



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 Wednesday, October 25, 2023 at 10:00 a.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=KQiTVGSEidU>

Executive Session

Open Session will not reconvene until the conclusion of the Executive Session, which will commence at 10:00 a.m. The only business to be conducted in the 10:00 a.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.

2. ENERGY

- A. Docket No. ER23010001 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2023 – FERC Docket No. ER22-2200-000, Atlantic City Electric Company, PJM Interconnection, L.L.C.

The Board will consider whether to support a settlement agreement.

7. CUSTOMER ASSISTANCE

- A. Docket No. EO23050278 – In the Matter of the Energy Assistance Grant as Authorized Under N.J.S.A. 48:2-29.39 and N.J.S.A. 46:30B-74(b) – Payment Assistance for Gas and Electric (PAGE) Program.

The Board will consider awarding a contract to a non-profit organization to administer the Board's Payment Assistance for Gas and Electric Program.

¹ Not a paid legal advertisement.

Executive Session (Cont'd)

8. CLEAN ENERGY

- A. Docket No. QO20080561 – In the Matter of a Memorandum of Understanding Between the Board and the New Jersey Economic Development Authority Regarding Funding for the Wind Innovation and New Development Institute.

The Board will consider entering into a Memorandum of Understanding with the New Jersey Economic Development Authority regarding the use of money allocated from the Clean Energy Program budget to provide funding to the Wind Innovation and New Development Institute.

- B. Docket No. QO20080562 – In the Matter of a Memorandum of Understanding Between the Board and the New Jersey Economic Development Authority Regarding Funding for the Expansion of the Clean Energy Innovation Economy in New Jersey.

The Board will consider entering into a Memorandum of Understanding with the New Jersey Economic Development Authority (NJEDA) regarding the use of money allocated from the Clean Energy Program budget to provide funding for New Jersey's Clean Energy and Clean Tech Ecosystem, which will be administered by the NJEDA.

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

Docket No. QO22080475 – In the Matter of Request for Extension of TREC Eligibility by Advanced Solar Products Inc. for HP Scotch Road, LLC NJSTRE1547357945;

Docket No. QO22080487 – In the Matter of the Request for Extension of TREC Eligibility for TI Application Number NJSTRE1547322414, Liberty Drug, 195 Main Street, Chatham Township, Morris County, New Jersey 07928;

Docket No. QO22080546 – In the Matter of Verified Petition of Presidential Place Realty, LLC for an Extension of Time to Complete a Six-Rooftop Multi-Family Project Located at Presidential Drive in Lebanon, NJ, 08833 and Registered in the Transition Incentive Program: NJSTRE1547439926 (Building 1) NJSTRE1547451075 (Building 2) NJSTRE1547451203 (Building 3) NJSTRE1547455670 (Building 4) NJSTRE1547451989 (Building 5), and NJSTRE1547455618 (Building 6);

Docket No. QO22040259 – In the Matter of Request for Waiver and Extension of Time to Complete NJSTRE1547253964 in Transition Incentive Program – Pivot Energy Commercial Solar, LLC for Williams Sonoma/Jamesburg Project; and

Docket No. QO22070444 – In the Matter of the Petition of Pivot Energy for an Extension of the Expiration Dates of Two Projects in the Transition Incentive Program Located at 152 US Highway 206 Hillsborough Township NJSTRE1547393209 NJSTRE1547393282.

The Board will receive a litigation update regarding a pending matter before the Superior Court of New Jersey, Appellate Division, Docket Number: A-003818-22.



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CONSENT AGENDA FOR BOARD MEETING
The meeting will be held on
Wednesday, October 25, 2023 – 10:00 a.m.

Open to the Public: Board Hearing Room, 1st Floor, 44 South Clinton Avenue, Trenton
or available to Watch Online:
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I. AUDITS

A. Energy Agent, Private Aggregator and/or Energy Consultant Initial Registrations

EE23050283L	Enel X Advisory Services USA, LLC	I – EA
EE23080565L	JE Grant Associates, LLC	I – EA/PA/EC
GE23080566L	EnergyPlus Solutions	

These matters relate to applications for an initial registration as an energy agent, private aggregator, and/or energy consultant.

II. ENERGY

NO ITEMS FOR CONSIDERATION

III. CABLE TELEVISION

A. Docket No. CE23040210 – In the Matter of the Verified Petition of CSC TKR, LLC for Renewal of a Certificate of Approval to Continue to Operate and Maintain a Cable Television System in the Borough of Hamburg, County of Sussex, State of New Jersey.

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

IV. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

V. WATER

NO ITEMS FOR CONSIDERATION

VI. RELIABILITY AND SECURITY

A. Docket Nos. GS23090684K, GS23090685K, GS23090686K, GS23090687K, GS23090688K, GS23090689K, GS23090690K, GS23090691K, GS23090692K, GS23090693K, GS23090694K, GS23090695K, GS23090696K, GS23090697K, GS23090698K, GS23090699K, GS23090700K, GS23090701K, GS23090702K, GS23090703K, GS23090704K, GS23090705K, GS23090706K, GS23090707K, and GS23090708K – 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 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

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

A. Approval for the April 12, 2023 Minutes;
Approval for the May 10, 2023 Minutes; and
Approval for the May 24, 2023 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 – FERC Docket No. ER22-2200-000, Atlantic City Electric Company, PJM Interconnection, L.L.C. – **Executive Session.**

The Board will consider whether to support a settlement agreement.

- B.** Docket No. GC18111234 – In the Matter of the Verified Petition of The College of New Jersey for Relief from a Penalty Assessed by Public Service Electric & Gas Company.

The Board will consider designating a new Presiding Officer and revising the procedural schedule.

- C.** Docket No. ER23050273 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of Electric and Gas Rate Adjustments Pursuant to the Energy Strong II Program.

The Board will consider Public Service Electric and Gas Company's Energy Strong II May 2023 rate filing. The parties executed a stipulation which, if approved by the Board, would result in an average monthly increase of \$0.32 for a typical residential electric customer.

3. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

4. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

5. WATER

- A.** Docket No. WR23050288 – In the Matter of the Petition of Middlesex Water Company for Approval of a Foundational Filing for Establishing a Distribution System Improvement Charge.

The Board will consider Middlesex Water Company's request to establish a Distribution System Improvement Charge ("DSIC") pursuant to N.J.A.C. 14:9-10.4. The parties executed a stipulation which, if approved by the Board, would result in a maximum monthly DSIC surcharge of \$3.23 for a residential customer with a 5/8 inch meter.

6. RELIABILITY AND SECURITY

- A.** Docket No. GS23080583 – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 to 91 by RVC Construction, LLC.

The Board will consider the issuance of a Final Order of Penalty Assessment pursuant to N.J.A.C. 14:2-6.6 regarding a probable violation of the Underground Facility Protection Act, N.J.S.A. 48:2-73 to 91 by RVC Construction, LLC.

7. CUSTOMER ASSISTANCE

- A.** Docket No. EO23050278 – In the Matter of the Energy Assistance Grant as Authorized Under N.J.S.A. 48:2-29.39 and N.J.S.A. 46:30B-74(b) – Payment Assistance for Gas and Electric (PAGE) Program – **Executive Session.**

The Board will consider awarding a contract to a non-profit organization to administer the Board's Payment Assistance for Gas and Electric Program.

8. CLEAN ENERGY

- A. Docket No. QO20080561 – In the Matter of a Memorandum of Understanding Between the Board and the New Jersey Economic Development Authority Regarding Funding for the Wind Innovation and New Development Institute – **Executive Session.**

The Board will consider entering into a Memorandum of Understanding with the New Jersey Economic Development Authority regarding the use of money allocated from the Clean Energy Program budget to provide funding to the Wind Innovation and New Development Institute.

- B. Docket No. QO20080562 – In the Matter of a Memorandum of Understanding Between the Board and the New Jersey Economic Development Authority Regarding Funding for the Expansion of the Clean Energy Innovation Economy in New Jersey – **Executive Session.**

The Board will consider entering into a Memorandum of Understanding with the New Jersey Economic Development Authority (NJEDA) regarding the use of money allocated from the Clean Energy Program budget to provide funding for New Jersey's Clean Energy and Clean Tech Ecosystem, which will be administered by the NJEDA.

- C. Docket No. EO12090832V – In the Matter of the Implementation of L. 2012, c. 24, the Solar Act of 2012;

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

Docket No. QO20120756 – Parker Road Solar Farm, LLC – Application for Solar Act Subsection (t), Block 37, Lots 15, 16, 16.01 & 16.03.

The Board will consider the CEP Renewables petition requesting Transition Renewable Energy Certificate eligibility for Parker Road Solar Farm Subsection (t) application.

- D. Docket No. EO12090832V – In the Matter of the Implementation of L. 2012, c. 24, the Solar Act of 2012;

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

Docket No. QO21081089 – ESKY Solar – Application for Solar Act Subsection (t), Block 57, Lot 9 (Partial), Lot 12, Lot 12.01 and Lot 13.

The Board will consider the NJR Clean Energy Ventures III Corporation's petition requesting Transition Renewable Energy Certificate eligibility for the Henry Harris Landfill application.

8. CLEAN ENERGY (CONT'D)

- E.** Docket No. QO18060646 – In the Matter of the Community Solar Energy Pilot Program;

Docket No. QO20080556 – In the Matter of the Community Solar Energy Pilot Program Year 2 Application Form and Process;

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

Docket No. QO22110708 – In the Matter of the Verified Petition of Pennsville Landfill Solar, LLC for Approval of an Extension of the Community Solar Energy Pilot Program Year 2 Project Completion Deadline for Pennsville Landfill Solar Projects (A) and (C);

Docket No. QO23080623 – In the Matter of the Petition of GreenPower Developers, LLC for Extension of Commercial Operation Deadline for Conditionally Approved Year 2 Community Solar Project Under Docket No. QO21020564 Due to Delays in Utility Upgrade Plan and Uncertainty in Timing and Cost of Utility Costs;

Docket No. QO21020474 – Community Solar Energy Pilot Program Year 2 – Solar Landscape Development, LLC – 1300 Wheaton Avenue; and

Docket No. QO21020475 – Community Solar Energy Pilot Program Year 2 – Solar Landscape Development, LLC – 1401 Wheaton Avenue.

The Board will consider petitions requesting extensions to the Transition Incentive Program completion deadline from participants in Program Year 2 of the Community Solar Energy Pilot Program.

- F.** Docket No. QO22080481 – In the Matter of the Opening of New Jersey's Third Solicitation for Offshore Wind Renewable Energy Certificates (OREC).

The Board will consider Staff's recommendation regarding the prebuild infrastructure proposals received in the third offshore wind solicitation.

- G.** 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.

The Board will consider revising the term of the second triennium of energy efficiency and peak demand reduction programs and providing related guidance.

8. CLEAN ENERGY (CONT'D)

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

Docket No. QO22080475 – In the Matter of Request for Extension of TREC Eligibility by Advanced Solar Products Inc. for HP Scotch Road, LLC NJSTRE1547357945;

Docket No. QO22080487 – In the Matter of the Request for Extension of TREC Eligibility for TI Application Number NJSTRE1547322414, Liberty Drug, 195 Main Street, Chatham Township, Morris County, New Jersey 07928;

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Docket No. QO22040259 – In the Matter of Request for Waiver and Extension of Time to Complete NJSTRE1547253964 in Transition Incentive Program – Pivot Energy Commercial Solar, LLC for Williams Sonoma/Jamesburg Project; and

Docket No. QO22070444 – In the Matter of the Petition of Pivot Energy for an Extension of the Expiration Dates of Two Projects in the Transition Incentive Program Located at 152 US Highway 206 Hillsborough Township NJSTRE1547393209 NJSTRE1547393282 – **Executive Session.**

The Board will receive a litigation update regarding a pending matter before the Superior Court of New Jersey, Appellate Division, Docket Number: A-003818-22.

9. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION