



## Public Service Commission

**For Immediate Release:** 11/13/15

Audrey Zibelman, Chair

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### **COMMISSION ISSUES PRELIMINARY NOVEMBER 19, 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, November 19, 2015, 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 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**

#### **GAS**

101	14-G-0201	In the Matter of the Investigation Relating to the Explosion and Collapse of the Buildings at 1644 and 1646 Park Avenue, New York, New York in the Service Territory of Consolidated Edison Company of New York, Inc. on March 12, 2014.
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**GENERAL**

- 201    03-E-0188    Proceeding on Motion of the Commission Regarding a Retail Renewable Portfolio Standard.
- 07-M-0548    Proceeding on Motion of the Commission Regarding an Energy Efficiency Portfolio Standard.
- 10-M-0457    In the Matter of the System Benefits Charge IV.
- 14-M-0094    Proceeding on Motion of the Commission to Consider a Clean Energy Fund.
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- 202    15-M-0252    In the Matter of Utility Energy Efficiency Programs.

**WATER**

- 401    15-W-0562    In the Matter of Revising the Existing Public Service Commission's 1994 Acquisition Incentive Mechanism Policy (AIM Policy).

No items will be considered on the Regular Agenda for **POWER, 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 | 12-G-0071 | DAVID BATES/NATIONAL GRID - METRO NY - Appeal of Informal Hearing Decision.   |
| 162 | 10-G-0622 | GREATER BINGHAMTON DEVELOPMENT, LLC/NEW YORK STATE ELECTRIC & GAS CORP. - Appeal of Informal Hearing Decision.              |
| 163 | 14-G-0519 | NIAGARA MOHAWK POWER CORPORATION - Petition for Approval of the GE/Dresser 5M/20M Model 5 Prover.                           |
| 164 |           | In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities. |
|     | 15-G-0603 | PROFEX INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.  |
|     | 15-G-0604 | ZZZ CARPENTRY, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.   |
|     | 15-G-0605 | REET CONSTRUCTION CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
|     | 15-G-0606 | KOHLER LANDSCAPING, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
|     | 15-G-0607 | SHELL TECH CONSTRUCTION/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
|     | 15-G-0608 | STEADFAST CONSTRUCTION, LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
|     | 15-G-0609 | GM LAWN SERVICE, LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
|     | 15-G-0610 | BLUE WAVES LANDSCAPING INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
|     | 15-G-0611 | EUROWAY MASONRY CONSTRUCTION/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |

- 15-G-0612 QUALITY AFFORDABLE LANDSCAPING, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0613 QUALICO CONTRACTING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0614 WELSBACH ELECTRIC CORP. OF L.I./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0615 FERACO INDUSTRIES INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0616 PAR CONTRACTORS/DRIVEWAYS INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0618 SHARCO ENTERPRISES, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 15-G-0619 CLEAR-A-WAY/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0620 PETER MULLIGAN MASONRY/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0621 PRO TECH AUTOMATIC LAWN SPRINKLERS, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0622 CMC CONSTRUCTION GROUP, INC./ORANGE AND ROCKLAND UTILITIES, INC.
- 15-G-0623 JP CONTRACTING/ORANGE AND ROCKLAND UTILITIES, INC.
- 15-G-0624 NEW HAVEN MAINTENANCE/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0625 YCK CONTRACTING, CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0626 MONTANA CONSTRUCTION CORP., INC./ORANGE AND ROCKLAND UTILITIES, INC.

### **GENERAL**

- 261 15-M-0406 ALLIANCE ENERGY, NEW YORK LLC, ALLIANCE NYGT, LLC AND ALLIANCE ENERGY TRANSMISSIONS, LLC - Petition for Approval of a Financing Pursuant to Lightened Regulation.
- 262 15-M-0579 In the Matter of Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR, Prescribing Interest Rates Applicable to Customer Deposits.

- 263 14-E-0318 CENTRAL HUDSON GAS & ELECTRIC CORPORATION -  
Proceeding on Motion of the Commission as to the Rates, Charges, Rules  
and Regulations for Electric Service.
- 14-G-0319 CENTRAL HUDSON GAS & ELECTRIC CORPORATION -  
Proceeding on Motion of the Commission as to the Rates, Charges, Rules  
and Regulations for Gas Service.
- 264 15-M-0316 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -  
Petition for Approval of a Transfer of Certain Property Located on the  
Verplanck Peninsula in Cortlandt, New York.
- 265 98-M-0667 In the Matter of Electronic Data Interchange.
- 98-M-1343 In the Matter of Retail Access Business Rules.
- 06-M-0647 In the Matter of Energy Service Company Price Reporting Requirements.
- 12-M-0476 Proceeding on Motion of the Commission to Assess Certain Aspects of  
the Residential and Small Non-Residential Retail Energy Markets in New  
York State.
- 266 15-M-0252 In the Matter of Utility Energy Efficiency Programs.
- 267 13-M-0435 MS. PAMELA LOBDELL/MS. NORA JESSICA BAUTISTA AND  
CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -  
Rehearing of Designee Determination.
- 268 11-E-0345 MS. VALERIE WILSON/CONSOLIDATED EDISON OF NEW  
YORK, INC. - Appeal of Informal Hearing Decision.
- 269 15-M-0435 WALKING MEADOWS DEVELOPMENT - In the Matter for an  
Extension to the Five Year Limit on a Letter of Credit to National Grid  
for the Construction of Underground Distribution, National Grid's Tariff  
220, Section 16.6.3 and 16 NYCRR Section 100.3(b).
- 270 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-0454 CRICKET VALLEY ENERGY CENTER, LLC - Petition for Order Approving Financing Pursuant to Section 69 of the Public Service Law.
- 362 12-E-0430 215 WEST 91ST STREET CORP. - Petition to Submeter Electricity at 215 West 91st Street New York, New York, Located in the Territory of Consolidated Edison Company of New York.
- 363 15-E-0471 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition for Approval of a Transfer or Lease of Property with an Original Cost of Over \$100,000.
- 364 15-E-0077 ISLAND HOUSE APARTMENTS - Notice of Intent to Submeter Electricity at 551, 555, 575 Main Street, New York, New York 10044, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 365 15-E-0393 122 2ND STREET ASSOC., LLC - Notice of Intent to Submeter Electricity at 122 Second Street, Watervliet, New York 12189, Located in the Territory of Niagara Mohawk Power Corporation d/b/a National Grid.
- 366 15-E-0290 MR. JACOB MILTON/MS. EVELIN ESPINOZA LOPEZ AND CON EDISON - Rehearing of Commission Designee Decision.
- 15-E-0291 MR. GIBRAL RAPHAEL/MR. ANTHONY OSEI-TUTU AND CON EDISON - Rehearing of Commission Designee Decision.
- 15-E-0385 MS. BARBARA PERSAUD/MR. GABRIEL VOYTAS AND CON EDISON - Rehearing of Commission Designee Decision.
- 15-E-0443 MR. SONNY ALLY/MS. ROSA PAJARES AND CON EDISON - Rehearing of Commission Designee Decision.
- 15-E-0447 MR. NUNZIO LAGANA/MS. RUTH SANCHEZ AND CON EDISON - Rehearing of Commission Designee Decision.
- 367 15-E-0126 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Tariff filing to update Service Classification No. 8 - Public Street and Highway Lighting to reflect LED lighting options contained in P.S.C. No. 15 -

Electricity - Compliance Filing pursuant to Commission Order issued August 13, 2015.

- 368 15-E-0456 12393 OWNERS CORP. - Petition to Submeter Electricity at 123 W 93rd Street, Manhattan, NY 10025, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 369 15-E-0303 INSTRUMENT TRANSFORMER EQUIPMENT CORPORATION - Petition for Approval of Instrument Transformers for Metering.
- 370 15-M-0330 ORANGE AND ROCKLAND UTILITIES, INC. - Petition for Approval of a Transfer or Lease of Property with an Original Cost of Over \$100,000.
- 371 14-E-0488 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC., ORANGE AND ROCKLAND UTILITIES, INC. NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID, AND NEW YORK STATE ELECTRIC AND GAS CORPORATION AND ROCHESTER GAS AND ELECTRIC CORPORATION, AND THE DURST ORGANIZATION, INC. In the Matter of the Continuation of Standby Rate Exemptions - Petitions for Rehearing.
- 372 15-M-0142 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition for Approval to Sell Certain Street Lighting Facilities to the Town of West Seneca, Pursuant to Public Service Law Section 70.
- 373 15-E-0556 Proceeding on Motion of the Commission to Seek Consequences Against Astral Energy, LLC for Violations of the Uniform Business Practices.

#### **WATER**

- 461 15-W-0466 SARATOGA WATER SERVICES, INC. and WINDSOR DEVELOPMENT GROUP, LLC - Joint Petition for a Declaratory Ruling Concerning the Provision of Water Service to a Proposed Project in the Town of Malta, Saratoga County.
- 462 15-W-0468 SARATOGA WATER SERVICES, INC. AND SITWELL ENTERPRISES, LLC - Joint Petition for a Declaratory Ruling

Concerning the Provision of Water Service to a Proposed Project in the Town of Malta, Saratoga County.

- 463 15-W-0508 WILLIAM K. GREEN - Minor Rate Filing to Increase its Annual Revenues by about \$4,458 or 66%.

### COMMUNICATIONS

- 561 15-C-0178 INTEGRATED PATH COMMUNICATIONS, LLC - Petition for Designation as an Eligible Telecommunications Carrier.
- 562 15-C-0168 NORTH AMERICAN NUMBERING PLAN ADMINISTRATOR - Petition on Behalf of the New York Telecommunications Industry for Relief of the 212/646/917 NPA.
- 563 15-C-0236 In the Matter of Quality of Service provided by Local Exchange Companies in New York State.

### CABLE

- 661 15-V-0554 VERIZON NEW YORK INC. - Petition for Orders of Entry for 77 Multiple-Dwelling Unit Buildings in the City of New York.
- 662 Petitions for Renewal of Cable Television Franchises.
- 15-V-0312 CHARTER COMMUNICATIONS ENTERTAINMENT, 1, LLC/TOWN OF ANCRAM, COLUMBIA COUNTY
- 15-V-0368 TIME WARNER CABLE NORTHEAST LLC/TOWN OF MOHAWK, MONTGOMERY COUNTY
- 15-V-0369 TIME WARNER CABLE NORTHEAST LLC/TOWN OF GREENE, CHENANGO COUNTY
- 15-V-0371 TIME WARNER CABLE NORTHEAST LLC/TOWN OF HARTWICK, OTSEGO COUNTY
- 15-V-0372 CABLEVISION SYSTEMS WESTCHESTER CORPORATION/TOWN OF LEWISBORO, WESTCHESTER COUNTY
- 15-V-0381 CABLEVISION SYSTEMS LONG ISLAND CORPORATION/VILLAGE OF MUTTONTOWN, NASSAU COUNTY



- 15-V-0396 TIME WARNER CABLE NORTHEAST LLC/TOWN OF JAVA, WYOMING COUNTY
- 15-V-0397 PLATTSBURGH CABLEVISION, INC./TOWN OF ELIZABETHTOWN, ESSEX COUNTY
- 15-V-0440 TIME WARNER CABLE NORTHEAST LLC/VILLAGE OF SPENCERPORT, MONROE COUNTY
- 15-V-0442 TIME WARNER CABLE NORTHEAST LLC/TOWN OF WALES, ERIE COUNTY
- 15-V-0494 TIME WARNER CABLE NORTHEAST LLC/TOWN OF VICTOR, ONTARIO COUNTY
- 15-V-0555 CABLEVISION OF WAPPINGERS FALLS, INC./TOWN OF STONY POINT, ROCKLAND COUNTY
- 15-V-0558 CABLEVISION OF WAPPINGERS FALLS, INC./VILLAGE OF CROTON-ON-HUDSON, WESTCHESTER COUNTY
- 15-V-0574 CABLEVISION OF WAPPINGERS FALLS, INC./TOWN OF PHILIPSTOWN, (SOUTH), PUTNAM COUNTY
- 15-V-0575 CABLEVISION OF WAPPINGERS FALLS, INC./TOWN OF PHILIPTOWN (NORTH), PUTNAM COUNTY
- 15-V-0576 CABLEVISION OF WAPPINGERS FALLS, INC./TOWN OF PLATTEKILL, ULSTER COUNTY
- 15-V-0577 CABLEVISION SYSTEMS DUTCHESS CORPORATION/VILLAGE OF MILLBROOK, DUTCHESS COUNTY
- 15-V-0583 CABLEVISION OF WAPPINGERS FALLS, INC./CITY OF BEACON, DUTCHESS COUNTY
- 15-V-0587 CABLEVISION OF WAPPINGERS FALLS, INC./TOWN OF CORTLANDT, WESTCHESTER COUNTY
- 15-V-0595 SUFFOLK CABLE OF SMITHTOWN, INC./TOWN OF SMITHTOWN, SUFFOLK COUNTY
- 663 15-V-0563 VERIZON NEW YORK INC. - Petition for Orders of Entry for 80 Multiple-Dwelling Unit Buildings in the City of New York.

### **Instructions to View Videocast 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 videocasting 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 Broadcast of Meeting**

In addition to the video broadcasting of the meeting in the Commission's New York City 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, December 17, 2015, 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 videocasting will be for viewing and listening purposes only.

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