



For Immediate Release: 09/13/2023

Rory M. Christian, Chair

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COMMISSION ISSUES FINAL SEPTEMBER 14, 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, September 14, 2023**. The session will be held in the Commission’s offices located at Three Empire State Plaza, 19th Floor, Albany, New York, 90 Church Street, 4th Floor Boardroom, New York, New York, and 125 East Bethpage Road, Plainview, Long Island.

MEETING WILL BE BROADCAST ON THE INTERNET AT:

<https://dps.ny.gov/event/september-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

GENERAL

201 22-M-0429 Proceeding on Motion of the Commission to Implement the Requirements of the Utility Thermal Energy Network and Jobs Act.

No items will be considered on the Regular Agenda for POWER, 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).
	23-G-0422	AKELA CONTRACTING LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0423	AKELA CONTRACTING LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0424	CITY OF SYRACUSE WATER DEPARTMENT / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
	23-G-0425	TRIPLE J SEWER & DRAIN, INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0426	ARI-JON CONSTRUCTION CORP. / THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
	23-G-0427	CENTER ISLAND CONTRACTING, INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0428	JK TOBIN II, INC. / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
	23-G-0429	PETER ROMANELLI, INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	23-G-0430	This item has been removed from the agenda.
	23-G-0431	GALAXY DEVELOPERS LLC / THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
	23-G-0432	PETER LUIZZI & BROS. CONTRACTING, INC. / CENTRAL HUDSON GAS & ELECTRIC CORPORATION
	23-G-0433	NEW TWINS LANDSCAPING & CONSTRUCTION, CORP. / THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
	23-G-0434	SERRANO'S MASONRY LLC / THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
	23-G-0435	EXCEL INTERIOR RENOVATIONS LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID

- 23-G-0436 ADVANCED SITE CONTRACTORS INC. / THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 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-0358 TOWN OF LYSANDER HIGHWAY DEPARTMENT / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID.
- 162 22-G-0644 THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - Proceeding on Motion of the Commission Concerning Gas Line Corrosion Issues in the Bergen Beach Area.

GENERAL

- 261 22-M-0062 ORANGE AND ROCKLAND UTILITIES, INC. - Petition for Authorization under Section 69 of the Public Service Law to Issue and Sell Unsecured Debt Obligations Having a Maturity of More Than One Year.
- 262 23-M-0151 LIGHT POWER & GAS OF NY LLC - Proceeding on Motion of the Commission to Seek Consequences for Violations of the Uniform Business Practices.
- 263 22-M-0536 SOURCE POWER - Proceeding on Motion of the Commission of the Investigation into Billing Issues.
- 264 23-M-0042 ARCHTOP FIBER LLC / THE HANCOCK TELEPHONE COMPANY, INC / HANCOCK LONG DISTANCE, INC / AND HANCEL, INC. - Joint Petition for Authority, pursuant to Sections 99, 100, and 222 of the Public Service Law, to Acquire and Transfer Shares of The Hancock Telephone Company; Transfer Control of Hancock Long Distance, Inc; and Transfer Control of Franchises and Cable TV System Assets of Hancel, Inc.
- 265 23-M-0103 NEW YORK STATE ELECTRIC & GAS CORPORATION / ROCHESTER GAS AND ELECTRIC CORPORATION - Proceeding on Motion of the Commission to Conduct a Comprehensive Management and Operations Audit.
- 266 23-M-0383 NEW YORK STATE ELECTRIC & GAS CORPORATION / ROCHESTER GAS AND ELECTRIC CORPORATION - Tariff Filings to Make Revisions of a Housekeeping Nature to Their Electric and Gas Tariff Schedules, to Cancel Expired Tariff Statements.

POWER

- 361 22-T-0670 QUEENSBORO DEVELOPMENT, LLC - Petition for a Certificate of Environmental Compatibility and Public Need for the Construction of Approximately 18.5 miles of Transmission Lines from the Boundary of New York State Waters to a Point of Interconnection in Queens, and Associated Equipment.

- 362 23-E-0214 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition Pursuant to Section 70 of the New York State Public Service Law Regarding the Transfer of Certain Property to the City of Hudson.
- 363 23-E-0206 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Petition for Approval to Transfer Certain Street Lighting Facilities to the Town of Cornwall with an Original Cost of Over \$100,000.
- 364 23-E-0443 NEW YORK STATE ELECTRIC & GAS CORPORATION - In the Matter of an Investigation by the DPS Office of Investigations and Enforcement Concerning a Fatality in the Town of Oxford, Chenango County Following an April 2022 Snow Storm.
- 365 23-E-0154 FC ENERGY SERVICES COMPANY LLC - Proceeding on Motion of the Commission to Seek Consequences for Violations of the Uniform Business Practices.
- 366 22-E-0461 GEORGE R. COWAN - 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 Hearing Decision Rendered in Favor of Niagara Mohawk Power Corporation d/b/a National Grid (156989).
- 367 18-T-0207 NEW YORK POWER AUTHORITY - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII for the Rebuild of the Existing Moses-Adirondack 1&2 230 kV Transmission Lines Extending approximately 86 Miles from the Robert Moses Switchyard in the Town of Massena, St. Lawrence County to the Adirondack Substation in the Town of Croghan, Lewis County, New York.
- 368 22-E-0463 BOP GREENPOINT D LLC - Petition to Submeter Electricity at 27 Eagle Street, Brooklyn, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 369 17-F-0617 HECATE ENERGY ALBANY 1 LLC / HECATE ENERGY ALBANY 2 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 Located in the Town of Coeymans, Albany County.
- 370 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.
- 371 There is no Item 371.
- 372 23-E-0293 NEW YORK INDEPENDENT SYSTEM OPERATOR, INC. - Petition for Authority to Incur Indebtedness for a Term in Excess of Twelve Months Pursuant to Section 69 of the New York Public Service Law.

- 373 23-E-0159 VILLAGE OF CHURCHVILLE - Minor Rate Filing to Increase Its Annual Revenues by about \$296,000 or 16.1 Percent.
- 374 18-E-0130 In the Matter of Energy Storage Deployment Program.
- 375 23-E-0240 CHELSEA 23RD REALTY LLC - Notice of Intent to Submeter Electricity at 280 W 24th Street, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 376 23-E-0281 WAMPUS MILLS, LLC - Notice of Intent to Submeter Electricity at 585 Main Street, Armonk, Located in the Territory of Consolidated Edison Company of New York, Inc.

COMMUNICATIONS

- 561 23-C-0252 DUNKIRK AND FREDONIA TELEPHONE COMPANY / CASSADAGA TELEPHONE CORPORATION - Joint Petition for a Waiver of the Requirements of 16 NYCRR, Section 602.10 (b) Regarding Distribution of Telephone Directories.
- 562 23-C-0245 GERMANTOWN TELEPHONE COMPANY, INC. - Petition for a Waiver of the Requirements of 16 NYCRR, Section 602.10(b) Regarding Distribution of Telephone Directories.
- 563 23-C-0149 NEWPORT TELEPHONE COMPANY - Petition for a Waiver of the Requirements of 16 NYCRR, Section 602.10(b) Regarding Distribution of Telephone Directories.
- 564 23-C-0291 TERRACOM, INC. D/B/A MAXSIP TEL - Petition for Designation as an Eligible Telecommunications Carrier.

CABLE

Petitions for Orders of Entry.

- 661 23-V-0411 VERIZON NEW YORK INC. - Petition for an Order of Entry for 60 East 7th Street, Manhattan.
- 662 Petitions for Cable Franchise Renewals.
- 22-V-0662 HANCEL, INC. / VILLAGE OF HANCOCK, DELAWARE COUNTY
- 23-V-0239 SPECTRUM NORTHEAST, LLC / VILLAGE OF WALTON, DELAWARE COUNTY
- 23-V-0380 SPECTRUM NORTHEAST, LLC / TOWN OF BARRE, ORLEANS COUNTY
- 23-V-0382 SPECTRUM NORTHEAST, LLC / VILLAGE OF AVON, LIVINGSTON COUNTY
- 23-V-0385 SPECTRUM NORTHEAST, LLC / TOWN OF BINGHAMTON, BROOME COUNTY
- 23-V-0395 CSC ACQUISITION-MA, INC. / VILLAGE OF LYNBROOK, NASSAU COUNTY

- 23-V-0396 CABLEVISION OF WAPPINGERS FALLS, INC. / TOWN OF BEDFORD, WESTCHESTER COUNTY
- 23-V-0397 CABLEVISION SYSTEMS WESTCHESTER CORPORATION / TOWN OF BEDFORD, WESTCHESTER COUNTY
- 23-V-0399 SPECTRUM NORTHEAST, LLC / VILLAGE OF ODESSA, SCHUYLER COUNTY
- 23-V-0409 HANCEL, INC. / TOWN OF HANCOCK, DELAWARE 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 <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, October 12, 2023**, in Albany.