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PUBLIC UTILITIES - PENNSYLVANIA

Conyngham Township v. Pennsylvania Public Utility Commission

Supreme Court of Pennsylvania - October 29, 2026 - A.3d - 2026 WL 3259423

Township filed petition for review of order of Public Utility Commission, finding it lacked jurisdiction over borough's municipal sanitary sewer authority under the Municipality Authorities Act (MAA), even when it provided service outside its boundaries to township.

The Commonwealth Court vacated and remanded. Discretionary review was granted.

The Supreme Court held that:

- Municipal authorities incorporated under MAA are not required to obtain a Commission-issued certificate before operating beyond the boundaries of their incorporating municipalities, and
- Commission's jurisdiction over municipal corporations does not extend to municipal authorities incorporated under the MAA, because the MAA vests the courts of common pleas with exclusive jurisdiction over those authorities' rates and services.

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