



## Public Service Commission

**For Immediate Release:** 4/12/19

John B. Rhodes, Chair

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**19030**

### **COMMISSION ISSUES PRELIMINARY APRIL 18, 2019 AGENDA**

Albany, NY – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 A.M., Thursday, April 18, 2019, in the 19th 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)

**Item      PSC Case**

#### **POWER**

301	17-E-0594	NEW YORK STATE ELECTRIC & GAS CORPORATION AND ROCHESTER GAS AND ELECTRIC CORPORATION - Proceeding on Motion of the Commission to Investigate the March 2017 Windstorm, Related Power Outages, and Rochester Gas and Electric and New York State Electric & Gas Restoration Efforts.
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- 302     19-E-0105     NEW YORK STATE ELECTRIC & GAS CORPORATION - In the Matter of Investigating Utility Preparation and Response to Power Outages During the 2018 Winter and Spring Storms for New York State Electric & Gas Corporation.
- 19-E-0106     ROCHESTER GAS AND ELECTRIC CORPORATION - In the Matter of Investigating Utility Preparation and Response to Power Outages During the 2018 Winter and Spring Storms for Rochester Gas and Electric Corporation.
- 19-E-0107     CONSOLIDATED EDISON COMPANY OF NEW YORK, INC - In the Matter of Investigating Utility Preparation and Response to Power Outages During the 2018 Winter and Spring Storms for Consolidated Edison Company of New York, Inc.
- 19-E-0108     ORANGE AND ROCKLAND UTILITIES INC. - In the Matter of Investigating Utility Preparation and Response to Power Outages During the 2018 Winter and Spring Storms for Orange and Rockland Utilities Inc.
- 19-E-0109     CENTRAL HUDSON GAS & ELECTRIC CORPORATION - In the Matter of Investigating Utility Preparation and Response to Power Outages During the 2018 Winter and Spring Storms for Central Hudson Gas & Electric Corporation.
- 19-E-0110     NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - In the Matter of Investigating Utility Preparation and Response to Power Outages During the 2018 Winter and Spring Storms for Niagara Mohawk Power Corporation d/b/a National Grid.
- 303     15-E-0751     In the Matter of the Value of Distributed Energy Resources.

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     16-G-0058     KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.

- 16-G-0059 THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 162 18-G-0768 MS. IRENE LETSCHER/MS. FRANCES CASTAGNA AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. (819882) - Rehearing Request.
- 163-A In the Matter of an Enforcement Proceeding for Alleged Violations of 16 NYCRR Part 753 - Protection of Underground Facilities. (Penalty Determinations).
- 18-G-0409 HAMPTONS NURSERY AND LANDSCAPES, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0587 NY ASPHALT, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 18-G-0686 SCOTT PERRI LANDSCAPING INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 19-G-0162 BROWNIE COMPANIES LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 19-G-0163 SAVVEY INC./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID.
- 19-G-0165 SCOTT PERRI LANDSCAPING INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 19-G-0161 ORANGE LAKE CONSTRUCTION CORP./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 19-G-0154 SILVA STAR MASONRY INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 19-G-0157 GAZEBO CONTRACTING, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 19-G-0158 EASY STREET PLUMBING, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 19-G-0153 STASI BROTHERS ASPHALT CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 19-G-0156 KOWAL KONTRACTING INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 19-G-0164 SCOTT PERRI LANDSCAPING INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 19-G-0155 KRAMER CONTRACTING/NATIONAL FUEL GAS DISTRIBUTION CORPORATION.

163-B

In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities. (Consent Order Approvals).

- 19-G-0136 ALL ISLAND EXCAVATING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 19-G-0116 STARK AND SONS, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 19-G-0141 GVG CONTRACTING CORPORATION/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 19-G-0152 RIEFENBURG CONSTRUCTION INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 19-G-0135 INDEPENDENT GENERAL CONTRACTING LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 19-G-0137 SUFFOLK ASPHALT CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 19-G-0151 GALUSHA & SONS, LLC/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 19-G-0144 BROUGHTON EXCAVATION, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 19-G-0143 D & R PAVING, LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 19-G-0138 NARDINI CONSTRUCTION & EXCAVATING, LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 19-G-0139 K.C. & SONS CONSTRUCTION, LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 19-G-0146 P.E. COLUCCI, LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 19-G-0145 DU-BEN STEEL BUILDINGS/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 19-G-0142 J.J. SISCA & ASSOCIATES BUILDING CORPORATION/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 19-G-0147 C M H CO., INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 19-G-0140 MAPLE SPRINGS TREE SERVICE, LLC/NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 19-G-0148 GARDEN TIME INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.

- 19-G-0150 E F MALONEY & SONS LICENSED ELECTRICAL CONTRACTING, INC./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID.
- 19-G-0115 POOL TECH, INC./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID.
- 19-G-0149 THE INCORPORATED VILLAGE OF WILLINSTON PARK/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 164 18-G-0738 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Tariff Filing to Modify Its Gas Tariff Schedule, P.S.C. No. 219, Service Classification No. 11 - Load Aggregation, to Establish Minimum Delivery Requirements and Make Clarifying Revisions to Its Capacity Release Program.
- 165 There is no item 165.
- 166 18-G-0553 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Petition with a Related Tariff Amendment to Implement a New Safety Pilot Program and Enhanced Energy Efficiency Initiatives.
- 16-G-0257 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 13-G-0136 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 167 15-G-0284 NEW YORK STATE ELECTRIC & GAS CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.

### GENERAL

- 261 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.
- 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.
- 262 19-M-0061 MS. NADINE SHARIFF/MS. ROSEMARY STRUBBING AND CENTRAL HUDSON GAS & ELECTRIC CORPORATION (823488) - Rehearing Request.

- 263 18-M-0679 In the Matter of the 2018 Amendment to the Public Service Law, Section 39(4), Relating to the Discontinuation of Utility Service to Residential Customers.
- 264 19-M-0012 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Petition under Section 69 of the Public Service Law for Authority to Issue Securities having a Maturity of More than One Year.
- 265 16-M-0429 In the Matter of Earnings Adjustment Mechanism and Scorecard Reforms Supporting the Commission's Reforming the Energy Vision.
- 14-M-0101 Proceeding on Motion of the Commission in Regard to Reforming the Energy Vision.
- 266 17-M-0815 Proceeding on Motion of the Commission on Changes in Law that May Affect Rates.
- 267 18-M-0777 In the Matter of Excavator Training Requirements to Comply with Chapter 333 of the Laws of 2018.

#### **POWER**

- 361 18-E-0767 MS. ANNETTE MOHABIR/MR. CLETO JESUS SALAZAR AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. (819198) - Rehearing Request.
- 362 18-E-0769 W2005/HINES WEST FIFTY-THIRD REALTY, LLC - Notice of Intent to Submeter Electricity at 53 West 53rd Street, New York, New York 10022, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 363 18-E-0735 100 EAST 53RD STREET CONDOMINIUM - Notice of Intent to Submeter Electricity at 100 East 53rd Street, New York, New York 10022, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 364 18-E-0763 VICTOR NOMAD LLC - Notice of Intent to Submeter Electricity at 277 Fifth Avenue, New York, New York 10016 Located in the Territory of Consolidated Edison Company of New York, Inc.
- 365 18-E-0776 283 GREENE LLC - Notice of Intent to Submeter Electricity at 283 Greene Ave, Brooklyn, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 366 18-E-0737 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition for Authority, Pursuant to Public Service Law Section 70, to Transfer Street Lighting Facilities to the Village of Newark.

- 367 18-E-0668 ROCHESTER GAS AND ELECTRIC CORPORATION - Petition for Approval for Authority, Pursuant to Public Service Law Section 70 to Transfer to the City of Canandaigua the Corporation's Street Lighting Facilities Installed Throughout the City of Canandaigua with an Original Value over \$100,000.
- 368 17-E-0238 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 369 15-M-0744 NIAGARA MOHAWK POWER CORPORATION - Petition for Authority To Use Certain Deferred Credits to Offset Costs Associated With Incremental Capital Expenditures and Other Related Relief.
- 12-E-0201 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 370 18-E-0783 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition for Approval of a Transfer or Lease of Property with an Original Cost of Over \$100,000.
- 371 18-E-0723 CROSS-SOUND CABLE COMPANY (NEW YORK) LLC AND CROSS-SOUND CABLE COMPANY, LLC - Petition for an Order Approving an Increase in Authorized Indebtedness under Section 69 of the New York State Public Service Law.
- 372 17-E-0238 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 373 19-E-0045 CRICKET VALLEY ENERGY CENTER, LLC AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Petition for Approval of Transfers Pursuant to Sections 70 and 121 of the New York Public Service Law.
- 374 18-E-0654 BALL HILL WIND ENERGY, LLC - Petition for a Certificate of Public Convenience and Necessity.
- 375 18-E-0707 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition for Approval of a Transfer or Lease of Property with an Original Cost of Over \$100,000.
- 376 16-E-0060 Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Consolidated Edison Company of New York, Inc. for Electric Service.
- 377 19-E-0048 GRETCHEN DANIELS/NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID. (512187) - Appeal of an Informal Hearing Decision.
- 378 19-E-0050 PAULETTE WADSWORTH/AMBIT ENERGY. (834237) - Appeal of a Denial of an Informal Hearing Decision.

- 379 18-E-0778 MARC MITCHELL/NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID-UPSTATE. (810276) - Appeal of an Informal Hearing Decision.
- 380 19-E-0058 ESNY-205, LLC - Petition for Declaratory Ruling Regarding Transfer of Account under Remote Net Metering Rules.
- 381 18-E-0543 AES DISTRIBUTED ENERGY - Petition for a Declaratory Ruling Interpreting Public Service Law Section 66-j and Authorizing Remote Net Metering Transactions.
- 11-E-0321 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Tariff filing to Effectuate Amendments to Public Service Law §66-j and §66-l (Remote Net Metering by Farm and Non-Residential Customer-Generators) and Conforming Changes to Standardized Interconnection Requirements.
- 382 19-E-0258 NEW YORK STATE ELECTRIC & GAS CORPORATION - In the Matter of the company's Electric Utility Transmission Right-of-Way Management Practices.

#### **WATER**

- 461 16-W-0030 SARATOGA WATER SERVICES, INC. AND RM DALRYMPLE COMPANY, INC. - Joint Petition for a Declaratory Ruling Concerning the Provision of Water Service to a Proposed Project in the Town of Stillwater, Saratoga County.
- 462 18-W-0600 THREE BEARS WATER SUPPLY - New Tariff Schedule P.S.C. No. 1.

#### **COMMUNICATIONS**

- 561 19-C-0075 JOSEPH GIAMMICHELE/VERIZON COMMUNICATIONS. (843330) - Appeal of Informal Hearing Decision.
- 562 15-M-0388 CHARTER COMMUNICATIONS AND TIME WARNER CABLE – Joint Petition for Approval of a Transfer of Control of Subsidiaries and Franchises, Pro Forma Reorganization, and Certain Financing Arrangements.

#### **CABLE**

- 661 18-V-0462 VERIZON NEW YORK INC. - Petition for an Order of Entry for 2041 Holland Avenue, Bronx.



- 662                                      Petitions for Renewal of Cable Television Franchises.
- 19-V-0036      VERIZON NEW YORK INC. - Petition for Approval of the Renewal of a Cable Television Franchise with the Town of North Castle, Westchester County.
- 19-V-0042      CABLEVISION OF WAPPINGERS FALLS, INC. - Petition for Approval of the Renewal of its Franchise with the Town of Esopus, Ulster County.
- 663      18-V-0460      VERIZON NEW YORK INC. - Petition for an Order of Entry for 3500 Snyder Avenue, Brooklyn.
- 664      18-V-0463      VERIZON NEW YORK INC. - Petition for an Order of Entry for 1455 Grand Concourse, Bronx.
- 665      18-V-0459      VERIZON NEW YORK INC. - Petition for an Order of Entry for 425 East 79th Street, Manhattan.
- 666      18-V-0468      VERIZON NEW YORK INC. - Petition for an Order of Entry for 302 West 86th Street, Manhattan.
- 667      18-V-0470      VERIZON NEW YORK INC. - Petition for Orders of Entry for 44 Multiple-Dwelling Unit Buildings in the City of New York.
- 668      18-V-0725      FRONTIER COMMUNICATIONS OF NEW YORK, INC. - Petition for a Certificate of Confirmation for its Franchise with the Town of Wallkill, Orange 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, May 16, 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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