



Public Service Commission

For Immediate Release: 10/15/2024

Rory M. Christian, Chair

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COMMISSION ISSUES FINAL OCTOBER 16, 2024 AGENDA

ALBANY, NY – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 A.M.**, on **Wednesday, October 16, 2024**. The session will be held in the Commission’s offices located at Three Empire State Plaza, 19th Floor and 3rd Floor, Albany, New York.

MEETING WILL BE BROADCAST ON THE INTERNET AT:

<https://dps.ny.gov/event/october-2024-public-service-commission-session>

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

GAS

- 101 24-G-0483 In the Matter of the Investigation of a Natural Gas Explosion at 7 Brick Row, Wappingers Falls in the Central Hudson Gas & Electric Service Territory.

GENERAL

- 201 24-M-0205 Report on the New York State Electric & Gas Supply Readiness for 2024-2025 Winter.

No items will be considered on the Regular Agenda for POWER, 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 Determinations.
24-G-0515	DESTRO & BROTHERS CONCRETE COMPANY, INC. / NATIONAL FUEL GAS DISTRIBUTION CORPORATION
24-G-0516	MASPETH SUPPLY CO., LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
24-G-0517	JIM RAUH ENTERPRISES LLC / NATIONAL FUEL GAS DISTRIBUTION CORPORATION
24-G-0518	GRAZIADEI BUILDING GROUP, INC. / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
161-B	In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 Protection of Underground Facilities. Consent Order Approval.
24-G-0508	BANCKER CONSTRUCTION CORP. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
24-G-0509	ALEXSCOE, LLC D/B/A ATLAS FENCE / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
24-G-0510	ALL ISLAND EXCAVATING CORP. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
24-G-0511	BREEZY POINT COOPERATIVE, INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
24-G-0512	LARRY MASCI ELECTRIC, INC. / ROCHESTER GAS AND ELECTRIC CORPORATION
24-G-0513	THE LANDTEK GROUP, INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
24-G-0514	UNITED CIVIL, INC. / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID

- 161-C In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 Protection of Underground Facilities. Petitions for Rehearing.
- 23-G-0635 HF JOHNSON TREE FARM LLC / CENTRAL HUDSON GAS & ELECTRIC CORPORATION
- 23-G-0638 AL FELICIONI ENTERPRISES INC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 23-G-0648 AL FELICIONI ENTERPRISES INC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 23-G-0649 AL FELICIONI ENTERPRISES 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-0199 YORKTOWN WATER DEPARTMENT / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 162 20-G-0131 Proceeding on Motion of the Commission in Regard to Gas Planning Procedures.
- 163 20-G-0086 THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - Tariff filing to Modify its Gas Tariff Schedule, P.S.C. No. 12 - Gas, to Establish a Firm Demand Response Program.
- 20-G-0087 KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID - Tariff filing to Modify its Gas Tariff Schedule, P.S.C. No. 1 - Gas, to Establish a Firm Demand Response Program.
- 20-G-0381 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 164 22-G-0679 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition for Approval of Landis+Gyr AMI Gas Devices.
- 165 24-G-0360 THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY and KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID - Tariff Filings to Clarify Provisions Related to Billing Language, in their Respective Gas Tariff Schedules.

GENERAL

- 261 24-M-0320 SUNCO SOLAR LLC - 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 Decision Rendered in Favor of Brian Williams. (264891).

- 262 22-E-0064 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 22-G-0065 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 263 24-M-0264 BLACKROCK, INC. - Petition for Approval of Acquisition of Stock and Declaratory Ruling Pursuant to Sections 70, 83, 89-h, 100, and 222 of the Public Service Law.
- 264 24-M-0357 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff Filings to Modify its Electric and Gas Tariff Schedules, P.S.C. No. 10 and P.S.C. No. 9, Relating to the Provisions of the Low-Income Program.

POWER

- 361 23-E-0725 LANDIS+GYR TECHNOLOGY INC. - Petition for Approval of Revelo E360 1.2 Electric Meter.
- 362 23-E-0463 PFIFFNER INSTRUMENT TRANSFORMERS LTD. - Petition for Approval of EJOF123 High Accuracy, Combined Instrument Transformer.
- 363 23-E-0691 42ND ROAD LIC PROPERTY OWNER LLC - Notice of Intent to Submeter Electricity at 23-10 42nd Road, Queens, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 364 23-E-0696 EO 160 WATER LLC - Petition to Submeter Electricity at 160 Water Street, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 365 24-E-0176 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Petition for Approval of Peak Demand Inc. COS-6 High Accuracy/Extended Range Bar Type Current Transformer.
- 366 23-E-0720 ITALIC REALTY, LLC - Notice of Intent to Submeter Electricity at 26-38 Jackson Avenue, Long Island City, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 367 24-E-0226 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Petition for Approval of CTE Tech Co. Ltd. Model CP-4 High Accuracy/Extended Range Bar Type Current Transformers.
- 368 24-E-0044 CHC MANAGEMENT GROUP INC. - Notice of Intent to Submeter Electricity at 130 East 177th Street, Bronx, Located in the Territory of Consolidated Edison Company of New York, Inc.

- 369 24-E-0366 NEW YORK STATE ELECTRIC & GAS CORPORATION and ROCHESTER GAS AND ELECTRIC CORPORATION - Tariff Filings to Modify the Provisions of the System Benefits Charge to Allow for Interim Updates, as Needed to Mitigate Customer Bill Impacts, in their Respective Electric Tariff Schedules.
- 370 24-E-0180 GLOBAL 1845 BROADWAY LLC - Notice of Intent to Submeter Electricity at 1 West 60th Street, New York, Located in the Service Territory of Consolidated Edison Company of New York, Inc.
- 371 22-E-0236 Proceeding to Establish Alternatives to Traditional Demand-Based Rate Structures for Commercial Electric Vehicle Charging.
- 372 24-E-0228 HEMLOCK RIDGE SOLAR, LLC - Petition for a Certificate of Public Convenience and Necessity Pursuant to Public Service Law Section 68 and an Order Granting Lightened Regulation.
- 373 24-E-0382 SHAWNA THOMAS - In the Matter of a Commission Designee's Determination Pursuant to PSL Section 52 - Rehearing Petition of the Designee's Determination Rendered in Favor of Angela Austin and Consolidated Edison Company of New York, Inc. (433312, 263111).
- 374 15-E-0751 In the Matter of the Value of Distributed Energy Resources
- 15-E-0082 Proceeding on Motion of the Commission as to the Policies, Requirements and Conditions for Implementing a Community Net Metering Program.
- 375 24-E-0084 NEW YORK POWER AUTHORITY - Petition to Establish the Renewable Energy Access and Community Help Program.
- 376 17-F-0282 ALLE-CATT WIND ENERGY LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 for a Proposed Wind Energy Project, Located in Allegany, Cattaraugus, and Wyoming Counties, New York, in the Towns of Arcade, Centerville, Farmersville, Freedom, and Rushford.
- 377 24-E-0442 CHRISTINE SHAWE - 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 Decision Rendered in Favor of Niagara Mohawk Power Corporation d/b/a National Grid, (431086).
- 378 15-F-0122 BARON WINDS, LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 to Construct a Wind Energy Facility.
- 379 21-T-0366 EMPIRE OFFSHORE WIND LLC - Application for a Certificate of Environmental Compatibility and Public Need for the Construction of Approximately 17.5 Miles of Transmission Lines from the Boundary of New York State Territorial Waters to a Point of Interconnection in Brooklyn, Kings County.

- 380 24-E-0422 HECATE ENERGY CIDER SOLAR, LLC and GREENBACKER RENEWABLE ENERGY CORPORATION - Joint Petition for Modification of Its Financing Pursuant to Section 69 of the Public Service Law.
- 381 24-E-0377 HIGH RIVER ENERGY CENTER, LLC - Petition for Approval of Financing Pursuant to Section 69 of the Public Service Law.
- 382 22-E-0398 BARON WINDS II LLC and BARON WINDS, LLC - Petition for Approval under Section 70 of the Public Service Law for the Partial Transfer of the Certificate of Environmental Compatibility and Public Need of Baron Winds Energy Project.
- 22-E-0400 BARON WINDS II LLC - Petition for an Order Granting a Certificate of Public Convenience and Necessity Pursuant to Section 68 of the Public Service Law and for an Order Granting Lightened Regulation.
- 383 24-E-0329 EMPIRE OFFSHORE WIND LLC - Petition for Approval of Financing Under Lightened Regulation Pursuant to Section 69 of the Public Service Law.
- 24-E-0495 EMPIRE OFFSHORE WIND LLC and EMPIRE WIND 2 LLC - Joint Petition for a Declaratory Ruling Waiving Review of Intra-Corporate Transfers of Ownership and Alternate Request for Expedited Approval of Such Intra-Corporate Transfers Under Section 70 of the Public Service Law.
- 384 20-E-0380 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 385 23-E-0680 NEIGHBORS OF WATERTOWN - Petition for Waiver of the Individual Metering Requirements in Opinion No. 76-17 and 16 NYCRR Part 96 at 160 Main Avenue, Watertown, Located in the Service Territory of Niagara Mohawk Power Corporation d/b/a National Grid.
- 386 24-E-0157 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Tariff Filing to Modify Its Electric Tariff Schedule, P.S.C. No. 15, to Update Pole Attachment Rates Applicable to Cable System Operators, Telecommunication Carriers and Wireless Communication Carriers.

WATER

- 461 23-W-0155 SARATOGA WATER SERVICES, INC. - Tariff Filing by Saratoga Water Services, Inc., to Clarify Terms that Water Service May Be Discontinued for Failure to Provide Access to or for Damaging the Company's Water Supply Equipment, Including Meters.
- 24-W-0241 SARATOGA WATER SERVICES, INC. and TOWN OF MALTA - Joint Petition of Saratoga Water Services, Inc. and Town of Malta for Approval to Transfer all Water Supply Assets to the Town of Malta and to Thereafter Dissolve Saratoga Water Services, Inc.

- 462 24-W-0356 ROBERT KREISNER (THE BAGEL GOURMET) - 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 Decision Rendered in Favor of Liberty Water (320080).
- 463 24-W-0085 RAINBOW WATER COMPANY, INC. - Minor Rate Filing to Increase Its Total Revenues.
- 464 24-W-0146 FISHERS ISLAND WATER WORKS CORPORATION - Petition to Establish a Surcharge to Recover Cost of Line Upgrade Off of The Gloaming.

CABLE

- 661 Petitions for Renewal of Cable Television Franchises.
- 24-V-0232 HEART OF THE CATSKILLS COMMUNICATIONS, INC. DBA MTC CABLE / TOWN OF ANDES, DELAWARE COUNTY
- 24-V-0439 SPECTRUM NORTHEAST, LLC / TOWN OF CANDOR, TIOGA COUNTY
- 24-V-0440 SPECTRUM NORTHEAST, LLC / VILLAGE OF OWEGO, TIOGA COUNTY
- 24-V-0444 SPECTRUM NORTHEAST, LLC / VILLAGE OF UNADILLA, OTSEGO COUNTY
- 24-V-0459 SPECTRUM NORTHEAST, LLC / TOWN OF LEE, ONEIDA COUNTY
- 24-V-0469 CABLEVISION OF WAPPINGERS FALLS, INC. / TOWN OF MILAN, DUTCHESS COUNTY
- 24-V-0471 CABLEVISION SYSTEMS WESTCHESTER CORPORATION / CITY OF YONKERS, WESTCHESTER COUNTY
- 24-V-0484 CABLEVISION OF WAPPINGERS FALLS, INC. / VILLAGE OF MONROE, ORANGE COUNTY
- 24-V-0485 CABLEVISION SYSTEMS LONG ISLAND CORPORATION / VILLAGE OF ROSLYN ESTATES, NASSAU COUNTY
- 24-V-0491 SPECTRUM NORTHEAST, LLC / TOWN OF HURON, WAYNE COUNTY
- 662 24-V-0383 K.K. NEWSOME - 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 Decision Rendered in Favor of Verizon Communications Inc. (341940).

No items will be considered on the Consent Agenda for COMMUNICATIONS

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, November 14, 2024,** in New York City.