

**P.S.C. NO. 3 ELECTRICITY****ORANGE AND ROCKLAND UTILITIES, INC.**

INITIAL EFFECTIVE DATE: June 1, 2016

SUPERSEDING REVISION:

LEAF: 304

REVISION: 2

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Issued in compliance with Notice in Case 15-E-0749 dated 12/23/2015.

**SERVICE CLASSIFICATION NO. 6 (Continued)****SPECIAL PROVISIONS: (Continued)****(J) Customer Purchases of Company Facilities (Continued)**

- (2) The customer must purchase a minimum of 25% of the lights and/or support arms that were owned by the Company within the municipality prior to any purchase(s) made under this rule, and the facilities associated with those lights, or 100 lights and/or support arms and their associated facilities, whichever is greater.
- (3) The Company and the customer shall execute a written agreement for the customer's purchase of all or a portion of the Company's street lighting system being used to serve the customer. Such written agreement shall include all terms and conditions of the sale, including but not limited to the sale price and time frame of the sale. The Company may contract to sell the system in increments over an agreed upon time frame or to accept payments in installments, upon payment and other terms acceptable to the Company.
- (4) The Company will develop an estimate of the costs that it will incur to physically separate the system being sold from the rest of its distribution system in order for the Company to meet all applicable codes and regulations. This estimate will not include costs that the customer may incur in order for the customer to meet any codes and regulations that may apply to it.
- (5) The actual purchase price of the street lighting system may be negotiated between the Company and the customer. The Company will determine a proposed purchase price of the equipment, taking into account factors which may include, but are not limited to, the market value of the street lighting system to be sold, the remaining book value of the street lighting system to be sold, any applicable taxes, and any other costs which the Company may incur in order to complete the sale.
- (6) Within 90 business days of a customer providing written notice to the Company of its desire to purchase all or a portion of the Company's street lighting system being used to serve the customer, the Company will respond, in writing, with the proposed purchase price and the estimate of separation costs. The Company shall not be required to provide a purchase price for all or a portion of the Company's street lighting system more than once in any 24-month period.

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Issued By: Timothy Cawley, President, Pearl River, New York