



Orange and Rockland Utilities, Inc.  
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February 19, 2016

Honorable Kathleen H. Burgess  
Secretary to the Commission  
State of New York Public Service Commission  
Three Empire State Plaza  
Albany, New York 12223

RE: Case No. 15-E-0749, Transfer of Street Lighting Systems

Dear Secretary Burgess:

Orange and Rockland Utilities, Inc. ("O&R" or the "Company") hereby submits for filing with the Public Service Commission (the "Commission") certain tariff leaves reflecting revisions to its Schedule for Electric Service, P.S.C. No. 3 – ELECTRICITY (the "Electric Tariff").

The revised tariff leaves, which are identified below, make changes to Service Classification ("SC") No. 6 – Public Street Lighting – Customer Owned. The tariff leaves have an effective date of June 1, 2016.

2nd Revised Leaf No. 304  
Original Leaf No. 304.1

### **Reason for Filing and Proposed Tariff Changes**

Chapter 495 of the Laws of 2015 has amended the Public Service Law to add a new section, Section 70-a, requiring utility tariffs to provide for establishment of a process to facilitate the transfer of street lighting equipment. In its Notice Establishing Filing Requirements, issued December 23, 2015, the Commission directed certain electric utilities to file within 60 days of the issuance of the Notice, the necessary tariff changes to conform to the new statutory requirements. O&R met with Commission Staff and the other major utilities to discuss the new requirements and to discuss items to be added to the tariffs to allow for the utilities to be as consistent as possible.

The Company is filing revisions to its Electric Tariff to add language related to the sale of street lighting systems. Provisions related to the purchase by a customer of street lighting facilities are contained in Special Provision J of SC No. 6. The following changes have been made to this Special Provision.

- To ensure that customers install disconnect devices on the purchased street lights, O&R will require a letter of credit or other form of security to cover the Company's costs of installing such disconnect devices should the customer fail to do so within the agreed upon time period in the written agreement; however, such time shall not be greater than 24-months in any agreement. Once the installation is complete, the Company will

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release to the customer any remaining security amounts in excess of the costs to install the disconnect devices or charge the customer for a balance larger than that covered by the security. The requirement for a customer to provide a letter of credit or other form of security will be required for all agreements entered into after the effective date of the proposed Electric Tariff changes.

- Any personnel that work on the street lighting systems have to be electrically qualified and in compliance with established standards associated with work in close proximity to electric equipment.
- 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.
- The customer may file a petition with the Commission at any time to facilitate an ownership transfer agreement for the Company's street lighting system. Such petition should comply with the requirements of Section 70-a of the Public Service Law, the requirements of the Commission's Rules of Procedure, 16 NYCRR Part 3, and any other applicable requirements.

#### **Conclusion and Notice**

The Company requests waiver of newspaper publication of the proposed changes since these changes will not materially impact the Company's customers.

Any questions regarding this filing can be directed to Cheryl Ruggiero at (212) 460-3189.

Very truly yours,

/s/

William A. Atzl, Jr.  
Director – Rate Engineering