

Consent Agenda Report for 06/11/2020

The following is a preliminary and informal summary of actions the Commission took at its public session on June 11, 2020. 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

- ITEM 161
17-G-0606 &
19-G-0171 ORANGE AND ROCKLAND UTILITIES, INC. AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to approve the companies' petition for rehearing of its Order Approving Tariff Amendments With Modifications, issued August 12, 2019, to provide clarification on (1) the circumstances where cost recovery for abandoned compressed natural gas and liquified natural gas injection facilities would be denied; and (2) the legal standard for cost recovery for abandoned facilities.
- ITEM 162
20-G-0034 Rehearing of Commission Determination
MR. KAM SIU/MR. SUET YAM LEE/MS. JESSYCA THOMAS AND NATIONAL GRID - METRO -The Commission decided to deny the rehearing as no grounds were provided to warrant it.
- ITEM 163-A
In the Matter of Enforcement Proceeding for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities. (Penalty Determinations)
- 19-G-0757 SOUTH SHORE PAVING, LLC/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 20-G-0125 ADVANCED SITE CONTRACTORS INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 20-G-0211 3D CONSTRUCTION/KEYSPAN GAS EAST CORP. D/B/A NATIONAL GRID.
- 20-G-0212 ALL ISLAND PLUMBING & HEATING INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 20-G-0213 ANKERS ELECTRIC SERVICES INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 20-G-0214 BRADSHAW LANDSCAPING, INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION

ITEM 163-A Cont'd.

- 20-G-0215 BUTCH PAYNE LANDSCAPING INC./KEYSPAN GAS EAST CORP. D/B/A NATIONAL GRID.
- 20-G-0216 CHAUTAUQUA FENCE/NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 20-G-0217 DANNY DP CORP. TREE SERVICE/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 20-G-0218 FIRST CHOICE PLUMBING/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 20-G-0219 MAX CONCRETE CORP./KEYSPAN GAS EAST CORP. D/B/A NATIONAL GRID
- 20-G-0220 TAYLOR PROPERTY HOLD/KEYSPAN GAS EAST CORP. D/B/A NATIONAL GRID
- 20-G-0222 WESTCHESTER SITE WORK INC /CENTRAL HUDSON GAS & ELECTRIC CORPORATION
- 20-G-0226 ELECTRICAL SOLUTIONS LLC/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY

The Commission determined \$2,500 penalties in Cases 19-G-0757, 20-G-0125, 20-G-0211, 20-G-0212, 20-G-0213, 20-G-0214, 20-G-0215, 20-G-0216, 20-G-0217, 20-G-0118, 20-G-0119, 20-G-0220, 20-G-0222, and 20-G-0226.

ITEM 163-B

In the Matter of Enforcement Proceeding for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities. (Consent Order)

- 20-G-0224 BLANCO CONSTRUCTION NY CORP/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY

The Commission decided to approve a Consent Order in Case 20-G-0224.

ITEM 164

- 19-G-0771 THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - The Commission decided to approve the company's petition for a waiver of the deadline within which National Grid must complete its seven-year reassessment of the Clove Lake Transmission pipeline segment to no later than June 30, 2021.

ITEM 165
 17-G-0239 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to authorize the company to use up to \$4,485,000 in funds reserved to implement certain pipeline safety programs, specifically, for additional Residential Methane Detectors and Remote Methane Leak Detection Equipment.

ITEM 166
 19-G-0746 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - The Commission decided to approve the company's tariff filing revising language regarding discontinuance of service requested by the customer.

General

ITEM 261
 19-M-0782 Rehearing of Commission Determination
 MR. ROBERT SICHERER/MS. HEIDI SMITH AND MR. PAT HEDGES AND ORANGE & ROCKLAND UTILITIES INC. - The Commission decided to deny the rehearing as no grounds were provided to warrant it.

ITEM 262
 19-E-0378,
 19-E-0380,
 19-G-0379 &
 19-G-0381 NEW YORK STATE ELECTRIC & GAS CORPORATION AND ROCHESTER GAS AND ELECTRIC CORPORATION - The Commission decided to approve an extension to the maximum suspension period through and including September 13, 2020.

ITEM 263
 20-M-0194 NORTHEASTERN ENERGY CORPORATION -The Commission decided to order the company to show cause within 30 days why its eligibility to act as an energy services company should not be revoked or why other consequences, as set forth in the Commission's Uniform Business Practices Section 2.D.6 should not be imposed.

ITEM 264
 20-M-0002
 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - The Commission decided to approve the company's tariff filings to modify its gas tariff schedule to establish procedures for requesting gas Underground Residential Distribution Systems and to modify its electric tariff schedule to maintain consistency between the gas and electric schedules regarding deposits.

ITEM 265
 16-M-0434
 MARATHON POWER LLC D/B/A MARATHON ENERGY (MARATHON) - The Commission decided to direct the company to re-rate all customers adversely impacted by Marathon's upward adjustment of the rate for commodity services in those customers' fixed rate contracts as a result of the increase in the customers' installed capacity tags within 60 days of the Order.

ITEM 266
 20-M-0029
 CENTRAL HUDSON GAS AND ELECTRIC CORPORATION, CONSOLIDATED EDISON COMPANY OF NEW YORK, INC., KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID, NATIONAL FUEL GAS DISTRIBUTION CORPORATION, NEW YORK STATE ELECTRIC & GAS CORPORATION, NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID, ORANGE AND ROCKLAND UTILITIES, INC., ROCHESTER GAS AND ELECTRIC CORPORATION, AND THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID - The Commission decided to approve the companies' respective electric and gas tariff filings to conform with the new requirements of Public Service Law §66-pertaining to making available to any landlord or lessor of residential rental premises, information about charges incurred from prior occupants.

ITEM 267
 14-M-0565
 17-E-0238
 17-G-0239
 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to confirm the one commissioner order by Chair Rhodes, on May 29, 2020, that further postponed the company's electric and gas delivery rate increases, waived Tariff Rule 57.2 regarding the operation of the electric revenue decoupling mechanism, and further postponed the updated reduction to the low income discount credits.

ITEM 268
 17-E-0459 &
 17-G-0460
 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - The Commission decided to approve the company's emergency petition filed on May 27, 2020, to postpone electric and gas delivery rate increases, scheduled to take effect on July 1, 2020.

Power

ITEM 361
 19-E-0773
Rehearing of Commission Determination
 MS. ANDREA FARRINGTON AND MR. LOUIS MUDANNAVAKE/MS. ELAINE MAHON AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to deny the rehearing as no grounds were provided to warrant it.

ITEM 362
 19-E-0762
 MHANY CORTELYOU LLC -The Commission decided to approve the company's petition to submeter electricity at 1921 Cortelyou Road, Brooklyn, New York, located in the territory of Consolidated Edison Company of New York, Inc.

ITEM 363
 20-E-0020
 RG-29TH STREET OWNER I LLC -The Commission decided to approve the company's petition to submeter electricity at 30 East 29th Street, New York, New York, located in the territory of Consolidated Edison Company of New York, Inc.

- ITEM 364
20-E-0062
NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to grant the company's request for a waiver, allowing eleven large commercial and industrial customers to receive first through the meter billing under their contracts through December 31, 2028.
- ITEM 365
20-E-0095
NIAGARA POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to approve the company's tariff filing regarding the treatment of multi-unit buildings in Community Distributed Generation projects.
- ITEM 366
15-E-0302
Commissioner Diane X. Burman, dissenting
The Commission decided to accept the Draft Supplemental Generic Environmental Impact Statement as complete, and to issue it for public comment regarding anticipated environmental impacts from the expanded renewable energy goals in the Climate Leadership and Community Protection Act.
- ITEM 367
19-E-0538
Commissioner Tracey A. Edwards, recused
THE VILLAGE OF FREEPORT - The Commission decided to keep the Village's annual revenues unchanged, and directed the Village to cancel the currently suspended proposed tariff amendments.
- ITEM 368
15-E-0751
Commissioner Diane X. Burman, dissenting
THE COALITION FOR COMMUNITY SOLAR ACCESS AND THE NEW YORK SOLAR ENERGY INDUSTRIES ASSOCIATION - The Commission decided to approve the companies' petition and grant reconsideration of its Order Regarding Value Stack Compensation, issued April 18, 2019, and institute a Community Credit for large customers participating in certain Community Distributed Generation projects.
- ITEM 369
19-E-0357
Appeal of the Informal Decision
551 WEST 21 STREET CONDO/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to uphold the denial of an informal review and deny the appeal.

- ITEM 370

20-E-0088

CAMPUS WEST, LLC - The Commission decided to approve the company's petition to submeter electricity at 129 West Avenue, Buffalo, New York, 14201, located in the territory of Niagara Mohawk Power Corporation.
- ITEM 371

20-E-0050

NEW YORK STATE ELECTRIC & GAS CORPORATION - The Commission decided to approve the company's petition to transfer the street lighting facilities, with an original value over \$100,000, located within the City of Ithaca to the City of Ithaca, pursuant to PSL Section 70(1).
- ITEM 372

19-E-0718 &
20-E-0044

GREENIDGE GENERATION LLC - The Commission decided to issue a declaratory ruling that the proposed activities to serve on-site commercial tenants are not subject to Commission regulation and that a lightened regulatory regime will continue to apply.
- ITEM 373

03-T-0515 &
20-E-0033

FLAT ROCK WINDPOWER II, LLC; FLAT ROCK WINDPOWER LLC, AND PPM ROARING BROOK, LLC - The Commission decided to approve the Petitioners' request to transfer partial ownership interests in an existing 10.3 mile 230 kilovolt transmission line from the Rector Road substation to National Grid's Chases Lake Substation under Section 70 of the Public Service Law.
- ITEM 374

18-T-0499

NEXTERA ENERGY TRANSMISSION NEW YORK, INC. (NEETNY) -The Commission decided to approve the terms of a Joint Proposal in connection with NEETNY's petition for a Certificate of Environmental Compatibility and Public Need in order to construct and operate the Empire State Line, a project selected by the New York Independent System Operator through its Public Policy Transmission Planning Process, that would relieve congestion in Western New York

Water

- ITEM 461 09-W-0643 SARATOGA WATER SERVICES, INC. AND CDP 3 SILOS, LLC - The Commission decided that the Agreement for the Provision of Water Service by and between Saratoga Water Services, Inc. and CDP 3 Silos, LLC is in the public interest and is therefore approved, and to waive certain tariff provisions and certain Commission rules regarding main extensions to effectuate the agreement.

- ITEM 462 20-W-0066 CRYSTAL WATER SUPPLY COMPANY, INC. - The Commission decided to authorize the establishment of a replenishable escrow to be funded by a quarterly surcharge of up to \$22.59 per customer for the first eight billing periods to recover the cost of extraordinary repair expenses, and then a quarterly surcharge of up to \$17.00 per customer thereafter until the maximum balance of \$10,000.00 is reached.

- ITEM 463 19-W-0561 EASTDALE VILLAGE WATER-WORKS CORP. - The Commission decided to authorize the Company to establish and file the approved initial tariff schedule, P.S.C. No. 1 - Water, designed to collect annual revenues of \$166,645, to become effective on not less than one day's notice on July 1, 2020.

Communications

- ITEM 561 20-C-0192 GLOBAL CONNECTION INC. OF AMERICA D/B/A STANDUP WIRELESS - The Commission decided to approve the company's petition for designation as an Eligible Telecommunications Carrier for the purpose of receiving federal universal support for providing Lifeline service throughout all of New York State.

ITEM 562
20-C-0174 TELRITE CORPORATION D/B/A LIFE WIRELESS - The Commission decided to approve the company's petition for designation as an Eligible Telecommunications Carrier for the purpose of receiving federal universal support for providing Lifeline service throughout all of New York State.

ITEM 563
20-C-0175 T-SYSTEMS NORTH AMERICA, INC. (TSNA) AND DEUTSCHE TELEKOM NORTH AMERICA, INC. (DTNA) - The Commission decided to approve the companies' petition for the assignment to DTNA of TSNA's Certificate of Public Convenience and Necessity to accommodate a proposed pro forma internal corporate reorganization involving indirect, wholly owned subsidiaries of Deutsche Telekom AG.

Cable

ITEM 661
20-V-0170 DTC CABLE, INC. - The Commission decided to approve the company's petition for a Certificate of Confirmation for a franchise agreement to provide cable television service in the Town of Afton, Chenango County.

ITEM 662
20-V-0191 CSC ACQUISITION-NY, INC. - The Commission decided to approve company's petition for the renewal of its cable television franchise with the Village of Quogue, Suffolk County.

ITEM 663
19-V-0625 VERIZON NEW YORK INC. -The Commission decided to approve the company's petition for an Order of Entry at 470 Ocean Avenue, Brooklyn, NY.

ITEM 664
20-V-0173 EMPIRE VIDEO SERVICES CORPORATION - The Commission decided to approve the company's petition for a Certificate of Confirmation for a franchise agreement to provide cable television service in the Village of South Corning, Steuben County.

ITEM 665

20-V-0177

VERIZON NEW YORK INC. - The Commission decided to approve the company's petition for an Order of Entry at 41-56 Denman Street, Queens, NY.