



Public Service Commission

For Immediate Release: 08/06/21

John B. Howard, Chair

Contact:

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

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

<http://twitter.com/NYSDPS>

21078

COMMISSION ISSUES PRELIMINARY AUGUST 12, 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, August 12, 2021**. 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, Video-Conference Training Room, Plainview; and, 295 Main Street, Suite 1050, Buffalo, New York. Please be prepared to show identification to be admitted to the Albany, New York City, Long Island and Buffalo locations. Unvaccinated individuals must wear a mask while in the agency’s buildings; everyone else is encouraged to wear a mask.

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

Item PSC Case

GENERAL

201 14-M-0565 Proceeding on Motion of the Commission to Examine Programs to Address Energy Affordability for Low Income Utility Customers.

- 20-M-0266 Proceeding on Motion of the Commission Regarding the Effects of COVID-19 on Utility Service.
- 202 18-M-0270 KEYSpan GAS EAST CORP. D/B/A NATIONAL GRID - Petition for Approval, Pursuant to Public Service Law, Section 113(2), of a Proposed Allocation of Certain Tax Refunds between KeySpan Gas East Corp. d/b/a National Grid and Ratepayers.
- 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 CORP. D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.

No items will be considered on the Regular Agenda for GAS, POWER, 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-0394	NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Proceeding on Motion of the Commission to Conduct a Comprehensive Management and Operations Audit.
162	16-G-0257	NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
	21-G-0237	NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Petition for Authorization to Amend Its System Modernization Tracker.
163	21-G-0246	LAURA CRUZCOLON/ FRANK SALA AND CONSOLIDATED EDISON COMPANY OF NEW YORK, 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 Frank Sala and Consolidated Edison Company of New York, Inc. (156071, 030332).

- 164 21-G-0180 KEVIN AND HUBERT O'BRIEN/SAMANTHA RAMOS AND CONSOLIDATED EDISON COMPANY OF NEW YORK, 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 Samantha Ramos and Consolidated Edison Company of New York, Inc. (038858).

GENERAL

- 261 21-M-0105 ELDAN HOMES, INC. - Petition for a Year Extension of the Five-Year Agreement Concerning Builder Development Funds.
- 262 20-M-0209 PIGLIAVENTO BUILDERS D/B/A BROOKVIEW COURT, INC. - Petition for an Extension of the Five-Year Development Period.
- 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 17-M-0315 In the Matter of the Utility Energy Registry.
- 265 20-M-0360 Proceeding on Motion of the Commission of Greenlight Networks' Pole Attachments in the Service Territory of Rochester Gas and Electric Corporation and Frontier Communications.
- 266 21-E-0078 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Tariff filing to Amend Its Electric Tariff Schedule, P.S.C. No. 15, to Modify Language to reflect Upgrades being made to its Legacy Customer Information System in July 2021.
- 21-G-0079 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Tariff filing to Amend Its Gas Tariff Schedule, P.S.C. No. 12, to Modify Language to reflect Upgrades being made to its Legacy Customer Information System in July 2021.
- 267 21-M-0045 CENTRAL HUDSON GAS AND ELECTRIC CORPORATION - Petition to Revise the Heating and Non-Heating Procedures Used to Calculate Bill Estimates.

POWER

- 361 20-E-0439 CIMATO ENTERPRISES INC. - Petition for a Waiver of the Requirements of Niagara Mohawk's Tariff Rule 16.6.2.

- 362 21-E-0258 NIAGARA MOHAWK POWER CORPORATION - Petition Pursuant to Section 70 of the New York State Public Service Law Regarding the Transfer of Certain Property to the Village of Canajoharie.
- 363 21-E-0239 NIAGARA MOHAWK POWER CORPORATION - Petition for Approval of a Transfer or Lease of Property with an Original Cost of Over \$100,000 to the Town of Lysander.
- 364 21-E-0240 NIAGARA MOHAWK POWER CORPORATION - Petition for Approval of a Transfer or Lease of Property with an Original Cost of Over \$100,000 to the City of Little Falls.
- 365 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.
- 366 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
- 367 19-E-0600 85 JAY STREET (BROOKLYN), LLC - Notice of Intent to Submeter Electricity at 160-180 Front Street and 115-135 York Street, New York, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 368 19-E-0282 ROCHESTER GAS AND ELECTRIC CORPORATION/NORTHERN DEVELOPMENT LLC - 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 Northern Development LLC (831382).
- 369 16-F-0328 Application of Number Three Wind LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 for Construction of a Wind Project Located in Lewis County.
- 370 21-E-0175 ROY NAZINITSKY AND CLARA NAZINITSKY LIVING TRUST/DESIREE VINCENT AND CONSOLIDATED EDISON COMPANY OF NEW YORK, 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 (031990).

- 371 21-E-0178 JAY RAND AND DKSR HOLDING LTD/ EVELYN AND RAMON GARCIA 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 Jay Rand, on behalf of DKSR Holding LTD, of the Designee's Determination Rendered in Favor of Evelyn and Ramon Garcia and Consolidated Edison Company of New York, Inc. (035912).
- 372 21-E-0339 BEATA PERSAUD/RAMKISSON SINGH, FANEEZA HASSAN AND CONSOLIDATED EDISON COMPANY OF NEW YORK, 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 Ramkisson Singh, Faneeza Hassan and Consolidated Edison Company of New York, Inc. (150798).
- 373 17-F-0597 HIGH RIVER 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 Located in the Town of Florida, Montgomery County.
- 374 15-E-0751 In the Matter of the Value of Distributed Energy Resources
- 375 20-E-0557 LIC OWNER LLC - Petition to Submeter Electricity at 29-17 40th Avenue, Long Island City, New York 11101, Located in the Territory of Consolidated Edison Company, Inc.
- 376 20-E-0128 DD WEST 29TH LLC - Notice of Intent to Submeter Electricity at 311 11th Avenue, New York, New York 10001, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 377 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-E-0285 Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Rochester Gas and Electric Corporation for Electric Service.
- 15-G-0284 Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of New York State Electric & Gas Corporation for Gas Service.
- 15-G-0286 Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Rochester Gas and Electric Corporation for Gas Service.
- 378 21-E-0245 EO 84 WILLIAM II LLC - Notice of Intent to Submeter Electricity at 84 William Street, New York, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 379 20-E-0084 FANNY ROSAS/QUEENS GARDENS OWNERS AND CONSOLIDATED EDISON COMPANY OF NEW YORK, 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 Queens Gardens Owners and Consolidated Edison Company of New York, Inc. (014676, 971284).

- 380 20-E-0660 LOBLO APARTMENTS LLC - Notice of Intent to Submeter Electricity at 983 Michigan Avenue, Buffalo, New York 14203, Located in the Territory of Niagara Mohawk Power Corporation d/b/a National Grid.
- 381 20-T-0430 LONG ISLAND POWER AUTHORITY - Petition to Amend Certificate of Environmental Compatibility and Public Need Granted by Order Dated May 14, 2010.
- 382 08-T-1388 LONG ISLAND POWER AUTHORITY - Application for a Certificate of Environmental Compatibility and Public Need to Install a Second 138 kV Cable in the Certified Underground Conduit from the Riverhead Substation to the Canal Substation.

WATER

- 461 20-W-0477 Complaint of 25 or More Customers Against Hudson Valley Water Companies, Inc. Concerning the Company's Ability to Meet its Obligations to its Customers.

COMMUNICATIONS

- 561 21-C-0235 In the Matter of Quality of Service Provided by Local Exchange Companies in New York State.

CABLE

- 661 21-V-0028 VERIZON NEW YORK INC. - Petition for Orders of Entry for 39 Multiple-Dwelling Unit Buildings in the City of New York.
- 662 21-V-0029 VERIZON NEW YORK INC. - Petition for Orders of Entry for 37 Multiple-Dwelling Unit Buildings in the City of New York.
- 663 Petitions for Renewal of Cable Television Franchises.
- 21-V-0293 Comcast of New York, LLC/Town of Carmel, Putnam County.
- 21-V-0296 Spectrum Northeast, LLC/Town of Sullivan, Madison County.
- 21-V-0304 Spectrum Northeast, LLC/Town of Almond, Allegany County.
- 21-V-0305 Spectrum Northeast, LLC/Village of Bolivar, Allegany County.
- 21-V-0308 Spectrum Northeast, LLC/Town of Hamilton, Madison County.
- 21-V-0313 DTC Cable, Inc./Town of Hamden, Delaware County.
- 21-V-0316 Spectrum Northeast, LLC/Village of Evans Mills, Jefferson County.

- 21-V-0317 Spectrum Northeast, LLC/Town of Horseheads, Chemung County.
- 21-V-0341 Spectrum Northeast, LLC/Town of Sherman, Chautauqua County.
- 21-V-0342 Spectrum Northeast, LLC/Village of Whitehall, Washington 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, September 9, 2021.**