



## Public Service Commission

**For Immediate Release:** 5/16/18

John B. Rhodes, Chair

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**18031**

### **COMMISSION ISSUES FINAL MAY 17, 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, May 17, 2018, in the 19<sup>th</sup> 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](http://www.dps.ny.gov/New_Search.html)

#### **REGULAR AGENDA ITEMS**

#### **Items To Be Resolved Through Discussion**

**Item    PSC Case**

#### **POWER**

301    18-E-0254    In the Matter of 2018 Summer Electric System Preparations.

No items will be considered on the Regular Agenda for **GAS, GENERAL, 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-A		In the Matter of an Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753-Protection of Underground Facilities. (Penalty Determinations.
	18-G-0249	OXFORD INTERIORS CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
	18-G-0248	NYSTROM AND SONS CONTRACTING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	18-G-0247	TRIUMPH CONSTRUCTION CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
	18-G-0246	JSJ CONSTRUCTION INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	18-G-0244	BEN'S GENERAL CONTRACTING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	18-G-0243	BRICK BROTHER INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	18-G-0238	CHASE ENTERPRISES LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	18-G-0237	MACEDO CONSTRUCTION, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	18-G-0235	M & Y DEVELOPERS INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
	18-G-0234	WATER WORKS PIPING INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	18-G-0233	WATER WORKS PIPING INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	18-G-0232	PECONIC BAY MATERIALS/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	18-G-0231	M.N.C. GENERAL CONTRACTORS CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
	18-G-0229	KG CONSTRUCTION SERVICES, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
	18-G-0228	FRASER CONSTRUCTION, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	18-G-0227	BEST MODULAR HOMES AFFORDABLE PRICE, QUALITY, & SERVICE, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.

- 18-G-0226 RICCI'S CUSTOM HOMES/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0225 KLINKER TOPSOIL/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0224 GILLESPIE ENTERPRISES, INC./CENTRAL HUDSON GAS AND ELECTRIC CORPORATION.
- 18-G-0223 BIG APPLE TESTING INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 161-B In the Matter of an Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753 - Protection of Underground Facilities. (Consent Orders).
- 17-G-0648 KUBRICKY CONSTRUCTION CORP./ NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 18-G-0241 LC SPRINKLERS SYSTEM INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 18-G-0240 THE CITY OF LONG BEACH/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 162 13-G-0136 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 163 18-G-0200 MR. NIRAV SHAH/MR. ORLANDO OSMA AND CONSOLIDATED EDISON COMPANY OF NEW YORK INC. - Rehearing Request. (629815).
- 164 18-T-0165 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Section 121-a(3) of the Public Service Law for the Replacement of Approximately 2.35 miles of the VM-5 Natural Gas Pipeline in the Towns of Pembroke and Batavia, City of Batavia, Genesee County.
- 165 14-G-0212 Proceeding on Motion of the Commission to Investigate the Practices of Qualifying Persons to Perform Plastic Fusions on Natural Gas Facilities.

### GENERAL

- 261 18-M-0216 BLUCO ENERGY, LLC - In the Matter to Seek Consequences for Violations of the Uniform Business Practices.
- 262 18-M-0217 ASPIRITY ENERGY LLC - In the Matter to Seek Consequences for Violations of the Uniform Business Practices.
- 263 18-M-0081 MS. ELIZABETH NESTLE AND MS. CATHLEEN SPICKERMAN/MS. PATRICIA RUTNIK AND NIAGARA MOHAWK

- POWER CORPORATION D/B/A NATIONAL GRID - Request for Shared Meter Rehearing. (716439).
- 264 15-M-0127 In the Matter of Eligibility Criteria for Energy Service Companies.
- 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-1343 In the Matter of Retail Access Business Rules.
- 265 There is no item 265.
- 266 18-M-0187 WILLIAM J. MCDERMOTT, LLP/MR. JAMES REILLY AND MS. ALYSSA KISSOON /CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Rehearing Request. (714233).
- 267 18-M-0195 NATIONAL GRID USA - In the Matter of a Comprehensive Management and Operations Audit of the Company's New York Electric and Gas Utilities.

#### **POWER**

- 361 17-M-0178 ORANGE AND ROCKLAND UTILITIES, INC. - Petition for Authorization of a Program Advancement Proposal.
- 362 09-M-0673 ORANGE AND ROCKLAND UTILITIES, INC. AND SPRINT SPECTRUM, LP - Petition for Approval Pursuant to Section 70 of the PSL for Authorization for Sprint's Existing Wireless Equipment Attached to Orange & Rockland's Electric Transmission Facilities (Tower 20).
- 07-M-0954 ORANGE AND ROCKLAND UTILITIES, INC. AND SPRINT SPECTRUM, L.P. - Joint Petition Requesting Approval Under Section 70 of the PSL for Wireless Attachments to Transmission Facilities.
- 363 17-E-0071 JERICHO PROJECT - Petition for a Waiver of Individual Metering Requirements at 2065 Walton Avenue, Bronx, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 364 18-E-0022 MP OWNER LLC - Notice of Intent to Submeter Electricity at 146 Pierrepont Street, Brooklyn, NY, Located in the territory of Consolidated Edison Company of New York, Inc.
- 365 18-E-0065 MIP ONE WALL STREET ACQUISITION, LLC - Notice of Intent to Submeter Electricity at One Wall Street, New York City, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 366 17-E-0684 BRUNS ASSOCIATES, LLC - Petition to Submeter Electricity at 291 North Thompson Street, Rotterdam, Located in the territory of Niagara Mohawk Power Corporation.
- 367 17-T-0816 CENTRAL HUDSON GAS AND ELECTRIC CORPORATION - Petition for a Certificate of Environmental Compatibility and Public Need

for the Rebuild of the Approximately 23.6 Mile H and SB Electric Transmission Lines to 115 kV Standards in the City of Kingston, and Towns of Ulster and Saugerties in Ulster County, and the Town of Catskill and Village of Catskill, Greene County.

- 368 18-E-0186 GARY STARK/NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Appeal of an Informal Hearing. (546074).
- 369 18-E-0025 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition to Sell Certain Street Lighting Facilities to the Village of Owego, Pursuant to Public Service Law Section 70.
- 370 15-E-0307 MASSENA ELECTRIC DEPARTMENT - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 371 17-E-0685 PENNSYLVANIA ELECTRIC COMPANY - Minor Rate Filing to Increase its Annual Revenues by about \$300,000 or 5.2%.
- 372 07-M-0744 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND NEW CINGULAR WIRELESS, PSC, LLC - Joint Petition for Approval Under Section 70 of the PSL Authorizing Installation of Cingular's Wireless Facilities on Con Edison Property.
- 09-M-0652 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND SPRINT SPECTRUM, LP - Joint Petition for authorization for Sprint's existing wireless equipment to be attached to Con Edison's Electric Transmission Facilities (Tower E-52) pursuant to Con Edison's Electric Transmission Wireless Attachment Standard Procedure and Section 70 of the Public Service Law.
- 09-M-0419 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND SPRINT SPECTRUM, LP - Joint Petition for a Delaware Limited Partnership, as successor to its former affiliate Independent Wireless One (IWO), for authorization for Sprint's existing wireless equipment attached to Con Edison Electric Transmission Facilities (Tower K-361) pursuant to Con Edison's Electric Transmission Wireless Attachment Standard Procedure and Section 70 of the Public Service Law.
- 09-M-0418 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND SPRINT SPECTRUM, LP - Joint Petition for a Delaware Limited Partnership for authorization for Sprint's existing wireless equipment attached to Con Edison Electric Transmission Facilities (Tower K-389) pursuant to Con Edison's Electric Transmission Wireless Attachment Standard Procedure and Section 70 of the Public Service Law.
- 09-M-0415 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND SPRINT SPECTRUM, LP - Joint Petition for authorization for Sprint's existing wireless equipment attached to Con Edison Electric Transmission Facilities (Tower F-18) pursuant to Con Edison's Electric Transmission Wireless Attachment Standard Procedure and Section 70 of the Public Service Law.

- 09-M-0378 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND SPRINT SPECTRUM, LP - Joint Petition for Approval of a Transfer or Lease of Sprint's existing wireless equipment attached to Con Edison Electric Transmission Facilities (Tower K-221).
- 09-M-0319 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND SPRINT SPECTRUM, LP - Joint Petition for Approval of a Transfer or Lease of existing Sprint wireless facilities on Con Edison property (Tower K-11).
- 09-M-0302 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND SPRINT SPECTRUM, LP - Joint Petition for authorization for Sprint's existing wireless equipment to be attached to Con Edison's Electric Transmission Facilities (Tower K-102) pursuant to Con Edison's Electric Transmission Wireless Attachment Standard Procedure and Section 70 of the Public Service Law.
- 09-M-0301 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND SPRINT SPECTRUM, LP - Petition for Authorization of Sprints Existing Wireless Equipment Attached to Con Edison's Electric Transmission Facilities (Tower K-27).
- 09-M-0248 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND SPRINT SPECTRUM, LP - Petition for Authorization of Sprints Existing Wireless Equipment Attached to Con Edison's Electric Transmission Facilities (Tower E-34).
- 09-E-0387 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND SPRINT SPECTRUM, LP - Joint Petition for Authorization for Sprint's existing wireless equipment to be attached to Con Edison's Electric Transmission Facilities (K-236) pursuant to Con Edison's Electric Transmission Wireless Attachment Standard Procedure and Section 70 of the Public Service Law.

### **WATER**

- 461 18-W-0128 WILLSBORO BAY WATER COMPANY - Petition to Abandon its Seasonal Water System.
- 462 18-W-0017 SARATOGA WATER SERVICES, INC., KNC HOLDINGS, INC., M.A.L. DONUT VENTURE OF SARATOGA, LTD., AND MALTA DINER, INC. - Petition for Approval of a Water Main Extension Agreement and Waivers.

### **COMMUNICATIONS**

- 561 17-C-0278 VERIZON NEW YORK INC. - Petition to Exclude Certain Central Office Codes from Blocking Options Offered to Customers.

- 562 18-C-0219 In the Matter of Quality of Service Provided by Local Exchange Companies in New York State. Verizon New York Inc. First Quarter Service Quality Report.
- 563 18-C-0242 GREENLIGHT NETWORKS, LLC AND GRAND OAKS GLN, LLC - Petition for Expedited Approval of Proposed Transactions Pursuant to Section 100 of the Public Service Law.
- 564 17-C-0097 SEVENSON ENVIRONMENTAL SERVICES, INC. /METROPOLITAN TELECOMMUNICATIONS - Declaratory Ruling. (546816).

### **CABLE**

- 661 17-V-0712 VERIZON NEW YORK INC. - Petition for Orders of Entry for 48 Multiple-Dwelling Unit Buildings in the City of New York.
- 662 17-V-0713 VERIZON NEW YORK INC. - Petition for Orders of Entry for 29 Multiple-Dwelling Unit Buildings in the City of New York.
- 663 17-V-0733 Application of Time Warner Cable Northeast LLC for Approval of a Transfer of Control of Five Cable Televisions Franchises from Hamilton County Cable T.V., Inc.

### **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 4<sup>th</sup> 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](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 Commission's Web site at [www.dps.ny.gov](http://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 14<sup>th</sup> 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, June 14, 2018, in Albany, New York.**

Individuals in Albany wishing to observe the Commission's meeting may do so in the Board Room on the 19<sup>th</sup> 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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