

June 13, 2011

By Electronic Delivery

Honorable Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

Re: Filing of an Executed Amended and Restated Small Generator Interconnection Agreement Among the New York Independent System Operator, Inc., Niagara Mohawk Power Corporation d/b/a National Grid, and Chautauqua County and Request for Waiver of the 60-Day Notice Period, Docket No. ER1____-____-____

Dear Ms. Bose:

Pursuant to Section 205 of the Federal Power Act¹ and Section 35.12 of the Commission's Regulations,² the New York Independent System Operator, Inc. ("NYISO") and Niagara Mohawk Power Corporation d/b/a National Grid ("National Grid") (collectively, the "Joint Filing Parties") hereby tender for filing an Amended and Restated Executed Small Generator Interconnection Agreement ("Amended Agreement") as Service Agreement No. 1530 among the NYISO, National Grid as the Transmission Owner, and Chautauqua County ("the County") as the Interconnection Customer.³ The Joint Filing Parties respectfully request waiver of the Commission's 60-day notice period to make this Agreement effective as of June 1, 2011.

I. Background

The Amended Agreement supersedes a Small Generator Interconnection Agreement ("SGIA") among the parties that was filed in Docket No. ER10-555-000, as Service Agreement No. 1530 ("Original Agreement"). The Original Agreement was accepted by the Commission on March 1, 2010.⁴ The Original Agreement stated that the County's landfill gas-to-energy generation facility ("Facility") would consist of consist of four 1.6 MW generators,

¹ 16 U.S.C. § 824d (2006).

² 18 C.F.R. § 35.12 (2008).

³ Capitalized terms not otherwise defined in this letter have the meaning set forth in Attachments S, X and Z of the NYISO's Open Access Transmission Tariff ("OATT").

⁴ *New York Independent System Operator, Inc. and Niagara Mohawk Power Corporation d/b/a National Grid*, Order, Docket No. ER10-555-000 (issued March 1, 2010).

associated breakers, and appurtenant equipment with a total generating capacity of 6.4 MW.⁵ The Original Agreement also specified that the Point of Interconnection would be the tap point on the Connecting Transmission Owner's 34.5 kV Hartfield-South Dow Line #859.

II. Discussion of Changes

Since the filing of the Original Agreement, the County proposed to expand the Facility from 6.4 MW to 9.6 MW. The proposed expansion was evaluated through the NYISO interconnection process. As a result of the County's proposed expansion, the equipment and Milestones specified in the Original Agreement require modification. The Joint Filing Parties therefore submit this Amended Agreement to reflect the modifications to the Original Agreement.

Specifically, the Amended Agreement modifies the SGIA as follows:

- Section 1.3.1 of the body of the Amended Agreement has been modified to incorporate a reference to Attachment 6, Section G which provides that the additional 3.2 MW are only eligible for Energy Resource Interconnection Service and not Capacity Resource Interconnection Service;
- The body of the Amended Agreement reflects the following modifications to the body of the Original Agreement: (1) a new effective date; (2) changes to reflect that this is the "Amended and Restated" version of the Interconnection Agreement;
- The body of the Amended Agreement reflects modifications to the Original Agreement necessary in order to make the Amended Agreement conform to the *pro forma* SGIA;
- The body of the Amended Agreement reflects ministerial corrections to correct tariff section numbers referenced in the *pro forma* SGIA;
- Attachment 2 has been modified to reflect: (1) two additional 1.6 MW generators and two additional generator circuit breakers; (2) additional technical detail for the existing generators and appurtenant equipment (*e.g.*, reactive power capability and winding configurations); (3) design and construction requirements for the New Generating Facilities; (4) a cost estimate for the portion of the New Generating Facilities related to the expansion that includes National Grid's engineering and field review and compliance verification of modifications to the Interconnection Facilities; and (5) an affirmative selection of the Option 2 O&M Expense payment option.

⁵ Additional details regarding the interconnection are found in Attachment 2 of the Amended Agreement.

- Attachment 3 has been modified to reflect an updated one-line diagram at 3-2 of the Amended Agreement;
- Attachment 4 has been modified to reflect that Milestones associated with the Existing Facility have been completed and to add Milestones associated with the New Facility; and
- Attachment 6 has been modified to reflect (1) revisions to conform to the current *pro forma* SGIA; (2) that there are no Connecting Transmission Owner Distribution Upgrades or Connecting Transmission Owner System Upgrade Facilities for the New Facility; (3) revisions required for consistency; and (4) that the additional 3.2 MWs are only eligible for Energy Resource Interconnection Service and the Facility's Capacity Resource Interconnection Service will continue to be limited to 6.4 MW.

The Joint Filing Parties, therefore, respectfully request that the Commission accept this Amended Agreement.

III. Effective Date and Request for Waiver of the 60-Day Notice Period

The parties request an effective date of June 1, 2011 for the Amended Agreement, which is the date of execution. The Commission has allowed interconnection agreements to become effective on the date of execution, even when that date precedes the date that an interconnection agreement is filed. Accordingly, the parties request that the Commission grant a waiver of its prior notice requirements to the extent necessary to accommodate this requested effective date.

IV. Communications and Correspondence

Communications regarding this filing should be directed to:

For the NYISO

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*Designated to receive service.

V. Documents Submitted

The NYISO submits the following documents:

- this filing letter;
- a clean version of the Amended Agreement; and
- a blacklined version showing the changes between the Original Agreement and the Amended Agreement.

VI. Service

The NYISO will send an electronic link to this filing to the official representative of each of its customers, to each participant on its stakeholder committees, to the New York Public Service Commission, and to the electric utility regulatory agency of New Jersey. In addition, a complete copy of the Public documents included with this filing will be posted on the NYISO's website at www.nyiso.com.

VII. Conclusion

Wherefore, the NYISO respectfully requests that the Commission accept the Amended Agreement effective as of June 1, 2011.

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Respectfully submitted,

/s/ Sara B. Keegan

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/s/Daniel Galaburda

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