



Public Service Commission

For Immediate Release: 04/19/16

Audrey Zibelman, Chair

Contact:

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

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

<http://twitter.com/NYSDPS>

16019

COMMISSION ISSUES FINAL APRIL 20, 2016 AGENDA

Albany, NY – The Public Service Commission announced today that it will hold its next regular session beginning at **11:00 a.m., Wednesday, April 20, 2016, in the 19th 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

REGULAR AGENDA ITEMS

Items To Be Resolved Through Discussion

Item PSC Case

GENERAL

201	14-M-0224	Proceeding on Motion of the Commission to Enable Community Choice Aggregation Programs.
-----	-----------	-----------------------------------------------------------------------------------------

POWER

- 301 14-M-0101 Proceeding on Motion of the Commission in Regard to Reforming the Energy Vision.

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	16-G-0179	CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff filing of a Housekeeping Nature to Incorporate the Effective Tariff Language from Two Previously Approved Tariff Filings.
162		In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities.
	15-G-0527	EUROPA CONSTRUCTION CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
	15-G-0670	TWO BROTHERS MASONS INC./ORANGE AND ROCKLAND UTILITIES, INC.
	16-G-0150	S. ANDREWS LANDSCAPING, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	16-G-0151	MICRO EARTH MOVING, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	16-G-0152	PISA CONTRACTING, INC. D/B/A HANCOCK CONTRACTING & DESIGN/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	16-G-0153	WEST HEMPSTEAD WATER DISTRICT/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	16-G-0154	SPANITZ BACKHOE SERVICE, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
	16-G-0155	CREATIVE CONSTRUCTION/NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
	16-G-0156	TOWN OF HAMBURG HIGHWAY DEPARTMENT/NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
	16-G-0157	YARUSSI CONSTRUCTION, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
	16-G-0158	E. & R. GENERAL CONSTRUCTION, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
	16-G-0159	LAMPARELLI CONSTRUCTION COMPANY, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.

- 16-G-0160 ESCARPMENT LANDSCAPING, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 16-G-0161 JAMES H. MALOY INC./NEW YORK STATE ELECTRIC & GAS CORPORATION.
- 16-G-0162 P & S EXCAVATING, L.L.C./NEW YORK STATE ELECTRIC & GAS CORPORATION.
- 16-G-0163 NORTHLINE LANDSCAPING, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 16-G-0164 CLAYMORE DEVELOPMENT LTD./ROCHESTER GAS AND ELECTRIC CORPORATION.
- 16-G-0165 BASELINE KING CORP./ROCHESTER GAS AND ELECTRIC CORPORATION.
- 16-G-0166 DPA DEVELOPMENT CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 16-G-0168 N. SAMPOGNA & SON CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 16-G-0169 MILAZZO LANDSCAPE CONSTRUCTION/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 16-G-0170 F. RIZZO CONSTRUCTION, INC./NEW YORK STATE ELECTRIC & GAS CORPORATION.
- 163 11-G-0517 HUDSON VALLEY UMBRELLA COMPANY, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Appeal of Informal Hearing Decision.
- 164 There is no item 164.
- 165 15-G-0382 ST. LAWRENCE GAS COMPANY, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 166 16-G-0142 GLOBAL ENERGY GROUP, LLC D/B/A JEAN ENERGY GROUP LLC - In the Matter of Consequences Against for Violations of the Uniform Business Practices.
- 167 There is no item 167.
- 168 15-G-0328 NIC HOLDING CORP. - Petition for a Declaratory Ruling Concerning Compliance with Regulations for Converting and Establishing Maximum Allowable Operating Pressure of Holtsville to Plainview Pipeline.
- 169 15-G-0573 In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR - Proposed Amendments to Chapter I, Rules of Procedure, Subchapter A, General, Part 10, Referenced Material; and Chapter III, Gas Utilities, Subchapter C, Safety, Part 255, Transmission and Distribution of Gas, to ensure conformance

with Title 49, Code of Federal Regulations, Part 192, Transportation of Natural and Other Gas by Pipeline.

GENERAL

- | | | |
|-----|-----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 261 | 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. |
| 262 | 15-M-0708 | NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition for an Exemption under its Non Rate Economic Development Program. |
| 263 | 13-M-0314 | Issue a Request for Proposal for an Independent Third-Party Consultant to Conduct a Review of the Accuracy and Effectiveness of Certain Reliability and Customer Service Systems at all Gas and Combination Gas and Electric Utilities in New York State that Provide Statistics to the Commission on the Services They Provide Customers. |
| | 15-M-0566 | In the Matter of Revisions to Customer Service Performance Indicators Applicable to Gas and Electric Corporations. |
| 264 | 15-E-0285 | ROCHESTER GAS AND ELECTRIC CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service. |
| | 15-G-0286 | ROCHESTER GAS AND ELECTRIC CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service. |
| 265 | 15-E-0283 | NEW YORK STATE ELECTRIC & GAS CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service. |
| | 15-G-0284 | NEW YORK STATE ELECTRIC & GAS CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service. |
| 266 | 09-M-0114 | CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Proceeding on Motion of the Commission to Examine the Prudence of Certain Capital Program and Operation and Maintenance Expenditures. |
| | 09-M-0243 | CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - In the Matter of a Comprehensive Investigative Accounting Examination. |

POWER

- 361 15-E-0564 ENETICS, INC. - Petition for Approval of Non-Intrusive Appliance Load Monitoring Equipment.
- 362 14-E-0457 BEDFORD-STUYVESANT SOUTH ONE LLC - Notice of Intent to Submeter Electricity at 27 Albany Avenue, Brooklyn, New York 11216, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 363 15-E-0379 BRIDGE LAND HUDSON LLC - Notice of Intent to Submeter Electricity at 261 Hudson Street, New York, New York 10013, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 364 11-E-0220 15 CENTRAL PARK WEST CONDOMINIUM/CONSOLIDATED EDISON OF NEW YORK, INC. - Appeal of Informal Hearing Decision.
- 365 15-E-0753 SALAMANCA BOARD OF PUBLIC UTILITIES - Tariff filing to Establish Net Metering Services for Solar and Wind Generation for its Residential and Non-Residential Customers Under Service Classifications Nos. 1 And 2.
- 366 16-E-0031 NIAGARA MOHAWK POWER CORPORATION - Tariff filing to make various housekeeping changes to eliminate outdated rules and references contained in P.S.C. Nos. 214 and 220 - Electricity.
- 367 13-T-0585 CRICKET VALLEY ENERGY CENTER, LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the Public Service Law For Approval of a New 345 kV Line From the Pleasant Valley Substation to the Cricket Valley Energy Center, LLC, and the Reconductoring of an Existing 345 kV Line, in the Town of Dover, Dutchess County.
- 368-A 16-E-0012 NEW YORK STATE ELECTRIC & GAS CORPORATION AND NEW YORK TRANSCO LLC - Joint Petition for Authorization Pursuant to Section 70 of the Public Service Law.
- 16-E-0013 ORANGE AND ROCKLAND UTILITIES, INC., CONSOLIDATED EDISON COMPANY OF NEW YORK, INC., AND NEW YORK TRANSCO LLC - Joint Petition for Approval of a Transfer or Lease of Assets.
- 368-B 16-T-0055 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC., NEW YORK TRANSCO LLC, AND ORANGE AND ROCKLAND UTILITIES, INC. - Joint Petition for Approval Under Section 121 of the Public Service Law for Partial Transfers of a Certificate of Environmental Compatibility and Public Need.

- 369 15-E-0307 MASSENA ELECTRIC DEPARTMENT - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 370 15-E-0310 LOST LAKE RESORT - Petition for Request of a Waiver of Underground Requirement.
- 371 16-E-0068 ASTORIA GENERATING, L.P., ET AL. - Petition for a Declaratory Ruling or, in the Alternative, Approval of the Indirect Transfer of Ownership Interests in Astoria Generating Company, L.P. Pursuant to Section 70 of the Public Service Law.
- 372 There is no item 372.
- 373 15-E-0757 CENTRAL HUDSON GAS AND ELECTRIC CORP. - Petition to Modify Central Hudson's Remote Net Metering Qualification Requirements and Application Process for Farms Under Public Service Law 66-j.
- 374 16-E-0116 J CRICKET HOLDINGS LLC, AP CRICKET VALLEY HOLDINGS I, INC., AND CRICKET VALLEY ENERGY CENTER LLC - Joint Petition for a Declaratory Ruling Regarding Transfers of Upstream Ownership Interests or, in the Alternative, an Approval Pursuant to Section 70 of the Public Service Law.
- 375 16-E-0007 DISTRIBUTED SUN LLC, BUILDING ENERGY DEVELOPMENT US, LLC, AND CORNELL UNIVERSITY - Petition to Extend the Monetary Crediting Period to 30 Years for Five Solar Photovoltaic Projects.
- 376 09-E-0011 SHINDA MANAGEMENT CORPORATION - Petition on behalf of Greater Allen Cathedral of New York Housing Development Fund Corporation, to Submeter Electricity at 107-37 166th Street, Jamaica, New York.
- 377 15-E-0743 NEW YORK TRANSCO LLC - Petition for an Order Providing for Lightened Regulation.
- 378 10-T-0080 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII for the Construction of a New 115kV Electric Transmission Line from Spier Falls, Saratoga County to Rotterdam, Schenectady County.
- 379 14-E-0270 Petition Requesting Initiation of a Proceeding to Examine a Proposal for Continued Operation of the R.E. Ginna Nuclear Power Plant, LLC.

WATER

- 461 15-W-0599 BEEKMAN WATER COMPANY, INC. and THE TOWN OF EAST FISHKILL - Joint Petition for Approval of the Transfer of all of the

Water Supply Assets of Beekman Water Company, Inc., to the Town of East Fishkill and to Thereafter Dissolve Beekman Water Company, Inc.

COMMUNICATIONS

- 561 13-C-0154 VERIZON NEW YORK INC. - Petition for Clarification or Waiver of Commission Requirements Related to the Provision of Customer Information to Credit Reporting Agencies.
- 562 16-C-0129 MR. FRED SCHER/VERIZON OF NEW YORK, INC. - Appeal of Informal Hearing Decision.
- 563 16-C-0135 COMTECH TELECOMMUNICATIONS CORP., TELECOMMUNICATION SYSTEMS, INC., AND NEXTGEN COMMUNICATIONS, INC. D/B/A MARYLAND NEXTGEN COMMUNICATIONS - Petition for Approval of an Agreement and Plan of Merger.
- 564 09-M-0527 Proceeding to Examine Issues Related to a Universal Service Fund.

CABLE

- 661 16-V-0088 VERIZON NEW YORK INC. - Petition for Orders of Entry for 46 Multiple-Dwelling Unit Buildings in the City of New York.
- 662 16-V-0087 VERIZON NEW YORK INC. - Petition for Orders of Entry for 41 Multiple-Dwelling Unit Buildings in the City of New York.
- 663 Petitions for Renewal of Cable Television Franchises.
- 16-V-0029 CSC ACQUISITION-NY, INC./TOWN OF SOUTHAMPTON, SUFFOLK COUNTY.
- 16-V-0070 TIME WARNER CABLE NORTHEAST LLC/TOWN OF HERKIMER, HERKIMER COUNTY.
- 16-V-0071 TIME WARNER CABLE NORTHEAST LLC/TOWN OF MINDEN, MONTGOMERY COUNTY.
- 16-V-0076 TIME WARNER CABLE NORTHEAST LLC/TOWN OF OXFORD, CHENANGO COUNTY.
- 16-V-0080 TIME WARNER CABLE NORTHEAST LLC/TOWN OF FREEDOM, CATTARAUGUS COUNTY.
- 16-V-0128 CABLEVISION OF WAPPINGERS FALLS, INC./TOWN OF FISHKILL, DUTCHESS COUNTY.

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 4th 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

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, 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, 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 14th 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, May 19, 2016, in Albany, New York.**

Individuals in Albany wishing to observe the Commission's meeting may do so in the Board Room on the 19th 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.

In addition, the meeting will be broadcast live on the Internet. The Internet broadcast can be viewed by accessing <http://www.dps.ny.gov/Webcasts.html>

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. TDD 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.