



Public Service Commission

For Immediate Release: 07/13/2022

Rory M. Christian, Chair

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COMMISSION ISSUES FINAL JULY 14, 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, July 14, 2022**. To reduce the potential community spread of COVID-19, members of the public will only be allowed to view and 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

**REGULAR AGENDA ITEMS
Items To Be Resolved Through Discussion**

GENERAL

201 22-M-0159 Proceeding to Implement Customer Credits and Reimbursements Pursuant to Public Service Law Section 73.

POWER

301 18-E-0138 Proceeding on Motion of the Commission Regarding Electric Vehicle Supply Equipment and Infrastructure.

302 20-E-0197 Proceeding on Motion of the Commission to Implement Transmission Planning Pursuant to the Accelerated Renewable Energy Growth and Community Benefit Act.

No items will be considered on the Regular Agenda for GAS, 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	19-G-0309	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.
	19-G-0310	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.
162	21-G-0156	BORICUA VILLAGE B LLC/WAVECREST MANAGEMENT B#116/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 by Boricua Village B LLC/Wavecrest Management B#116 of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (018994).
163	21-G-0547	BLUESTONE GAS CORPORATION OF NEW YORK, INC. AND DT MIDSTREAM, INC. - Joint Petition of Bluestone Gas Corporation of New York, Inc. and DT Midstream, Inc. For Approval of Debt Financing Pursuant to § 69 of the New York State Public Service Law.
164	21-G-0051	NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition for Approval, Pursuant to Section 68 of the Public Service Law, for the Exercise of a Gas Franchise in the Martinsburg to Amend the Certificate of Public Convenience and Necessity.
165-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-0280	Vcrete Construction Corp./KeySpan Gas East Corporation d/b/a National Grid
	22-G-0323	Kelco Construction, Inc./KeySpan Gas East Corporation d/b/a National Grid.

- 22-G-0324 Gorilla Contracting Group LLC/KeySpan Gas East Corporation d/b/a National Grid.
- 22-G-0325 A & M D'Alessandro Contractors Inc./KeySpan Gas East Corporation d/b/a National Grid.
- 22-G-0326 L.I. Landscaping, Masonry & Contractor, Inc./KeySpan Gas East Corporation d/b/a National Grid.
- 22-G-0327 Edwin & Sons Home Improvement Corp./KeySpan Gas East Corporation d/b/a National Grid.
- 22-G-0328 Tony Casale, Inc./Consolidated Edison Company of New York Inc.
- 22-G-0329 Native Contracting, Inc./Consolidated Edison Company of New York, Inc.
- 22-G-0330 Michael A. Contracting Inc./Central Hudson Gas and Electric Corporation.
- 22-G-0331 Azcona/KeySpan Gas East Corporation d/b/a National Grid.
- 22-G-0332 Phillips Plumbing & Heating, Inc./Central Hudson Gas & Electric Corporation.
- 22-G-0333 ABC Mechanical Trailer & Equipment Sales/National Fuel Gas Distribution Corporation.
- 22-G-0334 The Capri Team Corp./Consolidated Edison Company of New York, Inc.
- 22-G-0335 Universal Builders General Contractors, Inc./National Fuel Gas Distribution Corporation.
- 22-G-0340 Schuyler Landscaping/Niagara Mohawk Power Corporation, d/b/a National Grid.
- 165-B In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities (Consent Order Approvals).
- 22-G-0226 Pigliavento Builders/Niagara Mohawk Power Corporation d/b/a National Grid
- 22-G-0336 JT & GB Construction Corp/KeySpan Gas East Corporation d/b/a National Grid.
- 22-G-0337 Luongo Enterprises/Consolidated Edison Company of New York, Inc.
- 22-G-0338 MM Interstate Concrete Corp./KeySpan Gas East Corporation d/b/a National Grid.
- 22-G-0339 D Herbinger Construction/Niagara Mohawk Power Corporation, d/b/a/ National Grid.

GENERAL

- 261 18-M-0013 In the Matter of a Focused Operations Audit to Investigate the Income Tax Accounting of Certain New York State Utilities.
- 262 There is no Item 262.
- 263 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.
- 15-M-0127 In the Matter of Eligibility Criteria for Energy Service Companies.
- 98-M-1343 In the Matter of Retail Access Business Rules.
- 264 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.
- 15-M-0127 In the Matter of Eligibility Criteria for Energy Service Companies.
- 98-M-1343 In the Matter of Retail Access Business Rules.
- 265 20-E-0428 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 20-G-0429 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.

POWER

- 361 21-E-0567 In the Matter of December 15, 2021 Electric Emergency Response Plan Review (2022 Plans).
- 362 19-E-0525 FISHERS ISLAND ELECTRIC CORPORATION - Minor Rate Filing to Increase its Annual Revenues by about \$300,000 or 16.43%.
- 363 20-E-0455 BOSTON TREMONT HDFC/PHIPPS HOUSES SERVICES/ 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 by Boston Tremont HDFC/Phipps Houses Services of the Informal Decision Rendered in Favor of the Consolidated Edison Company of New York, Inc. (966112)
- 364 22-E-0060 VILLAGE OF GROTON - Minor Rate Filing to Increase Its Total Revenues by about \$329,000 or 21.5 Percent.

- 365 22-E-0110 TRACI ASKEW THOMAS AND ANTHONY THOMAS/JOEL LEVINE AND CONSOLIDATED EDISON COMPANY OF NEW YORK INC. - In the Matter of a Commission Designee's Determination Pursuant to PSL Section 52 - Rehearing Petition by Traci Askew Thomas and Anthony Thomas, of the Designee's Determination Rendered in Favor of Joel Levine and Consolidated Edison Company of New York Inc. (218500, 181822).
- 366 22-E-0253 NIAGARA MOHAWK POWER CORPORATION - Petition for Authority to Extend and Amend the Lease of the Volney-Marcy Transmission Line.
- 367 21-E-0127 744 BECK ST HDFC/WAVECREST MANAGEMENT B#606/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 by 744 Beck St HDFC/Wavecrest Management B#606 of the Informal Decision Rendered in Favor of the Consolidated Edison Company of New York, Inc. (019652)
- 368 There is no Item 368.
- 369 18-E-0138 Proceeding on Motion of the Commission Regarding Electric Vehicle Supply Equipment and Infrastructure.
- 370 19-F-0299 EXCELSIOR 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 in the Town of Byron, Genesee County.
- 371 22-E-0097 WBLM 14 LE COUNT OWNER, LLC - Notice of Intent to Submeter Electricity at 10 LeCount Place, New Rochelle, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 372 20-E-0197 Proceeding on Motion of the Commission to Implement Transmission Planning Pursuant to the Accelerated Renewable Energy Growth and Community Benefit Act.
- 373 22-E-0183 FLINT MINE SOLAR LLC AND DESRI FLINT MINE DEVELOPMENT, L.L.C. - Petition for an Order Approving Financing Pursuant to Section 69 of the New York State Public Service Law.
- 374 22-E-0122 EXCELSIOR ENERGY CENTER, LLC - Petition for an Original Certificate of Public Convenience and Necessity and for an Order Providing for Lightened Regulation.
- 375 16-F-0062 EIGHT POINT WIND, LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 to Construct a Wind Energy Project.

- 376 18-E-0397 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -
Tariff filing to Make Revisions to its Electric Tariff Schedule, P.S.C.
No. 10, to Add New Riders Z (Residential) and AA (Small Commercial)
Innovative Pricing Pilot, to Implement Rate Structures for Residential
and Small Commercial Customers.
- 377 22-E-0301 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition
for a Declaratory Ruling.
- 378 15-E-0751 In the Matter of the Value of Distributed Energy Resources.
- 379 22-E-0124 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Tariff
Filing to Modify Its Electric Tariff Schedule, P.S.C. No. 15, to Update
Pole Attachment Rates Applicable to Cable System Operators,
Telecommunication Carriers and Wireless Communication Carriers.
- 380 22-E-0151 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition
for Approval, Pursuant to Public Service Law Section 70, to Transfer
Street Lighting Facilities to the Town of Sand Lake with an Original
Cost of Over \$100,000.
- 381 22-E-0125 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL
GRID - Tariff filing to Modify Its Electric Tariff Schedule, P.S.C. No.
220, to Update Pole Attachment Rates Applicable to Cable System
Operators, Telecommunication Carriers and Wireless Communication
Carriers.

WATER

- 461 21-W-0402 WINDHAM RIDGE WATER CORP. - Petition for Establishment of a
Tapping Fee and Connection Fee.
- 462 21-W-0633 EMERALD GREEN LAKE LOUISE MARIE WATER COMPANY,
INC. AND THE CENTER FOR DISCOVERY, INC. - Petition for an
Order Approving the Sale of Real Property Pursuant to Section 89-h of the
Public Service Law.

COMMUNICATIONS

- 561 00-C-0995 BROADVIEW NETWORKS, INC. - Petition for Designation as an
Eligible Telecommunications Carrier pursuant to Section 214 of the
Federal Telecommunications Act of 1996.
- 562 21-C-0601 GC PIVOTAL LLC D/B/A GLOBAL CAPACITY, GTT
COMMUNICATIONS, INC., AND GTT AMERICAS, LLC - Petition
for Approval of a Transfer of Control to Effectuate a Chapter 11
Reorganization.

CABLE

- 661 Petitions for an Order of Entry.
- 22-V-0306 Verizon New York Inc./527 East 13th Street, Manhattan.

	22-V-0307	Verizon New York Inc./587 Riverside Drive, Manhattan.
	22-V-0308	Verizon New York Inc./606 West 145th Street, Manhattan.
	22-V-0309	Verizon New York Inc./612 West 144th Street, Manhattan.
	22-V-0310	Verizon New York Inc./166 Norfolk Street, Manhattan.
	22-V-0312	Verizon New York Inc./417 Riverside Drive, Manhattan.
662		Petitions for Renewal of Cable Television Franchises.
	22-V-0197	Cablevision Systems Long Island Corporation/Village of Hempstead, Nassau County.
	22-V-0256	Cablevision of Wappingers Falls, Inc./Village of Cold Spring, Putnam County.
	22-V-0258	Cablevision of Brookhaven, Inc./Village of Patchogue, Suffolk County.
	22-V-0297	Spectrum Northeast, LLC/Town of Liberty, Sullivan County.
	22-V-0302	Cablevision Systems Dutchess Corporation/Town of Washington, Dutchess County.
	22-V-0303	Cablevision of Warwick, LLC/Town of Greenville, Orange County.
	22-V-0304	Spectrum Northeast, LLC/Village of Cuba, Allegany County.
	22-V-0315	Spectrum Northeast, LLC/Town of Cuba, Allegany 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, 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, 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., Thursday, August 11, 2022.**