Consent Agenda Report for 11/13/2014

The following is a preliminary and informal summary of actions the Commission took at its public session on November 13, 2014. 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  Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753 – Protection of Underground Facilities

14-G-0350  EMPIRE STATE CONTRACTING MANAGEMENT, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.

14-G-0463  N'S CONSTRUCTION, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.

The Commission decided to determine a $2,500 penalty in Case 14-G-0463, and rescind the Final Order Determining Penalty and Directing Payment in Case 14-G-0350.

ITEM 162

14-G-0228  NATIONAL FUEL GAS DISTRIBUTION CORPORATION - The Commission decided to authorize the company to issue up to $100 million in promissory notes to be utilized in capital programs and other corporate purposes for a period from the date of the order through December 31, 2017

ITEM 163

13-G-0580  ALLIANCE ENERGY TRANSMISSIONS - SYRACUSE, LLC - The Commission decided to grant the company's request for a Certificate of Public Convenience and Necessity pursuant to Public Service Law Section 68.

ITEM 164

08-G-1015  This item was put over at session.
General

ITEM 261 14-M-0455
The Commission decided to update the customer deposit rate and other customer provided capital rate for investor-owned utilities and municipal utilities. Effective January 1, 2015, for investor-owned utilities and municipal utilities, the Commission set the customer deposit rate at 1.15% and 0.10% and set the other customer provided capital rate at 2.90% and 1.85%, respectively.

Power

ITEM 361 Rehearing of Appeal Determination 13-E-0408
MR. AND MRS. KWOK CHANG/MR. ANTONIO AROCHO and CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to deny the request for rehearing.

ITEM 362 Rehearing of Appeal Determination 13-E-0410
MS. ESTHER PARRIS/MS. LAMISHA ANDERSON and CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to deny the request for rehearing.

ITEM 363 Rehearing of Appeal Determination 13-E-0404
THE LIVING TRUST OF THERESA COBBS/MS. JOANNE DESIR and CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to deny the request for rehearing.

ITEM 364 Rehearing of Appeal Determination 13-E-0406
MR. MOHAMED KHANAM/MR. JOSEPH MARTIN and CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to deny the request for rehearing.

ITEM 365 10-E-0501
CPV VALLEY, LLC - The Commission decided to deny Sierra Club's petition for Re-rehearing/Reconsideration.
ITEM 366 03-E-0188  This item was put over at session

ITEM 367 08-E-1014 et al.  This item was put over at session

ITEM 368 There is no Item 368

ITEM 369 03-E-0188  The Commission decided to offer ReEnergy Lyonsdale a three-year RPS Maintenance Tier contract with production incentive of $25.19 per MWh for its biomass generating facility located in Lyonsdale, NY.

ITEM 370 There is no Item 370

ITEM 371 12-E-0577  This item was put over at session

Communications

ITEM 561 14-C-0442  HUDSON FIBER NETWORK, INC. - The Commission decided to approve the company's petition pursuant to Section 100 of the Public Service Law, to acquire control of Hudson Fiber Network, Inc.

ITEM 562 14-C-0003  VERIZON NEW YORK, INC. – Report, for information only, on the company’s quality of service for the third quarter of 2014.
Cable

ITEM 661

14-V-0354 TIME WARNER CABLE NORTHEAST LLC/TOWN OF ROOT, MONTGOMERY COUNTY.
14-V-0413 TIME WARNER CABLE NORTHEAST LLC/TOWN OF SCHAGHTICOKE, RENSSELAER COUNTY.
14-V-0373 COMCAST OF NEW YORK, LLC/TOWN OF PATTERTON, PUTNAM COUNTY.
14-V-0421 TIME WARNER CABLE NORTHEAST LLC/CITY OF UTICA, ONIEDA COUNTY.
14-V-0362 TIME WARNER CABLE NORTHEAST LLC/VILLAGE OF STAMFORD, DELAWARE COUNTY.

The Commission decided to approve the certificates for renewals of franchises for the listed companies.

ITEM 662

14-V-0415 SUFFOLK CABLE OF SMITHTOWN, INC.
- The Commission decided to approve the company's petition for an amendment to its franchise with the Village of Head of the Harbor, Suffolk County.

ITEM 663

14-V-0321 TIME WARNER CABLE - The Commission decided to approve the company's petition for an amendment of its franchise with the Town of Kirkland, Oneida County.

ITEM 664

14-V-0449 VERIZON NEW YORK INC - The Commission decided to approve a portion of the company's petitions for certain Orders of Entry for 21 Multiple-Dwelling Unit Buildings in the City of New York.

ITEM 665

14-V-0226 This item was put over at session.