



Consent Agenda Report for 08/1/2016

The following is a preliminary and informal summary of actions the Commission took at its public session on August 1, 2016. This summary does not itself constitute final Commission action, and does not waive any privilege or exemption from disclosure for deliberative or other intra-agency materials. Final Commission action will take the form of an order.

Gas

In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities.

- | | | |
|----------|-----------|---|
| ITEM 161 | 16-G-0381 | NORTHEAST REMSCO CONSTRUCTION, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. |
| | 16-G-0382 | HENRY DEVRIES, INC./ORANGE AND ROCKLAND UTILITIES, INC. |

The Commission decided to grant Consent Orders in Cases 16-G-0381, and 16-G-0382.

- | | | |
|----------|-----------|--|
| ITEM 162 | 16-G-0200 | CORNING NATURAL GAS HOLDING CORPORATION - The Commission decided to approve pursuant to Public Service Law Section 70(4) the company's request for certain shareholders to acquire more than 10% of the voting capital stock of the gas holding corporation. Corning Natural Gas Holding Corporation's petition request for a declaratory ruling under Public Service Law §70 is denied. |
|----------|-----------|--|

- | | | |
|----------|-----------|--|
| ITEM 163 | 15-G-0573 | The Commission decided to issue a Notice of Adoption adopting changes 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, bringing those Parts into conformance with the minimum Federal standards found in Title 49, Code of Federal Regulations, Part 192, Transportation of Natural and Other Gas by Pipeline. |
|----------|-----------|--|

General

- ITEM 261 07-M-0548 Commissioner Diane X. Burman, abstaining
NEW YORK STATE ELECTRIC & GAS CORPORATION - The Commission decided to authorize the company to collect an additional \$1,651,000 over a 28-month period beginning September 1, 2016 through the System Benefit Charge on gas distribution customers.
- ITEM 262 16-M-0370 RED-ROCHESTER, LLC, RED INVESTMENT, LLC, RED PARENT, LLC, IRONCLAD ENERGY PARTNERS LLC, IRONCLAD ENERGY VENTURES, LLC AND STONEPEAK INFRASTRUCTURE FUND II LP - The Commission decided to grant the companies petition and issue a declaratory ruling that the proposed transaction is entitled to the Walkkill Presumption that no further review is required under the Public Service Law.

Power

- ITEM 361 15-E-0698 Commissioner Diane X. Burman, abstaining
ALBANY ENGINEERING CORPORATION - The Commission decided to deny in part, and grant in part, the relief requested by the company.
- ITEM 362 16-T-0235 NEW YORK STATE ELECTRIC & GAS CORPORATION AND NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to approve the Environmental Management and Construction Plan, filed by the Applicants on April 15, 2016, as revised on July 20, 2016.
- ITEM 363 16-E-0327 ENGIE NORTH AMERICA INC., ENGIE S.A., AND GDF SUEZ ENERGY GENERATION NA, INC. - The Commission decided to find and declare that the company's petitioners' proposal to transfer indirect upstream ownership interests in jurisdictional electric generation facilities satisfies the Walkkill Presumption criteria and does not require further regulatory review under Public Service Law Section 70.
- ITEM 364 16-E-0201 AP CRICKET VALLEY HOLDINGS I INC.; AP CRICKET VALLEY HOLDINGS II INC.; CRICKET VALLEY ENERGY CENTER, LLC; CRICKET VALLEY ENERGY HOLDINGS, LLC – The Commission decided that no further review will be conducted on the proposed transactions described in the Petition.

Water

ITEM 461 16-W-0415 ARBOR HILL WATERWORKS, INC. - The Commission decided to confirm a one-commissioner order made in this proceeding by Audrey Zibelman, Chair, on July 27, 2016, that authorized Arbor Hills Waterworks, Inc. to use escrow funds to repair a leak in its distribution system.

Communications

ITEM 561 16-C-0118 MIDDLEBURGH TELEPHONE COMPANY; NEWPORT TELEPHONE COMPANY, INC.; NTCNET LONG DISTANCE, INC.; NTCNET TELECOM, INC.; AND JOSEPH A. TOMAINO - The Commission decided to authorize Newport Telephone Company to split its existing 23 shares of common stock into 2,300 shares (100 to 1 ratio), and approved the joint petition to acquire and transfer all shares of common stock of Newport Telephone Company to Middleburgh Telephone Company and Mr. Joseph A. Tomaino, subject to conditions.

Cable

Petitions for Renewal of Cable Television Franchises

ITEM 661 16-V-0264 TIME WARNER CABLE NORTHEAST LLC/ VILLAGE OF PORTVILLE, CATTARAUGUS COUNTY.
 16-V-0295 TIME WARNER CABLE NORTHEAST LLC/ TOWN OF NEW LISBON, OTSEGO COUNTY.
 16-V-0312 TIME WARNER CABLE NORTHEAST LLC/ VILLAGE OF BROCKPORT, MONROE COUNTY.

The Commission decided to approve the cable franchise renewals listed above.

ITEM 662 16-V-0310 VERIZON NEW YORK INC. - The Commission decided to approve a portion of them company's petition for Orders of Entry for 39 multiple-dwelling unit buildings in the City of New York.

ITEM 663 16-V-0232 EMPIRE VIDEO SERVICES CORPORATION - The Commission decided to approve the company's Certificate of Confirmation for its Franchise with the Town of Horseheads, Chemung County.

- | | | |
|----------|-----------|--|
| ITEM 664 | 16-V-0233 | COMMUNITY CABLE CORPORATION D/B/A NORTH PENN VIDEO - The Commission decided to approve the company's Certificate of Confirmation for the Town of Horseheads, Chemung County. |
| ITEM 665 | 16-V-0305 | VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petition for Orders of Entry for 24 multiple-dwelling unit buildings in the City of New York. |