

Consent Agenda Report for 03/14/2019

The following is a preliminary and informal summary of actions the Commission took at its public session on March 14, 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

14-G-0201 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to authorize Con Edison to purchase gas detection equipment specified by the Westchester County fire departments as part of a settlement agreement.

ITEM 162-A

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

18-G-0754 NATIONAL FUEL GAS DISTRIBUTION CORPORATION/NATIONAL FUEL GAS DISTRIBUTION CORPORATION

19-G-0095 AAL CONSTRUCTION SERVICES LLC/ CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

19-G-0096 CONCRETE CUTTING & BREAKING CO./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID

19-G-0097 E. HANSEN CORPORATION/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

19-G-0098 J LENT & SONS GENERAL CONTRACTING, LLC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION

19-G-0099 JOHN LOPES CONSTRUCTION CORP./KEYSPAN GAS EAST CORPORATION, D/B/A NATIONAL GRID

19-G-0100 LYNN WARREN LAWN MAINTENANCE & LANDSCAPING/CENTRAL HUDSON GAS & ELECTRIC CORPORATION

19-G-0101 GEMINI IRRIGATION/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID

19-G-0102 QUALITY CONCRETE CONSTRUCTION/CENTRAL HUDSON GAS & ELECTRIC CORPORATION

19-G-0103 CIR ELECTRICAL CONSTRUCTION CORPORATION/ROCHESTER GAS AND ELECTRIC CORPORATION

ITEM 162-A Cont'd.

- 19-G-0112 JOHN F. AND JOHN P. WENZEL CONTRACTORS, INC./NEW YORK STATE ELECTRIC & GAS CORPORATION
- 19-G-0113 LAWN IN ORDER EXCAVATING AND LANDSCAPE DESIGN/NEW YORK STATE ELECTRIC & GAS CORPORATION
- 19-G-0114 M N HOME IMPROVEMENT/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 19-G-0117 PAVE YOUR WAY CONCRETE INC. /KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID

The Commission decided to determine \$10,000 penalty in Case 18-G-0754, and \$2,500 penalties in Cases 19-G-0095, 19-G-0096, 19-G-0097, 19-G-0098, 19-G-0099, 19-G-0100, 19-G-0101, 19-G-0102, 19-G-0103, 19-G-0112, 19-G-0113, 19-G-0114, and 19-G-0117.

ITEM 162-B

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

- 18-G-0639 RODRIGUEZ CONSTRUCTION GROUP, INC./ NATIONAL FUEL GAS DISTRIBUTION CORPORATION
- 19-G-0034 CITY OF ALBANY WATER DEPARTMENT/NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
- 19-G-0091 NORTHERN SNOW & DIRT, INC./NEW YORK STATE ELECTRIC & GAS CORPORATION
- 19-G-0092 J.F.R CONSTRUCTION CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 19-G-0093 MORRISON TRUCKING & EXCAVATION/CENTRAL HUDSON GAS & ELECTRIC CORPORATION
- 19-G-0094 CHOATE EXCAVATING CO./CENTRAL HUDSON GAS & ELECTRIC CORPORATION

The Commission decided to approve Consent Orders in Cases 18-G-0639, 19-G-0034, 19-G-0091, 19-G-0092, 19-G-0093, and 19-G-0094.

ITEM 162-C
 18-G-0703 In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities. (Rehearing)
 PD QUALITY CONSTRUCTION, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID - The Commission decided to deny petition for rehearing.

ITEM 163
 18-G-0198 AVANGRID NETWORKS - The Commission decided to approve the Honeywell RVP-FI for use in gas meter applications.

ITEM 164
 There is no item 164

ITEM 165
 17-G-0316 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to direct Con Edison to show cause within 45 days as to why a penalty action pursuant to Public Service Law §25-a should not be commenced against it and why a prudence proceeding shall not be commenced to ensure that the costs unreasonably incurred to correct the hundreds of deficiencies in pipeline installations should not be borne by ratepayers.

General

ITEM 261
 15-M-0180 Commissioner Diane X. Burman, concurring
 The Commission decided to modify the Uniform Business Practices for Distributed Energy Resource Suppliers to include terms related to early termination fees, escalation clauses, and production guarantees.

Power

ITEM 361
 18-E-0714 63RD & 3RD NYC LLC - The Commission decided to approve the company’s petition to submeter electricity at 1059 3rd Avenue, New York, New York, located in the territory of Consolidated Edison Company of New York, Inc.

ITEM 367

18-E-0324 ARTECHE USA - The Commission decided to approve the Artech USA IRH-1, IRH-5, IRH-7 and IRH-10 electric current transformers for use in electric metering applications.

ITEM 368

14-E-0423,
15-E-0186,
15-E-0188,
15-E-0189,
15-E-0190 &
15-E-0191 Commissioner Diane X. Burman, concurring
The Commission decided to approve certain elements with modifications, and deny certain aspects of Dynamic Load Management Program filings made by Central Hudson Gas and Electric Corporation; New York State Electric and Gas Corporation; Niagara Mohawk Power Corporation d/b/a National Grid; Orange and Rockland Utilities, Inc.; and Rochester Gas and Electric Corporation.

ITEM 369

18-E-0397 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – The Commission decided to approve the Company's filing requesting to reduce the rates applicable to customers that will take service beginning April 1, 2019 under the Innovative Pricing Pilot, Riders Z and AA, for Residential/Religious and Small Commercial customers respectively.

ITEM 370

05-E-1180 and 07-E-0088 - The Commission decided to confirm a One Commissioner Order made in this proceeding on March 6, 2019, by Chair Rhodes, adopting an Installed Reserve Margin of 17.0% for the New York Control Area for the Capability Year Beginning May 1, 2019 and ending April 30, 2020.

Water

ITEM 461

16-W-0259 NEW YORK AMERICAN WATER COMPANY, INC. – The Commission decided to approve, on a permanent basis, the company's compliance tariff amendments and statement effectuating the terms of Rate Year 2.

ITEM 462

18-W-0708 SISTERS OF CHARITY HOUSING DEVELOPMENT CORPORATION AND VINCENT'S VILLAGE ASSOCIATES, LLC - The Commission decided to grant a limited waiver of Suez Water New York Inc.'s tariff provisions, which requires separate metering for water service for each individual unit within any apartment, co-operative or condominium development, for the Sisters of Charity Housing Development Corporation and Vincent's Village Associates.

ITEM 463

18-W-0556 THE CALLICOON WATER COMPANY AND THE TOWN OF DELAWARE - The Commission decided to authorize The Callicoon Water Company to transfer its water supply assets to the Town of Delaware and to direct the cancellation of the Callicoon's tariff supplements and statements; and to authorize the dissolution of Callicoon after closing of the transfer.

ITEM 464

There is no item 464

ITEM 465

18-W-0545 BONIVILLE WATER COMPANY, INC. AND KNOLLS WATER CO., INC. - The Commission decided to re-adopt the appointment of Suez Water New York, Inc. as temporary operator of the Boniville Water Company, Inc. and Knolls Water Co., Inc. water systems.

Communications

ITEM 561

18-C-0219 VERIZON NEW YORK INC. - Report on the Company's Service Quality for the Fourth Quarter of 2018.

ITEM 562
 15-M-0388 Commissioner Diane X. Burman, dissenting
 CHARTER COMMUNICATIONS AND TIME
 WARNER - The Commission decided to confirm the
 One Commissioner Order, by Chair Rhodes, made in
 this proceeding on March 6, 2019, that extended the
 deadlines for Charter Communications to file for
 rehearing to April 5, 2019 and to file an exit plan to
 May 3, 2019.

Cable

ITEM 661
 19-V-0005 DTC CABLE, INC. - The Commission decided to
 issue a Certificate of Confirmation for a cable
 television franchise agreement to provide video
 service between DTC Cable, Inc. and the Town of
 Masonville, Delaware County.

ITEM 662
 19-V-0056 BERKSHIRE CABLE CORP. - The Commission
 decided to issue a Certificate of Confirmation for a
 cable television franchise agreement to provide video
 service between Berkshire Cable Corp. I/k/a
 Consolidated Communications and the Town of
 Ghent, Columbia County.

ITEM 663
 19-V-0004 DTC CABLE, INC. - The Commission decided to
 issue a Certificate of Confirmation for a cable
 television franchise agreement to provide video
 service between DTC Cable, Inc. and the Village of
 Walton, Delaware County.

ITEM 664
 18-V-0757 HEART OF THE CATSKILLS COMMUNICATIONS,
 INC. D/B/A MTC CABLE - The Commission decided
 to issue a Certificate of Confirmation for a cable
 television franchise agreement to provide video
 service between Heart of the Catskills
 Communications, Inc. dba MTC Cable
 and the Town of Bovina, Delaware County.

ITEM 665

18-V-0455 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petition for Orders of Entry for 30 multiple-dwelling unit buildings in the City of New York.

ITEM 666

18-V-0456 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petition for Orders of Entry for 28 multiple-dwelling unit buildings in the City of New York.

ITEM 667

18-V-0457 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petition for Orders of Entry for 23 multiple-dwelling unit buildings in the City of New York.

ITEM 668

18-V-0779 CSC ACQUISITION-NY, INC./VILLAGE OF SOUTHAMPTON, SUFFOLK COUNTY
 18-V-0784 ATLANTIC BROADBAND (PENN), LLC/TOWN OF SALAMANCA, CATTARAUGUS COUNTY
 18-V-0785 ATLANTIC BROADBAND (PENN), LLC/TOWN OF LITTLE VALLEY, CATTARAUGUS COUNTY
 18-V-0786 ATLANTIC BROADBAND (PENN), LLC/VILLAGE OF LITTLE VALLEY, CATTARAUGUS COUNTY
 18-V-0788 CABLEVISION OF WAPPINGERS FALLS, INC./TOWN OF KENT, PUTNAM COUNTY
 19-V-0003 ATLANTIC BROADBAND (PENN), LLC/TOWN OF GREAT VALLEY, CATTARAUGUS COUNTY

The Commission decided to approve the certificates of confirmation for the renewal of the franchises for the above companies.