

PSC NO: 9 GAS

LEAF: 239

COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

REVISION: 1

INITIAL EFFECTIVE DATE: 12/06/09

SUPERSEDING REVISION: 0

STAMPS:

**SERVICE CLASSIFICATION NO. 3 - Continued****RESIDENTIAL AND RELIGIOUS - HEATING FIRM SALES SERVICE****Availability of Service - Continued****Service is Not Available Under this Service Classification**

- (1) Where any part of the residential dwelling or building, flat, apartment or sleeping space used by an employee is also used to conduct business or any activity non-residential in character and it is not metered separately and billed under another and appropriate Service Classification, provided, however, that any incidental nonresidential activities conducted by occupants of the residence that meet all the following conditions shall not preclude service from being supplied under this Service Classification:
  - (a) the non-residential activity does not change the character or outward appearance of the residence;
  - (b) the non-residential activity is performed solely by occupants of the residence; and
  - (c) the non-residential activities do not require use of more than 25 percent of the floor space of the residence and, in a multi-room residence, no more than one room is reserved for the non-residential activities.
- (2) Where any part of the premises used for religious purposes is used regularly for business purposes and it is not metered separately and billed under another and appropriate Service Classification.
- (3) For multiple-family dwellings or buildings (such as residential hotels and furnished apartments), except as set forth above, where the business of renting rooms, either with or without meals or service, is carried on, except where the gas service is rendered by the Company directly to the resident-tenant.
- (4) For multiple-family dwelling or building central refrigeration, or water heating, except as set forth above.
- (5) Where the Company's supply of gas, under this Service Classification, in or to any buildings or premises or to the owner, or to any tenant or occupant thereof, is or will be furnished otherwise than directly to such owner, tenant or occupant as a Customer of the Company, through the Company's individual meters, upon the individual application of such owner, tenant or occupant to the Company: and the Company's service will be supplied under this Service Classification only on condition that the gas service furnished to such buildings or premises or to the owner, or to any tenant or occupant thereof, is for the Customer's or its own use and will not be remetered (or submetered), resold, assigned or, except as provided under "Availability of Service", otherwise disposed of to another or others.

(Service Classification No. 3 - Continued on Leaf No. 240)

**Issued By: Robert N. Hoglund, Senior Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**

(Name of Officer, Title, Address)