

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, DC 20426

OFFICE OF ENERGY MARKET REGULATION

Consolidated Edison Company of
New York, Inc.
Docket No. ER16-981-000

Issued: 4/11/16

Consolidated Edison Company of New York, Inc.
4 Irving Place
New York, NY 10003

Attention: Marc Richter
Vice President

Reference: Restated and Amended Facilities Agreement between Central Hudson Gas
& Electric Corporation and Consolidated Edison Company of New York,
Inc.

Dear Mr. Richter:

On February 22, 2016, you filed an executed Restated and Amended Facilities Agreement (Agreement) between Central Hudson Gas & Electric Corporation (Central Hudson) and Consolidated Edison Company of New York, Inc. (Con Edison).¹ You explain that the Agreement corrects an oversight in the Facilities Agreement accepted by the Commission in June 2010,² which inadvertently did not expressly include an agreed-upon provision that Central Hudson would be responsible for the real estate property taxes associated with the portion of the second electrical connection between substations that Con Edison and Central Hudson own in East Fishkill, New York. You further state that the revised Agreement states that Central Hudson shall be responsible for such property taxes.

¹ New York Independent System Operator, Inc., NYISO Agreements, [Agreement No. 2263, Facilities Agreement 2263 between Central Hudson & ConEd, 0.0.0](#)

² Original Service Agreement No. 1496 under New York Independent System Operator, Inc.'s FERC Open Access Transmission Tariff. *Central Hudson Gas & Electric Corporation and Consolidated Edison Company of New York, Inc.*, Docket No. ER10-1193-000 (June 3, 2010) (delegated letter order).

Pursuant to the authority delegated to the Director, Division of Electric Power Regulation – East, under 18 C.F.R. § 375.307, your submittal is accepted for filing, effective February 2, 2016.

The filing was noticed on February 22, 2016, with comments, interventions and protests due on or before March 14, 2016. Pursuant to Rule 214 (18 C.F.R. § 385.214 (2015)), to the extent that any timely filed motions to intervene and any motion to intervene out-of-time were filed before the issuance date of this order, such interventions are granted. Granting late interventions at this stage of the proceeding will not disrupt the proceeding or place additional burdens on existing parties.

This acceptance for filing shall not be construed as constituting approval of the referenced filing or of any rate, charge, classification, or any rule, regulation, or practice affecting such rate or service contained in your filing; nor shall such acceptance be deemed as recognition of any claimed contractual right or obligation associated therewith; and such acceptance is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against Central Hudson or Con Edison.

This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Sincerely,

Kurt Longo, Director
Division of Electric Power
Regulation – East