



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

October 27, 2014

Honorable Kathleen H. Burgess  
Secretary  
New York State Department  
of Public Service  
3 Empire State Plaza, 19th Floor  
Albany, New York 12223

**RE: Requests for Aggregated Company Records  
Concerning Buildings' Electricity and/or Gas Usage**

Dear Secretary Burgess:

Consolidated Edison Company of New York, Inc. ("Con Edison" or the "Company") is filing with the Public Service Commission (the "Commission") an amendment to its Schedule for Electricity Service, P.S.C. No. 10 – Electricity (the "Electric Tariff"), applicable to its customers in the City of New York and the County of Westchester. The Company is also filing an amendment to its Schedule for Gas Service, P.S.C. No. 9 - Gas ("Gas Tariff"), applicable to its customers in Manhattan and The Bronx, the First and Third Wards of Queens, and certain municipalities in the County of Westchester.

The revised Electric Tariff and Gas Tariff Leaves identified below are issued with a proposed effective date of January 15, 2015:

<u>Tariff</u>	<u>Leaf No.</u>	<u>Revision No.</u>	<u>Superseding No.</u>
Electric	128	1	0
Gas	118.1	4	3

**Background**

The City of New York ("City") Local Law 84 of 2009 ("LL84") added Article 309 to the City's Administrative Code. LL84 requires that annual energy benchmarking data be submitted to the City by owners of buildings with more than 50,000 square feet,

or two or more buildings on the same tax lot that together exceed 100,000 square feet, for public disclosure each year by May 1.

The Company proposed changes to its Electric and Gas Tariffs in 2010, which were approved by the Commission in its Order dated September 29, 2010, in Cases 09-E-0428 and 10-G-0314, to enable building owners to comply with LL84. The Electric and Gas Tariffs allow a building owner or its authorized agent to request aggregated building-level data concerning a building's electricity and/or gas usage, and, subject to written tenant consent, tenant-level data. The charge for building-level data is \$102.50 per building for information concerning the most recent 24 months of usage in the Company's database of current customers. The charge for building-level data for archived information, or for tenant-level data, is \$102.50 per hour of Company labor. Should a request be made for both gas and electricity data, half of the applicable charge is allocated to the electric service and half to the gas service.

### **Reason for Filing**

The Company continually works with both customers and City officials to improve the process for receiving and processing requests. For example, Company staff has spent hundreds of hours modifying its existing on-line portal to allow benchmarking customers to upload their requests on-line using Project Center, an application that is directly linked to the Company's customer database. Project Center went live on February 10, 2014, and has enabled the Company to reduce the turnaround time to process requests by over 50 percent from the prior year.

Project Center permits building owners to request building-level data by the service address on the Company's records. Alternatively, data can be requested by the building identification number ("BIN") assigned to the building by the City's Department of Buildings or by the property borough, tax block, and tax lot ("BBL") number assigned to the property by the City's Department of Finance.<sup>1</sup>

A BIN may cover more than one address served by the Company (e.g., if there is a single building with multiple service entrances, each with their own account number). Also, a BBL number may cover more than one BIN (e.g., if there are multiple buildings on a single lot). This can result in a building owner paying the Company more than one "building-level data" charge for its property. To accommodate building-owner requests at the lowest cost to them, the Company proposes a single \$102.50 charge per request for information, covering up to 24 months of data in the Company's database of current customers, independent of whether the information is requested by service address, BIN, or BBL number. The Company estimates that this change will save building owners a

---

<sup>1</sup> This was requested by the New York Energy Consumers Council, Inc. ("NYECC") in its testimony dated May 31, 2013, in the Company's last electric rate case, Case 13-E-0030. The NYECC asked that the Company identify and sort data by BBL number so that "building owners could be better able to comply with the reporting requirements of the legislation."

total of \$64,000 annually in “building-level data” charges, without causing any additional labor cost to the Company.

### **Tariff Changes**

The Company has modified the “Request for Aggregated Company Records” section of its Electric Tariff (General Rule 17.5) and its Gas Tariff (General Information Section IV.3(c)), to state that requests for information may be made by the address served by the Company, the BIN assigned to the building by the City’s Department of Buildings, or the BBL number assigned to the property by the City’s Department of Finance. It has also stated that the \$102.50 charge will be applicable to requests for information covering the most recent 24 months of data, independent of the number of addresses or buildings associated with the BIN or BBL number.

### **Conclusion and Notice**

This filing is proposed to become effective on January 15, 2015. The Company is proposing to modify the manner in which the charge is assessed, to the advantage of those requesting building-level data. It is proposing no other change. The Company, therefore, respectfully requests waiver of the requirement for newspaper publication.

Very truly yours,  
CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

/s/ William A. Atzl, Jr.  
Director  
Rate Engineering