Consent Agenda Report for 05/15/2025

The following is a preliminary and informal summary of actions the Commission took at its public session on May 15, 2025. 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-A — In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities (Penalty Orders)

25-G-0101	ADP Construction Inc. / Orange and Rockland Utilities, Inc.
25-G-0102	ADP Construction Inc. / Orange and Rockland Utilities, Inc.
25-G-0112	Bucket Enterprises LLC / Orange and Rockland Utilities, Inc.
25-G-0166	Full Service Paving Corporation / Liberty Utilities (St. Lawrence Gas) Corp.
25-G-0211	Solterix Corporation / KeySpan Gas East Corporation d/b/a National Grid
25-G-0212	T-Masonry & Building Services / Niagara Mohawk Power Corporation d/b/a National Grid
25-G-0213	T & T Concrete, Inc. / National Fuel Gas Distribution Corporation
25-G-0214	T G Landscape Contractor / Consolidated Edison Company of New York, Inc.
25-G-0215	Powerco Inc. / Orange and Rockland Utilities, Inc.
25-G-0216	A.L.L. Hampton Home Improvement Inc / KeySpan Gas East Corporation d/b/a National Grid
25-G-0217	Bella Casa Concrete Ltd. / KeySpan Gas East Corporation d/b/a National Grid

ITEM 161-A (cont'd)

25-G-0218	Elite Concrete NY LLC / Consolidated Edison Company of New York, Inc.
25-G-0219	Sitework Solutions, Inc. / KeySpan Gas East Corporation d/b/a National Grid
25-G-0220	Triple Crown General Contracting Corp. / KeySpan Gas East Corporation d/b/a National Grid
25-G-0221	HS Concrete & General Contracting / KeySpan Gas East Corporation d/b/a National Grid

The Commission decided to determine $10,000 penalties in Cases 25-G-0101, 25-G-0102, 25-G-0166, and 25-G-0218, determine an $8,000 penalty in Case 25-G-0213, determine $2,500 penalties in Cases 25-G-0112, 25-G-0211, 25-G-0212, 25-G-0214, 25-G-0216, 25-G-0217, 25-G-0219, 25-G-0220, and 25-G-0221, and determine a $2,000 penalty in Case 25-G-0215.

ITEM 161-B <u>In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities (Consent Orders)</u>

25-G-0203	Condos Brothers Construction / KeySpan Gas East Corporation d/b/a National Grid
25-G-0204	Condos Brothers Construction / KeySpan Gas East Corporation d/b/a National Grid
25-G-0205	AWL Industries Inc. / The Brooklyn Union Gas Company d/b/a National Grid NY
25-G-0206	City of Syracuse Water Department / Niagara Mohawk Power Corporation d/b/a National Grid
25-G-0207	GP Landscape Associates Corp. / KeySpan Gas East Corporation d/b/a National Grid
25-G-0208	Victory Concrete LLC / National Fuel Gas Distribution Corporation

ITEM 161-B (cont'd)

25-G-0209 Larry's Landscaping Services, Inc. / Consolidated Edison Company of New York, Inc.

25-G-0210 Sun-Brite Pool Services, Inc. / KeySpan Gas East Corporation d/b/a National Grid

The Commission decided to adopt the terms of a consent order agreement in Cases 25-G-0203, 25-G-0204, 25-G-0205, 25-G-0206, 25-G-0207, 25-G-0208, 25-G-0209, and 25-G-0210.

ITEM 162 Commissioner John B. Maggiore, concurring

24-G-0685 Liberty Utilities (St. Lawrence Gas) Corp. - The Commission decided to grant Liberty Utilities (St. Lawrence Gas) Corp. a Certificate of Public Convenience and Necessity to revise a gas franchise with the Town of Malone pursuant to Public Service Law §68(1)(a).

General

ITEM 261

01-M-1806 In the Matter of the Review of Existing Commission Rules and Regulations Pursuant to State Administrative Procedure Act, Section 207. - The Commission decided to issue a Memorandum and Resolution and Notice of Continuation.

ITEM 262

25-M-0043 The Commission decided to select the recommended consultant to conduct a focused operations audit to examine management incentive compensation programs at electric, gas, and water utilities and require the subject utilities to execute the multi-party contract with the recommended consultant and the Department.

ITEM 263

25-M-0051 The Commission decided to initiate a proceeding to implement the provisions of Public Service Law §119-d.

ITEM 264

23-M-0103 New York State Electric & Gas Corporation and Rochester Gas and Electric Corporation- The Commission decided to make public NorthStar Consulting Group's audit report and comments regarding the report from New York State Electric & Gas Corporation and Rochester Gas and Electric Corporation.

Power

ITEM 361 Appeal of Informal Hearing Decision

24-E-0729 Central Hudson Gas & Electric Corporation - The Commission decided to modify, in part, and affirm, in part, the Informal Hearing Officer's decision.

ITEM 362

24-E-0639 Central Hudson Gas & Electric Corporation - The Commission decided to deny the petition for rehearing.

ITEM 363

24-E-0707 Village of Solvay, Electric Department - The Commission decided to authorize the Village of Solvay's tariff amendments correcting two typographical errors and adds provisions describing the Village's Purchased Power Adjustment charge and reconciliation of purchased power expense, effective June 1, 2025.

ITEM 364

25-E-0050 Ridgewood Tower LLC - The Commission decided to grant authority to Ridgewood Tower LLC to submeter electricity at 3-50 St. Nicholas Avenue, Ridgewood, located in the service territory of Consolidated Edison Company of New York, Inc.

ITEM 365 Commissioner Denise M. Sheehan, recusing

15-E-0302 The Commission decided to adopt the Tier 4 Implementation Plan filed by the New York Energy Research and Development Authority.

ITEM 366

24-E-0487 Penn Yan Municipal Utilities Board - The Commission decided to authorize Penn Yan Municipal Utilities Board's tariff amendments to update the electric system voltages available to customers and to clarify when a $25 reconnection charge applies, effective June 1, 2205..

ITEM 367

24-E-0507 90Ninety LLC - The Commission decided to grant authority to 90Ninety LLC to submeter electricity at 166-20 90th Avenue, Queens, located in the service territory of Consolidated Edison Company of New York, Inc.

ITEM 368

24-E-0544 Village of Angelica - The Commission decided to authorize the Village of Angelica's tariff amendments, establishing a new Service Classification No. 5 - Individual Service Agreements, effective May 23, 2025.

ITEM 369 Appeal of Informal Hearing Decision

25-E-0158 Doctors Club Foundation - The Commission decided to affirm the Informal Hearing Officer's decision.

ITEM 370

There is no item 370

ITEM 371

24-E-0653 249 East 62nd Street Condominium - The Commission decided to grant authority to 249 East 62nd Street Condominium to submeter electricity at 249 East 62nd Street, New York, located in the service territory of Consolidated Edison Company of New York, Inc.

ITEM 372

24-E-0582 CP VI Crown Heights, LLC - The Commission decided to grant authority to CP VI Crown Heights, LLC to submeter electricity at 54 Crown Street, Brooklyn, located in the service territory of Consolidated Edison Company of New York, Inc. and waive the requirements of 16 NYCRR §96.5(k)(3).

ITEM 373

24-E-0620 525 6th Ave LLC - The Commission decided to grant authority to 525 6th Ave LLC. to submeter electricity at 525 6th Avenue, New York, located in the service territory of Consolidated Edison Company of New York, Inc.

ITEM 374

24-E-0486 310 East 86th Street Condominium - The Commission decided to grant authority to 310 East 86th Street Condominium to submeter electricity at 310 East 86th Street, New York, located in the service territory of Consolidated Edison Company of New York, Inc.

ITEM 375

24-T-0728 Douglas Pipeline Company - The Commission decided to grant Douglas Pipeline Company a Certificate of Environmental Compatibility and Public Need, with conditions.

ITEM 376

24-E-0683 Carroll Street Borrower, LLC - The Commission decided to grant authority to Carroll Street Borrower, LLC to submeter electricity at 544 Carroll Street, Brooklyn, located in the service territory of Consolidated Edison Company of New York, Inc. and waive the requirements of 16 NYCRR §96.5(k)(3).

ITEM 377

24-E-0533 120 East 144 LLC - The Commission decided to grant authority to 120 East 144 LLC to submeter electricity at 120 East 144th Street, Bronx, located in the service territory of Consolidated Edison Company of New York, Inc.

ITEM 378

19-F-0299 Excelsior Energy Center, LLC - The Commission decided to approve Excelsior Energy Center, LLC's Compliance Filings 63, 69, and 70.

ITEM 379

25-E-0041 New York State Electric & Gas Corporation and Rochester Gas and Electric Corporation - The Commission decided to grant authorization to New York State Electric & Gas Corporation and Rochester Gas and Electric to allow them to participate in the Edison Electric Institute's Spare Transformer Equipment Program through their parent company, Avangrid, Inc.

ITEM 380

24-E-0463 New York Municipal Power Agency - The Commission decided to authorize the increased funding requested by New York Municipal Power Agency on behalf of its members, as it is necessary for promoting new clean energy and energy conservation projects to support the State's climate goals.

ITEM 381

24-E-0643 Buffalo Urban Development Corporation and NorDel II, LLC - The Commission decided to grant the request for lightened regulation pursuant to Public Service Law §66(13).

ITEM 382

25-E-0087 National Grid Generation LLC - The Commission decided to issue a declaratory ruling finding that no further review of the proposed transfer of real property is warranted pursuant to Public Service Law §70.

ITEM 383

25-E-0045 Alpha Generation Super Topco, LLC, Black Volt B 2024 LLC and Black Beacon B 2024 LLC - The Commission decided to issue a declaratory ruling finding that the proposed upstream transfer in ownership interests does not require further review pursuant to Public Service Law §70.

ITEM 384

15-F-0122 Baron Winds, LLC - The Commission decided to approve Baron Winds LLC's Compliance Filing 68 for Baron Winds Phase II, as required by Certificate Condition 68.

ITEM 385

25-T-0040 Niagara Mohawk Power Corporation d/b/a National Grid - The Commission decided to approve the petition of Niagara Mohawk Power Corporation d/b/a National Grid to amend its existing Article VII Certificate of Environmental Compatibility and Public Need.

ITEM 386

24-E-0617 Bedford Beverly 2359 LLC - The Commission decided to grant authority to Bedford Beverly 2359 LLC to submeter electricity at 158 Lott Street, Brooklyn, located in the service territory of Consolidated Edison Company of New York, Inc.

Water

ITEM 461

24-W-0445 Windover Water Works - The Commission decided to authorize the transfer of Windover Water Works' assets to Keith and Helana Mulawka and directs Windover Water Works to update its customer-facing materials to include the Department's complaint procedures.

ITEM 462

23-W-0235 Liberty Utilities (New York Water) Corp. - The Commission decided to deny the petition of Liberty Utilities (New York Water) Corp. to recover costs related to its non-union incentive compensation program.

Communications

ITEM 561

24-C-0179 Local Exchange Telephone Companies – Report on the Service Quality during 2024 and Commendations for excellent service quality provided in 2024. For informational purposes only. No Commission action is required.

ITEM 562

25-C-0064 Verizon New York Inc. – First Quarter 2025 Service Quality Report. For informational purposes Only. No Commission action is required.

ITEM 563

24-C-0368 Uniti Group, Inc. and Windstream - The Commission decided to approve the joint petition, pursuant to Public Service Law §§99 and 100, subject to conditions.

Cable

ITEM 661

25-V-0190 Spectrum New York Metro, LLC for an Order of Entry for 62-96 Woodhaven Boulevard, Queens - The Commission decided to grant the petition for an Order Of Entry.

ITEM 662

25-V-0155 Spectrum Northeast, LLC / Town of Butler, Wayne County

25-V-0187 Spectrum Northeast, LLC / Town of Verona, Oneida County

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