

**IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT**

READING AREA WATER AUTHORITY	:	No. 818 MAL 2012
	:	
	:	
v.	:	Petition for Allowance of Appeal from the
	:	Order of the Commonwealth Court
	:	
THE SCHUYLKILL RIVER GREENWAY	:	
ASSOCIATION BERN TOWNSHIP,	:	
	:	
Intervenor	:	
	:	
	:	
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	:	
	:	
	:	
	:	
PETITION OF: THE SCHUYLKILL	:	
RIVER GREENWAY ASSOCIATION AND	:	
BERN TOWNSHIP	:	

ORDER

PER CURIAM

AND NOW, this 28th day of August, 2013, the Petition for Allowance of Appeal is **GRANTED**. The issues, as stated by Petitioner, are:

- a. Whether Commonwealth Court erred in its determination that a municipal water authority has the power to condemn a permanent easement of dimensions sufficient to enable a private developer to install and permanently maintain privately owned and operated wastewater facilities and privately owned and operated storm water management facilities in a portion of the easement separate and apart and for a distinct purpose from the publicly owned water facilities?

- b. Whether Commonwealth Court erred in its determinations that “facilitat[ing] the construction of . . . storm water management facilities” to enable development of private land and “providing . . . storm water management” constitute public purposes to justify taking of private land?