



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

NOTICE OF MEETING¹

Pursuant to the Open Public Meetings Act notice is hereby provided that the Board of Public Utilities will hold a meeting on Monday, September 18, 2023 at 1:00 p.m.

The meeting is in person and will be held at the Board Hearing Room, 1st Floor, 44 South Clinton Avenue, Trenton, at which time and place formal action may be taken on all items identified below.

The meeting is also available to Watch Online:
<https://www.youtube.com/watch?v=XPRhrLjxwFU>

Executive Session

Open Session will not reconvene until the conclusion of the Executive Session, which will commence at 1:00 p.m. The only business to be conducted in the 1:00 p.m. Open Session will be the reading of the public notice statement, roll call, and the exception, under the Open Public Meetings Act, for each item to be considered in Executive Session.

8. CLEAN ENERGY

- A. Docket No. QO23030158 – In the Matter of Advancing Geothermal Heating and Cooling Systems in New Jersey.

The Board will consider approval of a Memorandum of Understanding with the New Jersey Department of Environmental Protection to engage the New Jersey Corporation for Advanced Technology to develop workforce training resources for geothermal systems, develop customer education and outreach materials, and design a geothermal pilot project.

¹ Not a paid legal advertisement.

Executive Session (Cont'd)

8. CLEAN ENERGY (CONT'D)

- B.** Docket No. QO23070459 – In the Matter of the Contract for Consulting Services for the Second Triennium Utility Energy Efficiency Filings;

Docket No. QO19010040 – In the Matter of the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs;

Docket No. QO23030150 – In the Matter of the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Second Triennium of Energy Efficiency and Peak Demand Reduction Programs; and

Docket No. QO17091004 – In the Matter of Electric Public Utilities and Gas Public Utilities Offering Energy Efficiency and Conservation Programs, Investing in Class I Renewable Energy Resources and Offering Class I Renewable Energy Programs in Their Respective Service Territories on a Regulated Basis, Pursuant to N.J.S.A. 48:3-98.1 and N.J.S.A. 48:3-87.9 – Minimum Filing Requirements.

The Board will consider releasing a Request for Response for consulting services related to the Energy Efficiency Triennium 2 utility filings.

- C.** Docket No. QO23040234 – In the Matter of the Request for Quotation for the Design of the New Jersey Energy Storage Incentive Program.

The Board will consider Staff's recommendation to award a contract for assistance with the design of the New Jersey Energy Storage Incentive Program.



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CONSENT AGENDA FOR BOARD MEETING

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I. AUDITS

A. Electric Power and Natural Gas Supplier Initial Licenses

EE23010012L	BP Energy Retail Company, LLC	I – EGSL
GE23010013L	f/k/a EDF Energy Services, LLC	

These matters relate to an application for initial licenses as an electric power and natural gas supplier.

II. ENERGY

NO ITEMS FOR CONSIDERATION

III. CABLE TELEVISION

- A.** Docket No. CE20080537 – In the Matter of the Petition of Service Electric Cable T.V. of Hunterdon, Inc., for the Renewal of the Certificate of Approval for the Continued Construction, Operation and Maintenance of a Cable Television and Cable Communications System in the Township of Greenwich, County of Warren State of New Jersey.

The Board will consider the request for renewal of Service Electric Cable T.V. of Hunterdon, Inc.'s Certificate of Approval to provide cable television service to the Township of Greenwich for a 15 year term.

III. CABLE TELEVISION (CONT'D)

- B.** Docket No. CE22020108 – In the Matter of the Petition of Comcast of New Jersey, LLC, for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Ocean Gate, County of Ocean, State of New Jersey.

The Board will consider the request for renewal of Comcast of New Jersey, LLC's Certificate of Approval to provide cable television service to the Borough of Ocean Gate for a 10 year term.

- C.** Docket No. CE22020110 – In the Matter of the Application of CSC TKR, LLC for Renewal of a Certificate of Approval to Continue to Operate and Maintain a Cable System in the Township of Hardwick, County of Warren, State of New Jersey.

The Board will consider the request for renewal of CSC TKR, LLC's Certificate of Approval to provide cable television service to the Township of Hardwick for a 10 year term.

- D.** Docket No. CE22020111 – In the Matter of the Application of CSC TKR, LLC for Renewal of a Certificate of Approval to Continue to Operate and Maintain a Cable System in Green Township, County of Sussex, State of New Jersey.

The Board will consider the request for renewal of CSC TKR, LLC's Certificate of Approval to provide cable television service to the Township of Green for a 10 year term.

IV. TELECOMMUNICATIONS

- A.** Docket No. TF23030141 – In the Matter of the Certified Petition of Planet Networks, Inc. for Approval of Certain Previously Issued Equity Financing.

The Board will consider Planet Network's retroactive request for approval to participate in equity financing.

- B.** Docket No. TM22110694 – In the Matter of the Joint Petition of Xchange Telecom, LLC and NOVA Infrastructure Capital Advisors, LLC for Approval of a Transfer of Control of Xchange Telecom, LLC to NOVA Infrastructure Capital Advisors, LLC.

The Board will consider a petition requesting approval of a Transfer of Control of Xchange Telecom, LLC to NOVA Infrastructure Capital Advisors, LLC.

- C.** Docket No. TO23050303 – In the Matter of Refiled Application of Verizon New Jersey Inc. and Planet Networks, Inc. for Approval of a New Interconnection Agreement Under Section 252(e) of the Telecommunications Act of 1996.

The Board will consider the joint application of Verizon New Jersey Inc. and Planet Networks Inc. for approval of an Interconnection Agreement under Section 252 (e) of the Telecommunications Act of 1996.

IV. TELECOMMUNICATIONS (CONT'D)

- D.** Docket No. TO22120723 – In the Matter of the Verified Petition of Manhattan Telecommunications Corporation of New Jersey and Manhattan Telecommunications Corporation of New Jersey LLC for Approval of an Internal Restructuring.

The Board will consider a petition requesting approval of an internal restructuring resulting in Manhattan Telecommunications Corporation NJ merging with an affiliate entity, Manhattan Telecommunications NJ LLC, with Manhattan Telecommunications NJ LLC being the surviving entity.

V. WATER

NO ITEMS FOR CONSIDERATION

VI. RELIABILITY AND SECURITY

- A.** Docket Nos. ES23080495K, ES23080496K, GS23080484K, GS23080485K, GS23080486K, GS23080487K, GS23080488K, GS23080489K, GS23080490K, GS23080491K, GS23080492K, GS23080493K, ES23080494K, GS23080497K, GS23080498K, GS23080499K, GS23080500K, GS23080501K, GS23080502K, GS23080503K, GS23080504K, GS23080505K, GS23080506K, GS23080507K, GS23080508K, GS23080509K, GS23080510K, GS23080511K, GS23080512K, GS23080513K, GS23080514K, GS23080515K, GS23080516K, GS23080517K, GS23080518K, GS23080519K, GS23080520K, GS23080521K, GS23080522K, GS23080523K, GS23080524K, GS23080525K, GS23080526K, GS23080527K, GS23080528K, GS23080529K, GS23080530K, GS23080531K, GS23080532K, GS23080533K, GS23080534K, GS23080535K, GS23080536K, GS23080537K, GS23080538K, GS23080539K, GS23080540K, GS23080541K, GS23080542K, GS23080543K, GS23080544K, and GS23080545K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq.

The Board will consider Offers of Settlement from Public Service Electric & Gas Company for alleged violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73, et seq.

VII. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

VIII. CLEAN ENERGY

- A. Docket No. QO19010040 – In the Matter of the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs;

Docket No. EO20090621 – In the Matter of the Petition of Atlantic City Electric Company for Approval of an Energy Efficiency Program, Cost Recovery Mechanism, and Other Related Relief for Plan Years One Through Three;

Docket No. GO20090619 – In the Matter of the Petition of Elizabethtown Gas Company for Approval of New Energy Efficiency Programs and Associated Cost Recovery Pursuant to the Clean Energy Act and the Establishment of a Conservation Incentive Program;

Docket No. EO20090620 – In the Matter of the Verified Petition of Jersey Central Power & Light Company for Approval of JCP&L’s Energy Efficiency and Conservation Plan Including Energy Efficiency and Peak Demand Reduction Programs (JCP&L EE&C);

Docket No. GO20090622 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval of Energy Efficiency Programs and the Associated Cost Recovery Mechanism Pursuant to the Clean Energy Act, N.J.S.A. 48:3-87.8 et seq. and 48:3-98.1 et seq.;

Docket Nos. GO18101112 and EO18101113 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of its Clean Energy Future-Energy Efficiency (“CEF-EE”) Program on a Regulated Basis;

Docket No. EO20090623 – In the Matter of the Petition of Rockland Electric Company for Approval of Its Energy Efficiency and Peak Demand Reduction Programs; and

Docket No. GO20090618 – In the Matter of the Petition of South Jersey Gas Company for Approval of New Energy Efficiency Programs and Associated Cost Recovery Pursuant to the Clean Energy Act.

The Board will consider an extension of time for submission of Program Year 2023 annual reports by the state’s investor-owned electric and gas public utilities for energy efficiency programs implemented pursuant to the Clean Energy Act of 2018.

IX. MISCELLANEOUS

- A. Approval for the October 12, 2022 Minutes;
Approval for the October 26, 2022 Minutes; and
Approval for the November 9, 2022 Minutes.



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1. AUDITS

NO ITEMS FOR CONSIDERATION

2. ENERGY

- A.** Docket No. ER23010001 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2023 – Notice of Intent and Request for Information: Designation of National Interest Electric Transmission Corridors [6450-01-P].

The Board will consider ratification of joint comments filed with the Department of Energy on July 31, 2023 regarding its proposed National Interest Electric Transmission Corridor designation process.

- B.** Docket No. ER23010001 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2023 – FERC Docket No. AD23-7-000, PJM Capacity Market Forum.

The Board will consider ratification of joint comments filed with the Federal Energy Regulatory Commission on August 14, 2023 regarding the PJM Capacity Market.

2. ENERGY (CONT'D)

- C. Docket No. GR23060334 – In the Matter of the Petition of South Jersey Gas Company to Revise the Level of Its Basic Gas Supply Service (“BGSS”) Charge and Conservation Incentive Program (“CIP”) Charge for the Year Ending September 30, 2024.

The Board will consider South Jersey Gas Company’s June 2023 filing to revise its Basic Gas Supply Service, Balancing Service Clause, and Conservation Incentive Program rates. The parties have executed a stipulation for provisional rates, which if approved by the Board would result in a monthly decrease of approximately \$13.49 for a typical residential heating customer.

- D. Docket No. GR23060348 – In the Matter of the Petition of New Jersey Natural Gas Company for the Annual Review and Revision of its Basic Gas Supply Service (BGSS) and Conservation Incentive Program (CIP) Rates for F/Y 2024.

The Board will consider New Jersey Natural Gas Company’s June 2023 filing to revise its Basic Gas Supply Service, Balancing Charge and Conservation Incentive Program rates. The parties have executed a stipulation for provisional rates, which if approved by the Board, would result in a monthly decrease of \$4.16 for a typical residential heating customer.

- E. Docket No. GR23060333 – In the Matter of the Petition of South Jersey Gas Company for Approval to Revise the Rider “H” Rate Associated with the Tax Cuts and Jobs Act of 2017.

The Board will consider South Jersey Gas Company’s June 2023 filing to modify its Rider H rate. The parties have executed a stipulation, which if approved by the Board, would result in a monthly increase of \$1.88 for a typical residential heating customer.

3. CABLE TELEVISION

- A. Docket No. CO23020096 – In the Matter of the Verified Petition of CSC TKR, LLC d/b/a Cablevision of Raritan Valley Pursuant to N.J.A.C. 14:18-5.1 (c) for Approval to Relocate its Customer Service Office from 2909 Washington Road in the City of Parlin, County of Middlesex, to 1028 US-9, Suite 1028, Old Bridge, County of Middlesex, State of New Jersey.

The Board will consider the request from CSC TKR, LLC for approval to relocate its customer service office from Parlin, New Jersey to Old Bridge, New Jersey.

- B. Docket No. CE23040267 – In the Matter of the Petition of Comcast of Northwest New Jersey, LLC for a Certificate of Approval to Construct, Operate and Maintain a Cable Television System in and for the Township of Pohatcong, County of Warren, State of New Jersey.

The Board will consider a request for Comcast of Northwest New Jersey, LLC for an Initial Certificate of Approval to construct a cable television system and provide cable television service to the Township of Pohatcong for a 10 year term.

3. CABLE TELEVISION (CONT'D)

- C. Docket No. CE23030148 – In the Matter of Notice of Comcast of New Jersey II, LLC Regarding the Conversion of its Municipal Franchise in the City of Perth Amboy to a System-wide Franchise.

The Board will memorialize Comcast's conversion of its municipal consent based franchise to a system-wide franchise, pursuant to N.J.S.A. 48:5A-1 et seq., in the City of Perth Amboy for a term of seven (7) years.

4. TELECOMMUNICATIONS

- A. Docket No. TO23070454 – In the Matter of the Digital Equity Planning Grant Program, Pursuant to Section 60304 (c) of the Infrastructure Investment and Jobs Act, Public Law 117-58, 135 Stat. 429.

The Board will consider responses to the Notice of Fund Availability in Connection with the Digital Equity Act Planning Grant.

5. WATER

- A. Docket No. WM22110690 – In the Matter of Verified Joint Petition of Montague Water Co., Inc., Montague Sewer Co., Inc., Corix Infrastructure (US) Inc., and SW Merger Acquisition Corp. for Approval of a Change of Control of Montague Water Co., Inc., and Montague Sewer Co., Inc.

The Board will consider a petition seeking approval of a change of control of Montague Water Co. and Montague Sewer Co.

6. RELIABILITY AND SECURITY

- A. Docket No. WS23070465 – In the Matter of the Allegations of Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 to 91 by Veolia Water Contract Operations USA, Inc. With Respect to an Incident at Madison St. and Newark St., in Hoboken, NJ on February 27, 2023.

The Board will consider an Offer of Settlement between Board Staff and Veolia Water Contract Operations USA, Inc. to resolve alleged violations of certain provisions of New Jersey's Underground Facility Protection Act, N.J.S.A. 48:2-73 to 91.

7. CUSTOMER ASSISTANCE

- A. Docket No. EO23070446 – In the Matter of the Department of Community Affairs' State Fiscal Year 2024 Universal Service Fund Administrative Cost Budget.

The Board will consider the Fiscal Year 2024 New Jersey Department of Community Affairs (NJ DCA) administrative cost budget for the Universal Service Fund (USF) program, a utility assistance program for residential electric and gas customers. NJ DCA is the USF Program Administrator.

8. CLEAN ENERGY

- A. Docket No. QO23030158 – In the Matter of Advancing Geothermal Heating and Cooling Systems in New Jersey – **Executive Session.**

The Board will consider approval of a Memorandum of Understanding with the New Jersey Department of Environmental Protection to engage the New Jersey Corporation for Advanced Technology to develop workforce training resources for geothermal systems, develop customer education and outreach materials, and design a geothermal pilot project.

- B. Docket No. QO23070459 – In the Matter of the Contract for Consulting Services for the Second Triennium Utility Energy Efficiency Filings;

Docket No. QO19010040 – In the Matter of the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs;

Docket No. QO23030150 – In the Matter of the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Second Triennium of Energy Efficiency and Peak Demand Reduction Programs; and

Docket No. QO17091004 – In the Matter of Electric Public Utilities and Gas Public Utilities Offering Energy Efficiency and Conservation Programs, Investing in Class I Renewable Energy Resources and Offering Class I Renewable Energy Programs in Their Respective Service Territories on a Regulated Basis, Pursuant to N.J.S.A. 48:3-98.1 and N.J.S.A. 48:3-87.9 – Minimum Filing Requirements – **Executive Session.**

The Board will consider releasing a Request for Response for consulting services related to the Energy Efficiency Triennium 2 utility filings.

- C. Docket No. QO23040234 – In the Matter of the Request for Quotation for the Design of the New Jersey Energy Storage Incentive Program – **Executive Session.**

The Board will consider Staff's recommendation to award a contract for assistance with the design of the New Jersey Energy Storage Incentive Program.

8. CLEAN ENERGY (CONT'D)

- D.** Docket No. QO22040256 – In the Matter of a Successor Solar Incentive Program Pursuant to P.L. 2021, c. 169 – Application for Certification of Solar Facility as Eligible for SREC-IIs in the Interim Subsection (t) Program – VCC 3905 River Road, LLC – Vineland Construction Company Landfill.

The Board will consider the Vineland Construction Company request for SREC-II eligibility for its Interim Subsection (t) application.

- E.** Docket No. QO19010068 – In the Matter of a New Jersey Solar Transition Pursuant to P.L. 2018, c. 17;

Docket No. QO22090562 – In the Matter of the Petition of Americon for an Extension of the Expiration Date in the Transition Incentive Program for its Project at 35 Wooleytown Road Americon NJSTRE1547466208;

Docket No. QO22090561 – In the Matter of the Petition of Americon for an Extension of the Expiration Date in the Transition Incentive Program for its Project at 2201 74th Street Americon NJSTRE1547531812;

Docket No. QO22090564 – In the Matter of Request for Extension of TREC Eligibility for TI Applications Numbered NJSTRE1547531989, NJSTRE1547530191, NJSTRE1547530199, NJSTRE1547530211, NJSTRE1547530214, NJSTRE1547530216, NJSTRE1547530218, and NJSTRE1547530225;

Docket No. QO22090571 – In the Matter of Request for Extension of TREC Eligibility for TI Application Numbered NJSTRE1547534369, Landmark Liquors, 1 West Street, Borough of Glassboro, Gloucester County, New Jersey;

Docket No. QO22090575 – In the Matter of the Verified Petition of NJ Solar 6 LLC for Approval of a Waiver and Extension of the Solar Transition Incentive Program Commercial Operation Deadline for the Immaculata High School Solar Projects NJSTRE1546741490 and NJSTRE1546741523;

Docket No. QO22090567 – In the Matter of Request for Extension of TREC Eligibility for TI Application Nos. NJSTRE1547531856 and NJSTRE1547531789;

Docket No. QO22120725 – In the Matter of the Verified Petition of NJ Terminal Solar, LLC for Approval of an Extension of the Transition Incentive Program Commercial Operation Deadline;

Docket No. QO22120728 – In the Matter of the Request for Extension of TREC Eligibility for TI Application Number NJSTRE1547079661, Morristown Medical Center West Garage 100 Madison Avenue Morristown NJ 07960;

Docket No. QO22120741 – In the Matter of the Request for Extension of TREC Eligibility for TI Application Numbers NJSTRE1547120973, Chilton Medical Center, 97 West Parkway, Pompton Plains, NJ 07444, and NJSTRE1547120983, Newton Medical Center, 175 High Street, Newton, NJ 07860;

8. CLEAN ENERGY (CONT'D)

Docket No. QO22120744 – In the Matter of the Request for Extension of TREC Eligibility for TI Application Numbers NJSTRE1547121010, Womens Garage at Morristown Medical Center, 100 Madison Avenue, Morristown, NJ 07960, and NJSTRE1547121002, Hackettstown Medical Center, 651 Willow Grove Street, Hackettstown, NJ 07840;

Docket No. QO22050341 – In the Matter of the Verified Petition of Pivot Energy Commercial Solar LLC for an Order Approving the Waiver and Extension of the Solar Transition Incentive Program Permission to Operate Deadline for Williams Sonoma/Dayton Solar Generation Project;

Docket No. QO22080472 – In the Matter of the Verified Petition of Plankton Energy, LLC for an Extension of Time to Complete Project #NJSTRE1547462089 Registered in the Transition Incentive Program – 1801 Federal Street, Camden, NJ 08105;

Docket No. QO22090566 – In the Matter of Verified Petition of Correlate Infrastructure Partners Inc. for an Extension of Time to Complete Project #NJSTRE1547532494 Registered in the Transition Incentive Program;

Docket No. QO22070435 – In the Matter of the Verified Petition of Green Power Crossing, LLC for a Determination that the Petitioner's Application was Registered on or before June 24, 2021 and Qualifies for the Automatic Six-Month Extension Provided by the Board's June 8, 2022 Order to Complete the Project Located at 567 Monmouth Road, Jackson, NJ 08527;

Docket No. QO22100665 – In the Matter of the Verified Petition of Powerflex Solar, LLC for an Extension of the Solar Transition Incentive Program Commercial Operation Deadline for Cape May BJ's Project NJSTRE1545193844;

Docket No. QO22110698 – In the Matter of the Verified Petition of 55 Ramapo Solar LLC for Extension of the Expiration Date of the Conditional Acceptance NJSTRE1547001128 in the Solar Transition Incentive Program;

Docket No. QO23010049 – In the Matter of the Verified Petition of ESNJ-PLD-Clifton1, LLC for Acceptance of the Post-Construction Certification Package for Transition Incentive Number NJSTRE1547187150; and

Docket No. QO23030132 – In the Matter of Request for Waiver and Extension of Time to Complete NJSTRE1547450071 in Transition Incentive Program – Solar PV Project for Kiran Patel.

The Board will consider petitions seeking an extension of the deadlines to complete project requirements in the Transition Incentive Program.

9. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION