



Public Service Commission

For Immediate Release: 11/09/18

John B. Rhodes, Chair

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COMMISSION ISSUES PRELIMINARY NOVEMBER 15, 2018 AGENDA

Albany, NY – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 A.M., Thursday, November 15, 2018, 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 below, visit:

http://www.dps.ny.gov/New_Search.html

Item	PSC Case	
		GAS
101	18-G-0094	NATIONAL GRID USA/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID - In the Matter of Enforcement Against for the Failure to Maintain and Reestablish Cathodic Protection.
		GENERAL
201	14-M-0224	Proceeding on Motion of the Commission to Enable Community Choice Aggregation Programs.

- 14-M-0564 SUSTAINABLE WESTCHESTER - Petition for Expedited Approval for the Implementation of a Pilot Community Choice Aggregation Program within the County of Westchester.

POWER

- 301 18-E-0206 Tariff filings to Effectuate the Provisions of Public Service Law Section 66-o (Residential Electric Vehicle Charging Tariff).

No items will be considered on the Regular Agenda for **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 18-G-0495 BEN-SIYON YERUSHALAYIM/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID (METRO) (733105) Appeal of an Informal Review.
- 162 17-G-0239 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.

In the Matter of an Enforcement Proceeding for Alleged Violations of 16 NYCRR Part 753 - Protection of Underground Facilities.
- 163 18-G-0297 JUDLAU CONTRACTING, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 18-G-0247 TRIUMPH CONSTRUCTION CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

In the Matter of an Enforcement Proceeding for Alleged Violations of 16 NYCRR Part 753 - Protection of Underground Facilities. (Penalty Determinations).

- 164-A 18-G-0647 R. VARELLO LANDSCAPING, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0646 TRIUMPH CONSTRUCTION CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 18-G-0645 ABLE PAVEMENT MARKING CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 18-G-0643 BARRETT PAVING MATERIALS INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0644 AC MASONRY, INC./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0641 ROMA M. INC./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0642 ALL SEASON LANDSCAPING, INC./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0652 J LENT & SONS GENERAL CONTRACTING, LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 18-G-0648 FAS BUILDING CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 18-G-0649 CALLAHAN INDUSTRIES, INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- In the Matter of an Enforcement Proceeding for Alleged Violations of 16 NYCRR Part 753 - Protection of Underground Facilities. (Consent Order Approvals).
- 164-B 18-G-0638 DOCTOR PAVERS/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0640 ELLSWORTH & SON EXCAVATING, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0592 AKAL BUILDERS OF N.Y. INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 18-G-0587 NY ASPHALT, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 18-G-0637 THE VILLAGE OF MINEOLA/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0634 WARREN'S NURSERY, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0635 TRI COUNTY FENCE & GATES, LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.

- 18-G-0636 FADDEGONS NURSERY/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0508 BREEZY POINT COOPERATIVE INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 165 18-T-0487 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 Replacement of Approximately 3 Miles of 8-Inch Diameter Natural Gas Pipeline in the City of Oswego, Town of Scriba, Oswego County.
- 166 17-G-0799 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Tariff filing for Approval to Make Permanent its Distribution Generation and Natural Gas Vehicle Pilot Programs and for Authorization to Continue its Partnership to Revitalize the Industrial Manufacturing Economy of Western New York (PRIME-WNY) Pilot Program with Modifications.
- 167 18-G-0337 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Proceeding on Motion of the Commission to Determine Treatment of National Fuel Gas Distribution Corporation's Income Tax Savings.
- 168 18-G-0493 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Tariff Filing to Modify Its Gas Tariff Schedule, P.S.C. No. 9, Regarding Renewable Natural Gas.
- 169 There is no item 169.
- 170 16-T-0697 JAMESTOWN BOARD OF PUBLIC UTILITIES, NEW YORK AND EMKEY TRANSPORTATION, INC. - Joint Petition for Approval of the Transfer of the Certificates of Environmental Compatibility and Public Need Issued for a Gas Pipeline Located in the Towns of Ellicott and Gerry and the City of Jamestown, New York.

GENERAL

- 261 18-M-0611 In the Matter of Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR, Prescribing Interest Rates Applicable to Customer Deposits.
- 262 16-M-0501 PUBLIC UTILITY LAW PROJECT OF NEW YORK, INC. - Petition for an Order of the Public Service Commission Commencing a Proceeding to Consider Issues Pertaining to Consolidated Edison Company of New York, Inc.'s Replevin Actions.
- 263 18-E-0067 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.

- 18-G-0068 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 264 18-E-0067 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 18-G-0068 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 265 18-M-0401 EMKEY TRANSPORTATION, INC. AND CITY OF JAMESTOWN BOARD OF PUBLIC UTILITIES - Joint Petition for Approval to Transfer Certain Pipeline Facilities Under Section 70 of the Public Service Law and for a Declaratory Ruling that the Board will not be Subject to Regulation Under Article IV of the Public Service Law.

POWER

- 361 18-E-0208 ARTECHE USA - Petition for Approval of the Artech Medium Voltage Metering Class Instrument Transformers.
- 362 18-E-0274 HARMONY MILLS RIVERVIEW LLC - Petition to Submeter Electricity at 100 N. Mohawk Street, Cohoes, New York, Located in the Territory of Niagara Mohawk Power Corporation.
- 18-E-0275 HARMONY MILLS WEST LLC - Petition to Submeter Electricity at 50 N. Mohawk Street And 100 N. Mohawk Street, Cohoes, New York, Located in the Territory of Niagara Mohawk Power Corporation.
- 363 18-E-0077 ITRON INC. - Petition for Approval of OpenWay Riva Commercial Meter Line.
- 364 18-E-0489 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff Filing to Modify its Electric Tariff Schedule, P.S.C. No. 10, Regarding the Methodology Used to Reconcile its Electric Purchase of Receivables Discount Rate Charged to Energy Service Companies.
- 365 18-E-0082 BRENDAN BANNIGAN/NATIONAL GRID - UPSTATE (739233) Rehearing of an Appeal Determination.
- 366 18-T-0499 NEXTERA ENERGY TRANSMISSION NEW YORK, INC. - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the Public Service Law for the Construction of a 20 Mile 345 Kilovolt Transmission Line Located in the Town of Royalton, Niagara County, and the Towns of Alden, Newstead, Lancaster, and Elma in Erie County. NextEra Motion for Waiver.

- 367 17-E-0459 CENTRAL HUDSON GAS & ELECTRIC CORPORATION -
Proceeding on Motion of the Commission as to the Rates, Charges, Rules
and Regulations for Electric Service.
- 17-G-0460 CENTRAL HUDSON GAS & ELECTRIC CORPORATION -
Proceeding on Motion of the Commission as to the Rates, Charges, Rules
and Regulations for Gas Service.
- 368 16-E-0060 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -
Proceeding on Motion of the Commission as to the Rates, Charges, Rules
and Regulations for Electric Service.
- 369 18-E-0024 WP NORTH TOWER LLC - Notice of Intent to Submeter Electricity at
55 Bank St, White Plains, NY, Located in the Territory of Consolidated
Edison Company of New York, Inc.
- 370 There is no item 370.
- 371 17-E-0796 650 MET PARTNERS, LLC - Petition to Submeter Electricity at 195
Clarkson Avenue, Located in the Territory of Consolidated Edison
Company of New York, Inc.
- 372 18-E-0378 ROOSEVELT PARC LLC - Notice of Intent to Submeter Electricity at
37-46 72nd Street, Jackson Heights, New York, Located in the Territory
of Consolidated Edison Company of New York, Inc.
- 373 17-E-0792 SILO RIDGE CONDO ASSOCIATION - Notice of Intent to Submeter
Electricity at 5021 Route 44, Amenia, New York, Located in the
Territory of New York State Electric & Gas Corporation.
- 374 18-E-0387 SHELDRAKE STATION DEVELOPMENT LLC - Petition to Submeter
Electricity at 270 Waverly Avenue, Mamaroneck, New York, Located in
the Territory of Consolidated Edison Company of New York, Inc.
- 375 18-E-0439 NEW YORK INDEPENDENT SYSTEM OPERATOR, INC. - Petition
for Authority to Incur Indebtedness for a Term in Excess of Twelve
Months Pursuant to Section 69 of the New York Public Service Law.
- 376 18-E-0327 ORANGE AND ROCKLAND UTILITIES, INC. - Petition for Authority
Pursuant to Section 70 of the Public Service Law To Transfer Certain
Joint Use Poles to Verizon Communications Corporation.
- 377 18-E-0601 NHIP II BAYONNE HOLDINGS LLC - Petition for a Declaratory
Ruling or an Order Approving Financing Pursuant to Section 69 of the
New York State Public Service Law.
- 378 17-E-0413 UNITED RESIDENTIAL GROUP, LLC AND FORTRESS
PARTNERS, LLC - Complaint Against Niagara Mohawk Power
Corporation d/b/a National Grid Concerning Non-Refundable Deposits
for Upgrades.
- 379 18-E-0399 CASSADAGA WIND LLC - Petition for a Certificate of Public
Convenience and Necessity.

- 380 15-E-0302 Proceeding on Motion of the Commission to Implement a Large-Scale Renewable Program and a Clean Energy Standard. Petition of Albany Engineering Corporation.
- 381 15-E-0302 Proceeding on Motion of the Commission to Implement a Large-Scale Renewable Program and a Clean Energy Standard. Petition of the New York State Energy Research and Development Authority.

WATER

- 461 18-W-0302 PAINTED APRON WATER CO. - In the Matter of Appointing a New Temporary Operator of the Painted Apron Water Co.
- 462 18-W-0382 DUDLEY WATER SUPPLY, INC. - Minor Rate Filing to Increase its Annual Revenues by about \$14,538 or 33.56%.
- 463 18-W-0545 BONIVILLE WATER COMPANY, INC. AND KNOLLS WATER CO., INC. - Proceeding on Motion of the Commission as to the Acts and Practices and Adequacy of Service Provided by Boniville Water Company, Inc. and Knolls Water Co., Inc.

COMMUNICATIONS

- 561 18-C-0219 In the Matter of Quality of Service Provided by Local Exchange Companies in New York State. Report on Verizon New York Inc.'s Service Quality for the Third Quarter of 2018.
- 562 18-C-0655 EDGE FIBERNET INC. - Petition for an Original Certificate of Public Convenience and Necessity.

CABLE

- 661 17-V-0725 VERIZON NEW YORK INC. - Petition for an Order of Entry for 2800 Heath Avenue, Bronx.
- 662 17-V-0726 VERIZON NEW YORK INC. - Petition for an Order of Entry for 144-76 Sanford Av, Queens.
- 663 18-V-0674 SLIC NETWORK SOLUTIONS, INC. AND HCCI LLC - Petition of Acquire Cable TV Systems, Assets, Franchises, and Customers from Hamilton County Cable TV, Inc., and for Approval of Assignment and Transfer of Control of Franchises.
Petition for Approval of the Renewal of its Franchise.
- 664 18-V-0019 MID-HUDSON CABLEVISION, INC./TOWN OF WESTERLO, ALBANY COUNTY.
- 18-V-0334 MID-HUDSON CABLEVISION, INC./TOWN OF DURHAM, GREENE COUNTY.

- 18-V-0384 MID-HUDSON CABLEVISION, INC./TOWN OF WINDHAM,
GREENE COUNTY.
- 18-V-0481 MID-HUDSON CABLEVISION, INC./CITY OF HUDSON,
COLUMBIA COUNTY.

Instructions to View Webcast 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 webcasting 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 Webcast of Meeting

In addition to the webcast of the meeting in the Commission's New York City offices, the meeting will be webcast live on the Internet. The Internet webcast 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** 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 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, December 13, 2018, in New York City.**

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 webcasting will be for viewing and listening purposes only.

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