

Consent Agenda Report for 2/15/2024

The following is a preliminary and informal summary of actions the Commission took at its public session on February 15, 2024. 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 or other document issued in the case number(s) identified below.

Gas

ITEM 161		<u>Appeal of Informal Hearing Decision</u>
	23-G-0686	CHARIOT OF FIRE DELIVERANCE INC. - The Commission decided to uphold the denial of an Informal Hearing and dismiss the Complainant's appeal.
ITEM 162-A		<u>In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities (Penalty Orders)</u>
	24-G-0007	WESTSIDE PROFESSIONAL LANDSCAPE, INC. / ROCHESTER GAS AND ELECTRIC CORPORATION
	24-G-0008	INTEGRITY MASONRY CONCRETE ASSOCIATES, INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	24-G-0009	STAYGREEN LANDSCAPING / THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
	24-G-0010	BP IRRIGATION AND DESIGN / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	24-G-0011	RA LANDSCAPING / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	24-G-0012	NEW LINE CONSTRUCTION LLC / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
	24-G-0013	CENTER MORICHES PAVING SEAL COATING & MASONRY INC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	24-G-0014	MCCAREY LANDSCAPING, INC. / ORANGE AND ROCKLAND UTILITIES, INC.
	24-G-0015	STASI GENERAL CONTRACTING LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	24-G-0016	FAIRFIELD PROPERTIES GROUP LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
	24-G-0017	A & J LAWN CARE, INC. D/B/A A & J TREE SERVICE / NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID
	24-G-0018	EAGLE LAWN SPRINKLERS, INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID

ITEM 162-A CONT'D

- 24-G-0019 ROYAL MANSIONS DEVELOPMENT LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0020 RELATED BUILDERS INC. / ORANGE AND ROCKLAND UTILITIES, INC.
- 24-G-0021 D. RAGNO LANDSCAPING CORP. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 24-G-0037 MICHAEL CAVA, INC. LANDSCAPE CONTRACTOR / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0038 T&M GREENCARE INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0039 CALIBER Z CONSTRUCTION CO., INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0040 ED COOK CONTRACTING, INC. / ORANGE AND ROCKLAND UTILITIES, INC.
- 24-G-0041 DAVID AND SON'S CONSTRUCTION CORP. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID

The Commission decided to determine a penalty of \$10,000 in Case 24-G-0041, and a penalty of \$2,500 in Cases 24-G-0007, 24-G-0008, 24-G-0009, 24-G-0010, 24-G-0011, 24-G-0012, 24-G-0013, 24-G-0014, 24-G-0015, 24-G-0016, 24-G-0017, 24-G-0018, 24-G-0019, 24-G-0020, 24-G-0021, 24-G-0037, 24-G-0038, 24-G-0039, and 24-G-0040.

ITEM 162-B

- 24-G-0004 In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities (Consent Orders) ADHAN PIPING COMPANY, INC. / NEW YORK STATE ELECTRIC & GAS CORPORATION
- 24-G-0005 EIC ASSOCIATES, INC. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 24-G-0006 EIC ASSOCIATES, INC. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

The Commission decided to adopt the terms of the consent order agreement in Cases 24-G-0004, 24-G-0005, and 24-G-0006.

ITEM 163
 23-G-0452 BLUESTONE GAS CORPORATION OF NEW YORK, INC. and DT MIDSTREAM, INC. - The Commission decided to authorize the petitioner's request to increase the amount of authorized debt financing.

General

ITEM 261
 23-M-0554 ASTRAL ENERGY LLC - The Commission decided to revoke Astral Energy LLC's eligibility to serve customers in New York State.

ITEM 262
 23-M-0661 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to approve Consolidated Edison Company of New York's proposed electric and gas tariff filings to assess a meter reading charge to non-residential customers that refuse the installation of an Advanced Metering Infrastructure meter.

ITEM 263
 23-M-0729 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to approve Niagara Mohawk Power Corporation d/b/a National Grid's tariff filings of a housekeeping nature to its electric tariff schedule, P.S.C. No. 220, and its gas tariff schedule, P.S.C. No. 219, updating pronouns to a gender-neutral format, and correct typographical errors.

Power

ITEM 361
 There is no Item 361

ITEM 362
 23-E-0451 346 KENT LLC - The Commission decided to grant authority to 346 Kent LLC and Domino Development Partners LLC to submeter electricity at 346 Kent Avenue, Brooklyn, located in the territory of Consolidated Edison Company of New York, Inc.

ITEM 363
 There is no Item 363

- ITEM 364
23-E-0586 THE ADELPHI HOTEL CONDOMINIUM - The Commission decided to grant authority to The Adelphi Hotel Condominium to Submeter Electricity at 19 Washington Street, Saratoga Springs, located in the territory of Niagara Mohawk Power Corporation d/b/a National Grid.
- ITEM 365
21-T-0569 ORANGE AND ROCKLAND UTILITIES, INC. - The Commission decided to adopt the terms of the Joint Proposal, and to grant a Certificate of Environmental Compatibility and Public Need, subject to conditions.
- ITEM 366
23-E-0404 55 BROAD STREET OWNER LLC - The Commission decided to grant authority to 55 Broad Street Owner LLC to Submeter Electricity at 55 Broad Street, New York, located in the territory of Consolidated Edison Company of New York, Inc.
- ITEM 367
23-E-0487 HANOVER TOWER OWNER LLC - The Commission decided to The Commission decided to grant authority to Hanover Tower Owner LLC to submeter electricity at 17 Hanover Place, Brooklyn, located in the territory of Consolidated Edison Company of New York, Inc.
- ITEM 368
23-E-0403 LOGAN FOUNTAIN OWNER LLC - The Commission decided to grant Logan Fountain Owner LLC's request for waiver of individual residential electric metering requirements, for the supportive housing units at 8 Fountain Street, Brooklyn, located in the territory of Consolidated Edison Company of New York, Inc., subject to conditions.
- ITEM 369
23-E-0462 50TH & 5TH LIC, LLC - The Commission decided to grant authority to 50th & 5th LIC, LLC to submeter electricity at 2-33 50th Avenue, Long Island City, located in the territory of Consolidated Edison Company of New York, Inc.

ITEM 379
 23-E-0685 MORRIS RIDGE SOLAR ENERGY CENTER, LLC -
 The Commission decided to issue a declaratory ruling finding that the proposed transfer of interconnection facilities and related real property from Morris Ridge Solar Energy Center, LLC to New York State Electric & Gas Company does not require further review pursuant to Public Service Law §70.

ITEM 380
 19-F-0366 TRELINA SOLAR ENERGY CENTER, LLC - The Commission decided to approve Trelina Solar Energy Center, LLC's Compliance Filings 54, 56, 59, 62, 64, 65, 67, 68, 69, 70, and 79, subject to conditions.

ITEM 381
 21-E-0422 Appeal of Informal Hearing Decision
 235 W 108 ST. OWNERS - The Commission decided to affirm in part and modify in part the Informal Hearing Officer's determination, and to deny the complainant's appeal.

Communications

ITEM 561
 23-C-0198 VERIZON NEW YORK INC. SERVICE QUALITY REPORT FOURTH QUARTER 2023 – For informational purposes only. No Commission Action is required.

ITEM 562
 23-C-0622 Commissioner Diane X. Burman, dissenting
 EMPIRE CITY SUBWAY COMPANY (LIMITED) - The Commission decided to direct Optical Communications Group, Inc. (OCG) to provide customer information to the Commission, provide notification to its customers advising of the potential loss of service, and provide guidance on migrating to other carriers to avoid a service interruption. The Commission further decided to direct Empire City Subway Company (Limited), an affiliate of Verizon New York Inc., to refrain from involuntary transfer of OCG's end-user customers and/or removal of OCG facilities, pending adequate notice or further Commission determination.

Cable

ITEM 661

- 23-V-0664 SPECTRUM NORTHEAST, LLC / TOWN OF MILTON, SARATOGA COUNTY
- 23-V-0671 SPECTRUM NORTHEAST, LLC / TOWN OF BALLSTON, SARATOGA COUNTY
- 23-V-0679 SUFFOLK CABLE OF SHELTER ISLAND, INC. / VILLAGE OF DERING HARBOR, SUFFOLK COUNTY
- 23-V-0718 CABLEVISION SYSTEMS LONG ISLAND CORPORATION / CITY OF LONG BEACH, NASSAU COUNTY

The Commission decided to approve the certificates for renewal of cable franchises for the above-named municipalities.

ITEM 662

- 23-V-0683 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 Sanford, Broome County.