



Consolidated Edison Company
of New York, Inc.
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February 19, 2013

Honorable Jeffrey C. Cohen
Acting Secretary
State of New York
Public Service Commission
Three Empire State Plaza
Albany, New York 12223

RE: Case 11-M-0710, Electric Submetering

Dear Acting Secretary Cohen:

Enclosed for filing with the New York State Public Service Commission (the “Commission”) are schedule leaves issued by Consolidated Edison Company of New York, Inc. (“Con Edison” or the “Company”) to revise the Company’s Schedule for Electricity Service, P.S.C. No. 10 – Electricity, applicable to its customers in the City of New York and the County of Westchester.

Tariff leaves reflecting the changes are identified below:

<u>Leaf No.</u>	<u>Revision No.</u>	<u>Superseding Revision No.</u>
185	1	0
186	1	0
401	2	1
442	3	2
456	4	2 ¹
491	2	1

The leaves are issued to become effective on February 24, 2013.

Reason for Filing

This filing is being made pursuant to the Commission’s Memorandum and Resolution Adopting Residential Electric Submetering Regulations (“Memorandum”), issued December 18, 2012, and its Notice Establishing Filing Requirements for Compliance Tariff Filings (“Notice”), issued January 14, 2013, in Case 11-M-0710, *In the Matter of Reviewing and Amending the Electric Submetering Regulations, 16 NYCRR*

¹ Revision No. 3 of Leaf 456 was issued in the Company’s electric rate case, 13-E-0030, and is pending.

Part 96. Utilities were directed by the Memorandum to file tariff revisions incorporating the new submetering regulations adopted by the Commission.

Summary of Tariff Changes

Rider G - Submetering has been substantially streamlined. It incorporates the new submetering requirements by indicating that: (a) submetering of residential premises is permitted after the Commission's determination and order approving such submetering pursuant to 16 NYCRR Part 96;² and (b) submetering is available to parking facilities, as well as campgrounds, recreational trailer parks, and marinas, as described in 16 NYCRR Part 96.1. The new regulations made no change to the submetering of commercial rental premises, which continues to be permitted under Rider G.

Changes have been made to Special Provision A of Service Classification ("SC") 2, - General - Small, SC 8 - Multiple Dwellings - Redistribution, SC 9 - General - Large, and SC 12 - Multiple Dwelling Space Heating. Special Provision A of those SCs describes when redistribution is permitted. Changes are described below:

- Special Provision A of SC 2 and SC 9 has been modified to indicate that redistribution without submetering is permitted where electric service is furnished to: (a) campgrounds, recreational trailer parks, marinas, and parking facilities with plug-in electric vehicle charging stations,³ as described in 16 NYCRR Part 96; or (b) assisted living facilities or senior living facilities, as such facilities are defined in 16 NYCRR Part 96.⁴
- Special Provision A of SC 8 and SC 12 has been modified to indicate that redistribution without submetering is permitted where electric service is furnished to an assisted living facility or senior living facility (as defined in 16 NYCRR Part 96.1) in which (a) residents occupy individual living units, each with a separate kitchen and bathroom, (b) central services are provided to residents, and (c) the electric usage does not vary significantly from unit to unit.⁵
- In Special Provision A of SC 2, 8, and 12, text that indicated, "The Company will not furnish electric service to any Customer for the purpose of

² The PSC's determination and order is required for approval of residential submetering requests, regardless of whether the request is for an existing direct-metered or master-metered multi-dwelling or whether the residents will or will not become responsible to pay for heat. The PSC's determination and order may either approve or modify, as a condition for approval, a notice or petition for submetering.

³ The regulations did not change the ability of campgrounds, recreational trailer parks, and marinas to master-meter without submetering. However, this was not previously tariffed.

⁴ The tenants or occupants of the assisted living facility or senior living facility may not occupy individual flats or apartments equipped with separate kitchen and bathroom facilities to be served under SC 9.

⁵ The definition of "senior living facility" in 16 NYCRR Part 96.1 incorporates the requirement that usage not vary significantly from unit to unit. Department of Public Service Staff advises that this requirement is intended to apply to both senior living facilities and assisted living facilities.

redistributing such electric service to any tenants or occupants of the premises unless...” was modified, for ease in reading, to indicate that “The Company will only furnish electric service for the purpose of redistributing such electric service...where...” In addition, text in Rider G that indicated, “Notwithstanding the restrictions on submetering contained within each Service Classification...electricity for submetering may be supplied...” was simplified to indicate, “Where redistribution of electric service is permitted, the electric service may be furnished for submetering...”⁶

Conclusion and Notice

The Notice directed that the filing be made on not less than five days’ notice on or before February 18, 2013. Because February 18, 2013 is a public holiday, this filing is being made on February 19, to become effective on February 24, 2013. Pursuant to the Notice, the requirement for newspaper publication of the changes has been waived.

Very truly yours,
CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

/s/ William A. Atzl., Jr.
Director
Rate Engineering Department

⁶ A customer cannot submeter unless redistribution is permitted under the customer’s SC.