

**..DID: 6363**

**..TXT:**

**PSC NO: 9 GAS**

**LEAF: 28.0**

**COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.**

**REVISION: 0**

**INITIAL EFFECTIVE DATE: 03/01/99**

**SUPERSEDING REVISION:**

**STAMPS:**

RECEIVED: 12/08/98

STATUS: Effective

EFFECTIVE: 03/01/99

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**2. Characteristics of Service**

**(A) General:**

The rates and Service Classifications set forth in this Rate Schedule apply only to the supply and use of gas service of such characteristics as are regularly supplied by this Company in the locality in which the building or premises supplied, or for which service is requested, are situated. The characteristics of service are set forth under the individual Service Classifications.

The Company reserves the right to change its system, the kind of gas supplied, and its method of operation from time to time, pursuant to law and the provisions of its Rate Schedule as in its judgment, is necessary or advisable for economical and proper service to the public, subject to the lawful jurisdiction of the Public Service Commission.

**3. Installation of Mains and Services**

**(A) Provision for Gas Service:**

When an application for gas service is made to the Company by the owner or occupant of a building situated on property abutting on or having access to any public right-of-way in which the governmental authority having jurisdiction will permit the Company to install and maintain facilities, the Company will render the service requested in accordance with the provisions of General Rule III 3 (B) provided that the applicant shall first have:

(1) Assured the Company that he/she will be a reasonably permanent Customer;

(General Information - Continued on Leaf No. 29.0)

Issued By: **Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**

(Name of Officer, Title, Address)

**..DID: 6356**

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**PSC NO: 9 GAS**

**LEAF: 29.0**

**COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.**

**REVISION: 0**

**INITIAL EFFECTIVE DATE: 03/01/99**

**SUPERSEDING REVISION:**

**STAMPS:**

RECEIVED: 12/08/98

STATUS: Effective

EFFECTIVE: 03/01/99

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**3. Installation of Mains and Services - Continued**

**(A) Provision for Gas Service - Continued**

(2) Agreed in writing to pay to the Company:

- (a) the material and installation costs relating to any portion of the service line, service connections and appurtenant facilities located on the Customer's property that exceeds the portion which the Company is required to install without charge;
- (b) any surcharge relating to the portion of the main and appurtenant facilities that exceeds the portion which the Company is required to install without charge; and
- (c) the rates charged to like Customers; and

(3) Furnished reasonable security as to the performance of the Customer's agreement, if required to do so by the Company.

**(B) Company Cost Responsibilities:**

The Company will furnish, place and construct all mains, service lines, service connections and appurtenant facilities necessary to render the service requested. The cost and expense which will be paid by the Company include the following:

(General Information - Continued on Leaf No. 30.0)

Issued By: **Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**

(Name of Officer, Title, Address)

**..DID: 6338**

**..TXT:**

**PSC NO: 9 GAS**

**LEAF: 30.0**

**COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.**

**REVISION: 0**

**INITIAL EFFECTIVE DATE: 03/01/99**

**SUPERSEDING REVISION:**

**STAMPS:**

RECEIVED: 12/08/98

STATUS: Effective

EFFECTIVE: 03/01/99

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**3. Installation of Mains and Services - Continued**

**(B) Company Cost Responsibilities - Continued**

- (1) The amounts paid to governmental authorities for permits to do the work required and all paving charges that are legally imposed by any governmental authority for the repair or replacement of any street or sidewalk disturbed in the course of such installation;

- (2) Residential Applicant - Non-Heating:

The material and installation costs relating to up to 100 feet of any combination of main and service line measured from the centerline of the public right-of-way (or the main if it is closer to the Customer and development will be limited to one side of the right-of-way for at least 10 years), service connections and appurtenant facilities, but not less than 100 feet of main (if necessary) plus the length of service line necessary to reach the edge of the public right-of-way;

- (3) Residential Applicant - Heating:

The material and installation costs relating to:

- (a) up to 100 feet of main and appurtenant facilities; and

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(Name of Officer, Title, Address)

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**3. Installation of Mains and Services - Continued**

**(B) Company Cost Responsibilities - Continued**

(3) Residential Applicant - Heating - Continued

- (b) up to 100 feet of service line measured from the centerline of the public right-of-way (or the main if it is closer to the Customer and development will be limited to one side of the right-of-way for at least 10 years), service connections and appurtenant facilities; but not less than the length of service line necessary to reach the edge of the public right-of-way;

(4) Non-Residential Applicant:

If an applicant which will be a firm, non dual-fuel Customer requests service other than residential service, the material and installation costs relating to:

- (a) up to 100 feet of main and appurtenant facilities; and
- (b) any service line, service connections and appurtenant facilities located in the public right-of-way;

(5) Firm Dual-Fuel Applicant:

The material and installation costs relating to any main reinforcements and appurtenant facilities, except as discussed in Section III.3. (C) (2) below.

**(General Information - Continued on Leaf No. 32)**

**Issued By: Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**

(Name of Officer, Title, Address)

PSC NO: 9 GAS  
CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.  
INITIAL EFFECTIVE DATE: October 1, 2004  
STAMPS: Issued in compliance with order in Case 03-G-1671 dated September 27, 2004

LEAF: 32  
REVISION: 1  
SUPERSEDING REVISION: 0

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**3. Installation of Mains and Services - Continued**

**(B) Company Cost Responsibilities - Continued**

- (6) If due to unusual circumstances the actual cost per foot of a particular installation is greater than two times the Company's average cost per foot of new installations for service for the twelve months ended September 30 of the previous year, it may apply to the Commission for relief from so much of General Rule III. 3. (B) as it deems necessary in order to provide the service.

**(C) Charges for Additional Facilities:**

- (1) If, in order to provide service to an applicant, the Company must install mains and appurtenant facilities in addition to those required to be provided without charge under General Rule III. 3. (B), the Company shall impose a surcharge subject to the following provisions:
- (a) the surcharge relating to mains and appurtenant facilities including return, depreciation, taxes and maintenance shall not exceed 20 percent per year of the actual reasonable cost of such facilities that exceeds the portion which the Company is required to install without charge to an applicant, if the Company lays a main of 4 inches or less in nominal diameter (in the case of low pressure distribution), or of 2 inches or less in nominal diameter (in the case of high pressure distribution). If the Company lays a main greater than 4 inches in nominal diameter (in the case of low pressure distribution) or greater than 2 inches in nominal diameter (in the case of high pressure distribution), the

**(General Information - Continued on Leaf No. 33)**

Issued By: Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003  
(Name of Officer, Title, Address)

**..DID: 6593**

**..TXT:**

**PSC NO: 9 GAS**

**LEAF: 33.0**

**COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.**

**REVISION: 0**

**INITIAL EFFECTIVE DATE: 03/01/99**

**SUPERSEDING REVISION:**

**STAMPS:**

RECEIVED: 12/08/98

STATUS: Effective

EFFECTIVE: 03/01/99

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**3. Installation of Mains and Services - Continued**

**(C) Charges for Additional Facilities - Continued**

(1) - Continued

(a) - Continued

surcharge shall not exceed 20 percent per year of the estimated reasonable cost of a 4-inch main (in the case of low pressure distribution), or a 2-inch main (in the case of high pressure distribution) unless the estimated consumption of the proposed Customer requires the installation of a larger-sized main, in which event the surcharge shall not exceed 20 percent per year of the actual reasonable cost of such main. The surcharge shall commence when gas service is first available to an applicant and shall be paid ratably for each billing period;

(b) the surcharge shall be reduced by 50 percent of adjusted gas revenues, but the credit shall not exceed the amount of the surcharge as determined above;

(c) whenever more than one Customer is connected to a main extension, the surcharge shall be so adjusted that the Company shall not receive in any one calendar year a greater percentage from all Customers served from the main extension than that applicable to such extension. The surcharge shall also be reasonably allocated among the Customers being served from the main extension, taking into account the portion of mains and appurtenant facilities which the Company is required to provide without charge to each Customer served from such facilities;

(General Information - Continued on Leaf No. 34.0)

Issued By: **Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**

(Name of Officer, Title, Address)

**..DID: 6586**

**..TXT:**

**PSC NO: 9 GAS**

**LEAF: 34.0**

**COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.**

**REVISION: 0**

**INITIAL EFFECTIVE DATE: 03/01/99**

**SUPERSEDING REVISION:**

**STAMPS:**

RECEIVED: 12/08/98

STATUS: Effective

EFFECTIVE: 03/01/99

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**3. Installation of Mains and Services - Continued**

**(C) Charges for Additional Facilities - Continued**

(1) - Continued

(d) each surcharge shall cease:

- (i) whenever the length of a main extension required to be provided without charge to all Customers served from such extension shall equal or exceed the total length of such extension;
- (ii) whenever the total adjusted gas revenue from all Customers served from a main extension shall equal or exceed 40 percent of the cost of such extension in excess of that required to be provided without charge, in each of any two consecutive calendar years; or
- (iii) after a period of ten years following its commencement;
- (e) should the adjusted gas revenue from all Customers served from a main extension exceed the carrying cost of the entire extension, any surcharges paid by such Customers during the preceding five years shall be refunded to such Customers;

(General Information - Continued on Leaf No. 35.0)

Issued By: **Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**

(Name of Officer, Title, Address)

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**3. Installation of Mains and Services - Continued**

**(C) Charges for Additional Facilities - Continued**

(1) Continued

(f) no surcharge shall be imposed if the total adjusted gas revenue from all Customers served from a main extension is estimated to exceed 40 percent of the actual reasonable cost of such extension in each of any two consecutive calendar years.

(2) Any firm Customer who commences service on or after October 1, 2004, and who has or who later installs dual-fuel capability, shall reimburse the Company for all costs related to any main reinforcements and appurtenant facilities incurred by the Company on behalf of the Customer, if for any annual period during the first 5 years of service, the Customer's actual usage is less than 50% of the Customer's Annual Allocation, as determined in accordance with the Company's Sales and Transportation Operating Procedures. Reimbursement shall be through a main reinforcement surcharge (MRS), which is subject to the following provisions:

(a) the MRS shall be calculated to recover the actual cost of the main reinforcement and appurtenant facilities, including return, depreciation, taxes and maintenance, and shall be reduced by 50% of any adjusted gas revenue collected from the Customer prior to commencement of the MRS during the first 5 years of service.

(b) the MRS shall commence in the next monthly billing period following the period in which it was determined that the Customer was subject to the MRS.

(c) the amount of the MRS collected in any annual period following its commencement shall not exceed 20% of the amount calculated in subsection (2) (a) above.

(d) the MRS shall be reduced by 50% of adjusted gas revenues collected from the Customer during each month of the Surcharge, but the reduction shall not exceed the monthly amount of the MRS.

(e) each main reinforcement surcharge shall cease:

(i) whenever cumulative adjusted gas revenues collected equal or exceed the cost being recovered through the MRS, or

(ii) after a period of ten years following its commencement, whichever shall occur first.

(3) A successor to a Customer connected to a gas main extension constructed under General Rule III. 3. (C) "Charges for Additional Facilities" shall, as a condition of receiving service, agree to pay to the Company the rates set forth in the Service Classification under which gas service is to be supplied to the Customer and in addition the amount of surcharge allocable to the Customer under the provisions of General Rule III. 3. (C).

**(General Information - Continued on Leaf No. 36)**

**Issued By: Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**

(Name of Officer, Title, Address)

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**3. Installation of Mains and Services – Continued**

**(C) Charges for Additional Facilities - Continued**

- (4) If, in order to provide service to an applicant, the Company must install service lines, service connections and appurtenant facilities in addition to those required to be provided without charge under General Rule III. 3. (B), the Company may impose a charge for material and installation costs as set forth in General Rule IV 2 "Definition of Cost".
- (5) The Company may, in its sole discretion, allow the applicant to contribute cash or equivalent trenching or other work in lieu of the surcharge in (C) (1), (2) or (3) and/or equivalent trenching or other work in lieu of the charges in (C) (4) provided that the in-lieu-of contribution alternative is requested by the applicant and that the applicant and the Company agree on the amount or value and all other terms and conditions of the in-lieu-of contribution.

**(D) Furnishing of Rights-of-Way or Agreement to Pay Costs:**

- (1) Each applicant or Customer shall execute and deliver to the Company free from cost, satisfactory permanent easements or rights-of-way to permit the Company to provide service.
- (2) The Company shall not be obliged to provide service to any applicant or Customer which has neither:
  - (a) delivered to the Company satisfactory permanent easements or rights-of-way; nor
  - (b) requested that the Company obtain such easements or rights-of-way, agreed to pay any costs which the Company incurs in obtaining them and (if required to do so by the Company) furnished reasonable security as to the performance of his/her agreement.

**(E) Installation Before Service Required:**

Whenever the Company installs service lines, service connections or appurtenant facilities at the request of an applicant who does not immediately desire service, the applicant shall bear the entire reasonable expense of providing, placing and constructing such facilities but shall be entitled to a refund whenever gas service is begun for such part of the expense as the Company is herein before required to assume. The refund shall be the cost of the service lines and appurtenances, less depreciation at the rate of 3 percent per year.

**(General Information - Continued on Leaf No. 37)**

**Issued By: Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**

(Name of Officer, Title, Address)

PSC NO: 9 GAS  
CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.  
INITIAL EFFECTIVE DATE: October 1, 2004  
STAMPS: Issued in compliance with order in Case 03-G-1671 dated September 27, 2004

LEAF: 37  
REVISION: 1  
SUPERSEDING REVISION: 0

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**3. Installation of Mains and Services - Continued**

**(F) Inspection, Maintenance and Replacement of Facilities:**

- (1) The Company will inspect, test, operate, maintain, replace and reconstruct all mains, service lines, service connections and appurtenant facilities which it uses to supply gas to Customers;
- (2) The Company will bear the cost of inspecting, testing and operating all facilities and of maintaining, replacing or reconstructing all main and appurtenant facilities, except as provided in General Rule III. 3 (C) above. It will bear the cost of maintaining, replacing or reconstructing the service line and appurtenant facilities necessary to serve a Customer as if such Customer were an applicant for service, unless an act or omission of the Customer necessitates the replacement or reconstruction;
- (3) If an act or omission of a Customer necessitates the replacement or reconstruction of such facilities, the Customer shall pay to the Company the cost of replacement or reconstruction.

**(G) Service Lines and Metering:**

When the Company is responsible for installing the entire service line for Residential Applicants under General Rule III 3 (B), the installation will be made as follows:

- (1) Below grade from a main to the first accessible fitting inside the wall of a Customer's building when a meter is located within the building;

**(General Information - Continued on Leaf No. 38)**

**Issued By: Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**

(Name of Officer, Title, Address)

**..DID: 6534**

**..TXT:**

**PSC NO: 9 GAS**

**LEAF: 38.0**

**COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.**

**REVISION: 0**

**INITIAL EFFECTIVE DATE: 03/01/99**

**SUPERSEDING REVISION:**

**STAMPS:**

RECEIVED: 12/08/98

STATUS: Effective

EFFECTIVE: 03/01/99

**GENERAL INFORMATION - Continued**

**III. General Rules, Regulations, Terms and Conditions under Which Gas Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Gas Service - Continued**

**3. Installation of Mains and Services - Continued**

**(G) Service Lines and Metering - Continued**

- (2) If a meter is located outside the building;
  - (a) the service line will be deemed to terminate at the outlet of the meter, if the piping continues into the structure above ground, and
  - (b) at the outside of the building foundation wall, if the piping returns underground before entering the structure.

**(H) Emergency Electric Generators:**

When a Customer requests gas service for the purpose of supplying an emergency electric generator for use only during an interruption of electricity service, and for testing purposes, the following conditions shall apply:

- (1) Only sufficient emergency electric generating capacity shall be installed to provide the minimum needs for safety and health; and
- (2) The Customer shall pay all costs associated with the installation including, if necessary, all costs for system reinforcement, mains and service lines.

**(I) Form of Application:**

For form of application for extension of gas main in excess of 100 feet or for connection thereto of an Additional Customer or a Successor Customer, see Leaf No. 210.0.

(General Information - Continued on Leaf No. 39.0)

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