



## Public Service Commission

**For Immediate Release:** 2/21/18

John B. Rhodes, Chair

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### COMMISSION ISSUES FINAL FEBRUARY 22, 2018 AGENDA

Albany, NY – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 A.M., Thursday, February 22, 2018, in the 19<sup>th</sup> Floor Board Room of its offices located at Three Empire State Plaza, Albany, New York.**

**MEETING WILL BE BROADCAST ON THE INTERNET AT:**

<http://www.dps.ny.gov/Webcasts.html>

**-VIDEOCASTING TO PSC'S NYC OFFICES AVAILABLE-**

**(See instructions on last page of Agenda)**

The session agenda is as follows:

**To view documents related to PSC Cases below, visit:**

[http://www.dps.ny.gov/New\\_Search.html](http://www.dps.ny.gov/New_Search.html)

#### **REGULAR AGENDA ITEMS Items To Be Resolved Through Discussion**

**Item      PSC Case**

#### **POWER**

301      15-E-0751      In the Matter of the Value of Distributed Energy Resources.

- 302 17-E-0458 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -  
Tariff Filing to Modify Its Electric Tariff Schedule, P.S.C. No. 10,  
Regarding Electric Energy Storage Systems.
- 303 18-E-0071 In the Matter of Offshore Wind Energy.
- 304 15-E-0302 Proceeding on Motion of the Commission to Implement a Large-Scale  
Renewable Program and a Clean Energy Standard. Petition filed by  
Astral Energy, LLC.

No items will be considered on the Regular Agenda for **GAS, GENERAL, WATER, COMMUNICATIONS, and CABLE.**

### CONSENT AGENDA

**This agenda consists of items that, by their nature, can be decided by the Commission on the basis of written reviews and analyses previously made available to the Commissioners and do not require discussion at the Session.**

**Item      PSC Case**

#### GAS

- 161 17-G-0746 MS. PADMINE LALL/MS. SYBIL RAMSARAN AND THE  
BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID -  
Rehearing Request.
- 162 16-G-0257 NATIONAL FUEL GAS DISTRIBUTION CORPORATION -  
Proceeding on Motion of the Commission as to the Rates, Charges, Rules  
and Regulations of National Fuel Gas Distribution Corporation for Gas  
Service.
- 163 14-G-0494 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion  
of the Commission as to the Rates, Charges, Rules and Regulations for  
Gas Service.
- 164-A In the Matter of an Enforcement Proceeding for Alleged Violations of 16  
NYCRR Part 753, Protection of Underground Facilities. (Penalty  
Determinations).
- 17-G-0376 INDER HOME IMPROVEMENT, INC./CONSOLIDATED EDISON  
COMPANY OF NEW YORK, INC.
- 18-G-0034 VALLEY PLUMBING & SEPTIC WATER FILTRATION &  
TREATMENT/CENTRAL HUDSON GAS & ELECTRIC  
CORPORATION.

- 18-G-0035 NARDONE CONSTRUCTION INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 18-G-0036 SCAPING DEVELOPMENT CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 18-G-0037 NEW YORK CITY DEPARTMENT OF TRANSPORTATION/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 18-G-0038 ESSWEIN ASSOCIATES, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0039 T.R.C. ELECTRIC CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0040 GANZ MANAGEMENT LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0041 SILVA EXCAVATING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0042 ALMAS CONSTRUCTION LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0043 ROADWORK AHEAD, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0044 ALL QUALITY MASONRY CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0045 ATLAS ASPHALT/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0046 ROYAL STAR ASSOCIATES, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0047 AKG2, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 18-G-0048 POSILICO CIVIL, INC./NEW YORK STATE ELECTRIC & GAS CORPORATION.
- 18-G-0049 GALLO CONSTRUCTION CORPORATION/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0050 NEW BREMEN CONTRACTORS/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0051 ULTRACLEAN, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0052 PETK, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.

- 18-G-0053 YATZIV CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 164-B In the Matter of an Enforcement Proceeding for Alleged Violations of 16 NYCRR Part 753, Protection of Underground Facilities. (Consent Order Approvals).
- 17-G-0388 TOWN OF NORTH HEMPSTEAD HIGHWAY DEPARTMENT/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 17-G-0786 CITY OF TROY DEPARTMENT OF PUBLIC UTILITIES/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0054 NEW YORK STATE THRUWAY AUTHORITY/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 18-G-0055 DR. BLACKTOP FOR/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 18-G-0056 HULSAIR CHARLES & SON/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 18-G-0057 COREWOOD VENTURES, INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 18-G-0058 FRANK P. KANE CONSTRUCTION, INC./ENBRIDGE ENERGY, LLP - LAKEHEAD PIPE LINE COMPANY.
- 18-G-0059 NYC DEP SEWER DEPARTMENT/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0060 METROPOLITAN FURNITURE AND CONSTRUCTION CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0061 NORTH COUNTRY CONTRACTORS, LLC/NEW YORK STATE ELECTRIC & GAS CORPORATION.
- 18-G-0062 MITCHISON AND SONS, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0063 AHP HARDSCAPING INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0064 MALANGA CONSTRUCTION INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 164-C 17-G-0400 Z & J MANAGEMENT LLC/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - Petition for Rehearing.

**GENERAL**

- 261 16-E-0060 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 14-M-0565 Proceeding on Motion of the Commission to Examine Programs to Address Energy Affordability for Low Income Utility Customers.
- 16-G-0061 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 262 17-M-0552 MPOWER ENERGY LLC - Proceeding on Motion of the Commission to Seek Consequences against for Violations of the Uniform Business Practices.
- 263 13-S-0032 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Steam Service.
- 264 17-M-0735 SITHE/INDEPENDENCE POWER PARTNERS, L.P., VISTRA ENERGY CORP., AND DYNEGY INC. - Joint Petition for a Declaratory Ruling.

### **POWER**

- 361 17-E-0301 ERY RETAIL PODIUM LLC - Notice of Intent to Submeter Electricity at 15 Hudson Yards, New York, New York 10001, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 362 17-E-0456 SANDY 350 LLC - Notice of Intent to Submeter Electricity at 350 Clarkson Avenue, Brooklyn, New York 11226, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 363 17-E-0474 CPS FEE COMPANY LLC - Notice of Intent to Submeter Electricity at 252 South Street, New York, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 364 17-E-0742 MR. DARREN MANNINO/MS. KIAMESHA HART AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Rehearing Request.
- 365 17-E-0748 MS. JEANIE ZELLER/MS. CINDY LEIP AND NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Rehearing Request.
- 366 17-E-0544 BLDG 44 DEVELOPERS, LLC - Notice of Intent to Submeter Electricity at 222 East 44th Street New York, NY 10017, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 367 17-E-0453 BOP GREENPOINT G LLC - Notice of Intent to Submeter Electricity at 37 Blue Slip, Brooklyn, New York 11222, Located in the Territory of Consolidated Edison of New York, Inc.

- 368 17-E-0358 685 FIRST REALTY COMPANY, LLC - Notice of Intent to Submeter Electricity at 685 1st Avenue, New York, New York 10016, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 369 17-E-0433 BRIDGE LAND VESTRY LLC - Notice of Intent to Submeter Electricity at 70 Vestry Street, New York, NY in the Territory of Consolidated Edison Company of New York, Inc.
- 370 17-E-0406 SATEC, INC. - Petition for Approval of BFM-II Electric Multi-Channel Meter for use in Residential Dwellings.
- 371 17-E-0639 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff filing to Revise its Electric Tariff Schedule, P.S.C. No. 10, to Eliminate Interval Data Charges for Energy Service Companies.
- 372 There is no item 372.
- 373 17-E-0604 OPPORTUNITIES FOR BROOME, INC. - Petition to Master Meter Electricity at 88-90 Carroll Street, Binghamton, Located in the Territory of New York State Electric and Gas Corporation.
- 374 14-E-0151 HUDSON VALLEY CLEAN ENERGY, INC. - Petition for an Increase to the Net Metering Minimum Limitation at Central Hudson Gas & Electric Corporation.
- 14-E-0422 SOLAR ENERGY INDUSTRIES ASSOCIATION, ALLIANCE FOR CLEAN ENERGY NEW YORK, THE VOTE SOLAR INITIATIVE, THE NATIONAL RESOURCES DEFENSE COUNCIL AND THE ALLIANCE FOR SOLAR CHOICE - Petition of to Clarify the Process for Utilities to Seek Relief from Net Metering Caps.
- 375 There is no item 375.
- 376 There is no item 376.
- 377 15-E-0751 In the Matter of the Value of Distributed Energy Resources. Petition filed by Niagara Mohawk Power Corporation d/b/a National Grid.
- 378 There is no item 378.
- 379 There is no item 379.
- 380 17-E-0805 CALPINE CORPORATION AND ACCESS INDUSTRIES, INC. - Joint Petition for a Declaratory Ruling that Public Service Law Section 70 does not Apply to the Proposed Transaction, or in the Alternative, for Approval of the Proposed Transaction Pursuant to Section 70 of the Public Service Law.
- 381 16-E-0057 FASTRAC MARKETS, LLC - Petition for a Declaratory Ruling that its Facility Located in the City of Rochester is Entitled to Receive Electric Service from Rochester Gas and Electric Corporation.

## WATER

- 461 17-W-0288 NEW ROCHELLE HOME OWNERS ASSOCIATION - Petition for a Declaratory Ruling Regarding the Cost That Suez Water Westchester Inc. Charges For Private Hydrants.
- 462 17-W-0618 NEW YORK AMERICAN WATER COMPANY, INC. - Petition for Authority, Under Section 89-f of the Public Service Law, to Refinance up to \$15,000,000 of Existing Long-Term Debt and Issue up to \$63,500,000 of Long-Term Debt through March 31, 2021.
- 463 16-W-0259 NEW YORK AMERICAN WATER COMPANY, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Water Service.

### COMMUNICATIONS

- 561 18-C-0009 MR. THEODORE M. BIER/VERIZON - Appeal of an Informal Hearing Decision.
- 562 17-C-0185 In the Matter of Quality of Service Provided by Local Exchange Companies in New York State. Verizon New York Inc. Report on Service Quality for the 4<sup>th</sup> Quarter of 2017.
- 563 17-C-0608 VERNON TELEPHONE COMPANY, INC. AND ORISKANY FALLS TELEPHONE CORPORATION - Joint Petition for Approval of a Certificate of Merger, with Vernon Telephone Company, Inc. being the Surviving Corporation.

### CABLE

- 661 17-V-0443 VERIZON NEW YORK INC. - Petition for Orders of Entry for 46 Multiple-Dwelling Unit Buildings in the City of New York.
- 662 17-V-0444 VERIZON NEW YORK INC. - Petition for Orders of Entry for 31 Multiple-Dwelling Unit Buildings in the City of New York.
- 663 17-V-0709 CITIZENS TELECOMMUNICATIONS COMPANY OF NEW YORK, INC. D/B/A FRONTIER COMMUNICATIONS - Petition for a Certificate of Confirmation for its Franchise with the Village of Wurtsboro, Sullivan County.
- 664 Petitions for Renewal of Cable Television Franchises.
- 17-V-0711 COMCAST OF NEW YORK, LLC/TOWN OF HAMPTON, WASHINGTON COUNTY.
- 17-V-0744 VERIZON NEW YORK INC./VILLAGE OF POQUOTT, SUFFOLK COUNTY.

**Instructions to View Webcast at PSC's NYC Offices**

Individuals in New York City wishing to view the Commission's meeting may do so in the Board Room on the 4<sup>th</sup> floor of the Commission's offices at 90 Church Street, New York City. The webcasting will be for viewing and listening purposes only. Pursuant to procedures established by the building management, anyone planning to observe the meeting in the New York City Board Room must notify Jan Goorsky at 212-417-2378, 48 hours in advance of the meeting, and must be prepared to show valid photo identification upon arrival at 90 Church Street.

### **Instructions to View Video Webcast of Meeting**

In addition to the webcast of the meeting in the Commission's New York City offices, the meeting will be webcast live on the Internet. The Internet webcast can be viewed by accessing <http://www.dps.ny.gov/Webcasts.html>

The viewing quality of a live webcast can be adversely affected by various factors including, but not limited to, Internet bandwidth limitations, Internet network congestion, and the configurations and settings on a computer used to view the webcast. If you experience problems viewing a live webcast, you may view it at a later time by accessing an archived copy of the webcast. Archives are available on the Department Web site within two business days after the meeting.

### **Explanation of Agenda**

The agenda is divided into two sections. The **Consent Agenda** consists of items that because of their nature, can be decided by the Commission on the basis of written reviews and analyses previously made available to the Commission and do not require discussion. Any item on the Consent Agenda can be transferred to the Regular Agenda if discussion is required.

The **Regular Agenda** consists of items that, by their nature, appear to be best resolved through discussion of matters covered by written reviews and analyses, also available to the Commissioners in advance of the meeting. All Commission meetings are open to the public. However, since adequate forums are available for public participation in cases before the Commission there will be no opportunity for the public to address the Commission. The agenda contained herein is complete at the time of issue, but other items may be added and some agenda items may be removed without further notice.



Proposed draft orders for **Regular Agenda items** will be posted for public viewing, if feasible, by 6:00 p.m. the day before a Commission meeting. The proposed draft orders will be made available at: [Documents Scheduled for Discussion at Session](#).

The posted draft orders will be removed by 6:00 p.m. on the day of the Commission meeting, or when the final order is issued, whichever is earlier. (Clicking on this link at any other time than that noted above will result in “No Documents found.”) The proposed draft order is not the final Commission action, rather, the final determination is the issued order, posted by the Secretary, and available at [www.dps.ny.gov](http://www.dps.ny.gov), click on “Search” then search the appropriate PSC case number.

### **Other Matters**

Persons with disabilities who require a sign language interpreter or other special accommodations should call the Department of Public Service's Human Resources Management office at 518 - 474-2520. TTD users may call this number through the New York Relay Service at 1-800-662-1220 or have a representative call directly to the office.

All public documents that have been filed or issued before today's date may be obtained by accessing the Commission's Web site at [www.dps.ny.gov](http://www.dps.ny.gov), click on “Search” then search using the appropriate PSC case number, or in the alternative documents may be viewed on monitors provided in the Files Unit on the 14<sup>th</sup> floor of the Albany offices or obtained by calling (518)-474-2500.

### **Next Meeting**

The next regularly scheduled meeting will begin at **10:30 A.M., Thursday, March 15, 2018, in Albany, New York.**

Individuals in Albany wishing to observe the Commission's meeting may do so in the Board Room on the 19<sup>th</sup> floor of the Commission's offices at Three Empire State Plaza. **Pursuant to procedures established by the building management, anyone planning to view the meeting in the New York City Office must notify Jan Goorsky at 212-417-2378, 48 hours in advance of the meeting, and must be prepared to show valid photo identification upon arrival at 90 Church Street.** The webcasting will be for viewing and listening purposes only.

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