



# Public Service Commission

**For Immediate Release:** 12/12/18

John B. Rhodes, Chair

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## **COMMISSION ISSUES FINAL DECEMBER 13, 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, December 13, 2018, in the 4th Floor Board Room of its offices located at 90 Church Street, New York, New York 10007.**

**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)

<b>Item</b>	<b>PSC Case</b>	
		<b>GAS</b>
101	18-G-0565	CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff filing to Modify its Gas Tariff Schedule, P.S.C. No. 9, Regarding the Interruptible Gas Service Program.
		<b>GENERAL</b>
201	18-M-0084	In the Matter of a Comprehensive Energy Efficiency Initiative.

## POWER

- |     |           |   |
|-----|-----------|---|
| 301 | 18-E-0130 | In the Matter of Energy Storage Deployment Program.         |
| 302 | 15-E-0751 | In the Matter of the Value of Distributed Energy Resources. |

No items will be considered on the Regular Agenda for **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-A |           | In the Matter of an Enforcement Proceeding for Alleged Violations of 16 NYCRR Part 753 - Protection of Underground Facilities. (Penalty Determinations). |
|       | 18-G-0701 | TREND 21 MANAGEMENT, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID.  |
|       | 18-G-0699 | SARDINA & SONS CONTRACTING CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.  |
|       | 18-G-0690 | BILOTTA CONSTRUCTION CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.   |
|       | 18-G-0694 | ARBEN CONTRACTING OF NEW YORK/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.  |
|       | 18-G-0697 | NORTH VALLEY CONSTRUCTION/NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID.  |
|       | 18-G-0695 | ALLCON CONTRACTING/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
|       | 18-G-0696 | BLACKTOP MAINTENANCE CORP./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.  |
|       | 18-G-0692 | THE TORRENCE GROUP, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.  |

- 18-G-0693 PARADISE CONSTRUCTION/THE BROOKLYN UNION GAS COMPANY, D/B/A NATIONAL GRID.
- 18-G-0689 MORAN LANDSCAPE/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 18-G-0691 TOM JENKINS EXCAVATING LLC/NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID.
- 18-G-0578 AMOSKEAG MAINTENANCE SERVICES LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 18-G-0703 PD QUALITY CONSTRUCTION, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-E-0712 ZAMBITO & SON ENTERPRISES, LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 161-B In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities. (Consent Order Approvals).
- 18-G-0688 DIAMOND LANDSCAPING AND PROPERTY MAINTENANCE, LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 18-G-0684 MUSSUMECI ELECTRIC INC./ROCHESTER GAS AND ELECTRIC CORPORATION.
- 18-G-0681 RUSSO DEVELOPMENT ENTERPRISES INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0686 SCOTT PERRI LANDSCAPING INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 18-G-0683 HOFSTRA UNIVERSITY/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0685 IZZO EXCAVATION INC./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0687 A & BEE ELECTRIC COMPANY/KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0680 KENT'S LANDSCAPING/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 18-G-0682 CASALE CONSTRUCTION SERVICES, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 162 18-G-0607 NEW YORK STATE ELECTRIC & GAS CORPORATION - Tariff Filing to Revise Its Gas Tariff Schedule, P.S.C. No. 87, to Modify the British Thermal Unit (BTU) Content Language Described Under Character of Service in Each Service Classification.

- 163 18-G-0720 VALLEY ENERGY, INC. - Tariff Filing to Make a Revision of a Housekeeping Nature to its Gas Tariff Schedule, P.S.C. No. 1, to Correct Its Factor of Adjustment.
- 164 There is no item 164.
- 165 18-G-0491 In the Matter of the Filing of Annual Reconciliation of Gas Expenses and Gas Cost Recoveries.
- 166 18-G-0716 383 WEST MAIN STREET, LITTLE FALLS - In the Matter of a Natural Gas Incident on February 14, 2018, in the Service Territory of Niagara Mohawk Power Corporation, d/b/a National Grid.

### **GENERAL**

- 261 17-M-0244 NEW YORK PRESBYTERIAN HOSPITAL - Petition for a Declaratory Ruling Concerning an Order Directing Consolidated Edison to Adopt and Utilize the Alternative Proposed Methodology of UtiliSave, LLC that is in Compliance with the Applicable Tariffs and the Public Service Law.
- 262 18-M-0626 MS. KRISTINA GREY/MS. MONICA ROME, MS. PRECIOUS BAILEY AND CONSOLIDATED EDISON COMPANY OF NEW YORK INC. – Rehearing Request of Shared Meter Determination.
- 263 18-S-0313 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC./ONE BEEKMAN PLACE INC. – Appeal of an Informal Review.
- 264 18-S-0448 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - In the Matter of the Investigation of a Rupture at Fifth Avenue and 21st Street on July 19, 2018.
- 265 18-E-0067 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 18-G-0068 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 266 14-M-0196 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Tariff filing to establish fees for residential customers who choose to opt out of using Automated Meter Reading devices.

### **POWER**

- 361 18-E-0258 TOWER 195 LLC - Notice of Intent to Submeter Electricity at One South Clinton Avenue, Rochester, New York Located in the Territory of Rochester Gas and Electric Corporation.

- 362 18-E-0328 WOOLWORTH 100 OWNER LLC - Notice of Intent to Submeter Electricity at 2 Park Place, New York, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 363 18-E-0486 MR. ROBERT ERVOLINA, ON BEHALF OF HIRISE PROPERTIES ELY AVE LLC/MR. BENJI ROMAN AND MS. CARMEN RIVERA BAEZ/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Rehearing Request of Shared Meter Determination.
- 364 18-E-0540 MR. ROBERT ERVOLINA ON BEHALF OF HIRISE PROPERTIES ELY AVE LLC/MS. CHIMENE ANTHONY AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Rehearing Request of Shared Meter Determination.
- 365 18-T-0202 EIGHT POINT WIND, LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII to Construct and Operate a 16.5 mile 115kV Transmission Line.
- 366 18-E-0230 CHRISTINE YOUNG/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Appeal of Informal Review.
- 367 18-E-0653 AP CRICKET VALLEY HOLDINGS II, INC., SHOSEKI US CAPITAL INC., CRICKET VALLEY ENERGY CENTER LLC, AND CRICKET VALLEY ENERGY PARTNERS LLC - Joint Petition for a Declaratory Ruling Regarding a Transfer of Ownership Interests or, in the Alternative, an Approval Pursuant to Section 70 of the Public Service Law and for a Declaratory Ruling on Jurisdiction.
- 368 18-E-0622 AMP ORATAM INVESTMENTS LLC - Petition for a Declaratory Ruling Regarding Financing or, in the Alternative, an Order Approving Financing Pursuant to Section 69 of the New York State Public Service Law.
- 369 18-E-0662 ZEPHYR WIND ENERGY, LLC - Petition for a Declaratory Ruling Concerning Financing Approval under Section 69 of the New York State Public Service Law.
- 370 18-E-0397 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff filing to Make Revisions to its Electric Tariff Schedule, P.S.C. No. 10, to Add New Riders Z (Residential) and AA (Small Commercial) Innovative Pricing Pilot, to Implement Rate Structures for Residential and Small Commercial Customers.
- 371 17-E-0802 MOHAWK MUNICIPAL COMMISSION ELECTRIC DEPARTMENT - Minor Rate Filing to Increase its Total Annual Revenues by About \$136,634 or 11.4%.
- 372 15-E-0302 Proceeding on Motion of the Commission to Implement a Large-Scale Renewable Program and a Clean Energy Standard.
- 373 There is no item 373.

- 374 18-E-0621 HUDSON TRANSMISSION PARTNERS, LLC, AEIF HUDSON HOLDINGS, LLC, STARWOOD ENERGY HUDSON INVESTORS HOLDCO, LLC, AND AMF ORATAM INVESTMENTS LLC - Joint Petition for a Declaratory Ruling Regarding Transfer of Upstream Ownership Interests or, in the Alternative, an Order Approving the Transfer Pursuant to § 70 of the New York State Public Service Law.

### **WATER**

- 461-A 18-W-0554 NEW YORK AMERICAN WATER COMPANY, INC. - Petition for Approval, Pursuant to Public Service Law, Section 113(2), of a Proposed Allocation of Certain Tax Refunds between New York American Water Company, Inc. and Ratepayers.
- 461-B 16-W-0259 Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of New York American Water Company, Inc. for Water Service.
- 17-M-0815 Proceeding on Motion of the Commission on Changes in Law that May Affect Rates.
- 18-W-0554 Petition for Approval, Pursuant to Public Service Law, Section 113(2), of a Proposed Allocation of Certain Tax Refunds between New York American Water Company, Inc. and Ratepayers.
- 462 18-W-0310 HUDSON VALLEY WATER COMPANIES, INC. - Minor Rate Filing to Increase Its Annual Revenues by About \$24,370 or 13.0%.
- 463 18-W-0560 CITY OF RYE - Petition Pursuant to Chapter 433 of 2013 to Distribute Public Safety Infrastructure Costs Across Water Rate Base.

### **COMMUNICATIONS**

- 561 15-M-0388 Joint Petition of Charter Communications and Time Warner Cable for Approval of a Transfer of Control of Subsidiaries and Franchises, Pro Forma Reorganization, and Certain Financing Arrangements.
- 562 15-M-0742 Proceeding on Motion of the Commission to Review the State Universal Service Fund.
- 563 18-C-0666 CONSOLIDATED COMMUNICATIONS HOLDINGS, INC., CONSOLIDATED COMMUNICATIONS INC., BERKSHIRE TELEPHONE CORPORATION, TACONIC TELEPHONE CORP., FAIRPOINT BUSINESS SERVICES LLC, AND CONSOLIDATED COMMUNICATIONS ENTERPRISE SERVICES – Joint Petition for a Declaratory Ruling and Approval of Proposed Transactions Pursuant to Sections 99, 100, and 108 of the New York State Public Service Law.

## CABLE

- |     |           |   |
|-----|-----------|---|
| 661 | 18-V-0452 | VERIZON NEW YORK INC. - Petition for Orders of Entry for 33 Multiple-Dwelling Unit Buildings in the City of New York. |
| 662 | 17-V-0730 | VERIZON NEW YORK INC. - Petition for Orders of Entry for 40 Multiple-Dwelling Unit Buildings in the City of New York. |

### **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, January 17, 2019, 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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