



## Public Service Commission

**For Immediate Release:** 07/15/15

Audrey Zibelman, Chair

**Contact:**

James Denn | James.Denn@dps.ny.gov | (518) 474-7080

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

<http://twitter.com/NYS DPS>

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### Commission Issues Final July 16, 2015 Agenda

Albany, NY – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 a.m., Thursday, July 16, 2015, 4<sup>th</sup> Floor Board Room of its offices located at 90 Church Street, New York, New York.**

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

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

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

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

The session agenda is as follows:

**To view documents related to PSC Cases Numbers 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**

#### **GENERAL**

201	13-M-0412	NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY - Petition to Provide Initial Capitalization for the New York Green Bank.
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**POWER**

- 301 15-E-0082 Proceeding on Motion of the Commission as to the Policies, Requirements and Conditions For Implementing a Community Net Metering Program.
- 302 14-E-0454 In the Matter of New York Independent System Operator, Inc.'s Proposed Public Policy Transmission Needs for Consideration.

**COMMUNICATIONS**

- 501 07-C-1486 Proceeding on Motion of the Commission, Pursuant to Section 97(2) of the Public Service Law, to Institute a Proceeding to Investigate and Evaluate Options for Making Additional Central Office Codes Available in the 315 Area Code Region.

No items will be considered on the Regular Agenda for **GAS, WATER, 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	
<b>GAS</b>		
161	15-G-0311	KEYSPAN GAS EAST CORP. d/b/a BROOKLYN UNION of L.I. - Tariff filing to make revisions of a housekeeping nature to remove obsolete provisions regarding penalties for excess usage during a curtailment contained in P.S.C. No. 1 - Gas.
162	14-G-0315	KEYSPAN GAS EAST CORP. D/B/A BROOKLYN UNION OF L.I. - Tariff filing to modify P.S.C. No. 1 - Gas by amending and clarifying provisions related to electric generators that take transportation service.
	14-G-0316	THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - Tariff filing to modify P.S.C. No. 12 - Gas by adding and clarifying provisions related to electric generators and cogeneration facilities and to align these provisions with those contained in KeySpan Gas East Corporation d/b/a Brooklyn Union of L.I.'s gas tariff schedule.
	15-G-0246	NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Tariff filing to establish a new provision to cap the overall transportation rate charged under Service Classification No. 14 - Gas Transportation Service for Dual Fuel Electric Generators contained in P.S.C. No. 219 – Gas.
163	15-G-0235	NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition to Amend its Certificate of Public Convenience and Necessity to Exercise the Gas Franchise in its Entirety as Granted by the Village of Cobleskill. Formerly Case 96-G-0403.
164		In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities.
	14-G-0245	MOZER ARCHITECT DESIGN P.C./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
	15-G-0335	MARGARELLA INDUSTRIAL CONSTRUCTION CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

- 15-G-0336 RESTANI CONSTRUCTION CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 15-G-0337 BILOTTA CONSTRUCTION ASSOCIATES INC. /KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0338 ORCHID SEWER AND WATER CONTRACTING CORP. /KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0340 JFM CONCRETE, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0341 THE LANDTEK GROUP, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0342 B & W CUSTOM CONCRETE, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 15-G-0343 PROCTOR BROTHERS EXCAVATION LLC/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0344 STUMP BUSTERS STUMP REMOVAL/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0345 HEWITT YOUNG ELECTRIC/ROCHESTER GAS AND ELECTRIC CORPORATION.
- 15-G-0346 ARTEC CONSTRUCTION AND DEVELOPMENT CORP/ THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0347 M. BEYER CONTRACTING LTD. /THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0349 J. PIZZIRUSSO LANDSCAPING CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0350 MCC & PARTNER CORP/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0351 AUGUST BOHL CONTRACTING COMPANY, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0352 DOUGLAS R. DYER & SONS CONTRACTING, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0353 DUSTY'S OUTDOOR SERVICE/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0354 SPEEDWAY CONCRETE CONSTRUCTION CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0355 ROAD SAVERS, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0356 TRUE NORTH CONSTRUCTION/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.

- 15-G-0358 DRAGONETTI BROTHERS LANDSCAPING NURSERY & FLORIST INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0359 A&S SCULLARI CONSTRUCTION LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0360 J & R CONTRACTING CORP. OF HUDSON/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-E-0361 PICONE-SCHIAVONE JOINT VENTURE/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

### **GENERAL**

- 261 14-M-0450 Revision of the Uniform System of Accounts and PSC Annual Reports for Electric and Gas Utilities, Amending Rules and Regulations of the Public Service Commission contained in 16 NYCRR Chapter I, Subchapter A; Chapter II, Subchapters E and F; Chapter III, Subchapters E and F; Chapter IV, Subchapter E; and Chapter VII, Subchapter D, regarding Referenced Material, Records and Reports and the Uniform System of Accounts.

### **POWER**

- 361 15-E-0320 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Tariff filing to make revisions of a housekeeping nature to correct a reference in Rule No. 56.3 - Incremental State Assessment Surcharge/Credit contained in P.S.C. No. 220 - Electricity.
- 362 14-E-0385 SARAH LEDERSTEIN/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Request for Rehearing of Commission Determination.
- 363 14-E-0320 ALBEE TOWER 1 OWNERS LLC - Petition to Submeter Electricity at 70 Fleet Street, Brooklyn, NY, Located in the Territory of Consolidated Edison.
- 364 15-E-0172 NORTH QUEENSVIEW HOMES, INC. - Notice of Intent to Submeter Electricity at 33-60 21st Street, 33-64 21st Street, 33-65 14th Street, 33-55 14th Street, 33-43 14th Street, 33-47 14th Street and 33-68 21st Street, Long Island City, New York 11106, Located in the Territory of Consolidated Edison.

- 365 15-E-0193 HOMEPORT I LLC - Notice of Intent to Submeter Electricity at 7 and 8 Navy Pier Court, Staten Island, New York Located in the Territory of Consolidated Edison Company of New York, Inc.
- 366 15-E-0031 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Tariff filing to Effectuate Amendments to Public Service Law §66-j (Net Energy Metering for Non-Residential Farm Waste or Fuel Cell Electric Generating Equipment) and Conforming Changes to Standardized Interconnection Requirements.
- 15-E-0032 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff filing to Effectuate Amendments to Public Service Law §66-j (Net Energy Metering for Non-Residential Farm Waste or Fuel Cell Electric Generating Equipment) and Conforming Changes to Standardized Interconnection Requirements.
- 15-E-0033 NEW YORK STATE ELECTRIC & GAS CORPORATION - Tariff filing to Effectuate Amendments to Public Service Law §66-j (Net Energy Metering for Non-Residential Farm Waste or Fuel Cell Electric Generating Equipment) and Conforming Changes to Standardized Interconnection Requirements.
- 15-E-0034 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Tariff filing to Effectuate Amendments to Public Service Law §66-j (Net Energy Metering for Non-Residential Farm Waste or Fuel Cell Electric Generating Equipment) and Conforming Changes to Standardized Interconnection Requirements.
- 15-E-0035 ROCHESTER GAS AND ELECTRIC CORPORATION - Tariff filing to Effectuate Amendments to Public Service Law §66-j (Net Energy Metering for Non-Residential Farm Waste or Fuel Cell Electric Generating Equipment) and Conforming Changes to Standardized Interconnection Requirements.
- 15-E-0036 ORANGE AND ROCKLAND UTILITIES, INC. - Tariff filing to Effectuate Amendments to Public Service Law §66-j (Net Energy Metering for Non-Residential Farm Waste or Fuel Cell Electric Generating Equipment) and Conforming Changes to Standardized Interconnection Requirements.
- 367 13-T-0515 Petitions of New York Power Authority Relating to its Certificate of Environmental Compatibility and Public Need for the Marcy South 345 kV Transmission Facilities - Formerly Case 70126.

- 368 03-E-0188 Proceeding on Motion of the Commission Regarding a Retail Renewable Portfolio Standard. Petition filed by ReEnergy Chateaugay, LLC.
- 369 15-T-0165 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Petition to Amend its Certificate of Environmental Compatibility and Public Need Granted on May 23, 1995 in Case 91-E-0529 to authorize transmission improvements in the Town of Esopus, Ulster County in connection with the replacement of the Sturgeon Pool Substation.
- 370 There is no 370.
- 371 There is no 371.
- 372 There is no 372.
- 373 11-T-0534 ROCHESTER GAS AND ELECTRIC CORPORATION - Application for a Certificate of Environmental Compatibility and Public Need for the Construction of the "Rochester Area Reliability Project," Approximately 23.6 Miles of 115 Kilovolt Transmission Lines and 1.9 Miles of 345 Kilovolt Line in the City of Rochester and the Towns of Chili, Gates and Henrietta in Monroe County.

#### **WATER**

- 461 15-W-0256 WEST CRYSTAL VALLEY WATER COMPANY, INC./TOWN OF ASHFORD - Joint Petition for Approval of the Transfer of all of the Water Supply Assets to the Town of Ashford.

#### **COMMUNICATIONS**

- 561 09-C-0088 RIVERBAY CORPORATION, INC./VERIZON NEW YORK INC. - Appeal of Informal Hearing Decision.
- 562 15-C-0331 ONVOY, LLC, THE BROADVOX HOLDING COMPANY, LLC, AND BROADVOX-CLEC, LLC - Joint Petition for Approval of the Transfer of Control of Broadvox CLEC, LLC to Onvoy, LLC, for Onvoy, LLC to Expand Its Financing Arrangements and for Broadvox CLEC, LLC to Participate in the Existing and Future Financing Arrangements of Onvoy, LLC.

- 563 15-C-0294 CROWN CASTLE OPERATING COMPANY AND SUNESYS, LLC - Joint Petition for Approval of the Transfer of Indirect Control of Sunesys, LLC to Crown Castle Operating.
- 564 There is no item 564.
- 565 15-C-0299 VERIZON NEW YORK INC. - Tariff filing to change the rates for Non-Published and Additional Listings for residential and business customers.
- 566 14-C-0003 In the Matter of Quality of Service provided by Local Exchange Companies in New York State. Commendations of Local Telephone Companies and Annual Service Quality Report for Independent Telephone Companies.

#### **CABLE**

- 661 15-V-0008 COMMUNITY CABLE CORPORATION D/B/A NORTH PENN VIDEO - Petition for a Certificate of Confirmation for its Franchise with the Village of Canisteo, Steuben County.
- 662 14-V-0558 EMPIRE VIDEO SERVICES CORPORATION - Petition for a Certificate of Confirmation for its Franchise with the Village of Arkport, Steuben County.
- 663 15-V-0332 VERIZON NEW YORK INC. - Petition for Orders of Entry for 67 Multiple-Dwelling Unit Buildings in the City of New York.
- 664 15-V-0009 EMPIRE VIDEO SERVICES CORPORATION - Petition for a Certificate of Confirmation for its Franchise with the Village of Canisteo, Steuben County.
- 665 14-V-0557 COMMUNITY CABLE CORPORATION D/B/A NORTH PENN VIDEO - Petition for a Certificate of Confirmation for its Franchise with the Village of Arkport, Steuben County.
- 666 15-V-0197 VERIZON NEW YORK INC. - Petition for Orders of Entry for 52 Multiple-Dwelling Unit Buildings in the City of New York.



- 667 15-V-0088 EMPIRE VIDEO SERVICES CORPORATION - Petition for a Certificate of Confirmation for its Franchise with the City of Hornell, Steuben County.
- 668 Petitions for Renewal of Cable Television Franchises.
- 14-V-0554 CABLEVISION SYSTEMS LONG ISLAND CORPORATION/TOWN OF NORTH HEMPSTEAD, NASSAU COUNTY.
- 15-V-0051 TIME WARNER CABLE NORTHEAST LLC/VILLAGE OF ALEXANDER, GENESEE COUNTY.
- 15-V-0087 TIME WARNER CABLE/TOWN OF ST. ARMAND, ESSEX COUNTY.
- 15-V-0131 TIME WARNER CABLE/TOWN OF STARKEY, COUNTY OF YATES.
- 15-V-0141 TIME WARNER CABLE NORTHEAST LLC/TOWN OF CLARKSON, MONROE COUNTY.
- 15-V-0149 TIME WARNER CABLE NORTHEAST LLC/TOWN OF NORTH NORWICH, CHENANGO COUNTY.
- 15-V-0166 TIME WARNER CABLE NORTHEAST LLC/TOWN OF PHELPS, ONTARIO COUNTY.
- 15-V-0173 TIME WARNER CABLE NORTHEAST LLC/TOWN OF HENDERSON, JEFFERSON COUNTY.
- 15-V-0174 TIME WARNER CABLE NORTHEAST LLC/VILLAGE OF SHORTSVILLE, ONTARIO COUNTY.
- 15-V-0175 TIME WARNER CABLE NORTHEAST LLC/VILLAGE OF WEBSTER, MONROE COUNTY.
- 15-V-0192 TIME WARNER CABLE/VILLAGE OF BARKER, NIAGARA COUNTY.
- 15-V-0194 TIME WARNER CABLE/TOWN OF HOUNSFIELD, JEFFERSON COUNTY.
- 15-V-0195 CABLEVISION OF WAPPINGERS FALLS, INC./VILLAGE OF HAVERSTRAW, ROCKLAND COUNTY.
- 15-V-0204 TIME WARNER CABLE NORTHEAST LLC/VILLAGE OF ANDOVER, ALLEGANY COUNTY.
- 15-V-0207 TIME WARNER CABLE/TOWN OF ELLISBURG, JEFFERSON COUNTY.
- 15-V-0233 ADAMS CATV, INC./TOWN OF KIRKWOOD, BROOME COUNTY.

669 15-V-0089 COMMUNITY CABLE CORPORATION D/B/A NORTH PENN VIDEO - Petition for a Certificate of Confirmation for its Franchise with the City of Hornell, Steuben County.

#### **Instructions to Attend Session at PSC's NYC Offices**

Individuals in New York City wishing to attend the Commission's meeting may do so in the Board Room on the 4th floor of the Commission's offices at 90 Church Street, New York City. **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 Videocast at PSC's Albany Offices**

Individuals in Albany wishing to view the Commission's meeting may do so in the Board Room on the 19th floor of the Commission's offices at 3 Empire State Plaza, Albany. The videocasting will be for viewing and listening purposes only. Advanced notice to view the Session is not required.

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

In addition to the video broadcasting of the meeting in the Commission's Albany offices, the meeting will be broadcast live on the Internet. The Internet broadcast 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** or discussion items will be posted for public viewing, if feasible, by 5:00 p.m. the day before a Commission meeting. The draft orders will be made available at: [www.dps.ny.gov/DraftDocuments.html](http://www.dps.ny.gov/DraftDocuments.html)

The posted drafts will be removed by 5:00 p.m. on the day of the Commission meeting. The proposed 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, August 13, 2015, in Albany, New York.**

In addition, the meeting will be broadcast live on the Internet. The Internet broadcast can be viewed by accessing <http://www.dps.ny.gov/Webcasts.html>