

Consent Agenda Report for 10/15/2015



The following is a preliminary and informal summary of actions the Commission took at its public session on October 15, 2015. This summary does not itself constitute final Commission action, and does not waive any privilege or exemption from disclosure for deliberative or other intra-agency materials. Final Commission action will take the form of an order.

Gas

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| ITEM 161 | 15-G-0321 | CRESTWOOD PIPELINE EAST LLC - The Commission decided to grant the company's petition for authority to increase its total debt limit from \$3 billion to \$4.5 billion. |
| ITEM 162 | 13-G-0136 | PUSH BUFFALO, INC. - The Commission decided to deny the company's petition of for rehearing and/or reconsideration of the Commission's March 31, 2015 Order in its entirety. |
| ITEM 163 | 15-G-0404 | FILLMORE GAS COMPANY, INC. - The Commission decided to approve the company's petition filing amending the System Improvement Plan (SIP) mechanism to allow for the recovery of carrying costs associated with gas expansion. |
| ITEM 164 | 15-G-0439 | ROCHESTER GAS AND ELECTRIC CORPORATION -The Commission decided to approve the company's tariff filing revising its gas tariff, P.S.C. No. 16, reflecting changes to its portfolio of natural gas pipeline transportation and storage assets. |

ITEM 165

Enforcement Proceedings for Alleged Violations of 16
NYCRR Part 753 – Protection of Underground
Facilities

- 15-G-0526 GRANADOS GENERAL CONTRACTING
/CONSOLIDATED EDISON COMPANY OF NEW
YORK, INC.
- 15-G-0527 EUROPA CONSTRUCTION
CORP./CONSOLIDATED EDISON COMPANY OF
NEW YORK, INC.
- 15-G-0528 NORTHRIDGE CUSTOM HOME
BUILDING/KEYSPAN GAS EAST CORPORATION
D/B/A NATIONAL GRID.
- 15-G-0530 ALL ISLAND PLUMBING, INC./KEYSPAN GAS EAST
CORPORATION D/B/A NATIONAL GRID.
- 15-G-0531 STASI GENERAL CONTRACTING LLC/KEYSPAN
GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0532 SOUND SHORE IRRIGATION, INC./KEYSPAN GAS
EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0533 ALL ISLAND EXCAVATING CORP./KEYSPAN GAS
EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0534 LOUIS ZAINO INC./KEYSPAN GAS EAST
CORPORATION D/B/A NATIONAL GRID.
- 15-G-0535 FULFARO ENTERPRISES/NATIONAL FUEL GAS
DISTRIBUTION CORPORATION.
- 15-G-0537 SANTORO CONCRETE
CONSTRUCTION/NATIONAL FUEL GAS
DISTRIBUTION CORPORATION.
- 15-G-0539 RICMAR ELECTRIC, INC./NATIONAL FUEL GAS
DISTRIBUTION CORPORATION.
- 15-G-0540 NELSON'S GROUND TECHNICIAN INC./NATIONAL
FUEL GAS DISTRIBUTION CORPORATION.
- 15-G-0541 LOSTUMBO'S ASPHALT DRIVEWAYS/NIAGARA
MOHAWK POWER CORPORATION, D/B/A
NATIONAL GRID.
- 15-G-0542 GRASTORF ENTERPRISES LLC/NIAGARA
MOHAWK POWER CORPORATION, D/B/A
NATIONAL GRID.
- 15-G-0543 P.J.S CONCRETE/ORANGE AND ROCKLAND
UTILITIES, INC.
- 15-G-0544 KETCHAM FENCING, INC./ORANGE AND
ROCKLAND UTILITIES, INC.
- 15-G-0545 DAMAP CONSTRUCTION INC./ORANGE AND
ROCKLAND UTILITIES, INC.

ITEM 165 (Cont'd)

- 15-G-0546 SUNNY BUILDERS NY CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0547 ABLE PLUMBING COMPANY OF RICHMOND, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0548 B.H. CONTRACTOR INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0549 TONY MASONRY, LLC/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.

The Commission decided to grant Consent Orders in Cases 15-G-0526, 15-G-0527, 15-G-0532, 15-G-0533, 15-G-0534, 15-G-0541, 15-G-0542, 15-G-0544, 15-G-0545, and 15-G-0549, determined a \$10,000 penalty in Case 15-G-0547, and determined \$2,500 penalties in Cases 15-G-0528, 15-G-0530, 15-G-0531, 15-G-0535, 15-G-0537, 15-G-0539, 15-G-0540, 15-G-0543, 15-G-0546, and 15-G-0548.

ITEM 166

- 15-G-0382 & 15-G-0313 ST. LAWRENCE GAS COMPANY, INC. - The Commission decided to grant the company a waiver of the 150-Day Provision of the Commission's Statement of Policy on Test Periods in Rate Proceedings for its proposed rate filing.

ITEM 167

- 13-T-0538 & 10-T-0350 WILLIAMS FIELD SERVICES COMPANY, LLC and DMP NEW YORK, INC. The Commission decided to (1) grant a Certificate of Environmental Compatibility and Public Need (CECPN) authorizing construction and operation of a second fuel gas transmission line adjacent to the right-of-way of the gas transmission line previously authorized in Case 10-T-0350 from the New York-Pennsylvania boundary to connect to the existing Dunbar compressor station, and (2) grant an amendment to the CECPN issued in Case 10-T-0350 to authorize the expansion of the existing Dunbar compressor station and expansion of the previously-approved right-of-way to accommodate the pipeline proposed in Case 13-T-0538, subject to numerous conditions regarding safety and environmental matters.

General

ITEM 261
 15-S-0405 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to approve the company's tariff filing revising Rider G - Customer Sited Supply Pilot Program contained in P.S.C. No. 4 - Steam

ITEM 262

Rehearing of Commission Designee Determination

12-G-0492 MR. FAYJUR RAHMAN AND MR. MOHAMMED MIAH/MR. BIZU AHMED AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

14-E-0189 MR. AND MRS. RICHARD AND MARIA PAWELKIEWICZ/MS. PHYLLIS RUSSO AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

14-E-0190 MS. YONGBAO LIU AND MR. KAI SUN/MS. KATHLEEN DEMATO AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

14-E-0191 MS. RITA CONROY MONROE/MS. JULIA DASHEVSKAYA AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

14-E-0332 MS. THERESA D. NEAL/MR. ROBERT DANIELS AND CENTRAL HUDSON GAS AND ELECTRIC CORP.

14-E-0356 MR. ZEYNEP OSMAN/ADB MANAGEMENT, LLC AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

14-E-0451 MR. MOHAMMED NADER/MR. HUSSAIN ANWAR AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC

The Commission decided that the requests for rehearing be denied.

ITEM 263
 15-M-0470 This item was removed from the agenda.

ITEM 264
 There is no Item 264

ITEM 265

12-M-0350

Rehearing of Commission Designee Determination
 MR. DAVID BUONO/NIAGARA MOHAWK POWER COMPANY D/B/A NATIONAL GRID - The Commission decided to deny the request for rehearing of the Commission's March 25, 2015 appeal decision.

Power

ITEM 361

15-E-0491

NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to approve the Company's tariff filing to make modifications of a housekeeping nature to update language contained P.S.C. No. 220 - Electricity.

ITEM 362

There is no Item 362

ITEM 363

12-E-0295

Rehearing of Commission Designee Determination
 MR. GEORGE WILKINS/GRAHAM REALTY ASSOCIATES and CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to modify, in part, the informal hearing decision.

ITEM 364

15-E-0462

MACH GEN, LLC; NEW MACH GEN, LLC; SILVER OAK CAPITAL, LLC, AND NEW ATHENS GENERATING COMPANY, LLC - The Commission decided that the indirect upstream transfer of the ownership interests in New Athens Generating Company, LLC will not be reviewed further under Section 70 of the Public Service Law.

ITEM 365

14-E-0409

SATEC INC. - The Commission decided to approve the company's petition for approval of the EM133 electric submeter for use in residential electric submetering applications.

ITEM 366
 15-E-0556 ASTRAL ENERGY, LLC - The Commission decided to direct to show cause for violations of the Uniform Business Practices.

Water

ITEM 461
 15-W-0363 BLOOMINGBURG WATER TRANSPORTATION COMPANY, INC. - The Commission decided to approve the company's initial tariff schedule, P.S.C. No. 1 - Water, to become effective November 1, 2015 and to waive its rate setting authority pursuant to Public Service Law §5(4); and waive the requirements of Public Service Law §89-c(10) and 16 NYCRR §720-8.1 for newspaper publication.

ITEM 462
 15-W-0437 NEW YORK AMERICAN WATER COMPANY, INC. - The Commission decided to approve the use of funds to offset the company's annual Revenue, Production Costs and Property Tax Reconciliation Mechanism surcharge.

ITEM 463
 15-W-0436 NEW YORK AMERICAN WATER COMPANY, INC. - The Commission decided to approve with modifications the petition of the company for deferral of recovery of property taxes and use of funds to offset its annual Revenue, Production Costs and Property Tax Reconciliation Mechanism surcharge for the rate year ended March 31, 2015.

ITEM 464
 15-W-0375 NEW YORK AMERICAN WATER COMPANY, INC. (NYAW) AND SPRING GLEN LAKE WATER COMPANY LLC - The Commission decided to approve the joint petition, allowing the NYAW to purchase all assets of Spring Glen Lake Water Company LLC.

Communications

- ITEM 561
 15-C-0495 VERIZON NEW YORK INC. - The Commission decided to approve the company's petition for approval to sell the twenty-first floor unit of a condominium located at 240 East 38th Street, New York, New York and to authorize the company to retain the intrastate gains from the sale.

Cable

- ITEM 661
 15-V-0395 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petitions for certain Orders of Entry for 37 Multiple-Dwelling Unit Buildings in the City of New York.
- ITEM 662
 15-V-0271 CABLEVISION SYSTEMS LONG ISLAND CORPORATION/VILLAGE OF BELLEROSE, NASSAU COUNTY.
 15-V-0292 TIME WARNER CABLE NORTHEAST LLC/VILLAGE OF OAKFIELD, GENESEE COUNTY.
 15-V-0322 TIME WARNER CABLE NORTHEAST LLC/TOWN OF ONONDAGA, ONONDAGA COUNTY.
 15-V-0296 TIME WARNER CABLE NORTHEAST LLC/TOWN OF HAMBURG, ERIE COUNTY.
 15-V-0324 TIME WARNER CABLE NORTHEAST LLC/TOWN OF CONEWANGO, CATTARAUGUS COUNTY.
 15-V-0318 MID-HUDSON CABLEVISION, INC./TOWN OF RENSSELAERVILLE, ALBANY COUNTY.
 15-V-0295 CHARTER COMMUNICATIONS ENTERTAINMENT, 1, LLC/TOWN OF NEW LEBANON, COLUMBIA COUNTY.

The Commission decided to approve the renewals because the franchise agreements will serve the public interest by continuing to offer cable television services and promote competition in the local municipalities.

- ITEM 663
15-V-0392 TOWN OF ROOT - The Commission decided to approve the Town's petition for an amendment to the franchise agreement between the Town and Time Warner Cable NY LLC regarding the franchise fee.
- ITEM 664
15-V-0496 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petitions for certain Orders of Entry for 69 Multiple-Dwelling Unit Buildings in the City of New York
- ITEM 665
15-V-0306 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petitions for certain Order of Entry for 38 Multiple-Dwelling Units in the City of New York.
- ITEM 666
15-V-0497 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petitions for certain Orders of Entry for 79 Multiple-Dwelling Unit Buildings in the City of New York.
- ITEM 667
15-V-0258 EMPIRE VIDEO SERVICES CORPORATION - The Commission decided to approve the company's petition for a Certificate of Confirmation for its Franchise with the Town of Bath, Steuben County.
- ITEM 668
15-V-0257 COMMUNITY CABLE CORPORATION D/B/A NORTH PENN VIDEO - The Commission decided to approve the company's Certificate of Confirmation for a cable franchise agreement to provide video service to the Town of Bath (Steuben County).