



Public Service Commission

For Immediate Release: 03/12/21

John B. Howard, Interim Chair

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COMMISSION ISSUES PRELIMINARY MARCH 18, 2021 AGENDA

ALBANY, NY – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 A.M., Thursday, March 18, 2021.** **TO REDUCE THE POTENTIAL COMMUNITY SPREAD OF COVID-19, MEMBERS OF THE PUBLIC WILL ONLY BE ALLOWED TO LISTEN TO THE SESSION VIA WEBCAST.**

THE MEETING WILL BE BROADCAST ON THE INTERNET AT:

<http://www.dps.ny.gov/Webcasts.html>

PLEASE NOTE, THE MEETING WILL BE AUDIO-ONLY. THE NEW YORK STATE PUBLIC SERVICE COMMISSION LOGO WILL BE DISPLAYED ON THE WEBCAST DURING THE MEETING.

The session agenda is as follows:

To view documents related to PSC Cases below, visit:

http://www.dps.ny.gov/New_Search.html

REGULAR AGENDA ITEMS

Items To Be Resolved Through Discussion

Item PSC Case

POWER

301	18-T-0604	DEEPWATER WIND SOUTH FORK, LLC - Application for a Certificate of Environmental Compatibility and Public Need for the Construction of Approximately 3.5 Miles of Submarine Export Cable from the New York State Territorial Waters Boundary to the South Shore of the Town of East Hampton in Suffolk County and Approximately 4.1
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Miles of Terrestrial Export Cable from the South Shore of the Town of East Hampton to an Interconnection Facility with an Interconnection Cable Connecting to the Existing East Hampton Substation in the Town of East Hampton, Suffolk County.

- 302 05-E-1180 In the Matter of the Reliability Rules of the New York State Reliability Council and the Criteria of the Northeast Power Coordinating Council.
- 07-E-0088 In the Matter of the Adoption of an Installed Reserve Margin for the New York Control Area.

COMMUNICATIONS

- 501 21-M-0042 In the Matter of an Investigation into the Utilities' Preparation for and Response to August 2020 Tropical Storm Isaias and Resulting Telephone and Cable TV Service Outages.

No items will be considered on the Regular Agenda for GENERAL, GAS, WATER 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	19-G-0309	THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
	19-G-0310	KEYSPAN GAS EAST CORP. D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
162	20-G-0552	CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff Filing to Amend Its Gas Tariff Schedule, P.S.C. No. 9, to Modify Provisions Related to Residential Emergency Electric Generators under General Information Section III (H).

- 163 19-G-0066 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 164 16-G-0369 CORNING NATURAL GAS CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 165 17-G-0317 THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY AND KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID - In the Matter of an Investigation into Compliance with Operator Qualification, Performance, and Inspection Requirements with Respect to Work Completed by Company and Contractor Personnel.
- 18-G-0094 NATIONAL GRID USA AND ITS SUBSIDIARY KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission for an Enforcement for Failure to Maintain and Reestablish Cathodic Protection.
- 166 There is no item 166.
- 167 19-G-0736 In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR - Proposed Amendments to Chapter III, Gas Utilities, Subchapter C, Safety, to Improve Operator Qualification Programs.
- 168-A In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities. (Penalty Determinations)
- 21-G-0085 JCO CONSTRUCTION INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 21-G-0086 DIKAT, INC./NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID.
- 21-G-0087 BAST HATFIELD CONSTRUCTION, LLC/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 21-G-0088 NORDEST SERVICES LLC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 21-G-0089 SUNSHINE CONSTRUCTION GROUP INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 21-G-0090 SHORELINE POOLS, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 21-G-0091 M.C.N CONSTRUCTION SERVICES, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 21-G-0092 PLUMBING MASTER INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID.

- 21-G-0093 STANLEY PAVING, LLC/NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID.
- 21-G-0094 JRCRUZ CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 21-G-0095 NORMAN KEIL NURSERIES INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 21-G-0096 2-PERFECT CARE POOLS, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 21-G-0098 ROBINSON PAVING, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 21-G-0099 VETERAN HOME IMPROVEMENTS/NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 21-G-0100 AVF DEVELOPMENT CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 21-G-0101 SBC INDUSTRIES/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 21-G-0102 SITEWORKS CONTRACTING CORP/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 21-G-0103 VIKING LAND WORKS, INC./ORANGE AND ROCKLAND UTILITIES, INC.
- 21-G-0123 ALLIED CONCRETE INC/ORANGE AND ROCKLAND UTILITIES, INC.
- 168-B In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities. (Consent Order Approval)
- 21-G-0117 TOWN OF DEERFIELD HIGHWAY/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 21-G-0118 HUICATAO CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 21-G-0119 PERSI CONTRACTING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 21-G-0120 BLUESTONE ENVIRONMENTAL INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
- 21-G-0121 TOWN OF QUEENSBURY WATER DEPT./NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
- 168-C In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities. (Petitions For Rehearing)

- 20-G-0123 RIGID PLUMBING CONTRACTORS/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 20-G-0353 NORTHEAST RESTORATION CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 169 20-G-0593 NEW YORK STATE ELECTRIC & GAS CORPORATION - Tariff filing to Modify P.S.C. No. 88 - Gas, to Clarify the Geographical Areas where ESCOs of Daily Metered Transportation Customers will be Assessed a Capacity Surcharge.

GENERAL

- 261 21-M-0040 MR. ROBERT BRUSKIN AND MS. SYLVIA BRUSKIN/ MS. MARYANNE LAISE AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -In the Matter of a Commission Designee's Determination Pursuant to PSL Section 52 - Rehearing Petition of the Designee's Determination Rendered in Favor of Ms. Maryanne Laise and Consolidated Edison Company of New York, Inc. (131607, 015214).
- 262 19-E-0065 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 19-G-0066 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 263 17-E-0238 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 17-G-0239 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 264 18-E-0067 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 18-G-0068 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 265 20-M-0583 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND NEW CINGULAR WIRELESS PCS, LLC – Joint Petition for Authorization to Replace Existing Wireless Equipment Attached to Consolidated Edison Company of New York, Inc. Electric Transmission Facilities (Tower K-236) Pursuant to Section 70 of the PSL.

- 20-M-0604 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND NEW CINGULAR WIRELESS PCS, LLC - Joint Petition for Authorization to Replace Existing Wireless Equipment Attached to Consolidated Edison Company of New York, Inc. Electric Transmission Facilities (Tower K-226) pursuant to Section 70 of the PSL.
- 20-M-0605 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND NEW CINGULAR WIRELESS PCS, LLC - Joint Petition for Authorization to Replace Existing Wireless Equipment Attached to Consolidated Edison Company of New York, Inc. Electric Transmission Facilities (Tower K-250) Pursuant to Section 70 of the PSL.

POWER

- 361 There is no item 361.
- 362 20-E-0544 NEW YORK STATE ELECTRIC & GAS CORPORATION AND NEW YORK TRANSCO LLC - Joint Petition for an Order Approving the Proposed Transfers Pursuant to Section 70 of the New York Public Service Law.
- 363 20-E-0551 NEW YORK TRANSCO LLC - Petition for an Expedited Order Granting it a Certificate of Public Convenience and Necessity Pursuant to Section 68 of the Public Service Law and Confirmation of its Lightened Regulatory Status.
- 364 19-E-0544 MITCHELL FEINMAN/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR in Relation to Complaint Procedures - Appeal of the Informal Decision Rendered in favor of Consolidated Edison Company of New York, Inc. (713214)
- 365 19-E-0583 TOWER WEST INC./GRENADEIR REALTY CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR in Relation to Complaint Procedures - Appeal of the Informal Decision Rendered in favor of Consolidated Edison Company of New York, Inc. (969838)
- 366 20-E-0503 OREN SIEDLECKI/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR in Relation to Complaint Procedures - Appeal of the Informal Decision Rendered in Favor of the Consolidated Edison Company of New York, Inc. (017279)
- 367 21-E-0032 CESAR ZUNIGA, ESQ./MS. CRISTINA REGNO/MS. MICHELL JOSEPH AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - In the Matter of a Commission Designee's Determination Pursuant to PSL Section 52 - Rehearing Petition of the Designee's

- Determination Rendered in Favor of Ms. Michell Joseph and Consolidated Edison Company of New York, Inc. (020398).
- 368 21-E-0050 MS. MONICA NELSON/MS. XIOMARA PEGUERO AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - In the Matter of a Commission Designee's Determination Pursuant to PSL Section 52 - Rehearing Petition of the Designee's Determination Rendered in Favor of Ms. Xiomara Peguero and Consolidated Edison Company of New York, Inc. (024826).
- 369 20-T-0617 SUNRISE WIND LLC - Application for a Certificate of Environmental Compatibility and Public Need for the Construction of Up to 6.2 Miles (320 kilovolt [kV]) of Direct Current (DC) Submarine Export Cable from the New York State Territorial Waters Boundary to the Smith Point County Park on Fire Island in the Town of Brookhaven in Suffolk County and Up to 17.5 Miles (320 kV) of Onshore Transmission Cable from the Landfall at Fire Island to a New Onshore Converter Station in the Town of Brookhaven and Up to 1 Mile (138 kV) of Alternating Current (AC) Onshore Interconnection Cable Connecting to the Existing Holbrook Substation in the Town of Brookhaven in Suffolk County.
- 370 17-F-0182 MOHAWK SOLAR LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 of the Public Service Law for Construction of a Solar Electric Generating Facility in the Towns of Canajoharie and Minden, Montgomery County.
- 371 20-E-0543 Petition of Interconnection Policy Working Group Seeking a Cost-Sharing Amendment to the New York State Standardized Interconnection Requirements.
- 19-E-0566 Joint Petition for Certain Amendments to the New York State Standardized Interconnection Requirements (SIR) for New Distributed Generators and Energy Storage Systems 5 MW or Less Connected in Parallel with Utility Distribution Systems.
- 372 18-E-0130 In the Matter of Energy Storage Deployment Program.
- 373 20-E-0547 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff filing to Modify its Rider T - Commercial Demand Response Programs, Commercial System Relief Program and Distribution Load Relieve Program, in P.S.C. No. 10 - Electricity.
- 374 18-E-0623 NEW YORK INDEPENDENT SYSTEM OPERATOR, INC. -In the Matter of Proposed Public Policy Transmission Needs for Consideration for 2018.
- 20-E-0497 NEW YORK INDEPENDENT SYSTEM OPERATOR, INC. -In the Matter of Proposed Public Policy Transmission Needs for Consideration for 2020.

- 375 04-M-0159 Proceeding on Motion of the Commission to Examine the Safety of Consolidated Edison Company of New York, Inc.'s Electric Transmission and Distribution Systems.
- 15-E-0743 NEW YORK TRANSCO LLC - Petition for an Order Providing for Lightened Regulation.
- 376 20-E-0596 NIAGARA MOHAWK POWER CORPORATION AND NEW YORK TRANSCO LLC - Joint Petition for Approval of a Transfer or Lease of Property with an Original Cost of Over \$100,000.
- 377 There is no item 377.
- 378 20-E-0208 OPPORTUNITIES FOR BROOME, INC. - Petition for a Waiver of the Individual Metering Requirements Contained in Opinion No. 76-17 and 16 NYCRR Part 96 at 39-49 Munsell Street, 22 Way Street, 22 Moffatt Ave, and 4 Sturges Street, Binghamton.
- 379 20-E-0239 ACLARA METERS, LLC - Petition for Approval of Aclara kV2c Gen 5 Commercial Meter with Itron NIC 511 Prion 2 Network Interface Card.
- 380 20-E-0049 WOODLAWN SENIOR LIVING LLC - Notice of Intent to Submeter Electricity at 69 East 233rd Street, Bronx, NY 10470, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 381 20-E-0190 QPP LLC - Notice of Intent to Submeter Electricity at 29-59 Northern Boulevard, Queens, New York 11101, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 382 20-E-0301 25 PARK ROW CONDOMINIUM - Notice of Intent to Submeter Electricity at 25 Park Row, New York, New York 10038, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 383 20-E-0591 STEINWAY STREET INVESTORS I SUBSIDIARY, LLC - Notice of Intent to Submeter Electricity at 36-20 Steinway Street, Queens, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 384 20-E-0393 136 BROADWAY, LP - Notice of Intent to Submeter Electricity at 132-136 Broadway, Schenectady, New York 12305, Located in the Territory of Niagara Mohawk Power Corporation d/b/a National Grid.
- 385 19-E-0595 LIBERTY FOR ALL LLC - Petition to Submeter Electricity at 975 Liberty Avenue, Brooklyn, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 386 17-E-0238 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 387 19-E-0287 NUMBER THREE WIND LLC - Petition for an Original Certificate of Public Convenience and Necessity and for an Order Providing for Lightened Regulation.

- 388 16-F-0328 NUMBER THREE WIND, LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 for Construction of a Wind Project Located in Lewis County.

COMMUNICATIONS

- 561 19-C-0501 SHAINDY EISNER AND ZICHRON SHOLOM/TRISTATE BELL INC - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR in Relation to Complaint Procedures - Appeal of the Informal Decision Rendered in Favor of Tristate Bell Inc. (821682)
- 562 21-C-0110 In the Matter of Rates, Charges, Rules and Regulations of Certain Small Incumbent Local Exchange Carriers.
- 563 20-C-0193 In the Matter of Quality of Service Provided by Local Exchange Companies in New York State.
- 564 20-C-0482 VERIZON NEW YORK INC. - Petition Pursuant to Section 99 of the Public Service Law for Approval of a Master Lease Agreement with Verizon Affiliates.
- 565 20-C-0548 ONTARIO TELEPHONE COMPANY, INC., TRUMANSBURG TELEPHONE COMPANY, INC., FINGER LAKES COMMUNICATIONS GROUP INC., INDIVIDUAL SHAREHOLDERS OF NY LICENSEES, AND FUTURE FIBER FINCO, LLC - Petition of Seeking Approval for Future Fiber FinCo, LLC to Acquire the Capital Stock of Ontario Telephone Company, Inc., Trumansburg Telephone Company, Inc. and Finger Lakes Communications Group Inc.

CABLE

- 661 Petitions for Renewal of Cable Television Franchises.
- 20-V-0665 SPECTRUM NORTHEAST, LLC/VILLAGE OF SILVER CREEK, CHAUTAUQUA COUNTY.
- 20-V-0667 CSC ACQUISITION-NY, INC./VILLAGE OF SAG HARBOR, SUFFOLK COUNTY.
- 20-V-0668 SUFFOLK CABLE OF SHELTER ISLAND, INC./VILLAGE OF NORTH HAVEN, SUFFOLK COUNTY.
- 21-V-0033 SPECTRUM NORTHEAST, LLC/TOWN OF CATLIN, CHEMUNG COUNTY.
- 21-V-0038 SPECTRUM NORTHEAST, LLC/TOWN OF BETHANY, GENESEE COUNTY.

- 21-V-0043 SPECTRUM NORTHEAST, LLC/TOWN OF SPRINGFIELD, OTSEGO COUNTY.
- 21-V-0044 SPECTRUM NORTHEAST, LLC/TOWN OF EDEN, ERIE COUNTY.
- 662 20-V-0299 VERIZON NEW YORK INC. - Petition for Orders of Entry for 25 Multiple-Dwelling Unit Buildings in the City of New York.
- 663 20-V-0300 VERIZON NEW YORK INC. - Petition for Orders of Entry for 30 Multiple-Dwelling Unit Buildings in the City of New York.
- 664 20-V-0611 MIDTEL CABLE TV, INC. - Petition for a Certificate of Confirmation for its Franchise with the Town of Gilboa, Schoharie County
- 665 20-V-0669 CABLEVISION OF ROCKLAND/RAMAPO, LLC - Petition for Approval of an Amendment of its Franchise with the Village of Hillburn, Rockland County.
- 666 21-V-0035 DTC CABLE, INC. - Petition for a Certificate of Confirmation for its Franchise with the Town of Bainbridge, Chenango County.

No items will be considered on the Consent Agenda for WATER.

Instructions to Listen to the Webcast of Meeting

The Internet webcast can be accessed at <http://www.dps.ny.gov/Webcasts.html>.

The listening 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 access the webcast. If you experience problems listening to 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, 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 Department of Public Service Web site at www.dps.ny.gov, click on “Search” then search using the appropriate PSC case number.

Next Meeting

The next regularly scheduled meeting will begin at **10:30 A.M., Thursday, April 15, 2021.**