

PSC NO: 220 ELECTRICITY
NIAGARA MOHAWK POWER CORPORATION
INITIAL EFFECTIVE DATE: November 29, 2019
STAMPS: Issued in Compliance with Order in Case 16-M-0330 Issued March 14, 2019

LEAF: 196
REVISION: 5
SUPERSEDING REVISION: 4

GENERAL INFORMATION

35. CABLE SYSTEM OPERATOR, TELECOMMUNICATION SERVICE PROVIDER, AND WIRELESS CARRIER ATTACHMENTS TO ELECTRIC DISTRIBUTION POLES (Continued)

35.2.2 WIRELESS ATTACHMENT RATES – WITH AND WITHOUT EXCESS POLE HEIGHT

35.2.2.1 The Wireless Attachment fees charged to Wireless Carriers for attachment of Wireless Facilities to an Electric Distribution Pole are:

35.2.2.1.1 Wireless Attachment Rate A: Wireless Attachments shall be billed on a per foot of space occupied basis. The fee for such attachments shall be determined by multiplying the per foot rate of \$13.62/foot/year times the overall length of the equipment and mounting hardware plus six inches, rounded up to the next whole foot. For purposes of calculating the fee for such attachments, space occupied by conduits, risers, and electrical meters associated with the Wireless Attachment shall be excluded. This rate shall apply to any Wireless Attachments and Wireless Facilities not requiring Excess Pole Height to meet the requirements of the Wireless Carrier.

35.2.2.1.2 Wireless Attachment Rate B, applicable when Excess Pole Height is required: Wireless Attachments shall be billed on a per foot of space occupied basis. The fee for such attachments shall be determined by multiplying the per foot rate of \$13.62/foot/year times the overall length of the equipment and mounting hardware plus six inches, rounded up to the next whole foot, plus the number of feet of Excess Pole Height attributable to the requirements of the Wireless Carrier. For purposes of calculating the fee for such attachments, space occupied by conduits, risers, and electrical meters associated with the Wireless Attachment shall be excluded. Excess Pole Height shall not exceed use of a pole with an overall pole length exceeding 55 feet. Exceptions to limits on overall pole length may be authorized in writing by Niagara Mohawk, at its sole discretion.

35.2.2.1.3 Pursuant to the Commission's March 14, 2019 Order in Case 16-M-0330 (the "Wireless Order"), the methodology for calculating wireless attachment fees set forth in the Wireless Order supersedes existing orders related to Niagara Mohawk's wireless attachment rate policy as defined in Case 03-E-1578 and modified in Cases 11-E-0708 and 15-E-0444 for Distributed Antenna System (DAS) attachments. Any existing attachers subject to the DAS rates and former DAS Addendum, shall enter into a new standard "Pole Attachment of Wireless Facilities to Electric Distribution Poles" agreement, on or before August 1, 2019, and be subject to the new wireless attachment fee set forth in rule 35.2.2.1.

35.2.2.2 Wireless Attachment fees shall be invoiced annually and payment shall be due within thirty (30) days of invoice. Late fees of 1.5% per month will be applied to all unpaid balances.

35.3 Entities placing Wireless Attachments and/or Pole Attachments that require electric service shall separately make application for and comply with all applicable tariff requirements for electric service.

Issued by John Bruckner, President, Syracuse, NY