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PSC NO: 119 ELECTRICITY

NEW YORK STATE ELECTRIC & GAS CORPORATION

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Revision: 3

Superseding Revision: 1

GENERAL INFORMATION

2. How Service May Be Obtained: (Cont'd.)

C. Underground Extensions for New Residential Subdivisions: (Cont'd.)

(9) Exceptions to the General Rule: (Cont'd.)

(c) Slow Development of a Subdivision

The Company may install overhead distribution lines in a residential subdivision or section thereof otherwise required to have underground distribution lines when;

- (i) the developer of the residential subdivision is not primarily engaged in the construction of dwelling units within the residential subdivision;
- (ii) no governmental authority having jurisdiction to do so has required underground service; and
- (iii) either:
 - 1) five years have elapsed from the sale of the first lot within the residential subdivision to the first application for installation and the Company has no indication that there shall be other new applicants in the residential subdivision within six months, or
 - 2) five years have elapsed from the time of final approval of the residential subdivision or section thereof and less than 25% of the lots have been sold in the residential subdivision or any section thereof except where 10% or more of the lots in the residential subdivision or any section thereof have been sold within the last two years.
- (iv) In cases where overhead installation would be permissible in accordance with conditions (iii), except that less than five years have elapsed and the Company has reason to believe that the residential subdivision shall not be developed sufficiently soon to permit the orderly utilization of underground lines installed to serve the initial applicant(s), the Company may petition the Commission to allow overhead installation. Such petition shall set forth the relevant economic, engineering, or environmental factors. The petition shall be granted or denied based on those factors.

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