



# Public Service Commission

**For Immediate Release: 02/16/22**

Rory M. Christian, Chair

**Contact:**

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

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

<http://twitter.com/NYSDPS>

22017

## **Commission Issues Final February 17, 2022 Agenda**

**ALBANY, NY** – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 A.M., Thursday, February 17, 2022**. To reduce the potential community spread of COVID-19, members of the public will only be allowed to listen to the session via webcast.

**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)

### **REGULAR AGENDA ITEMS**

**Items To Be Resolved Through Discussion**

**No items will be considered on the Regular Agenda for GAS, GENERAL, POWER, 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 Violation of 16 NYCRR Part 753 - Protection of Underground Facilities (Penalty Determination Orders).	
	22-G-0041 Artco Construction, Inc./KeySpan Gas East Corporation d/b/a National Grid.	
	22-G-0042 The Laurel Group at Baywoods, Inc./KeySpan Gas East Corporation d/b/a National Grid.	
	22-G-0043 Dunrite Landscaping, Inc./KeySpan Gas East Corporation d/b/a National Grid.	
	22-G-0046 Scavo Contracting Corp./Consolidated Edison Company of New York, Inc.	
	22-G-0047 Jose Acosta Landscaping/KeySpan Gas East Corporation d/b/a National Grid.	
	22-G-0048 J And A Restoration, Inc./Consolidated Edison Company of New York, Inc.	
	22-G-0049 Emin Egriu/National Fuel Gas Distribution Corporation.	
	22-G-0050 Clear View Construction of Long Island, Inc./KeySpan Gas East Corporation d/b/a National Grid.	
	22-G-0051 Park East Construction Corp./KeySpan Gas East Corporation d/b/a National Grid.	
	22-G-0052 JB Brothers Pool Inc/The Brooklyn Union Gas Company d/b/a National Grid NY.	
	22-G-0053 Action Building Services Inc./KeySpan Gas East Corporation d/b/a National Grid.	
161-B	In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities (Consent Order Approvals).	
	21-G-0518 Town of East Greenbush Department of Public Works/Niagara Mohawk Power Corporation, d/b/a National Grid.	
	22-G-0055 Paverite, Inc./New York State Electric & Gas Corporation.	
	22-G-0056 Paverite, Inc./New York State Electric & Gas Corporation.	
	22-G-0057 Luxury Residents LLC/KeySpan Gas East Corporation d/b/a National Grid.	
161-C	In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities (Petitions for Rehearing).	

- 20-G-0415 TNT Services & Restoration/KeySpan Gas East Corporation d/b/a National Grid.
- 20-G-0575 WC Construction Corp./KeySpan Gas East Corporation d/b/a National Grid.
- 20-G-0579 Taub Heating & Plumbing, LLC/Niagara Mohawk Power Corporation d/b/a National Grid.
- 21-G-0006 G. Devinentis & Son Construction Co., Inc./New York State Electric & Gas Corporation.
- 162 21-G-0446 KEYSpan GAS EAST CORP. D/B/A NATIONAL GRID - Petition for Approval, Pursuant to New York State Public Service Law Section 70, for the Transfer of Certain Property Located at 29 Community Road, Bay Shore New York to East Coast Imperial Properties LLC.
- 21-G-0447 KEYSpan GAS EAST CORP. D/B/A NATIONAL GRID - Petition for Approval, Pursuant to New York State Public Service Law Section 70, for the Transfer of Certain Property Located at 18 Garner Lane, Bay Shore New York to East Coast Imperial Properties LLC.
- 163 20-G-0144 QUEENS BLVD. TENANTS CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR in Relation to Complaint Procedures - Appeal of the Informal Decision Rendered in favor of The Brooklyn Union Gas Company d/b/a National Grid (618122).
- 164 22-G-0035 AAA ESCO, LLC - In the Matter of the Commission to Seek Consequences for Violations of the Uniform Business Practices.

#### **GENERAL**

- 261 22-M-0036 SWITCH ON POWER CORP. - In the Matter of the Commission to Seek Consequences for Violations of the Uniform Business Practices.

#### **POWER**

- 361 21-E-0530 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition Pursuant to Section 70 of the New York State Public Service Law Regarding the Transfer of Certain Property to the Village of Kenmore.
- 362 21-E-0531 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition Pursuant to Section 70 of the New York State Public Service Law Regarding the Transfer of Certain Assets to the Village of New York Mills.
- 363 21-E-0529 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition for Authority, Pursuant to Public Service Law Section 70, to Transfer Street Lighting Facilities to the Town of Hamburg with an Original Cost of Over \$100,000.

- 364 21-E-0426 180 EAST 88TH STREET CONDOMINIUM - Notice of Intent to Submeter Electricity at 180 East 88th Street New York, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 365 21-E-0398 186N6 OWNER LLC - Notice of Intent to Submeter Electricity at 186 North 6th Street, Brooklyn, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 366 20-E-0379 BELNORD PARTNERS, LLC - Notice of Intent to Submeter Electricity at a Building Located at 225 West 86th Street, New York, New York 10024, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 367 21-E-0486 BOP GREENPOINT H3 LLC - Notice of Intent to Submeter Electricity at One Bell Slip, Brooklyn, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 368 21-E-0549 GENERAL ELECTRIC - Petition for Approval of GE JBW-5ER Instrument Transformer.
- 369 21-E-0573 MICHAEL AND BETTY BRUMER/PAVLOS AND BARBARA KOUDELLOU AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - In the Matter of a Commission Designee's Determination Pursuant to PSL Section 52 - Rehearing Petition of the Designee's Determination Rendered in Favor of Pavlos and Barbara Koudellou and Consolidated Edison Company of New York, Inc. (183344, 158553).
- 370 10-T-0139 CHAMPLAIN HUDSON POWER EXPRESS, INC. - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the PSL for the Construction, Operation and Maintenance of a High Voltage Direct Current Circuit from the Canadian Border to New York City.
- 371 21-E-0511 US DEPARTMENT OF VETERANS AFFAIRS - Petition for Modified Interconnection Agreement - Appendix A for Federal Agencies.
- 372 21-E-0582 JOSEANT AMAYA CARDOSO-ROJO/JASON HEYWARD AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - In the Matter of a Commission Designee's Determination Pursuant to PSL Section 52 - Rehearing Petition of the Designee's Determination Rendered in Favor of Jason Heyward and Consolidated Edison Company of New York, Inc. (154303).
- 373 16-F-0328 NUMBER THREE WIND LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 for Construction of a Wind Project Located in Lewis County.
- 374 20-E-0468 PACLA APTS INC./AVIDXCHANGE INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR in Relation to Complaint Procedures - Appeal of the Informal

Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (021068)

- 375 21-E-0485 GENERATION BRIDGE II, LLC AND PSEG POWER, LLC - Joint Petition for a Declaratory Ruling Eschewing Further Review of Transaction or, in the Alternative, an Order Approving Transaction Pursuant to Section 70 of the New York Public Service Law and Consent to Assignment and Release of the Bethlehem Facility Guaranty, and Petition of Generation Bridge II, LLC for an Order Authorizing Financing Pursuant to Section 69 of the New York Public Service Law.
- 376 17-F-0597 HIGH RIVER ENERGY CENTER, LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 of the Public Service Law for Construction of a Solar Electric Generating Facility Located in the Town of Florida, Montgomery County.
- 377 21-E-0534 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND ORANGE AND ROCKLAND UTILITIES, INC. - Tariff Filings to Make Revisions to Riders AB and J - Smart Home Rate, in their Respective Electric Tariff Schedules.
- 378 20-E-0598 CHPE LLC AND CHPE PROPERTIES, INC. - Verified Petition for Approval of Financing Pursuant to Public Service Law Section 69.
- 379 20-E-0229 114 EAST 66 STREET INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR in Relation to Complaint Procedures - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (739047)
- 380 18-E-0126 NEW YORK MUNICIPAL POWER AGENCY - Tariff Filing to Implement a New Rider A - Rates and Charges for High Density Load Service.

#### **WATER**

- 461 21-W-0625 ARROW PARK, INC. - Tariff Filing to Make Revisions of a Housekeeping Nature to Its Water Tariff Schedule, P.S.C. No. 3, to Cancel Expired Tariff Statements.
- 462 21-W-0400 SOUTH CROSS ROAD WATER COMPANY, INC. - Minor Rate Filing to Increase its Annual Revenues by about \$16,760 or 50%.
- 463 21-W-0192 DUTCHESS ESTATES WATER CO., INC., LAWRENCE H. HEATON, AND FERNANDO DONGO - Joint Petition for Approval of the Purchase by Fernando Dongo of All of the Issued and Outstanding Stock of Dutchess Estates Water Co., Inc.

#### **COMMUNICATIONS**

- 561 21-C-0110 In the Matter of Rates, Charges, Rules and Regulations of Certain Small Incumbent Local Exchange Carriers.

562 21-C-0235 In the Matter of Quality of Service Provided by Local Exchange Companies in New York State.

**CABLE**

661 Petitions for an Order of Entry.

22-V-0002 Petition of Verizon New York Inc. for an Order of Entry for 416-418 East 13th Street, Manhattan.

22-V-0003 Petition of Verizon New York Inc. for an Order of Entry for 310 Convent Avenue, Manhattan.

22-V-0004 Petition of Verizon New York Inc. for an Order of Entry for 409 West 145th Street, Manhattan.

22-V-0005 Petition of Verizon New York Inc. for an Order of Entry for 229 East 13th Street, Manhattan.

22-V-0006 Petition of Verizon New York Inc. for an Order of Entry for 173 East Broadway, Manhattan.

22-V-0007 Petition of Verizon New York Inc. for an Order of Entry for 157 Broome Street, Manhattan.

22-V-0008 Petition of Verizon New York Inc. for an Order of Entry for 612 East 11th Street, Manhattan.

22-V-0009 Petition of Verizon New York Inc. for an Order of Entry for 470 West 146th Street, Manhattan.

22-V-0010 Petition of Verizon New York Inc. for an Order of Entry for 614 West 135th Street, Manhattan.

22-V-0011 Petition of Verizon New York Inc. for an Order of Entry for 250 East Houston Street, Manhattan.

662 21-V-0637 CABLEVISION OF WAPPINGERS FALLS, INC. - Petition for a Certificate of Confirmation for its Franchise with the Village of Woodbury, Orange County.

663 Petitions for Cable Renewals

21-V-0578 Spectrum Northeast, LLC/Town of New Haven, Oswego County.

21-V-0618 Verizon New York Inc./Village of Mineola, Nassau County.

21-V-0620 Cablevision Systems Long Island Corporation/Village of Bayville, Nassau County.

21-V-0623 Suffolk Cable Corporation, LLC/Village of Belle Terre, Suffolk County.

21-V-0626 Spectrum Northeast, LLC/Town of Bath, Steuben County.

21-V-0632 Cablevision of Warwick, LLC/Town of Warwick, Orange County.

21-V-0635 Cablevision Systems Long Island Corporation/Village of Hewlett Neck, Nassau County.

- 21-V-0636 Cablevision Systems Long Island Corporation/Village of Rockville Centre, Nassau County.
- 22-V-0013 Cablevision Systems Huntington Corporation/Village of Huntington Bay, Suffolk County.

### **Instructions to Listen to the Webcast of Meeting**

The Internet webcast can be accessed at <http://www.dps.ny.gov/Webcasts.html>.

The listening 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 access the webcast. If you experience problems listening to 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 Department of Public Service Web site at [www.dps.ny.gov](http://www.dps.ny.gov), click on “Search” then search using the appropriate PSC case number.

### **Next Meeting**

The next regularly scheduled meeting will begin at **10:30 A.M., Wednesday, March 16, 2022.**