

Consent Agenda Report for 03/15/2018

The following is a preliminary and informal summary of actions the Commission took at its public session on March 15, 2018. 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-0166 THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - The Commission decided to approve the Romet AdEM-T Temperature Corrector for use in gas metering applications in New York State
- ITEM 162
17-G-0165 THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - The Commission decided to approve the Romet AdEM-PTZ volumetric corrector for use in gas metering applications in New York State.
- ITEM 163
18-G-0076 Rehearing of Commission Determination
MR. ZHANG WEN/MR. PAUL WYNKOOP AND NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to deny the rehearing request.
- ITEM 164
15-G-0101 SMALL CUSTOMER MARKETER COALITION - The Commission decided to deny the company's petition requesting the Commission to institute an investigation to examine and revise the Annual Reconciliation of Gas Expenses Mechanism.
- ITEM 165
16-G-0058, 16-G-0059, 14-M-0565 KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - The Commission decided to approve, on a permanent basis, the companies' compliance tariff filings effectuating the terms of Rate Year 2 and implementing the Energy Affordability Program.

ITEM 166-A

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

- 18-G-0105 ELH MGMT. LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0106 J & V HOME IMPROVEMENT CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0107 KEITH GRIMES, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0108 LIBERTY LANDSCAPING & DESIGN CO, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0109 PARK CONSTRUCTION CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 18-G-0110 CALEL'S LANDSCAPING INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0111 R. STANLEY PAVING LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION
- 18-G-0112 RAMON LOPEZ CONSTRUCTION CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0113 ROCK HARD INDUSTRIES/CENTRAL HUDSON GAS & ELECTRIC CORPORATION
- 18-G-0114 DWT SERVICES, LLC/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID
- 18-G-0115 IMPERIAL RESTORATION, LLC/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 18-G-0116 DOMUS DEVELOPMENT, LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0117 CROSS ISLAND IRRIGATION LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0118 CELA CONSTRUCTION CORPORATION/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 18-G-0119 BARBIERI FENCE CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 18-G-0120 TBC CONSTRUCTION INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 18-G-0121 P.M. LEARY, LLC/NEW YORK STATE ELECTRIC & GAS CORPORATION
- 18-G-0122 TURNER INTERNATIONAL/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 18-G-0123 TODD CABLE CONSTRUCTION, LLC/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID

ITEM 166-A (Cont'd)
18-G-0124

K274 CONSTRUCTION LLC/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

The Commission determined \$2,500 penalties in Cases 17-G-0105, 17-G-0106, 17-G-0107, 17-G-0108, 17-G-0109, 17-G-0110, 17-G-0111, 17-G-0112, 17-G-0113, 17-G-0114, 17-G-0115, 17-G-0116, 17-G-0117, 17-G-0118, 17-G-0119, 17-G-0120, 17-G-0121, 17-G-0122, 17-G-0123, and 17-G-0124.

ITEM 166-B

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

- 17-G-0215 GRIFFIN'S LANDSCAPING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0096 VALLEY CONTRACTING INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION
- 18-G-0097 EAST END EXCAVATING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0098 BILTMORE CONTRACTING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0099 C & C CONTRACTING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0100 R.C. STRUCTURES INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 18-G-0101 SOLAR LIBERTY, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION
- 18-G-0102 CITY OF GLENS FALLS SEWER & WATER/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID
- 18-G-0103 PETER LUIZZI & BROS. CONTRACTING, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID
- 18-G-0104 EVANS EXCAVATING/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID

The Commission decided to grant Consent Orders in Cases 17-G-0215, 18-G-0096, 18-G-0097, 18-G-0098, 18-G-0099, 18-G-0100, 18-G-0101, 18-G-0102, 18-G-0103, and 18-G-0104.

ITEM 166-C In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities
 17-G-0321 PETER J. LANDI, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
 17-G-0500 MFS MASONRY/ORANGE AND ROCKLAND UTILITIES, INC.

The Commission decided to deny the Petition for Rehearing in Case 17-G-0321, and grant the Petition for Reconsideration in Case 17-G-0500.

ITEM 167
 17-G-0745 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to approve the company's gas tariff filing modifying its Daily Delivery Service Program and eliminating two expired programs, Winter Bundled Sales Service and Managed Supply Service, P.S.C. No. 9.

ITEM 168
 17-G-0414 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - The Commission decided to approve the company's request for clarification regarding the appropriate amortization period for refunded debt and clarification around the use of the terms Optional Refunding, Optional Refinancing and Refinancing as referenced in the Order Authorizing Issuance of Securities issued November 17, 2017.

General

ITEM 261 Commissioner Diane X. Burman, dissenting
 12-M-0476, 06-M-0667, 06-M-0647, 98-M-1343 - The Commission approved New Wave Energy Corporation's Petition for Waiver of Order Adopting a Prohibition on Service to Low Income Customers by Energy Service Companies.

ITEM 262 Commissioner Diane X. Burman, dissenting
 12-M-0476, 06-M-0667, 06-M-0647, 98-M-1343 - The Commission denied Drift Marketplace Inc.'s Petition for Rehearing and Clarification of the Order Denying Drift Marketplace Inc.'s Petition for Waiver of the Prohibition on Service to Low-Income Customers by Energy Service Companies.

Power

- ITEM 361 18-E-0012 Rehearing of Commission Determination
 MR. XHEVAT GOCAJ/MR. FRANCHI MUNIZ AND CONSOLIDATED EDISON COMPANY OF NEW YORK INC. - The Commission decided to deny rehearing.
- ITEM 362 18-E-0033 Rehearing of Commission Determination
 MS. JOSEPHINE CALDERONE/MS. MARIA MARTINEZ AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC - The Commission decided to deny rehearing.
- ITEM 363 17-E-0809 Rehearing of Commission Determination
 MR. ANTHONY LOMENZO/MS. DANIELA SPATOLA AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to deny rehearing.
- ITEM 364 17-E-0548 RISING DEVELOPMENT YONKERS - MILL/MAIN, LLC - The Commission decided to approve the company's petition to submeter electricity at 2 Mill Street, Yonkers, New York, located in the territory of Consolidated Edison Company of New York, Inc.
- ITEM 365 17-T-0752 PSEG LONG ISLAND LLC - The Commission decided to approve the company's waiver request of 16-NYCRR 88.4(a) (4) for certain regulations governing the content of an application for a Certificate.
- ITEM 366 17-E-0670 CP V TS FULTON OWNER LLC - The Commission decided to approve the company's petition to submeter electricity at 118 Fulton Street, New York, New York located in the territory of Consolidated Edison Company of New York, Inc.
- ITEM 367

There is no Item 367
- ITEM 368

There is no Item 368

- ITEM 369
17-E-0666 NEW YORK STATE ELECTRIC & GAS CORPORATION - The Commission decided to approve the company's request to transfer street lighting facilities to the Town of Owego.
- ITEM 370
17-E-0658 NEW YORK STATE ELECTRIC & GAS CORPORATION - The Commission decided to approve the company's request to transfer certain street lighting facilities to the Town of Bedford.
- ITEM 371
17-E-0603 AMPERSAND CHASM FALLS/AMPERSAND KAYUTA LAKE – The Commission decided to approve the companies' applications for Maintenance Tier relief.
- ITEM 372
10-T-0080 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to approve the Environmental Management and Construction Plan for Phase 1 of the Sodeman Road Substation, and the 115 kV Tap Lines by the company.
- ITEM 373
10-T-0080 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to approve the Environmental Management and Construction Plan Phase 1 - Initial Clearing of the Lasher Road Substation, and the 115 kV Tap Lines by the company.
- ITEM 374
15-E-0302 The Commission decided to approve changes to the modifications to the Clean Energy Standard Maintenance Tier program, that include (1) changing the vintage date for eligible facilities from those in operation prior to January 1, 2003, to those in operation prior to January 1, 2015; (2) increasing the size threshold for hydroelectric facilities from 5 MW up to 10 MW; (3) revising the "to-go-cost" standard for review of financial need; (4) providing for a streamlined review process, while maintaining a more detailed review so that facilities can choose the one that best fits their needs; (5) establishing a standard contract term of three years but allowing for contract renewal.

ITEM 375
 15-E-0302 NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY - The Commission decided to approve the New York State Energy Research and Development Authority's proposed 2018 compliance period program budgets, and authorized reallocation of previously approved, but unspent, funds from the 2017 compliance period and the further reallocation of funds from uncommitted System Benefits Charge, Energy Efficiency Portfolio Standard, and/or Renewable Portfolio Standard funds to pay for 2018 administrative costs.

ITEM 376
 17-E-0812 Rehearing of Commission Determination
 HISTORIC KINGSTON MARINA LLC/MR. PATRICK MASSA, MR. LIAM DOYLE, AND CENTRAL HUDSON GAS & ELECTRIC CORP - The Commission decided to deny rehearing.

ITEM 377
 16-E-0558 NEW YORK INDEPENDENT SYSTEM OPERATOR, INC. - The Commission declined to identify any Public Policy Requirements driving the need for transmission at this time.

ITEM 378
 There is no Item 378

ITEM 379
 05-E-1180, 07-E-0088 - The Commission decided to confirm a one-commissioner order by John B. Rhodes, Chair, that adopted an Installed Reserve Margin of 18.2% for the New York Control Area for the Capability Year beginning May 1, 2018, and ending April 30, 2019.

Water

ITEM 461
 17-W-0293 BRISTOL WATER WORKS CORPORATION - The Commission decided to further suspend the company's minor rate filing through September 30, 2018.

Communications

ITEM 561
 17-C-0795 Appeal of Informal Hearing Decision
 MR. MATTHEW SIEGEL/VERIZON - The Commission decided to deny the appeal of the informal hearing decision.

Cable

ITEM 661
 There is no Item 661

ITEM 662
 17-V-0445 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petition for Orders of Entry for 55 multiple-dwelling unit buildings in the City of New York.

ITEM 663
 17-V-0446 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petition for Orders of Entry for 33 multiple-dwelling unit buildings in the City of New York.