



**For Immediate Release: 08/11/2023**

Rory M. Christian, Chair

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**COMMISSION ISSUES PRELIMINARY AUGUST 17, 2023 AGENDA**

**ALBANY, NY** – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 A.M.**, on **Thursday, August 17, 2023**. The session will be held in the Commission’s offices located at Three Empire State Plaza, 19th Floor, Albany, New York, and 90 Church Street, 4th Floor Boardroom, New York, New York.

**MEETING WILL BE BROADCAST ON THE INTERNET AT:**

<https://dps.ny.gov/event/august-2023-public-service-commission-session>

**-VIDEOCASTING TO PSC’S NYC OFFICES AVAILABLE-**

**(See instructions on last page of Agenda)**

The session agenda is as follows:

**To view documents related to PSC Cases below, visit:**

<https://dps.ny.gov/file-search>

**REGULAR AGENDA ITEMS**

**Items To Be Resolved Through Discussion**

**Item      PSC Case**

**POWER**

301	20-E-0197	Proceeding on Motion of the Commission to Implement Transmission Planning Pursuant to the Accelerated Renewable Energy Growth and Community Benefit Act.
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**No items will be considered on the Regular Agenda for GENERAL, GAS, WATER, COMMUNICATIONS 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-A		In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities (Penalty Determination Orders).
	20-G-0383	BROOKHAVEN IRRIGATION CORP. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0359	GATEWAY DEMO/CIVIL CORP. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
	23-G-0360	WIDE WORLD CONSTRUCTION CORP. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0361	ALCIVAR POOLS CORP / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0362	AQUA WORKS INC. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
	23-G-0363	CLARKE CONSTRUCTION INCORPORATED / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0364	EAST HAMPTON ENERGY SOLUTIONS / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0365	HAMPTON YARDS, INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0366	MTMASONE INC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0367	NYM GROUP OF NY, INC. / ORANGE AND ROCKLAND UTILITIES, INC.
	23-G-0368	OGNI MANAGEMENT INC / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
	23-G-0369	PHICON INC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0370	S GOOLCHARAN CONSTRUCTION INCORPORATED / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
	23-G-0371	TOROVOLI CONSTRUCTION INC. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

- 161-B In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 - Protection of Underground Facilities (Consent Order Approvals).
- 23-G-0357 STEVEN DUBNER LANDSCAPING, INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 162 23-G-0253 THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID - Petition for Waiver Regarding Modification of the Net Utility Plant and Depreciation Expense Reconciliation Surcharge.
- 163 21-G-0309 MARIA AND BERNARDO HOUSES/WAVECREST MANAGEMENT - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (019006).

### GENERAL

- 261 23-M-0166 ATLANTIC ENERGY, LLC - In the Matter to Seek Consequences for Violations of the Uniform Business Practices.
- 262 15-M-0127 In the Matter of Eligibility Criteria for Energy Service Companies.
- 12-M-0476 Proceeding on Motion of the Commission to Assess Certain Aspects of the Residential and Small Non-residential Retail Energy Markets in New York State.
- 98-M-1343 In the Matter of Retail Access Business Rules.
- 263 22-M-0645 Proceeding on Motion of the Commission Concerning Central Hudson Gas & Electric Corporation's Development and Deployment of Modifications to its Customer Information and Billing System and Resulting Impacts on Billing Accuracy, Timeliness, and Errors.
- 264 23-M-0232 ROCHESTER GAS AND ELECTRIC CORPORATION - Petition Under Section 69 of the Public Services Law, for Authority to Issue Long-Term Indebtedness, Preferred Stock and Hybrid Securities and to Enter into Derivative Instruments Pursuant to a Global Financing Plan.
- 265 21-E-0432 MIGUEL SOSA ESTATES, L.P./GRC MANAGEMENT - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (020242).
- 21-E-0457 CIAMPA TOWN SQUARE LLC - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (142131).
- 21-E-0501 MAST PROPERTIES LLC - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (147456).
- 21-E-0504 866 BECK STREET HDFC/WAVECREST MANAGEMENT - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (153093).

- 21-G-0528 MORNINGSIDE I ASSOCIATES/WAVECREST MANAGEMENT - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (159980).
- 22-E-0061 GATES PATCHEN HOUSING/WAVECREST MANAGEMENT - Appeal of the Informal Decision Rendered In Favor of Consolidated Edison Company of New York, Inc. (153247).
- 22-G-0072 BORICUA VILLAGE ASSOCIATION E LP/WAVECREST MANAGEMENT - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (Case No. 156491).
- 22-G-0166 40 MERCER STREET CONDO/BROWN HARRIS STEVENS - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (156571).
- 22-G-0167 ELSMERE LIMITED PARTNERSHIP/GRC MANAGEMENT - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (163718).
- 22-G-0230 40 BOND STREET PARTNERS LLC/BROWN HARRIS STEVENS - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (040332).
- 22-G-0352 CASELLA APARTMENTS HDFC/GRENADIER REALTY CORP. - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (165452).
- 22-M-0066 CHRISTOPHER COURT HOUSING CO/WAVECREST MANAGEMENT - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (Case# 159172).

### **POWER**

- 361 23-E-0050 28 SOUTH DIVISION OWNER LLC - Notice of Intent to Submeter Electricity at 50 Clinton Place, New Rochelle, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 362 22-E-0570 ARCHER TOWERS PHASE I DEVELOPMENT LLC - Petition to Submeter Electricity at 92-33 Guy R Brewer Blvd., Queens, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 363 22-E-0664 RXR 2413 THIRD OWNER LLC - Notice of Intent to Submeter Electricity at 2413 Third Avenue, Bronx, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 364 23-E-0041 LANDIS+GYR TECHNOLOGY INC. - Petition for Approval of Landis+Gyr Revelo E660 Electric Meter.
- 365 23-E-0139 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition Pursuant to Public Service Law Section 70, for Authority to Transfer Certain Street Lighting Facilities to the City of Watervliet.

- 366 22-E-0607 BUD NORTH LLC - Notice of Intent to Submeter Electricity at 2-21 Malt Drive, Long Island City, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 367 23-E-0085 RITZ INSTRUMENT TRANSFORMERS, INC. - Petition for Approval of Medium Voltage Metering Class Instrument Transformer VEF15-09.
- 23-E-0086 RITZ INSTRUMENT TRANSFORMERS, INC. - Petition for Approval of Medium Voltage Metering Class Instrument Transformer VZF15-09.
- 368 23-E-0090 RITZ INSTRUMENT TRANSFORMERS, INC. - Petition for Approval of Medium Voltage Metering Class Instrument Transformer GIFU15-03.
- 23-E-0091 RITZ INSTRUMENT TRANSFORMERS, INC. - Petition for Approval of Medium Voltage Metering Class Instrument Transformer GIFU25-03.
- 369 23-E-0101 ABB INC. - Petition for Approval of ABB KIR-11ES line of Current Transformers.
- 370 23-E-0037 BETHANY SENIOR TERRACES - Notice of Intent to Submeter Electricity at 604 East 40th Street, Brooklyn, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 371 23-E-0087 RITZ INSTRUMENT TRANSFORMERS, INC. - Petition for Approval of Medium Voltage Metering Class Instrument Transformer VEF36-10.
- 23-E-0089 RITZ INSTRUMENT TRANSFORMERS, INC. - Petition for Approval of Medium Voltage Metering Class Instrument Transformer VZF36-10.
- 372 There is no Item 372.
- 373 There is no Item 373.
- 374 22-E-0362 COLUMBIA UNIVERSITY - HEALTH SCIENCES - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (039960).
- 375 21-T-0340 NEW YORK POWER AUTHORITY / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Application for a Certificate of Environmental Compatibility and Public Need for the Rebuild of Approximately 100 Linear Miles of Existing 230 kV to Either 230 kV or 345 kV along with Associated Substation Upgrades Along the Existing NYPA Moses-Willis 1&2, Willis-Patnode, Willis-Ryan, and National Grid's Adirondack-Porter 11, 12 and 13 Lines in Clinton, Franklin, St. Lawrence, Lewis, and Oneida Counties, New York.
- 376 21-T-0340 NEW YORK POWER AUTHORITY / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Application for a Certificate of Environmental Compatibility and Public Need for the Rebuild of Approximately 100 Linear Miles of Existing 230 kV to Either 230 kV or 345 kV along with Associated Substation Upgrades Along the Existing NYPA Moses-Willis 1&2, Willis-Patnode, Willis-Ryan, and National Grid's Adirondack-Porter 11, 12 and 13 Lines in Clinton, Franklin, St. Lawrence, Lewis, and Oneida Counties, New York.

- 377 10-T-0139 CHAMPLAIN HUDSON POWER EXPRESS, INC. - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the PSL for the Construction, Operation and Maintenance of a High Voltage Direct Current Circuit from the Canadian Border to New York City.
- 378 10-T-0139 CHAMPLAIN HUDSON POWER EXPRESS, INC. - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the PSL for the Construction, Operation and Maintenance of a High Voltage Direct Current Circuit from the Canadian Border to New York City.
- 379 10-T-0139 CHAMPLAIN HUDSON POWER EXPRESS, INC. - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the PSL for the Construction, Operation and Maintenance of a High Voltage Direct Current Circuit from the Canadian Border to New York City.

### COMMUNICATIONS

- 561 23-C-0198 In the Matter of Quality of Service Provided by Local Exchange Companies in New York State.

### CABLE

- 661 Petitions for Cable Franchise Renewals.
- 23-V-0300 CABLEVISION SYSTEMS HUNTINGTON CORPORATION / VILLAGE OF NORTHPORT, SUFFOLK COUNTY
- 23-V-0303 SPECTRUM NORTHEAST, LLC / VILLAGE OF YORKVILLE, ONEIDA COUNTY
- 23-V-0307 SPECTRUM NORTHEAST, LLC / VILLAGE OF MONTICELLO, SULLIVAN COUNTY
- 23-V-0340 CABLEVISION SYSTEMS HUNTINGTON CORPORATION / VILLAGE OF ASHAROKEN, SUFFOLK COUNTY
- 23-V-0347 CABLEVISION OF BROOKHAVEN, INC. / VILLAGE OF BELLPORT, SUFFOLK COUNTY
- 662 Petitions for Orders of Entry.
- 23-V-0372 VERIZON NEW YORK INC. / 484 CONVENT AVENUE, MANHATTAN
- 23-V-0373 VERIZON NEW YORK INC. / 502 WEST 151st STREET, MANHATTAN
- 23-V-0374 VERIZON NEW YORK INC. / 501 WEST 122nd STREET, MANHATTAN
- 23-V-0375 VERIZON NEW YORK INC. / 546 WEST 147th STREET, MANHATTAN

23-V-0376 VERIZON NEW YORK INC. / 559 WEST 149th STREET,  
MANHATTAN

**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 <https://dps.ny.gov/calendar>.

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: <https://dps.ny.gov/documents-scheduled-discussion-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 <https://dps.ny.gov>, click on “File Search” under “Commission Files” then search the appropriate PSC case number.

### **Other Matters**

If you have difficulty understanding English, please call us at 1-800-342-3377, where you can be connected to free language assistance services regarding this agenda. 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 website at <https://dps.ny.gov>, click on "File Search" under "Commission Files" then search using the appropriate PSC case number.

### **Next Meeting**

The next regularly scheduled meeting will begin at **10:30 A.M., Thursday, September 14, 2023,** in Albany.