

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER**

#### **A. DISTRIBUTION LINE EXTENSIONS**

(1) Facilities within Highway or Private Right-of-way

Subject to the provisions of 16NYCRR Parts 98, 99 and 100, the Company shall furnish, place, construct, operate, maintain and when necessary replace at its own cost and expense all electric distribution lines, service connections and other facilities within the territorial limits of any street, avenue, road or way that is for any highway purpose under the jurisdiction of the legislative body of any city, town, village, county or the State of New York, or on a private right-of-way when the Company elects to use such a route in lieu of construction within such limits, used by the Company for supplying electricity to its customers. In the case where facilities are damaged, destroyed, caused to be replaced or reconstructed by an act or omission of any customer, person, corporation or other entity, the Company may recover its costs and expenses for such replacement or reconstruction from the party responsible for such act or omission.

(2) Company Obligations

When a written request for electric service is made to the Company by an applicant whose property abuts on or has access to any public right-of-way (other than a controlled access highway) in which the governmental authority having jurisdiction shall permit the utility to install and maintain facilities, the Company shall:

- (a) Render the service requested in accordance with the provisions of this tariff;
- (b) Furnish, place, construct, operate, maintain and (when determined to be necessary by the Company or the Commission) reconstruct, or replace all electric facilities within a public right-of-way or other right-of-way when the Company elects to use such right-of-way in lieu of constructing facilities within the public right-of-way, at its own cost and expense, subject to the provisions of this tariff, which cost and expense shall include the amounts paid to governmental authorities for permits to do the work required and any additional amounts paid for the right(s) to make such elective use of other right-of-ways;
- (c) Grant the appropriate footage allowance as required by Rule 3.A.(6) and 3.A.(7) of this tariff; and

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### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **A. DISTRIBUTION LINE EXTENSIONS (Cont'd)**

##### **(3) Obligations of all Applicants**

Whenever an applicant, owner or occupant whose property abuts on any street, avenue, road or way upon which there is no electric line appropriate to the service requested for said property, makes a written application to the Company for service, the Company shall furnish, place and construct such lines to serve said property provided that the applicant:

- (a) has first provided reasonable assurance to the Company that the use for which the service is requested shall be permanent;
- (b) has paid, or agreed in writing to pay, all costs (including materials, installation costs and the associated overhead costs based on average historical costs) relating to any portion of the distribution line, service line and appurtenant facilities, (other than Account 368 "Transformers" or Account 370 "Meters"), that exceed the portion that the Company shall provide without a contribution from the applicant as stated in 3.A.(6) and 3.A.(7). The costs (to be paid to the Company in a lump sum or as a 10-year surcharge payment as further described in this Tariff) shall be determined based on the Company's Engineering estimate for each individual case.
- (c) has either:
  - (i) delivered to the Company, free from cost, any necessary easements or rights-of-ways; or
  - (ii) paid or agreed to pay in writing any charge relating to the Company's acquisition of the necessary easements or rights-of-way. The applicant must indicate to the Company, in writing, that they have been unable to obtain such easements or rights-of-way; and
  - (iii) has furnished reasonable security, based on the estimated construction costs of the portion of the line extension in excess of what the Company provides without charge, if so required by the Company.

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### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **A. DISTRIBUTION LINE EXTENSIONS (Cont'd)**

(4) Additional Obligations of Residing Applicants

Before service is provided, a residing applicant shall comply with the "Obligations of all Applicants" and in addition shall comply with the following requirements:

- (a) Signed, or agreed to all the provisions on the Application for Electric Service; and
- (b) Agreed to pay the Company the rates charged like customers; and
- (c) Paid or agreed to pay the Company for the installation costs and expenses of any distribution lines, service lines, right-of-way and appurtenant facilities in excess of any allowances under this Rule, prior to the commencement of construction. The costs and expenses for each applicant shall be determined as follows:
  - (i) Service Lines - the costs and expenses for all facilities in excess of any allowances provided under Rule 3.A.(6).
  - (ii) Distribution Lines - the costs and expenses for all facilities in excess of any allowances provided under Rule 3.A.(6) for any distribution line required exclusively to provide service to the applicant's property and a pro rata portion of the costs and expenses for all facilities in excess of any allowances provided under Rule 3.A.(6) for any portion of the distribution line that provides service to more than one applicant's or customer's property. The pro rata portion shall be calculated as follows: each applicant shall be provided a distribution footage allowance of up to the distribution footage allowance under Rule 3.A.(6) as required for each customer property to be served. Each individual applicant's distribution allowances shall then be totaled to determine the aggregate footage allowance for the distribution line. If an applicant is taking service within this aggregate footage allowance section of distribution provided without cost, then the applicant shall not be required to pay for distribution costs. For any sections of distribution beyond the aggregate distribution footage allowances, each applicant of the section beyond the aggregate footage allowances shall pay for that portion of the costs and expenses for that distribution section divided by the number of customers served by that distribution section. If, within 10 years from the date that the extension went into service, any new customer is added to the extension any allowances provided to such an applicant shall be first applied to the existing extension and, if the extension branches or diverges from the existing extension, then and thereafter to the new or additional distribution extension.
- (d) A residing applicant may elect to either:
  - (i) Pay a lump sum payment for the costs and expenses of such facilities. If, within 10 years from the date that the extension went into service, either (1) any new customer is added to the extension the payment amounts shall be recalculated and the applicant that paid a lump sum payment shall receive a pro rata refund, without interest, for the cost of that additional portion of distribution lines that the applicant would have received without contribution or (2) the total revenue from all customers served by the distribution extension exceeds 1.5 times the Company's costs and expenses in each of any two consecutive calendar years, the applicant shall receive a prorated refund, without interest, of the lump sum payment based upon the number of years which elapsed before the revenue test was met; or

## GENERAL INFORMATION

### 3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)

#### A. DISTRIBUTION LINE EXTENSIONS (Cont'd)

##### (4) Additional Obligations of Residing Applicants (Cont'd)

- (ii) Pay a monthly payment for such facilities. The surcharge shall be applicable for 10 years, and billed in monthly installments by the Company as set forth below. When any new customer is added to the extension, the surcharge shall be recalculated and the payment amount adjusted for the remaining years. However, the interest factor shall remain constant for the life of the surcharge.

- (iii) The monthly payment shall be calculated as follows:

Monthly payment =  $L \times R$   
where:

$L$  = Total cost of excess facilities, including appropriate Right-of-Way costs if requested by the customer, less down payment.

$R$  = Monthly capital recovery factor =  $I \div (1 - \{1 + I\}^{-120})$

$I$  =  $C \div 12$

$C$  = Company's weighted pre-tax cost of capital as established in its most recent rate proceeding.

Note: If the initial amount of excess construction charges is less than \$1,000, the applicant must make a lump sum payment as specified in Rule 3.A(4).

- (iv) At any time, the applicant may make a lump sum payment for the outstanding principal balance. Such lump sum payment shall be subject to refund for the remaining term of the original 10-year agreement as customers are added to the excess line extension.
- (v) Any applicant who may be served within the distance of the aggregate free allowance shall incur no cost for the distribution line.
- (vi) The remainder of any unpaid installment charges shall be collectible from any subsequent owner of the premises served provided the original surcharge agreement contains the bold face notice: **"THE APPLICANT IS REQUIRED TO INFORM A PROSPECTIVE OWNER OF SUCH OBLIGATION."**
- (e) Within 10 years from the commencement of service any new applicants taking service from excess cost distribution lines are subject to either a lump sum payment or a monthly payment based on a 10 year plan. Such adjusted payment shall be recalculated in accordance with Rules 3.A.(4)(c) and (f).

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **A. DISTRIBUTION LINE EXTENSIONS (Cont'd)**

##### **(4) Additional Obligations of Residing Applicants (Cont'd)**

- (f) Line extension costs shall cease or be adjusted as follows:
- (i) If within 10 years of the commencement of service more than one applicant is served from such distribution line, each applicant shall bear a portion of the distribution line cost prorated based upon the applicant's distance along the extension. After ten years from the commencement of service from such distribution line extension, applicants requesting service from that extension shall not be subject to excess line extension costs.
  - (ii) Within 10 years of the commencement of service from such distribution line, whenever the aggregate entitlement (combined total of each individual's actual free allowance which shall be the applicant's actual required footage up to 500 feet) of the customers then served from the line equals or exceeds its length, the charge for excess distribution line extension shall terminate to all customers served from such distribution line.
  - (iii) Each applicant's share of the costs for distribution line beyond the aggregate free allowances shall be the prorated share of the costs and expenses for the section of distribution line required to serve that customer. No applicant/customer shall be responsible for any of the cost of distribution line footage which extends beyond the point on the distribution line from which the applicant/customer receives service.
  - (iv) Charges for the excess distribution line extension shall cease, whenever the total revenue from all customers served from the associated distribution line extension exceeds 1.5 times the actual capital cost of such extension for each of any two consecutive calendar years occurring within 10 years from the date the first customer took service. Where a customer has made a lump sum payment, an appropriate prorated refund shall be made based on the number of years the line has been available for service prior to the revenue test being satisfied.
  - (v) No excess distribution line extension charges shall be imposed if the Company estimates that the total revenue to be received from all customers served from the associated distribution line extension shall exceed 1.5 times the actual capital cost of such extension for each of any two consecutive calendar years occurring within 10 years from the date the first customer takes service from that extension.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **A. DISTRIBUTION LINE EXTENSIONS (Cont'd)**

(5) Additional Obligations Of Non-Residing Applicants

Before service is provided a non-residing applicant shall comply with the requirements required of the applicants, Rule 3.A.(3), and in addition shall have:

- (a) Cleared any right-of-way conveyed to the utility of tree stumps, brush and other obstructions and graded such right-of-way to within six inches of final grade at no charge to the Company where electric distribution lines, service lines, or appurtenant facilities are required to be installed underground or shall be placed underground at the request of the applicant;
- (b) Provided a survey map certified by a licensed professional engineer or land surveyor and certified to as final by the applicant, showing the location of each dwelling (if known), lot, sidewalk and roadway;
- (c) Placed and agreed to continue to maintain survey stakes indicating grade and property lines;
- (d) Furnished to the Company or agreed to furnish a map showing the location of all existing and proposed underground facilities, as soon as the location of such facilities is known, and prior to commencement of construction by the Customer;
- (e) Agreed to maintain the required clearance and grading during construction by the Company,
- (f) if required by the Company, paid contributions and deposits in accordance with Rule 3.J.(2).

(6) Underground Allowances for Provision of Service.

(a) Allowance for Required Residential Underground Service.

Where the Company is required, by the Commission or a governmental authority having jurisdiction to do so, to provide residential underground service, the costs and expenses which the Company must bear, except as otherwise provided in this tariff, shall include all costs for up to a total equivalent of 100 feet underground electric facilities (including supply line, distribution line and service line) per dwelling unit served, measured from the Company's existing overhead electric system (from the connection point on the bottom of the riser pole for overhead to underground connections) to each applicant's meter or point of attachment with respect to each residential building. Where the application is for service to a multiple occupancy building, the Company shall bear the material and installation cost for up to 100 feet of underground line times the average number of residential dwelling units per floor.

- (i) Agree to maintain the required clearance and grading during construction by the Company.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **A. DISTRIBUTION LINE EXTENSIONS (Cont'd)**

- (6) Underground Allowances for Provision of Service (Cont'd)
- (b) Allowance for Non-mandatory Residential Underground Service:  
Where an applicant requests a residential underground service line in situations other than those described in (1), the cost and expense which the Company must bear shall include the material and installation costs equivalent to those relating to the length of overhead service line which the applicant would otherwise be entitled under Rule 3.A.(7)(a) measured from the Company's existing electric system (from the connection point on the bottom of the riser pole for overhead to underground connections) to each applicant's meter or point of attachment with respect to each residential building.
- (c) Allowance for Residential and Non-Residential Underground Service elected by the Company:  
Where the Company chooses to provide residential or non-residential underground service, the cost and expense which the Company must bear shall include the material and installation costs relating to the necessary Company facilities that exceed the amount which the applicant would be required to pay if such facilities were installed overhead.
- (d) Provision of Mandatory or Non-mandatory Non-Residential Underground Service:  
Where the Company is requested to provide a non-residential underground service to an applicant, or where a governmental authority having jurisdiction to do so requires undergrounding, the cost and expense which the Company must bear shall include the material and installation costs equivalent to those relating to the provision of non-residential overhead service to which the applicant would otherwise be entitled under Rule 3.A.(7)(b).
- (7) Overhead Allowances for Provision of Service:
- (a) Allowance for Residential Overhead Service.  
Where the Company is permitted to provide residential overhead service, the cost and expense which the Company must bear shall be equal to the material and installation costs for up to 500 feet of single phase overhead distribution line and up to 100 feet of service line.
- (b) Allowance for Non-residential Overhead Service.  
Where permitted to provide nonresidential overhead service, the cost and expense which the Company must bear shall be equal to the material and installation costs for up to 500 or 300 feet of overhead distribution line, for single-phase and three-phase service, respectively.
- (c) Allowance for a Combination of Overhead and Underground Service.  
The costs and expenses the Company must bear shall be equal to the material and installation costs equivalent to those allowances contained in Rule 3.A.(7)(a) or Rule 3.A.(7)(b), respectively.
- (8) Facilities in Excess of Those Allowed in Rule 3.A.(7).  
When an applicant requires facilities in addition to the allowances provided in Rule 3.A.(7), such costs and expenses shall be paid for by the applicant.

#### **B. RESERVED FOR FUTURE USE**

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **C. PERMANENT SERVICE LATERALS**

An overhead service lateral for a residential applicant or customer shall be installed, owned, operated and maintained by the Company.

An overhead service lateral for a non-residential applicant or customer may be installed by the Company, or by the applicant or customer, or the Company and the applicant or customer may each install a portion of the lateral.

An underground service lateral may be installed by an applicant or customer or by the Company.

The applicant or customer and the Company are each responsible for the ownership, operation, and maintenance of the portion of the service lateral, if any, on its side of the service point.

Normal maintenance of a service lateral by the Company shall not be considered an increase in service capacity. Increases in service capacity shall be made in accordance with Rule 3.C.(7), except where the customer requires an increase in voltage or number of phases, in which case such increase shall be considered a new service installation. Replacement of a Company owned service lateral shall also be considered a new service application. In both cases, the customer will be entitled to the appropriate allowances.

The installation of a service lateral by an applicant or customer shall be approved by the New York Board of Fire Underwriters, Middle Department Inspection Agency or any legally constituted authority having jurisdiction in that municipality prior to the energization of such lateral by the Company. If the premises served by the service lateral has been vacant or its account inactive for 6 months or more (except for seasonal accounts), or if the service lateral or service entrance has been damaged, the Company reserves the right to require that the service lateral be inspected prior to being re-energized.

The Company reserves the right to designate the service connection point of the service lateral to the applicant's or customer's wiring, the connection point to the distribution system, the location of any appurtenant facilities, and the path of any portion of the service lateral installed by the Company.



## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **C. PERMANENT SERVICE LATERALS (Cont'd)**

All service to an applicant's or customer's premises, location or building shall be rendered through a single service lateral, except:

- (i) When two or more service connections are necessary to provide service at the least expense to the Company or in order to render proper and reliable service without undue interruptions.
- (ii) When an applicant requests or requires the installation of two or more services to a single premise, location or building, the customer shall bear the costs and expenses for the additional services.

If a residential applicant, because of the length of the service line or other conditions, requires that a service line or portion of the service line be installed at a primary voltage or with a transformer located on the applicant's property, the Company shall install and maintain the primary portion of the service line. The applicant shall bear the costs and expenses for the primary portion of the service line, transformer pad installation, and secondary voltage service line less a dollar allowance equivalent to the allowance for residential service lines under Rule 3.A.(6)(a) for underground service or 3.A.(7)(a) for overhead service. For underground service lines, the applicant may provide for any trenching, provided however that the trench must meet the Company's specifications. If there is any delay or rework occasioned by incomplete or inadequate applicant trenching, the Company may charge the customer any costs and expenses incurred as a result.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **C. PERMANENT SERVICE LATERALS (Cont'd)**

The applicant or Customer shall pay for a Company-installed service lateral (excluding transformers, accessories and switching equipment) as follows:

(1) Overhead Service Lateral

- (a) At voltages not exceeding 12.5 kilovolts when either an overhead service lateral requires installation of a pole (not including a pole installed for distribution purposes) or the route of the service lateral requires installation of facilities in excess of any allowance provided for under Rule 3.A.(6), the applicant or Customer shall be charged for the costs and expenses based on the Company's costs and expenses.

Special Construction Charges

Whenever special requirements of the applicant or Customer or the physical properties of the installation site necessitate construction methods or installations other than standard, the applicant or Customer shall be responsible for any costs and expenses associated with such non-standard construction.

- (b) When voltage exceeds 12.5 kilovolts, the applicant or Customer shall be charged for the Company's costs and expenses for that portion of the service lateral on the applicant's or Customer's property which is in excess of any allowance provided for under Rule 3.A.(6).

(2) Underground Service Lateral Supplied from an Existing Residential Subdivision Underground Distribution System

The applicant or Customer shall be responsible for all Company costs and expenses for that portion of the service lateral on the applicant's or Customer's property in excess of the service line allowance under Rule 3.A.(6)(a).

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **C. PERMANENT SERVICE LATERALS (Cont'd)**

- (3) Underground Service Lateral Supplied from an Overhead Distribution System  
The applicant or customer shall be responsible for all Company costs and expenses for the service lateral from the connection point on the distribution line to the service entrance, less an allowance as specified in Rule 3.A.(6)(a) for residential installations or Rule 3.A.(6)(d) for non-residential.
- (4) Combination Overhead and Underground Service Lateral  
The applicant or customer shall be responsible for all Company costs and expenses for the service lateral, less an allowance for an overhead service line.
- (5) Relocation of a Service Lateral  
The applicant or customer shall be responsible for all Company costs and expenses unless the relocation requires only a reconnection or is for Company convenience.
- (6) Replacement of an Overhead Service Lateral with an Underground Service Lateral  
The applicant or customer shall be responsible for all Company costs and expenses for the service lateral from connection point on the distribution line to service entrance, if requested by the customer or mandated by governmental authority. See Rule 3.C.(7) when replacement of overhead facilities with underground facilities is required due to increased service capacity.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **C. PERMANENT SERVICE LATERALS** (Cont'd)

(7) **Increase in Service Capacity**

- (a) The Company will, at its own expense, increase the capacity of an existing, permanent, Company-owned underground Service Lateral in the same location provided the increased capacity does not require the installation of pad mounted transformer(s) on the customer's property. When pad mounted transformer(s) are installed on the customer's property, the Company will be responsible for the installation and maintenance of the transformer(s) and related services plus that portion of the service lateral between the transformer(s) and the Company's distribution facilities. The customer will be responsible for the costs of installation and maintenance of foundation(s) for the transformer(s) and related devices, plus that portion of the service lateral between the pad mounted transformer(s) and the service entrance.
- (b) The Company will, at its own expense, increase the capacity of an existing, permanent, Company-owned overhead service lateral in the same location provided the transformer capacity does not exceed 500 kilovolt-amperes. Transformer capacity in excess of 500 kilovolt-amperes will require the installation of pad mounted transformer(s) and the replacement of all or a portion of the overhead service lateral with an underground service lateral.

The Company will be responsible for the overhead portion of the service lateral, the installation and maintenance of the transformer(s) and related devices, plus that portion of the underground service lateral between the pad mounted transformer(s) and the connection point on the overhead line at a terminal pole to be located adjacent to the transformer installation. The customer will be responsible for the costs of installation and maintenance of the foundation(s) for the transformer(s) and related devices, plus that portion of underground service lateral between the pad mounted transformer(s) and the service entrance.

- (c) A customer requesting a temporary increase in service capacity will pay for the enlarged facilities in accordance with Rule 3.H.
- (d) Where the customer's equipment and/or method of operation requires the installation of service facilities (transformers, etc.) in excess of that considered by the Company as required for normal utilization of service ("excess facilities"), such excess facilities shall be installed and the customer shall pay the Company its costs and expenses for such excess facilities.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **D. PLURALITY OF SERVICES**

(1) General Rule

All service to a customer's premises shall be rendered through a single service lateral and meter.

The conditions and circumstances enumerated in Rules 3.D.(2) and 3.D.(3) provide for the exceptions to the General Rule.

(2) Separate Meters - Separate Billing

At the Company's option, the Company shall install as many meters as a customer shall reasonably require because of unique physical or load conditions, provided that the circuit or circuits connected to each meter are kept separate from all other circuits. The service rendered through each of such meters shall be computed separately and billed on the applicable filed Rate Schedule. The installation of an additional meter at a building under this provision shall not entitle an applicant or customer to an additional allowance under Rule 3.B.

Additional meters shall not be installed for the purpose of qualifying the customer's load for service under a different service classification than that otherwise applicable under Rule 3.D.(1).

When one service is used for both residential and non-residential purposes, the customer may elect to have the residential portion of his use separately metered and billed on the applicable residential service classification.

PSC No: 19 - Electricity  
Rochester Gas and Electric Corporation  
Initial Effective Date: April 1, 2014  
Effective date POSTPONED to June 1, 2014. See Supplement No. 40  
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### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **D. PLURALITY OF SERVICES** (Cont'd)

##### (3) Multiple Meters - Combined Billing

The rates set forth in the individual service classification in the respective schedule for electric service are based upon the supply of service to one customer through one meter on one premises and service measured through two or more meters on the same premises will not be combined for billing purposes except in the following instances:

- (a) When a single meter cannot correctly measure the total service rendered.
- (b) When two or more service connections are necessary to provide service at the least expense to the Company.
- (c) When, in order to render proper and reliable service without undue interruptions, more than one service connection is necessary and a meter or meters are connected with each service connection

When the Company elects to supply the customer's premises through more than one service connection of a single type of current, the energy (kWh) and the noncoincident monthly maximum demands (kW) for each service connection will be added for billing, unless the expense for wiring and additional meter equipment necessary for the measurement of coincident demands is borne by the customer.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **E. SERVICE CONNECTIONS/METER**

(1) General:

The Company shall furnish and install the meter or meters to measure the electricity used by the Customer in accordance with the provisions of the Service Classification applicable to the service. Such meter or meters shall be installed on the Customer's side of the point of supply. Meters installed by the Company shall remain the property of the Company except as provided for in Rule 3.E(2). The Customer shall protect the meter and furnish sufficient and proper space for its installation.

- a. The Company shall furnish a meter necessary to provide the Company's basic billing determinants consistent with the customer's Service Classification and connect its distribution lines with the customer's service entrance. The wiring equipment, meter board, self-contained meter enclosure, fuse box, service switch, stand-pipe, and appurtenances shall be furnished by the customer and shall be installed and maintained in an approved location, readily accessible at all reasonable times to employees of the Company.

The Company shall furnish commercial (single and polyphase) meter enclosures, residential polyphase meter enclosures, and residential single-phase, transformer-rated meter enclosures, when deemed necessary by the Company, at its own expense.

The costs and expenses of the meter enclosure and socket shall be borne by the Customer and/or applicant. All meter enclosures and sockets must be approved by the Company. For metering installations which require instrument transformers be included as part of the meter enclosure, the meter enclosure must be approved by and purchased from the Company. Customers are required to buy the ct enclosure.

Where high tension/primary voltage service is supplied, the customer at their expense and in a manner satisfactory to the Company shall furnish, install and maintain on their premises, such switches, transformers, regulators and other equipment as the Company may deem necessary.

A customer may obtain an underground service connection with the Company's overhead distribution system by installing, maintaining and relocating, as required, the underground service connection at their own expense.

- b. Existing meters installed at customer sites shall be used to derive basic billing determinants for the Company. The Company may elect to replace an existing Company-owned meter or install additional metering equipment at the customer site to obtain load profile data. The Company shall purchase, install and operate all meters and metering equipment that is necessary to provide the basic billing determinants and load profile data consistent with the customer's Service Classification as required for Company purposes.

If a meter or service entrance equipment has been found to be tampered with, or a theft of service has occurred, the Company may charge the Customer its costs and expenses for investigating, repairing and replacing the meters and associated service equipment and the Company's costs and expenses for removing the meter and installing it in a secure location.

(2) Meter Owned by Customer, Installed by the Company:

- a. Large Commercial and Industrial Time-of-use customers (not third parties) with a basic demand of not less than 300 kW during any three of the previous 12 months, have the option of owning a Commission-approved meter compatible with the Company's metering infrastructure with the Company retaining sole control of that meter. Such metering shall be installed, operated and maintained by the Company at the customer's expense. The customer shall be responsible for all costs or expenses incurred by the Company and associated with the request to own a meter. Customers must contact the Company to obtain an application for meter ownership. A written meter application, completed by the customer, shall serve to notify the Company of the customer's election to own their meter.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **E. SERVICE CONNECTIONS/METER** (Cont'd)

- (2) Meter Owned by Customer, Installed by the Company (Cont'd)
- i. Customers, as specified in paragraph 2.a above, shall not be charged the monthly Meter Ownership Charge applicable to the customer's Service Classification and voltage level.
  - b. Any customer may request the installation of a Commission-approved meter compatible with the Company metering infrastructure which provides other than the basic billing determinants consistent with the customer's service classification. Such metering, subject to the availability of equipment, shall be installed, operated and maintained by the Company at the customer's expense.
  - c. Only Commission-approved meters compatible with the Company's metering infrastructure shall be installed. The infrastructure requirements include compatibility with the utility's meter reading systems, meter communication systems, billing, testing procedures, maintenance requirements, installation specifications and procedures, and security and safety requirements.
  - d. The Company shall perform any operations, including, but not limited, to programming, installing, reading, disconnecting, reconnecting, sealing, testing, maintenance, and removing meters and metering equipment in connection with providing service to the customer.
  - e. The customer shall provide, at their own expense, any communication service and equipment necessary to remotely communicate with a customer-owned or requested meter or if the Company requires remote communications to access the unique meter requirements.
- (3) Reserved for Future Use



## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **E. SERVICE CONNECTIONS/METER** (Cont'd)

(4) Outdoor Meters:

The Company requires an applicant for service to install its service wiring so that the meter is accessible to the Company employees from the outside of the applicant's building. The cost of the installation of facilities to accept an outdoor meter, or to relocate an existing non-accessible meter, shall be borne by the customer.

The Company's authorized employees shall have the ability to access and seal the metering equipment.

Meters shall be installed outside, unless approved by the Company.

(5) Company Property:

The rules below apply in the case of Company-provided or Company-controlled meters.

- a. Any appliances or devices furnished, excluding meter enclosures, which by tariff, are customer owned, at the expense of the Company shall remain its property and may be removed by it at any time on the termination or the discontinuance of service.
- b. The Company retains sole control of customer-owned meters which may be removed by the Company at any time on the termination or the discontinuance of service, or for defects or conditions which interfere with normal Company operations.
- c. The customer shall be responsible for the safekeeping of the property of the Company on its premises and shall take all reasonable precaution against unlawful interference with such property.
- d. Customers who own their meter may relinquish ownership to the Company if the Company agrees. They shall be responsible for all expenses incurred by the Company as a result of this request.
- e. A meter removal charge of \$150 shall be assessed to any customer who requires the Company to relocate a customer-owned meter.
- f. In order to protect its equipment and service, the Company may furnish and install main fuses, wherever applicable, and is authorized to and shall seal the service switch and/or other devices on the customer's premises to prevent access by unauthorized persons. The customer shall not interfere with or alter the Company- or customer-owned meters, seals, or other property used in connection with rendering electric service or permit same to be done by other than the authorized agents or employees of the Company.

Damage caused directly or indirectly by the customer to the Company's property shall be paid for by the customer. Damage to or removal of the Company's seals may be considered as sufficient reason for discontinuance of service to a customer until the Company has received satisfactory assurance that its equipment shall be free from future interference. Discontinuance of residential service shall be delayed, pending review, provided service can be rendered safely, if it is determined that a resident is likely to suffer a serious impairment to health or safety as a result of discontinuance.

Issued in compliance with Order in Case 15-E-0285, dated June 15, 2016

### GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **E. SERVICE CONNECTIONS/METER** (Cont'd)

##### **(6) Customer Requested Automated Meter Reading Services**

For Company owned meters, Customers may request and obtain Automated Meter Reading (AMR) Services from the Company. The Company's AMR Services shall consist of:

- (a) A device (an interval meter that stores real-time data in an AMR recorder) which can be used to determine usage information that is read and transmitted to the Company remotely via a telephone line;
- (b) Real-time information including hourly usage on a regular and ongoing twenty-four hour lagged basis, which shall be made available to a Customer on an electronic bulletin board or via an electronic transfer; and
- (c) A 10-year guarantee on newly installed AMR device capabilities or a five-year guarantee on existing AMR device capabilities.

Installation of a dedicated telephone line, determined by the Company to be suitable for use by the AMR device, shall be the responsibility of the Customer, who must coordinate scheduling of that installation with the Company. Maintenance of, and repairs to, the telephone line shall be the responsibility of the Customer, and shall be performed in a timely fashion. Should the company incur additional costs and expenses to retrieve data as a result of an inoperable telephone line, the Customer shall be responsible for such costs and expenses.

The Customer shall be charged a monthly fee for AMR Services of \$20.75 for each service point for real-time hourly information, in addition to any one-time charges associated with installation.

For AMR services requested by the Customer, the Company shall determine what shall be necessary for the service based on the following criteria:

- (i) For installation of a new AMR recorder on an existing meter, which is compatible to receive the AMR recorder, the Customer shall be charged a one-time charge of \$1,729.00 for the AMR recorder and installation at a Customer's service point; or
- (ii) For installation of a new AMR recorder and a new meter, the Company shall charge a one-time charge of \$ 2,276.00 for the AMR device and installation at a Customer's service point.

The Company shall limit the AMR services to a total of 1,000 Customer service points until June 30, 1999.

##### **(7) Automated Meter Reading Services Installed at the Discretion of the Company**

At any time after the Company installs an AMR device at its own discretion, the Company may choose to remove the AMR device, and shall notify the Customer prior to such removal. The Customer shall have 90 days from the date of notification to request that the AMR device remain at the Customer's service point. Upon notification to the Company, the Customer shall be assessed a one-time charge per AMR recorder of \$482.00, and the monthly fee of \$20.75. If notification from the Customer is not received during such 90 days, the Company may replace, at the Company's discretion, the AMR recorder with a meter compatible with the Company's metering infrastructure, at no cost to the Customer.

If the charges for the telephone line are currently being paid by the Company, those charges must be transferred to the Customer's name at that service point by the end of that 90 day period. If transfer of such telephone charges is not completed by such date, or subsequent AMR usage data is unobtainable due to non-payment of telephone charges by the Customer, the Company, may at its own discretion, replace the AMR recorder at the service point with a meter compatible with the Company's metering infrastructure.

(Continued on next leaf)

PSC No: 19 - Electricity  
Rochester Gas and Electric Corporation  
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**GENERAL INFORMATION**

**3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE  
CUSTOMER (Cont'd)**

**E. SERVICE CONNECTIONS/METERS (Cont'd)**

(8) Reserved for Future Use

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **F. TRANSFORMER VAULTS**

Whenever a transformer vault is necessary to supply a customer with alternating current service in the network district, the customer shall provide space satisfactory to the Company in which space the Company shall construct, at its expense, a transformer vault for housing its transformers and necessary switching equipment. These transformers may, if desired by the Company, be tied in with the Company's secondary distribution system.

Where a transformer vault already available or in service on the customer's premises is adequate for service in the judgment of the Company, and the customer requires a change in the location of the vault, such a change shall only be made at the expense of the customer.

#### **G. STANDBY: AUXILIARY OR BREAKDOWN SERVICE**

Customers operating power generating equipment and having equipment that may be operated by privately generated power or by purchased power, may contract for service under an applicable Service Classification.

The customer shall not operate their own power generating equipment in parallel with the Company's service except under control by, and with the Company's consent.

PSC No: 19 - Electricity  
Rochester Gas and Electric Corporation  
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## GENERAL INFORMATION

### 3. EXTENSION & MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)

#### **H. TEMPORARY SERVICE**

Temporary service is nonrecurring service intended to be used for a short time only, seasonal, or service to a building, structure or personal property which is nonpermanent in that it may be readily removed or relocated. An applicant or customer requiring temporary service for other than a permanent residential dwelling unit shall, upon signing for such service, pay to the Company a nonrefundable amount equal to the estimated cost to the Company for labor, material and all other costs occasioned by the installation and removal of the service.

When the installation presents unusual difficulties as to metering the energy supplied, the Company may estimate the amount of energy consumed and may bill the customer in accordance with such estimated amount applied to applicable rate classification.

If a distribution line is required to be extended in order to provide the temporary service, the applicant shall pay the Company's full costs and expenses for the installation and removal of the distribution line.

As a general rule a trailer is considered to be a non permanent installation. A trailer, building or structure shall be considered permanent when it is not movable and set on and permanently attached to a masonry foundation and connected to a permanent water supply and septic/sewer system. The permanent water supply and the septic/sewer system must be approved by the appropriate municipality or agency having jurisdiction in the area. A foundation under this Rule does not include a concrete or cement pad.

Temporary service shall be furnished under the applicable Service Classification without term limitation.

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Rochester Gas and Electric Corporation  
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## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **I. UNUSUAL CONDITIONS AND INCREASED LOADS**

- (1) Where the Company cannot be assured that the business to be served shall be permanent or where unusual expenditures are necessary to supply service because of the location, size, or character of the applicant's or customer's installation, facilities shall be constructed only when applicant or customer makes an adequate contribution toward the cost of such facilities, or guarantees continued payment of bills for electric service, or makes other satisfactory arrangements which would be sufficient to warrant the Company to undertake the investment and expense involved.
- (2) The customer should give the Company any reasonable advanced written notice, of any proposed new or increased service required, setting forth in such notice the amount, character and the expected duration of time the new or increased service shall be required. If such new or increased load exceeds 150 kilovolt-amperes and if it necessitates new or added or enlarged facilities (other than metering equipment) for the sole use of the customer, the Company may require the customer to make a reasonable contribution to the cost of the new or added or enlarged facilities whenever the customer fails to give assurance, satisfactory to the Company, that the taking of the new or increased service shall be of sufficient duration to render the supply thereof reasonably compensatory to the Company. The customer or the Company may apply to the Public Service Commission for a ruling as to the necessity for and reasonableness of the contribution required.
- (3) If a customer is found to be the source of any disturbances, variations, or harmonics that affect the service of another customer or area, the customer causing such disturbances, variation or harmonics shall install the necessary equipment or change operating practices to alleviate such disturbances, variations, or harmonics. If such customer refuses or fails to install such equipment or change operating practices, then the Company shall install the necessary equipment to alleviate the problem. The customer causing such disturbances, variations, or harmonics shall bear the Company's full costs and expenses incurred in remedying the situation.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **J. NEW CONSTRUCTION OF UNDERGROUND FACILITIES IN RESIDENTIAL SUBDIVISIONS**

(1) Right-of-Way:

An applicant for service requiring the extension of underground lines shall execute and deliver to the Company free from cost, and in reasonable time to meet service requirements, permanent easements or rights-of-way in accordance with the policies stated in Rules 3.A.(3) and 3.A.(5) of this tariff.

(2) Application and Installation:

For purposes of this Rule 3.J., a subdivision is a tract of land divided into five or more lots for the construction of new buildings, or the land on which new multiple-occupancy buildings are to be constructed, the development of either of which has been approved or was required to have been approved by the governmental authorities having jurisdiction over land use.

Any distribution line, service line and appurtenant facilities necessary to furnish permanent electric service to one or more new multiple-occupancy buildings containing four or more individual dwelling units, and any such facilities necessary to furnish permanent electric service within a residential subdivision in which it is planned to build five or more new residential buildings, and upon compliance by the applicant with the requirements of this Rule, shall be installed underground in accordance with the provisions contained herein:

- (a) If the residential subdivision shall require no more than 200 trench feet of facilities per dwelling unit planned within the subdivision; or,
- (b) If the developer of the residential subdivision applies for underground service; or,
- (c) If underground service is required by a municipal ordinance, or other governmental authority having control of land use.

Upon receipt of written application, the Company shall inform the telephone and CATV companies that service the area in which the residential subdivision is located, of the receipt of such application. Upon compliance by the applicant with the requirements of these rules, the Company shall install underground electric distribution lines with sufficient capacity and of suitable material which, in its judgment, shall assure that the applicant shall receive safe and adequate electric service. The applicant shall provide the Company sufficient building design and electric load information to facilitate the Company's electrical design and adequate space for facility installation.

Such installation shall be made at a time appropriate to render service as determined by the Company, but the Company shall not delay construction after a timely application is received so that the applicant shall be delayed in the sale or other disposal of the buildings or lots, except where such delay is caused by strikes, fire, flood, inclement weather, unavailability of material, civil disorders, or other conditions beyond the control of the Company.

No overhead circuits, including street lighting circuits shall thereafter be installed by the Company within a residential subdivision having underground distribution lines.

Under certain conditions as set forth in Rule 3.J.(10), the Company may install overhead distribution lines in new subdivisions.

(1) Pre-conditions

Prior to construction, the applicant shall:

- (a) Execute the Application for Underground Residential Distribution System (shown under Rule 7.D.); and
- (b) Comply with any applicable provisions of Rule 3.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **J. NEW CONSTRUCTION OF UNDERGROUND FACILITIES IN RESIDENTIAL SUBDIVISIONS (Cont'd)**

(3) Service Connection:

The Company shall designate the service connection point to a building or to a multiple occupancy building and the point at which the service lateral shall connect to the Company's electric distribution lines or equipment. Each service lateral within the lot line and running to each building shall be installed by the applicant in accordance with the Company's specifications.

(4) Excessive Costs:

If the Company receives an application for underground service and the estimated per foot cost of installation for the subdivision is greater than two times the charge per foot filed with the Public Service Commission, the Company or applicant may petition the Public Service Commission to allow overhead service. The petition shall set forth the relevant economic, engineering, or environmental factors. If the necessary facilities are proposed to be in a VSR, the procedures set forth in 16 NYCRR Part 99.2 shall apply.

(5) Connection to Supply System:

The connection from the existing electric distribution system to the underground distribution lines installed within the applicant's subdivision shall be made by the Company.

Allowances, as stated in 3.A.(6)(a), shall be applied to the distribution line within the subdivision and service lines in the subdivision, in that order, unless a governmental requirement mandates the supply line to be placed underground, in which case such allowances shall be applied to the supply line first. Any underground line extension requirements to provide service to the applicant, that exceed the designated allowances, shall be constructed by the Company, but shall require a contribution by the applicant.

Where any part of the supply line, in excess of that portion included in the Company's allowance, is to be placed overhead, an applicant must submit a written application to the Company at least 75 days prior to the projected commencement of the construction of the supply line. The Company must report such projected construction to the Commission no later than 45 days before such construction is commenced. The Commission reserves the right to require the underground installation of particular lines, on the basis of the relevant economic, engineering, or environmental factors.

In the event the Company either intends, at its own discretion, or is required pursuant to this tariff to place underground connecting supply lines between an existing electric system and the underground distribution lines installed within an applicant's residential subdivision, the Company shall inform the telephone company and cable television company serving the area in which the residential subdivision is located. If a new common access route from the existing electric system to the residential subdivision shall be used, the connecting supply lines of the utility and the telephone company and cable television company shall be placed underground.

If a governmental authority having jurisdiction to require undergrounding, has required that underground facilities be installed, the Company shall furnish and construct, when necessary, an amount of underground supply circuit from the boundary line of the subdivision to the Company's existing distribution system. The "supply line" shall be charged by actual costs as specified in the URD Statement at the end of this Schedule (P.S.C. No. 19 – Electricity).



## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **J. NEW CONSTRUCTION OF UNDERGROUND FACILITIES IN RESIDENTIAL SUBDIVISIONS (Cont'd)**

(6) **Contributions (Deposit Info)**

In order to guarantee performance, the Company may require from the applicant before construction is commenced a deposit in a reasonable amount, but in no event more than the estimated total cost of construction. The deposit is in addition to the applicant's payment (contribution) of its share of costs for installation and shall be returned, with interest, to the applicant, on a pro rata basis based on the number of dwelling units connected to and receiving service from the system, when each dwelling unit is connected to the system.

Any portion of the deposit remaining unrefunded five years from the date the Company is first ready to render service from the underground system shall be retained by the Company.

A bond may be posted in lieu of any deposit providing the terms can be mutually agreed upon by the Company and the applicant.

In addition, the Company may require provision for collection in advance of a reasonable sum for administrative costs. The deposit refund interest rate shall be the rate specified by the Commission for interest on deposits.

When the developer is not primarily engaged in the construction of dwelling units within the subdivision and there is no governmental authority requiring undergrounding and overhead facilities are proposed to be installed under Rule 3.J.(10)(a); the Company may require a deposit of the full costs and expenses for the overhead distribution system prior to the start of construction. This deposit shall be returned, with interest, to the applicant, on a pro rata basis based on the number of dwelling units connected to and receiving service from the system, when each dwelling unit is connected to the system.

The foregoing per-foot contribution may be modified by the Company by a filing with the Public Service Commission on or before May 1 of each year. The average cost per foot for these services shall be based upon the simple averaging of the most recent five years annual average costs. If, after the underground system construction is completed, the development of the subdivision is modified by the addition of dwelling units which then take service from the distribution line within the boundaries of the subdivision, the Company shall recalculate the contribution and make an appropriate refund, without interest, but in no case shall the refund exceed the original contribution. Any portion of the charge remaining unrefunded five years from the date the Company is first ready to render service shall be retained by the Company. Any footage allowances provided under Rule 3.A. shall be first applied to the distribution system, including supply lines where supply lines are required to be underground, then to any service lines.

(7) **Cooperation**

Each applicant shall cooperate with the Company in an effort to keep the costs of construction and installation of the underground electric distribution lines, service lines, and appurtenant facilities, as low as possible, consistent with requirements for safe and adequate service, including reasonable provision for load growth and requirements of 16 NYCRR Part 101.

All sewers, water facilities and drainage facilities shall be installed before the Company commences construction.

(8) **Applicant Trenching in Subdivision**

A non-residing applicant for underground service to a residential subdivision has the option to do his own trenching, or have it done, and receive payment from the Company for the amount per foot specified in the URD Statement found at the end of this Schedule. For any excavation work done by the applicant, the Company may charge a fee to inspect the applicant's work and insure compliance with Company specifications.

(9) **Underground Electric Service Lateral**

Underground electric service laterals shall be installed in accordance with the provisions of Rule 3.C.

## GENERAL INFORMATION

### **3. NEW EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **J. UNDERGROUND RESIDENTIAL DISTRIBUTION SYSTEMS IN SUBDIVISIONS (Cont'd)**

(10) Exceptions to the General Rule

The installation of overhead distribution facilities may be allowed under the following circumstances:

(a) Large Lots

When the average trench footage per dwelling unit planned within a subdivision exceeds 200 feet, and the developer does not request nor has a governmental authority with jurisdiction to do so required that underground facilities be installed, overhead lines may be installed.

(b) Excessive Cost

Where the trench cost per foot would be greater than twice the filed cost per foot shown in the Statement of Underground Residential Distribution Contribution (URD Statement), the Company or applicant may petition the Public Service Commission to allow overhead lines or grant other appropriate relief, if a governmental authority having jurisdiction to do so has not required that underground facilities be installed.

(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 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 any 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 and less than 25% of the lots have been sold in the 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.

In case 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.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER (Cont'd)**

#### **J. NEW UNDERGROUND RESIDENTIAL DISTRIBUTION SYSTEMS IN SUBDIVISIONS (Cont'd)**

(10) Exceptions to the General Rule (Cont'd)

(d) Environmental Effects

When the Company or applicant believes the installation of overhead lines would be more environmentally desirable than underground facilities, the Company or applicant may petition the Public Service Commission to allow overhead lines, if a governmental authority having jurisdiction to do so has not required that underground facilities be installed.

(i) Service to a residential subdivision may be supplied overhead if no governmental authority having jurisdiction to do so has required undergrounding and the Company can provide service to the entire residential subdivision under the following circumstances:

- By extending its facilities no more than 600 feet in a cul-de-sac where a position of the street within the residential subdivision is served by overhead facilities within or at the entrance of the cul-de-sac; or
- By connecting an area between existing overhead facilities for a distance of 1,200 feet, or less.

(ii) If no governmental authority having jurisdiction to do so has required undergrounding, service to a residential subdivision may be supplied overhead by installing service laterals to new applicants from existing overhead lines.

Where the Company constructs overhead lines because of reasons in paragraph (i) it shall report such overhead construction to the Commission quarterly along with a description of the project. Notwithstanding the foregoing provisions, if the necessary facilities are proposed to be in a VSR, refer to the procedures set forth in 16 NYCRR Part 99.2 shall apply.

(e) Cul-de-sac

Overhead facilities may be installed when no more than 600 feet of overhead extension is required to serve a cul-de-sac where a portion of the street within the subdivision is served by overhead facilities within or at the entrance to the cul-de-sac, if a governmental authority having jurisdiction to do so has not required that underground facilities be installed.

(f) Connection of Existing Overhead Lines

Overhead facilities may be installed when existing overhead distribution lines can be connected by no more than 1,200 feet of extension, if a governmental authority having jurisdiction to do so has not required that underground facilities be installed.

(g) One-pole Extension

Where a one-pole extension, including but not limited to road crossing pole extensions, would enable an existing overhead distribution line to be connected to a proposed distribution line in a residential subdivision, such extension may be installed overhead, rather than underground; provided, however, that if the necessary facilities are proposed to be in a VSR refer to the procedures set forth in 16 NYCRR Part 99.

(h) Service Laterals

Overhead service laterals may be installed in new subdivisions from existing overhead distribution lines, if a governmental authority having jurisdiction to do so has not required that underground facilities be installed.

In unusual circumstances when the application of these rules appears impracticable or unjust to either party or discriminatory to other customers, the applicant or the Company may refer the matter to the Public Service Commission for a special ruling or for approval of special conditions mutually agreed upon prior to commencing construction.

In cases where overhead installation would be permissible in accordance with conditions in 3.J.(10)(c)(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.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **K. INSTALLATION OF FACILITIES IN VISUALLY SIGNIFICANT RESOURCE (VSR) AREAS**

All new lines in Visually Significant Resource (VSR) Areas will be evaluated in accordance with 16 NYCRR Part 99 to determine whether underground or overhead construction is appropriate, provided the Company has not expended up to its maximum obligation as set forth in 16 NYCRR Part 99.2.

This section applies to new construction on public and private land in VSRs, where a qualified agency:

- (i) has no statutory authority to require the underground construction of a particular distribution or service line; and
- (ii) has supplied to the Company and to the Commission, and the Commission has accepted and approved a map(s) of the particular VSR, at a scale appropriate to such VSR, showing its boundaries in sufficient detail to permit the Company to comply with the requirements of this Rule, and should be accompanied by a textual description where clarification of the VSR boundaries is desirable.

If it is determined after the report and assessment required by 16 NYCRR 99.2(b) and (j) that an extension will be installed underground within a VSR, the Company will be responsible for that portion of the costs and expenses of both the distribution line extension and service line that exceeds the amount that the applicant would have been required to pay for the installation of comparable overhead facilities.

Where any telephone company has been permitted to install a distribution or feeder facility necessary to furnish permanent telephone service overhead in a particular VSR, the Company may install a distribution or service line necessary to furnish permanent electric service overhead using the poles which were used for the telephone facility.

VSR(s) located in the Company's Franchise Area are set forth on the statement titled "Statement of Visually Significant Resource Areas" filed with the Public Service Commission. Such Statement shall be filed with the Public Service Commission whenever changes are warranted pursuant to 16 NYCRR Part 99.

## GENERAL INFORMATION

### **3. EXTENSION AND MAINTENANCE OF COMPANY FACILITIES TO SERVE CUSTOMER** (Cont'd)

#### **K. INSTALLATION OF FACILITIES IN VISUALLY SIGNIFICANT RESOURCE (VSR) AREAS** (Cont'd)

The Company will provide a written report to the agency which designated or administers the VSR, any agency having jurisdiction over affected public land and the Commission, of its intention to install, or provide for the installation of, the necessary facilities underground or overhead, at least 60 days before construction is planned to commence.

The Company may provide the written report described therein within 30 days after the commencement of construction if the necessary distribution or service line is installed overhead on a temporary basis, pending the review of the Company's report.

The Company may install permanent overhead facilities if the Company, before installation:

- (i) determines that the situation is an emergency; and
- (ii) obtains the written approval of the appropriate agency (ies); and
- (iii) upon written request, obtains the written approval of the Secretary of the Commission.

If undergrounding is otherwise required in a VSR, and the per-foot cost of installing the necessary facilities will be greater than two times the Company's annual cost per foot, the Company or the applicant may petition the Secretary of the Commission to allow overhead installation.

If an agency intends to supply a map or maps of a VSR(s) to the Company and the Commission, such agency shall consult with the Company and the Commission's Staff as to the appropriate scale(s) and other details of such map(s) prior to the filing of such map(s) with the Commission.

The length of time in which the Company can respond to a request for electric service and install such service for qualified applicants may be affected by project reporting procedures and conditions governing construction practices of undergrounding facilities as set forth in Part 101 of the Public Service Commission's regulations, 16 NYCRR Parts 99, 100 and 101

This Rule shall remain in full force and effect for a period of five years ending November 21, 1998.