

Consent Agenda Report for 05/16/2019

The following is a preliminary and informal summary of actions the Commission took at its public session on May 16, 2019. 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-A

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| 19-G-0024 | GROTTOLA GROUP, INC./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID |
| 19-G-0226 | ERIE COUNTY HIGHWAY DEPARTMENT/
NATIONAL FUEL GAS DISTRIBUTION CORPORATION |
| 19-G-0227 | A-1 DIRTMOVERS/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. |
| 19-G-0228 | AG CONTRACTING SERVICES INC/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY |
| 19-G-0230 | BRIZZELL'S CONSTRUCTION SERVICES L.L.C./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID |
| 19-G-0231 | BUILD R US CORP/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY |
| 19-G-0232 | CABLE COMMUNICATIONS, LLC/ORANGE AND ROCKLAND UTILITIES, INC. |
| 19-G-0233 | EMPIRE MANAGEMENT & CONSTRUCTION LLC/THE BROOKLYN UNION GAS COMPANY, D/B/A NATIONAL GRID NY |
| 19-G-0234 | FLAWLESS MASONRY, INC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID |
| 19-G-0235 | GREENWAY LANDSCAPING & MASONRY/
KEYSPAN GAS EAST CORPORATION
D/B/A NATIONAL GRID |
| 19-G-0236 | J.K. TOBIN CONSTRUCTION CO., INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID |
| 19-G-0237 | JT BARI LANDSCAPING AND MASONRY INC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID |
| 19-G-0238 | MWS CONSTRUCTION CORP./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID |

ITEM 161-A Cont'd.

- 19-G-0239 NORTH WIND MECHANICAL SERVICES, LLC/
KEYSPAN GAS EAST CORPORATION D/B/A
NATIONAL GRID
- 19-G-0240 PREMIER LANDSCAPING & CONSTRUCTION
LLC/KEYSPAN GAS EAST CORPORATION D/B/A
NATIONAL GRID
- 19-G-0241 ROYAL STAR ASSOCIATES, INC./KEYSPAN GAS
EAST CORPORATION D/B/A NATIONAL GRID
- 19-G-0242 TECHNOMEN NY INC/THE BROOKLYN UNION
GAS COMPANY D/B/A NATIONAL GRID NY
- 19-G-0243 UNITED PAVING CORP/KEYSPAN GAS EAST
CORPORATION D/B/A NATIONAL GRID
- 19-G-0244 W.R.A.M CORPORATION/THE BROOKLYN UNION
GAS COMPANY D/B/A NATIONAL GRID NY
- 19-G-0245 DESIGN N SAFETY INC/THE BROOKLYN UNION
GAS COMPANY D/B/A NATIONAL GRID NY
- 19-G-0248 SITE WORX SERVICES LLC/NIAGARA MOHAWK
POWER CORPORATION, D/B/A NATIONAL GRID
- 19-G-0249 CEE-JAY REAL ESTATE DEVELOPMENT CORP./
THE BROOKLYN UNION GAS COMPANY
D/B/A/ NATIONAL GRID NY
- 19-G-0250 TOWN OF MALTA/NIAGARA MOHAWK POWER
CORPORATION, D/B/A NATIONAL GRID
- 19-G-0251 THOMAS GLEASON, INC./CENTRAL HUDSON GAS
& ELECTRIC CORPORATION

The Commission decided to determine \$2,500 penalties be determined in Cases 19-G-0024, 19-G-0226, 19-G-0227, 19-G-0228, 19-G-0230, 19-G-0231, 19-G-0232, 19-G-0233, 19-G-0234, 19-G-0235, 19-G-0236, 19-G-0237, 19-G-0238, 19-G-0239, 19-G-0240, 19-G-0241, 19-G-0242, 19-G-0243, 19-G-0244, 19-G-0245, 19-G-0248, 19-G-0249, 19-G-0250, and 19-G-0251.

ITEM 161-B

- 18-G-0577 MANHATTAN NEST DESIGNS LLC/CENTRAL
HUDSON GAS & ELECTRIC CORPORATION
- 19-G-0209 JAMES H. MALOY INC./NIAGARA MOHAWK
POWER CORPORATION, D/B/A NATIONAL GRID.

ITEM 161-B Cont'd.

- 19-G-0210 ROSE SASSO INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION
- 19-G-0211 MR. PIPE PLUMBING AND HEATING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 19-G-0212 WEST GENERAL CONTRACTORS, LLC/NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
- 19-G-0213 MICHAEL ANTHONY GROUP, INC./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID
- 19-G-0214 POPKIN ELECTRIC, INC./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID
- 19-G-0215 FAS BUILDING, CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 19-G-0216 LINDENHURST UNION FREE SCHOOL DISTRICT/KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID
- 19-G-0217 MAYNE CONSTRUCTION OF LONG ISLAND, INC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID
- 19-G-0218 BERNAS CONSTRUCTION LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION
- 19-G-0219 CNY SEALING & PLOWING, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID
- 19-G-0220 LA LIFE PAVING INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 19-G-0221 LIVINGSTON COUNTY HIGHWAY DEPARTMENT/NEW YORK STATE ELECTRIC & GAS CORPORATION
- 19-G-0222 YORKVILLE HIGHWAY DEPARTMENT/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID
- 19-G-0223 NT FIRST DECORATION INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 19-G-0224 EJ CONSTRUCTION GROUP, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID

ITEM 161-B Cont'd.

19-G-0225 RED CEDAR ARBORISTS & LANDSCAPERS,
INC./CENTRAL HUDSON GAS & ELECTRIC
CORPORATION

The Commission decided to approve Consent Orders in Cases 18-G-0577, 19-G-0209, 19-G-010, 19-G-0211, 19-G-0212, 19-G-0213, 19-G-0214, 19-G-0215, 19-G-0216, 19-G-0217, 19-G-0218, 19-G-0219, 19-G-0220, 19-G-0221, 19-G-0222, 19-G-0223, 19-G-0224, and 19-G-0225.

ITEM 161-C

18-G-0582 SWIM CLEAN INC./KEYSPAN GAS EAST
CORPORATION D/B/A NATIONAL GRID
18-G-0690 BILOTTA CONSTRUCTION CORP./
CONSOLIDATED EDISON COMPANY OF
NEW YORK, INC.
18-G-0692 THE TORRENCE GROUP, INC./NIAGARA
MOHAWK POWER CORPORATION, D/B/A
NATIONAL GRID
18-G-0760 TREC ENVIRONMENTAL, INC./NATIONAL FUEL
GAS DISTRIBUTION CORPORATION

The Commission decided to grant petitions for rehearing in Cases 18-G-0582, 18-G-0692, and Case 18-G-760 and to deny petition for rehearing in Case 18-G-0690.

ITEM 162

19-G-0039 NATIONAL FUEL GAS DISTRIBUTION
CORPORATION - The Commission decided to
approve the company's tariff filing of a
housekeeping nature correcting a typographical error
and adding language that was erroneously omitted.

ITEM 163

There is no Item 163

ITEM 164

18-G-0443 Appeal of Informal Review Decision
SMITHTOWN CENTRAL SCHOOL DISTRICT ET
AL./KEYSPAN GAS EAST CORPORATION D/B/A
NATIONAL GRID - The Commission decided that the
informal hearing decision be upheld in part and
modified in part.

General

ITEM 261
 18-M-0756 KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID, NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID, AND THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - The Commission decided to approve National Grid's tariff filings establishing the new Customer Consent to Contact provision in their respective electric and gas tariff schedules.

ITEM 262
 19-M-0128 Shared Meter Rehearing
 MR. JAMES COLUCCIO, JR./MS. JENNIFER CLIFFORD AND NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to uphold the designee's determination.

ITEM 263
 18-M-0777 The Commission decided to confirm a one commissioner order by Chair Rhodes on May 1, 2019 to assess excavator training requirements and directing DPS staff to convene a workshop on Chapter 333's applicability.

Power

ITEM 361
 19-E-0052 SUNRISE SOLARS, LLC - The Commission decided to approve the company's petition to submeter electricity at 2 and 3 Solar Way, Latham, New York, located in the territory of Niagara Mohawk Power Corporation d/b/a National Grid.

ITEM 362

19-T-0041 CANISTEO WIND ENERGY LLC - The Commission decided to approve the company's motion for waivers of the New York State Department of Transportation mapping requirements in 16 NYCRR §§ 86.3(a)(1), 86.3(a)(1), 86.3(a)(2), and 86.4(b) related to its application for a Certificate to construct a transmission facility consisting of a 34.4/115 kilovolt (kV) collection substation in the Town of Jasper, Steuben County, a 115-kV electric transmission line of 15 miles in length, and a 115-kV point of interconnection at New York State Electric and Gas's Bennett Substation in the Town of Hornellsville, Steuben County.

ITEM 363

18-E-0326 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - The Commission decided to approve the transfer of certain street lighting facilities, with an original value over \$100,000, located in the Town of Red Hook to the Town, pursuant to PSL Section 70.

ITEM 364

19-E-0064 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - The Commission decided to approve the transfer of certain street lighting facilities, with an original value over \$100,000, located in the Town of Rosendale to the Town, pursuant to PSL Section 70.

ITEM 365

19-E-0043 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to approve the transfer of certain street lighting facilities located in the in Town of Skaneateles to the Town.

ITEM 366

19-E-0295 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to approve the company's tariff revisions of a housekeeping nature removing obsolete street lighting pricing exceptions for the Chautauqua Utility District.

ITEM 367

There is no item 367

ITEM 368

19-E-0070 16 SHERIDAN AVENUE LLC - The Commission decided to approve the company's petition to submeter electricity at 16 Sheridan Avenue, Albany, New York, located in the territory of Niagara Mohawk Power Corporation d/b/a National Grid.

ITEM 369

19-E-0127 Shared Meter Rehearing
MS. SUSAN T. GRAYBURN ON BEHALF OF MR. RAMDEHOLL PERSAUD/MS. MARIA RODRIGUEZ AND CONSOLIDATED EDISON COMPANY OF NY, INC. - The Commission decided to uphold the designee's determination.

ITEM 370

19-E-0051 812 AMSTERDAM LLC - The Commission decided to approve the company's petition to submeter electricity at 814-816 Amsterdam Avenue, New York, New York, located in the territory of Consolidated Edison Company of New York, Inc.

ITEM 371

19-E-0057 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - The Commission decided to approve Central Hudson's tariff filing modifying the annual payout process for excess generation credits of less than \$100.00 remaining at the end of the year or the annualized period pursuant to PSL 66-j(4)(c).

ITEM 372

There is no item 372

ITEM 373

18-E-0782 PENN YAN MUNICIPAL UTILITIES BOARD - The Commission decided to approve Penn Yan's tariff filing increasing annual revenues by about \$310,022 or 7.4%.

Water

ITEM 461

18-W-0669

SUEZ WATER WESTCHESTER INC. - The Commission decided to deny the request for a declaratory ruling and approved the Neptune Protectus III six- inch meter for use in domestic and fire service water metering applications in New York State.

Communications

ITEM 561

15-M-0388

Commissioner Diane X Burman, dissenting
 CHARTER COMMUNICATIONS AND TIME WARNER CABLE - The Commission decided to confirm a One Commissioner Order made by Chair Rhodes on April 19, 2019, extending the filing deadlines for filing a petition for rehearing and six-month exit plan.

ITEM 562

19-C-0286

VERIZON NEW YORK INC. - Report on the Company's Service Quality for the first quarter of 2019.

ITEM 563

19-C-0011

VERIZON NEW YORK INC. - The Commission decided to approve the Company's petition to retain \$2,066,319, the intrastate portion, of a \$3,387,409 property tax refund received from the City of New York.

Cable

ITEM 661

18-V-0471

VERIZON NEW YORK INC. - The Commission decided to approve a portion of Verizon New York Inc.'s petition for Orders of Entry for 42 multiple-dwelling unit buildings in the City of New York.

ITEM 662

19-V-0063 VERIZON NEW YORK INC./VILLAGE OF HILLBURN
 19-V-0167 CABLEVISION OF WAPPINGERS FALLS, INC./
 TOWN OF POUGHKEEPSIE

The Commission decided to grant approval of cable franchise renewals listed above.

ITEM 663

18-V-0719 FRONTIER COMMUNICATIONS OF NEW YORK, INC. - The Commission decided to issue a Certificate of Confirmation for a cable television franchise agreement to provide video service between Frontier Communications of New York, Inc. and the Village of Washingtonville, Orange County and also approves Frontier's request for waivers of certain Commission rules.

ITEM 664

19-V-0040 CITIZENS TELECOMMUNICATIONS COMPANY OF NEW YORK, INC. D/B/A FRONTIER COMMUNICATIONS OF NEW YORK - The Commission decided to approve a Certificate of Confirmation for a cable television franchise agreement to provide video service between Frontier and the Town of Highland, Sullivan County and also approves Frontier's request for waivers of certain Commission rules.

ITEM 665

19-V-0062 DTC CABLE, INC. - The Commission decided to approve a Certificate of Confirmation for a cable television franchise agreement to provide video service between DTC Cable, Inc. and the Town of Bovina, Delaware County.

ITEM 666

18-V-0472 VERIZON NEW YORK INC. - The Commission decided to approve a portion of Verizon New York Inc.'s petition for Orders of Entry for 34 multiple-dwelling unit buildings in the City of New York.