

PSC No: 120 - Electricity
New York State Electric and Gas Corporation
Initial Effective Date: January 1, 2010

Leaf No. 200
Revision: 2
Superseding Revision: 1

SERVICE CLASSIFICATION NO. 5 (Continued)

SPECIAL PROVISIONS: (Cont'd)

- (h) Upon prior written notice to the Corporation (as specified in "TERM" above), the customer may require that the lighting of any luminaire or luminaires be discontinued. The Corporation shall have the right to remove all Corporation-owned facilities serving such luminaires. For each luminaire and its pertinent facility removed prior to the end of the initial term of service, the customer shall pay the charge as specified in "MINIMUM CHARGES" above.
- (i) Upon termination of service hereunder, the Corporation shall have the right within a reasonable time thereafter to remove all facilities placed, installed or used by it pursuant to the service hereunder.
- (j) As a condition of receiving service hereunder, the customer shall authorize the Corporation insofar as it lawfully may, to trim, cut and remove any and all trees and other obstructions, which in the opinion of the Corporation, interfere with, or may tend to interfere with, the construction, operation and maintenance of the Corporation's facilities for rendering service hereunder. At times other than original installation, tree trimming necessary for light distribution shall be the responsibility of the customer and shall be done by the customer or at the customer's expense.
- (k) **Contributory Provisions for New Residential and New Commercial or Industrial Developments:**
Customers desiring lighting service under this service classification may opt to pay the capital costs of the entire lighting system devoted to rendering this service. (See Determination of Capital Costs*.) Under this provision, the ownership and the responsibility for operation and maintenance of the luminaire, pole, bracket and screw-in base rests with the Corporation. In the case of customer-provided facilities, the Corporation reserves the right to reject all or any part of such lighting facilities that do not meet general Corporation specifications, or are not compatible with the type and nature of Corporation facilities. The Corporation reserves the right to refuse ownership of systems subject to extraordinary maintenance requirements or unusually high incidents of physical damage.

The rates specified in this provision do not provide for replacement due to expiration of the service life of installed fixtures, standards or other equipment.

All customers will be required to pay the Transition Charge, and Commodity and Merchant Function Charges, if applicable, in accordance with the standard ESS or NSS rates for this Service Classification.

Under the terms of this provision, the customer pays a monthly operation and maintenance fee according to the schedule as follows:

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