treatment System at Municipal Facility

The Company is required to install a water filtration treatment system at the Housatonic Community Center House, or another municipal facility, subject to the Town's acceptance of the offer. The Town has formally accepted the Company's proposal. Equipment has been ordered, and installation will be scheduled promptly upon receipt of the equipment.