



# Public Service Commission

**For Immediate Release: 01/14/22**

Rory M. Christian, Chair

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**22001**

## **COMMISSION ISSUES PRELIMINARY JANUARY 20, 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, January 20, 2022**. The session will be held in the Commission’s offices located at Three Empire State Plaza, 19th Floor, Albany; 90 Church Street, 4th Floor, New York City; 125 East Bethpage Road, Plainview, Long Island; and, 295 Main Street, Buffalo. Offices open to in-person access will be announced in the final session agenda.

**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**

**Item      PSC Case**

#### **GENERAL**

- |     |           |   |
|-----|-----------|---|
| 201 | 19-M-0133 | NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - In the Matter of Notice of Pension Settlement Loss and Request for Waiver of 60-Day Filing Requirement.      |
|     | 20-E-0380 | NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service. |
|     | 20-G-0381 | 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.      |

## POWER

- 301    15-E-0302    Proceeding on Motion of the Commission to Implement a Large-Scale Renewable Program and a Clean Energy Standard.
- 18-E-0071    In the Matter of Offshore Wind Energy.
- 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        20-G-0241    KALED MANAGEMENT A/K/A ROBERT BATZ A/K/A GREENBRIAR/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. (825371)
- 162-A        In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities (Penalty Determination Orders).
- 21-G-0320    World Contracting Inc/KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0378    Bennett & Sons Fencing/Central Hudson Gas & Electric Corporation.
- 21-G-0552    Woodstock Landscaping & Excavating L.L.C./Central Hudson Gas & Electric Corporation.
- 21-G-0553    Erol's Plumbing & Heating Corp./KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0584    DF Stone Contracting, LTD./KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0585    Pristine Electric Inc/KeySpan Gas East Corporation d/b/a National Grid.

- 21-G-0586 Tralongo Builders, Inc./Niagara Mohawk Power Corporation d/b/a National Grid.
- 21-G-0588 Jason D Sixberry d/b/a A+ Concrete/Niagara Mohawk Power Corporation, d/b/a National Grid.
- 21-G-0589 M&M Excavating/St. Lawrence Gas Company, Inc.
- 21-G-0590 Triple Crown General Contracting Corp./KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0591 Nelson's Heating & Plumbing Inc/National Fuel Gas Distribution Corporation.
- 21-G-0592 Wide Open Contracting, LLC./Niagara Mohawk Power Corporation d/b/a National Grid.
- 21-G-0593 Land and Sea Construction Corp./KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0594 East End Solutions Inc./KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0595 C Guardado Construction Corp./KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0596 All Star Construction Services III, LLC/KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0597 Cold Spring Harbor Construction Corp./KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0598 LNC Concrete, Inc./KeySpan Gas East Corporation d/b/a National Grid
- 21-G-0599 O'Hanlon Excavation Inc./Consolidated Edison Company of New York, Inc.
- 21-G-0612 Westchester Hills Golf Club/Consolidated Edison Company of New York, Inc.
- 21-W-0587 James Snowden d/b/a JKS Construction and Maintenance/Village of Monticello.
- 162-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-0613 Montgomery County Department of Public Works/Niagara Mohawk Power Corporation d/b/a National Grid.
- 21-G-0614 Philip Ross Industries Inc./KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0615 High Tech Construction of Long Island, Inc./KeySpan Gas East Corporation d/b/a National Grid.

- 21-G-0616 Bella Flores Landscaping, Inc./KeySpan Gas East Corporation d/b/a National Grid.
- 21-G-0617 Rainbow Pools and Spas/Central Hudson Gas & Electric Corporation.
- 21-G-0621 Town of Fishkill Highway Department/Central Hudson Gas & Electric Corporation.
- 21-G-0622 Town of Fishkill Highway Department/Central Hudson Gas & Electric Corporation.
- 162-C In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities (Petitions for Rehearing).
- 21-G-0147 TITAN DRILLING SPECIALISTS, INC. - In the Matter of an Enforcement Proceeding for Alleged Violations of 16 NYCRR Part 753 - Protection of Underground Facilities, in the Service Territory of Consolidated Edison Company of New York, Inc.

#### **GENERAL**

- 261 20-M-0360 GREENLIGHT NETWORK LLC - Proceeding on Motion of the Commission of Greenlight Networks' Pole Attachments in the Service Territory of Rochester Gas and Electric Corporation and Frontier Communications.
- 262 21-M-0489 ER LAND DEVELOPMENT, LLC - Petition for a Six-Month Extension of the Five-Year Agreement Concerning Builder Development Funds.
- 263 06-M-0647 In the Matter of Energy Service Company Price Reporting Requirements.
- 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.
- 98-M-0667 In the Matter of electronic data interchange.
- 264 06-M-0647 In the Matter of Energy Service Company Price Reporting Requirements.
- 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.
- 98-M-0667 In the Matter of electronic data interchange.
- 98-M-1343 In the Matter of Retail Access Business Rules.
- 265 06-M-0647 In the Matter of Energy Service Company Price Reporting Requirements.
- 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.

98-M-0667 In the Matter of electronic data interchange.

98-M-1343 In the Matter of Retail Access Business Rules.

**POWER**

- 361 21-E-0277 2050 G.C., L.P. - Notice of Intent to Submeter Electricity at 2050 Grand Concourse, Bronx, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 362 21-E-0437 451 TENTH AVENUE LLC - Notice of Intent to Submeter Electricity at 451 Tenth Avenue, New York, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 363 21-E-0456 ITRON INC. - Petition for Approval of Gen5 Riva Singlephase Meters.
- 364 21-E-0465 FORTIS DUMBO ACQUISITION LLC - Notice of Intent to Submeter Electricity at 30 Front Street, Brooklyn, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 365 21-E-0507 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 Town of Evans.
- 366 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.
- 367 21-E-0475 PINEBROOKE FALLS, LLC - Petition for a Two-Year Extension of the Five-Year Agreement Concerning Builder Development Funds.
- 368 There is no Item 368.

- 369 18-T-0604 DEEPWATER WIND SOUTH FORK, LLC - Application for a Certificate of Environmental Compatibility and Public Need for the Construction of Approximately 3.5 Miles of Submarine Export Cable from the New York State Territorial Waters Boundary to the South Shore of the Town of East Hampton in Suffolk County and Approximately 4.1 Miles of Terrestrial Export Cable from the South Shore of the Town of East Hampton to an Interconnection Facility with an Interconnection Cable Connecting to the Existing East Hampton Substation in the Town of East Hampton, Suffolk County.
- 370 19-E-0735 NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY - Petition Requesting Additional NY-Sun Program Funding and Extension of Program Through 2025.
- 371 20-E-0075 KING KULLEN/VILLAGE OF ROCKVILLE CENTRE 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 the Village of Rockville Centre Inc. (721479).
- 372 21-E-0429 VILLAGE OF ANGELICA - Minor Rate Filing to Increase its Annual Revenues by about \$200,227 or 38.30%.
- 373 21-E-0466 NEXTERA ENERGY TRANSMISSION NEW YORK, INC. - Petition for a Declaratory Ruling Approving a Lightened Regulatory Regime.
- 374 21-E-0557 NEW YORK TRANSCO LLC - Verified Petition for an Expedited Order Granting A Certificate of Public Convenience and Necessity Pursuant To Section 68 Of The Public Service Law.
- 375 20-E-0542 HIGH BRIDGE WIND, LLC - Petition for an Order Granting a Certificate of Public Convenience and Necessity Pursuant to Public Service Law Section 68 and for an Order Granting Lightened Regulation.

### **COMMUNICATIONS**

- 561 21-C-0212 SLIC NETWORK SOLUTIONS, INC. - Petition for a Further Amended Designation as an Eligible Telecommunications Carrier to Include Additional Eligible High-Cost Census Blocks.
- 562 21-C-0601 GC PIVOTAL LLC DBA GLOBAL CAPACITY, GTT COMMUNICATIONS, INC., AND GTT AMERICAS, LLC - Petition for Approval of a Transfer of Control to Effectuate a Chapter 11 Reorganization.
- 563 21-C-0473 NORTH AMERICAN NUMBERING PLAN ADMINISTRATOR - Petition on Behalf of the New York Telecommunications Industry for Relief of the 516 NPA.

### **CABLE**

- 661      21-V-0505    DTC CABLE, INC. - Petition for Approval of an Amendment of its Franchise with the Town of Bovina, Delaware County.
- 662                      Petitions for an Order of Entry.
- 21-V-0602    VERIZON NEW YORK INC. - Petition for an Order of Entry for 371 Madison Street, Manhattan.
- 21-V-0603    VERIZON NEW YORK INC. - Petition for an Order of Entry for 313 Edgecombe Avenue, Manhattan.
- 21-V-0604    VERIZON NEW YORK INC. - Petition for an Order of Entry for 121 East 12th Street, Manhattan.
- 21-V-0605    VERIZON NEW YORK INC. - Petition for an Order of Entry for 409 East 6th Street, Manhattan.
- 21-V-0606    VERIZON NEW YORK INC. - Petition for an Order of Entry for 3430 Broadway, Manhattan.
- 21-V-0607    VERIZON NEW YORK INC. - Petition for an Order of Entry for 620 West 141st Street, Manhattan.
- 21-V-0608    VERIZON NEW YORK INC. - Petition for an Order of Entry for 618 West 142nd Street, Manhattan.
- 21-V-0609    VERIZON NEW YORK INC. - Petition for an Order of Entry for 870 St. Nicholas Avenue, Manhattan.
- 21-V-0610    VERIZON NEW YORK INC. - Petition for an Order of Entry for 185 Avenue C, Manhattan.
- 21-V-0611    VERIZON NEW YORK INC. - Petition for an Order of Entry for 200 Claremont Avenue, Manhattan.

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

### **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, February 17, 2022.**