

Consent Agenda Report for 03/17/2016



The following is a preliminary and informal summary of actions the Commission took at its public session on March 17, 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

ITEM 161

	<u>Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753 – Protection of Underground Facilities</u>
15-G-0352	DOUGLAS R. DYER & SONS CONTRACTING, INC./NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
16-G-0089	SUN UP ENTERPRISES, INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION
16-G-0090	HITCHCOCK & COMPANY ELECTRICAL CONTRACTORS/CENTRAL HUDSON GAS & ELECTRIC CORPORATION
16-G-0091	PAVING SOLUTIONS, INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION
16-G-0092	GABRIELLI CUSTOM DESIGNS INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION
16-G-0093	A. COLARUSSO & SON, INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION
16-G-0094	GABRIELLE PAVING INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
16-G-0095	JP & SON CONTRACTING CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
16-G-0096	PARK PLACE PAVERS/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
16-G-0097	M S G MASONRY/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
16-G-0098	SWR UNLIMITED INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
16-G-0099	LASURDO'S EXCAVATING & LANDSCAPING/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID

ITEM 161 (Cont'd)

- 16-G-0100 ROCKAWAY INDUSTRIES, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 16-G-0101 SUPERIOR PROPERTY MAINTENANCE/NATIONAL FUEL GAS DISTRIBUTION CORPORATION
- 16-G-0102 MCCAREY LANDSCAPING, INC./NEW YORK STATE ELECTRIC & GAS CORPORATION
- 16-G-0104 INFINITY ENTERPRISES/NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
- 16-G-0105 SHEFA CONSTRUCTION/ORANGE AND ROCKLAND UTILITIES, INC.
- 16-G-0106 MADONIA DEVELOPMENT CORPORATION/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 16-G-0108 INDEPENDENT CONCRETE/NATIONAL FUEL GAS DISTRIBUTION CORPORATION
- 16-G-0107 A. ULIANO & SON LTD./KEYSPAN ENERGY OF LONG ISLAND
- 16-G-0109 QUICK-TAPPS, LLC/ORANGE AND ROCKLAND UTILITIES, INC.
- 16-G-0110 TOPAZ GENERAL CONTRACTING/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 16-G-0111 NORTH SHORE CESSPOOL CLEANING COMPANY/KEYSPAN GAS EAST CORPORATION/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 16-G-0112 STEVE FAULKNER EXCAVATING, INC./NEW YORK STATE ELECTRIC & GAS CORPORATION

The Commission decided to grant Consent Orders in Cases 16-G-0093, 16-G-0100, 16-G-0110, 16-G-0111, and 16-G-0112, determined a \$22,500 penalty in Case 16-G-0089, determined \$12,500 penalties in Cases 16-G-0091, and 16-G-0104, determined a \$10,000 penalty in Case 16-G-0102, determined \$2,500 penalties in Cases 15-G-0352, 16-G-0090, 16-G-0092, 16-G-0094, 16-G-0095, 16-G-0096, 16-G-0097, 16-G-0098, 16-G-0099, 16-G-0101, 16-G-0105, and 16-G-0106, and determined \$1,000 penalties in Cases 16-G-0107, 16-G-0108, and 16-G-0109.

ITEM 162

15-G-0601 Commissioner Diane X. Burman, concurring
 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to approve the company's tariff filing to revise Rider H - Non Residential Distributed Generation.

ITEM 163

14-G-0551 Commissioner Diane X. Burman, concurring
 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - The Commission decided to approve the third party financing option for the company's Distributed Generation, Natural Gas Vehicle, and the Partnership to Revitalize the Industrial Manufacturing Economy of Western New York Programs.

General

ITEM 261

16-M-0001 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - The Commission decided to issue a request for Proposals for an independent third-party consulting firm to conduct a management and operations audit of the company. The audit will be conducted pursuant to Section 66(19) of the Public Service Law and will focus on construction program planning and operational efficiency.

ITEM 262

13-E-0030, 13-G-0031 & 13-S-0032 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to approve, on a permanent basis, the company's compliance tariff filings effectuating the provisions and rates adopted in the 2014 Rate Order and the Electric Rate Plan Extension.

ITEM 263

15-E-0754 & 15-G-0755 ORANGE AND ROCKLAND UTILITIES, INC. - The Commission decided to allow the Company's tariff amendments to clarify HEFPA requirements to go into effect on March 31, 2016.

Power

- ITEM 361
12-E-0072 Appeal of Informal Hearing Decision
MR. MEDHAT HANNA/CONSOLIDATED EDISON OF NEW YORK, INC. - The Commission decided to deny the complainant's appeal and uphold the informal review.
- ITEM 362
15-E-0362 Commissioner Diane X. Burman, concurring
ENERGY TECHNOLOGY SAVINGS, INC. - The Commission decided to deny the company's petition for limited waiver of certain provisions of Con Edison's former Riders S and U (now Rider T) demand response tariffs related to meter communications services.
- ITEM 363
14-E-0087 Appeal of Informal Hearing Decision
RAILWAY CORPORATION/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to deny complainant's appeal and uphold the informal hearing decision dated January 17, 2014.
- ITEM 364
15-E-0655 NEW YORK INDEPENDENT SYSTEM OPERATOR, INC. - The Commission decided to approve the company's request to extend the term of its currently-approved credit facilities consisting of a revolving line of credit and a term loan facility for an additional one-year period until December 31, 2018, increase the maximum principal amount available under the currently-approved term loan facility by \$25 million to reflect the term extension, and allow the NYISO to enter into a new unsecured term loan credit facility in the amount of \$30 million dedicated to funding the multi-year project for replacing the NYISO's Energy Management System and Business Management System.
- ITEM 365
15-E-0689 Commissioner Diane X. Burman, concurring
The Commission decided to adopted an order approving the 2015 Electric Emergency Response Plans, as modified, of the six major electric utilities.

- ITEM 366
 14-E-0302 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to approve the company's proposed Advanced Metering Infrastructure Business Plan subject to conditions.
- ITEM 367
 15-E-0234 HUDSON CBD FLATBUSH LLC - The Commission decided to grant authorization to submeter electricity at 626 Flatbush Avenue, Brooklyn, New York, located in the territory of Consolidated Edison Company of New York, Inc.
- ITEM 368
 There is no item 368
- ITEM 369
 15-M-0568 ROCHESTER GAS AND ELECTRIC CORPORATION - The Commission decided to confirm a one commissioner order by Audrey Zibelman, Chair that approved the transfer of certain street lighting facilities from Rochester Gas & Electric Corporation to the Town of Greece.
- ITEM 370
 15-E-0378 92ND AND 3RD ASSOCIATES, LLC - The Commission decided to grant authorization to submeter electricity at 205 E. 92nd Street, New York, New York, located in the territory of Consolidated Edison Company of New York, Inc.
- ITEM 371
 05-E-1180 The Commission decided to adopt the updated reliability standards, measurements, and criteria of the Northeast Power Coordinating Council, Inc.
- ITEM 372
 15-E-0438 HERKIMER STREET RESIDENCE, L.P. – The Commission decided to grant authorization to submeter electricity at 437 Herkimer Street, Brooklyn, New York, located in the territory of Consolidated Edison Company of New York, Inc.
- ITEM 373
 There is no Item 373

ITEM 374

15-G-0688 WILLIAMS FIELD SERVICES COMPANY, LLC, DMP NEW YORK, INC., THE WILLIAMS COMPANIES, INC., ENERGY TRANSFER EQUITY, L.P. and ENERGY TRANSFER CORP LP - The Commission decided to approve the proposed transfer of upstream ownership interests in jurisdictional gas plant.

ITEM 375

15-E-0557 Commissioner Diane X. Burman, abstaining
The Commission decided to adopt revisions to the Standardized Interconnection Requirements (SIR), including increasing the capacity threshold from 2 MW to 5 MW, improving and streamlining the application process, and adopting a screening process and a pre-application report.

Water

ITEM 461

15-W-0515 WINDHAM RIDGE WATER CORP. - The Commission decided to authorize the company to increase its annual revenues by \$5,616 or 9.3%; increase its restoration of service charges; and, allow for water service applications to be included in its tariff schedule, effective April 1, 2016. In addition, the Commission approves the company's request to cancel its Escrow Account Statement No. 2 and directs them to file a consecutively numbered supplement cancelling its Escrow Account Statement No. 2, on not less than one day's notice to become effective April 1, 2016.

Communications

ITEM 561

15-M-0304 Commissioner Diane X. Burman, concurring
CHEVRAH HATZALAH VOLUNTEER AMBULANCE CORPS, INC. - The Commission decided to the unblocking of caller ID numbers for calls placed to the company's emergency dispatch number, from telephones with active caller ID blocking, and direct Hatzalah's local service provider to provide Caller ID information to Hatzalah.

- ITEM 562
16-C-0113 CITIZENS TELECOMMUNICATIONS COMPANY OF NEW YORK, INC. and SLIC NETWORK SOLUTIONS INC. - The Commission decided to approve the companies' petition for an Interconnection Agreement on an expedited basis.
- ITEM 563
16-C-0075 COMMUNICATIONS SALES & LEASING, INC. AND PEG BANDWIDTH HOLDINGS, LLC AND PEG BANDWIDTH NY, LLC - The Commission decided to approve the joint petition of the companies' to transfer control of PEG Bandwidth NY, LLC to Communications Sales & Leasing, Inc.
- ITEM 564
16-C-0072 VERIZON NEW YORK INC. - The Commission decided to approve the company's tariff revision increasing the rate for local directory assistance for business customers by \$0.26, from \$2.49 to \$2.75.
- ITEM 565
16-C-0064 COMMUNICATIONS INFRASTRUCTURE INVESTMENTS, LLC, ONVOY, LLC, BROADVOX-CLEC, LLC and GTCR ONVOY HOLDINGS LLC - The Commission decided to approve the companies' joint petition to transfer control of Onvoy, LLC and Broadvox-CLEC, LLC to GTCR Onvoy Holdings LLC and for Onvoy, LLC and Broadvox-CLEC, LLC to participate in certain financing arrangements.
- ITEM 566
15-C-0628 GERMANTOWN TELEPHONE COMPANY INC D/B/A GTEL TELECONNECTIONS - The Commission decided to authorize the company to recover \$21,013 of its revenue deficiency through various local rate increases, and to withdraw the remaining \$478,987 from the State Universal Service Fund (SUSF) for the rate year ending December 2016.
- ITEM 567
15-C-0522 TOWNSHIP TELEPHONE COMPANY, INC. - The Commission decided to authorize the company to recover its entire revenue deficiency of \$463,736 through the SUSF for the rate year ending December 2016, and that no local rate increases are necessary.

ITEM 568

15-C-0315 Appeal of Informal Hearing Decision
 MR. EARL JORDAN/BROADVIEW NETWORKS -
 The Commission decided to uphold the informal hearing decision.

Cable

ITEM 661

15-V-0600 HAEFELE TV, INC. - The Commission decided to approve the company's Certificate of Confirmation for a cable franchise agreement to provide video service between Haeefe TV, Inc. and the Village of Candor, Tioga County.

ITEM 662

16-V-0021 CABLEVISION OF WAPPINGERS FALLS, INC. - The Commission decided to approve the company's amendment of the current Cable Franchise Agreement between Cablevision of Wappinger Falls, Inc. and the Town of Hyde Park, Dutchess County, which expands the definition of gross receipts; provides a longer retention period of the records available for inspection by the Town and increases the statute of limitations for breach of the Agreement.

ITEM 663

16-V-0052 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petition for Orders of Entry at 33 Multiple-Dwelling Unit Buildings in the City of New York.

ITEM 664

16-V-0053 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petition for Orders of Entry for 41 multiple-dwelling unit buildings in the City of New York.

ITEM 665

15-V-0641 SLIC NETWORK SOLUTIONS, INC. - The Commission decided to approve the company's Certificate of Confirmation for a cable franchise agreement to provide video service between Slic Network Solutions, Inc. and the Town of Long Lake, Hamilton County.

ITEM 666

- 15-V-0697 CHARTER COMMUNICATIONS ENTERTAINMENT,
1, LLC/TOWN OF PETERSBURGH, RENSSELAER
COUNTY.
- 15-V-0712 TIME WARNER CABLE NORTHEAST LLC/VILLAGE
OF CANISTEO, STEUBEN COUNTY
- 15-V-0713 TIME WARNER CABLE NORTHEAST LLC/TOWN
OF WAYLAND, STEUBEN COUNTY
- 15-V-0714 TIME WARNER CABLE NORTHEAST LLC/TOWN
OF ALMA, ALLEGANY COUNTY
- 15-V-0758 MID-HUDSON CABLEVISION, INC./VILLAGE OF
COXSACKIE, GREENE COUNTY
- 16-V-0025 TIME WARNER CABLE NORTHEAST LLC/TOWN
OF LITTLE FALLS, HERKIMER COUNTY
- 16-V-0027 TIME WARNER CABLE NORTHEAST LLC/TOWN
OF DELAWARE, SULLIVAN COUNTY
- 16-V-0028 TIME WARNER CABLE NORTHEAST LLC/TOWN
OF WILLET, CORTLAND COUNTY
- 16-V-0032 TIME WARNER CABLE NORTHEAST LLC/TOWN
OF CANAJOHARIE, MONTGOMERY COUNTY
- 16-V-0054 TIME WARNER CABLE NORTHEAST LLC/VILLAGE
OF DEPEW, ERIE COUNTY

The Commission decided to approve the renewals because the franchise agreements will serve the public interest by continuing to offer cable television services and promote competition in the local municipalities.