



# Public Service Commission

**For Immediate Release: 02/05/21**

John B. Rhodes, Chair

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## **COMMISSION ISSUES PRELIMINARY FEBRUARY 11, 2021 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 11, 2021. TO REDUCE THE POTENTIAL COMMUNITY SPREAD OF COVID-19, MEMBERS OF THE PUBLIC WILL ONLY BE ALLOWED TO LISTEN TO THE SESSION VIA WEBCAST.**

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

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

**PLEASE NOTE, THE MEETING WILL BE AUDIO-ONLY. THE NEW YORK STATE PUBLIC SERVICE COMMISSION LOGO WILL BE DISPLAYED ON THE WEBCAST DURING THE MEETING.**

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**

**Item    PSC Case**

#### **POWER**

301    20-E-0197    Proceeding on Motion of the Commission to Implement Transmission Planning Pursuant to the Accelerated Renewable Energy Growth and Community Benefit Act.

302    19-T-0684    NEW YORK TRANSCO LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of

the New York Public Service Law to Construct, Operate, and Maintain a New, Double-Circuit 54.5-Mile 345/115 Kilovolt Electric Transmission Line and Related Facilities Located in the Town of Schodack, Rensselaer County; the Towns of Stuyvesant, Stockport, Ghent, Claverack, Livingston, Gallatin, and Clermont in Columbia County; and the Towns of Milan, Clinton, and Pleasant Valley in Dutchess County.

### COMMUNICATIONS

- 501      21-M-0042      In the Matter of an Investigation into the Utilities' Preparation for and Response to August 2020 Tropical Storm Isaias and Resulting Telephone and Cable TV Service Outages.

**No items will be considered on the Regular Agenda for GENERAL, 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**

#### **GAS**

- |       |           |  |
|-------|-----------|--|
| 161   | 20-G-0207 | RONALD BRANCHE/NIAGARA MOHAWK POWER CORPORATION 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 Niagara Mohawk Power Corporation d/b/a National Grid. (830171) |
| 162-A |           | In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities. (Penalty Determinations)   |
|       | 21-G-0002 | SAFFORD SERVICES/NATIONAL FUEL GAS DISTRIBUTION CORPORATION.   |
|       | 21-G-0004 | BISSOON, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
|       | 21-G-0005 | ANGEL LANDSCAPING/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.  |

- 21-G-0006 G. DEVINCENTIS & SON CONSTRUCTION CO./NEW YORK STATE GAS & ELECTRIC CORPORATION.
- 21-G-0007 COLD SPRINGS HARBOR CONSTRUCTION CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 21-G-0008 MAX CONCRETE CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 21-G-0009 PIONEER LANDSCAPING & ASPHALT PAVING INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 21-G-0010 M.P. CONCRETE/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 21-G-0011 SUN UP CONSTRUCTION/ORANGE AND ROCKLAND UTILITIES, INC.
- 21-G-0012 SUN UP CONSTRUCTION CORP/ORANGE AND ROCKLAND UTILITIES, INC.
- 21-G-0013 SUN UP CONSTRUCTION CORP/ORANGE AND ROCKLAND UTILITIES, INC.
- 21-G-0014 CONCRETE SLIPFORM, INC./NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID.
- 21-G-0015 DATA PROPERTIES LLC/NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 21-G-0016 CNY CONTRACTING, EXCAVATING & CONCRETE/NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID.
- 21-G-0017 MASPETH SUPPLY, CO., LLC/THE BROOKLYN UNION COMPANY D/B/A NATIONAL GRID.
- 21-G-0018 SALT SPRINGS PAVING CORP./NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID.
- 162-B In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities. (Consent Order Approval)
- 20-G-0629 LANTEK COMMUNICATIONS N.Y., INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 163 20-G-0486 EMKEY GATHERING, LLC, CHAUTAUQUA GREEN ENERGY, LLC, AND CGE VENTURES, LLC - Verified Joint Petition for Approval to Transfer Certain Pipeline Facilities Under Section 70 of the Public Service Law and for Approval of a Lightened Regulation Regime for Chautauqua Green Energy, LLC and for a Declaratory Ruling or Approval Regarding the Transfer of Upstream Membership Interests.

## GENERAL

- 261                                    There is no item 261.
- 262      20-M-0082    Proceeding on Motion of the Commission Regarding Strategic Use of Energy Related Data.

## POWER

- 361      20-E-0608    MR. AL ALSAEDE/CAPITAL A MANAGEMENT NY INC./CONSOLIDATED EDISON COMPANY OF NY, 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 Consolidated Edison Company of New York, Inc. (033242).
- 362      19-E-0516    JEANNETTE CAMBERO/ 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. (826250)
- 363      20-E-0249    In the Matter of a Renewable Energy Facility Host Community Benefit Program.
- 364      19-T-0684    NEW YORK TRANSCO LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the New York Public Service Law to Construct, Operate, and Maintain a New, Double-Circuit 54.5-Mile 345/115 Kilovolt Electric Transmission Line and Related Facilities Located in the Town of Schodack, Rensselaer County; the Towns of Stuyvesant, Stockport, Ghent, Claverack, Livingston, Gallatin, and Clermont in Columbia County; and the Towns of Milan, Clinton, and Pleasant Valley in Dutchess County.
- 365      14-E-0151    HUDSON VALLEY CLEAN ENERGY, INC. - Petition for an Increase to the Net Metering Minimum Limitation at Central Hudson Gas & Electric Corporation.
- 14-E-0422    SOLAR ENERGY INDUSTRIES ASSOCIATION, ALLIANCE FOR CLEAN ENERGY NEW YORK, THE VOTE SOLAR INITIATIVE, THE NATIONAL RESOURCES DEFENSE COUNCIL AND THE ALLIANCE FOR SOLAR CHOICE - Petition to Clarify the Process for Utilities to Seek Relief from Net Metering Caps.
- 366      16-F-0267    ATLANTIC WIND LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 for Construction of the Deer River Wind Energy Project in Lewis and Jefferson Counties.

- 367 18-E-0765 NEXTERA ENERGY TRANSMISSION NEW YORK, INC. - Petition for an Order Granting Certificate of Public Convenience and Necessity Pursuant to Section 68 of the Public Service Law.
- 368 19-T-0549 LLS POWER GRID NEW YORK, LLC, LS POWER GRID NEW YORK CORPORATION I, AND THE NEW YORK POWER AUTHORITY - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII for Edic/Marcy to New Scotland; Princetown to Rotterdam Project.
- 369 There is no item 369.
- 370 20-E-0431 ATLANTIC WIND LLC - Petition for Approval Under Public Service Law Section 70 of the Transfer of the Certificate of Environmental Compatibility and Public Need for the Deer River Wind Farm Project.
- 371 20-E-0473 In the Matter of Developing a Funding Mechanism for the Electric Generation Facility Cessation Mitigation Program.
- 372 20-T-0549 NEW YORK TRANSCO LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the New York Public Service Law to Construct, Operate, and Maintain a New, Single-Circuit 12-mile Overhead 115 kV Electric Transmission Line and Related Facilities In the Towns of New Windsor, Hamptonburgh, Blooming Grove, and Chester in Orange County.
- 373 21-E-0030 CANANDAIGUA POWER PARTNERS II, LLC; CANANDAIGUA POWER PARTNERS, LLC AND CARR STREET GENERATION STATION, L.P. - Joint Petition for a Declaratory Ruling Regarding Corporate Reorganization or, in the Alternative, an Approval Pursuant to Section 70 of the Public Service Law.

#### **WATER**

- 461 20-W-0494 NATURAL SYSTEM UTILITIES - Petition for a Declaratory Ruling Concerning or an Order Regarding Incidental and Lightened Regulation for District Scale Decentralized Non-Potable Water Systems.

#### **CABLE**

- 661 20-V-0297 VERIZON NEW YORK INC. - Petition for Orders of Entry for 38 Multiple-Dwelling Unit Buildings in the City of New York
- 662 20-V-0298 VERIZON NEW YORK INC. - Petition for Orders of Entry for 36 Multiple-Dwelling Unit Buildings in the City of New York
- 663 20-V-0357 SPECTRUM NORTHEAST, LLC - Petition for a Certificate of Confirmation for its Franchise with the Town of Dayton, Cattaraugus County.

- 664 20-V-0438 SPECTRUM NORTHEAST, LLC - Petition for a Certificate of Confirmation for its Franchise with the Town of Hope, Hamilton County.
- 665 20-V-0470 SPECTRUM NORTHEAST, LLC - Petition for a Certificate of Confirmation for its Franchise with the Town of Stephentown, Rensselaer County.
- 666 20-V-0496 SPECTRUM NORTHEAST, LLC - Petition for a Certificate of Confirmation for its Franchise with the Town of Hampton, Washington County.
- 667 20-V-0600 SPECTRUM NORTHEAST, LLC - Petition for a Certificate of Confirmation for its Franchise with the Town of Tyre, Seneca County.
- 668 Petitions for Renewal of Cable Television Franchises.
- 20-V-0614 ADAMS CATV INC./TOWN OF DEPOSIT, DELAWARE COUNTY.
- 20-V-0655 SPECTRUM NORTHEAST, LLC/TOWN OF BARRINGTON, YATES COUNTY.
- 20-V-0657 SPECTRUM NORTHEAST, LLC/TOWN OF LISLE, BROOME COUNTY.
- 20-V-0658 SPECTRUM NORTHEAST, LLC/TOWN OF PARISH, OSWEGO COUNTY.
- 20-V-0659 SPECTRUM NORTHEAST, LLC/TOWN OF MINA, CHAUTAUQUA COUNTY.

**No items will be considered on the Consent Agenda for COMMUNICATIONS.**

### **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., Thursday, March 18, 2021.**