



**For Immediate Release: 08/14/2024**

Rory M. Christian, Chair

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**24073**

**COMMISSION ISSUES FINAL AUGUST 15, 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 **Thursday, August 15, 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/august-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**

**Item      PSC Case**

**GAS**

- |     |           |  |
|-----|-----------|--|
| 101 | 23-G-0225 | THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.  |
|     | 23-G-0226 | KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.       |
|     | 23-G-0200 | THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - Petition for a New York State Sales Tax Refund Under 16 NYCRR Section 89.3 and Request for an Extension. |

### **POWER**

- 301     24-E-0364     In the Matter of Proactive Planning for Upgraded Electric Grid Infrastructure.
- 302     14-M-0565     Proceeding on Motion of the Commission to Examine Programs to Address Energy Affordability for Low Income Utility Customers.

### **WATER**

- 401     23-W-0235     LIBERTY UTILITIES (NEW YORK WATER) CORP. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Water Service.

### **COMMUNICATIONS**

- 501     15-M-0388     CHARTER COMMUNICATIONS - Joint Petition for Approval of a Transfer of Control of Subsidiaries and Franchises, Pro Forma Reorganization, and Certain Financing Arrangements.

**No items will be considered on the Regular Agenda for GENERAL 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-0393     AMERICAN HOMES OF SYRACUSE / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
- 24-G-0394     CONCRETE CONSTRUCTION / NATIONAL FUEL GAS DISTRIBUTION CORPORATION
- 24-G-0395     ALEKSEY & SON CONSULTING & MANAGEMENT CORP. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 24-G-0396     APR ELECTRICAL SOLUTIONS LLC / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

- 24-G-0397 FLAWLESS MASONRY, INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0398 GIULIANO'S LANDSCAPING & DESIGN CORP. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0399 RADJ CONSTRUCTION CORP. / THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 24-G-0400 TREAN CONSTRUCTION INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0401 RSBM EXCAVATING LLC / ORANGE AND ROCKLAND UTILITIES, INC.
- 24-G-0402 JCO CONSTRUCTION INC / THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 24-G-0403 ACER CONSTRUCTION INC / THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY
- 24-G-0404 PETER ANTHONY LANDSCAPING INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0405 TOWN OF WATERLOO WATER AND SEWER / NEW YORK STATE ELECTRIC & GAS CORPORATION
- 24-G-0406 KRIS INDUSTRIES INC / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 24-G-0407 VIERA REPAIRS & INSTALLATIONS INC. / KEYSpan GAS EAST 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-0391 CENTRAL PAVING, INC. / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
- 24-G-0392 FAIRFIELD PROPERTIES GROUP LLC / KEYSpan GAS EAST 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. Consent Order Approval and Petition for Rehearing.
- 23-G-0021 BOLLA CONSTRUCTION, LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 23-G-0713 A.L.A.C. CONTRACTING CORP. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID

- 162 24-G-0109 WFHA 1520 SEDGWICK LP - 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 Consolidated Edison Company of New York, Inc. (167958).

### **GENERAL**

- 261 21-E-0074 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service
- 21-G-0073 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 262 22-S-0659 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Steam Service.
- 263 14-M-0565 Proceeding on Motion of the Commission to Examine Programs to Address Energy Affordability for Low Income Utility Customers.

### **POWER**

- 361 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.
- 362 24-E-0116 RIVERWALK 9, LLC - Petition to Submeter Electricity at 430 Main Street, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 363 24-E-0002 44-01 NORTHERN OWNER, LLC - Notice of Intent to Submeter Electricity at 34-35 44th Street, Astoria, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 364 24-E-0088 AVSBCC, LLC - 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 Sean Cossey and Niagara Mohawk Power Corporation d/b/a National Grid (248493).
- 365 23-E-0488 DUPONT STREET OWNER LLC - Notice of Intent to Submeter Electricity at 65 Dupont Street, Brooklyn, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 366 24-E-0361 SUNDAY EPHRAIM - 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 Nana Adom and Consolidated Edison Company of New York, Inc. (431116, 253415).

- 367 21-T-0569 ORANGE AND ROCKLAND UTILITIES, INC. - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII for Construction, Operation and Maintenance of a New 138 Kilovolt Electric Underground Transmission Line 705 within the Town of Clarkstown, Rockland County.
- 368 24-E-0253 RED ROCHESTER, LLC - Petition for Approval of Current Transformers for New York Independent System Operator Metering Program.
- 369 20-T-0430 LONG ISLAND POWER AUTHORITY - Petition to Amend Certificate of Environmental Compatibility and Public Need Granted by Order Dated May 14, 2010.
- 370 24-E-0144 RXR 91 DEKALB OWNER LLC - Petition to Submeter Electricity at 89 Dekalb Avenue, Brooklyn, Located in the Service Territory of Consolidated Edison Company of New York, Inc.
- 371 24-T-0266 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition for an Amendment to a Certificate of Environmental Compatibility and Public Need issued to Niagara Mohawk Power Corporation in Case 26923 Authorizing the Construction of 115 kV Transmission Facilities in Saratoga and Warren Counties for Approval to Remove and Install Eleven Poles in Warrensburg, Warren County.
- 372 24-E-0104 204 4TH AVENUE LLC - Notice of Intent to Submeter Electricity at 655 Union Street, Brooklyn, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 373 24-E-0217 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Petition for Approval, Pursuant to Section 70 of the Public Service Law, to Transfer Certain Street Lighting Facilities to the Village of Millerton with an Original Cost of Over \$100,000.
- 374 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.
- 375 19-E-0283 Proceeding on Motion of the Commission to Examine Utilities' Marginal Cost of Service Studies.
- 15-E-0751 In the Matter of the Value of Distributed Energy Resources
- 376 22-E-0236 Proceeding to Establish Alternatives to Traditional Demand-Based Rate Structures for Commercial Electric Vehicle Charging.
- 377 16-F-0062 EIGHT POINT WIND, LLC - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 to Construct a Wind Energy Project.

- 378 23-E-0653 WORKABLE ST. JOHNS OZ SUBLESSEE LLC - Petition to Submeter Electricity at 991 St. Johns Place, Brooklyn, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 379 24-E-0230 118 WEST 13TH STREET OWNER LLC - Petition to Submeter Electricity at 118 West 13th Street, New York, Located in the Service Territory of Consolidated Edison Company of New York, Inc.

### **COMMUNICATIONS**

- 561 23-C-0666 CIBL, INC. - Petition for Approval of an Acquisition of Common Stock Pursuant to Section 100 of the Public Service Law.
- 562 24-C-0179 In the Matter of Quality of Service Provided by Local Exchange Companies in New York State for 2024.
- 563 24-C-0154 VILLAGE OF COPENHAGEN - 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 Windstream Communications, Inc. (356908).

### **CABLE**

- 661 Petitions for Renewal of Cable Television Franchises.
- 24-V-0349 SPECTRUM NORTHEAST, LLC / TOWN OF CAMBRIA, NIAGARA COUNTY
- 24-V-0351 SPECTRUM NORTHEAST, LLC / TOWN OF SALINA, ONONDAGA COUNTY
- 24-V-0353 SPECTRUM NORTHEAST, LLC / TOWN OF WARRENSBURG, WARREN COUNTY
- 24-V-0355 VERIZON NEW YORK INC. / VILLAGE OF TUCKAHOE, WESTCHESTER COUNTY
- 24-V-0359 SPECTRUM NORTHEAST, LLC / TOWN OF CLAY, ONONDAGA COUNTY
- 24-V-0371 SPECTRUM NORTHEAST, LLC / VILLAGE OF NAPLES, ONTARIO COUNTY
- 24-V-0374 ADAMS CATV INC. / TOWN OF SANFORD, BROOME COUNTY

### **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 19, 2024,** in Albany.