

Niagara Mohawk

A National Grid Company



Petition

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Jeremy J. Euto
Associate Counsel
2004 OCT 21 PM 12:41

VIA AIRBORNE EXPRESS

October 20, 2004

Honorable Jaclyn A. Brillling
Secretary
State of New York
Public Service Commission
Three Empire State Plaza, 19th Floor
Albany, NY 12223-1350

Orig-Files
C 04-M-1177
copies:

Ms. M. Farley (w/letter)
Mr. J. Callahan
Ms. J. Cleary

Re: **Case No. 04-M-1177 - Joint Petition of Niagara Mohawk Power Corporation and National Grid Communications, Inc. for Approval to Authorize Attachment of Cingular Wireless Facilities to Niagara Mohawk Electric Transmission Facilities, filed September 30, 2004**

ERRATA

Dear Secretary Brillling:

I am writing in connection with Niagara Mohawk Power Corporation's ("Niagara Mohawk's") petition in the above-referenced matter (the "Petition"). Upon subsequent review, Niagara Mohawk's environmental department has concluded that the Article VII Certificate described on Page 3, Paragraph 14 of the petition does not, in fact, apply to the site of the proposed Cingular Wireless attachment. Please be advised that Page 3, Paragraph 14 of the subject petition should read "The Wireless Attachment is not located on an Article VII right of way." Further page 2 of Exhibit "1" of the Petition should be checked "No" rather than "Yes". Finally, on page 2 of Exhibit "2", the first two rows of the "Environmental" section should be checked "N/A".

Please remove and discard page 3 of the petition, page 2 of the Exhibit "1", and page 2 of Exhibit "2" and replace with the enclosed replacement pages.

Five copies of this submittal are included, along with a duplicate of this letter. Kindly acknowledge receipt of this filing by date-stamping as received the enclosed duplicate copy of this letter and returning it in the enclosed, self-addressed envelope.

Respectfully submitted,

Jeremy J. Euto

cc: Maureen Farley, Esq.
Gregory Hale, Esq.

300 Erie Boulevard West
Legal Department A-3
Syracuse, NY 13202
315.428.3310 Fax: 315.460.8031
jeremy.euto@us.ngrid.com

13. Niagara Mohawk's point of contact for site construction/restoration is:

Michael Ludovico
Niagara Mohawk Power Corporation
300 Erie Blvd. West
Syracuse, New York 13202
315-428-6688

14. The Wireless Attachment is not located on an Article VII right of way.

15. Since there are no other facilities located on this electric transmission tower, there were no opportunities for co-location with an existing wireless service provider.

16. Niagara Mohawk, in its October 7, 2002 petition to the Commission in Case 02-M-1288, stated that the "occupancy fees ... will be captured in Prime Account 611.00 Rents from Electric Property – Transmission." Niagara Mohawk will account for occupancy fees from the attachments under this Petition in the same manner, i.e., capturing such fees as Rents from Electric Property. Since the October 7, 2002 petition, however, Niagara Mohawk has changed its accounting code block to resemble FERC accounting. Since Niagara Mohawk has eliminated the mapping to Prime Account 611.00, we are accounting for such occupancy fees directly under the corresponding FERC account 454 – Rent from Electric Property.

Site Name: Gridcom S02001

Location: Freemont

Niagara Mohawk Wireless Attachment Checklist

ESB #106
Attachment #1
09/13/2004

	Accepted		
	Yes	No	n/a
Property Rights			
Niagara Mohawk fee owned property			
Are add'l property rights req'd			
Reviewed by: _____ date: _____ comments attached []			
Environmental			
Article VII right-of-way - Installation of Wireless Facilities would not affect conformance with Article VII Certificate.			✓
Article VII right-of-way - Any required supplement to the Environmental Mngt. & Construction Plan (EM&CP) is submitted herein.			✓
Licensee prepared Environmental Assessment Form (EAF) reviewed and acceptable	✓*		
Reviewed by: <u>Scott Shupe</u> date: <u>8/2/04</u> comments attached [] <i>Reaffirmed Scott Shupe 10/13/04</i> * Permits issued by NYSDEC & Town of Monticello based on C&S work.			
Design, Construction Dwg., and Reliability Review			
Drawing review - General Arrangement & Design details acceptable			
Tower structural analysis acceptable			
Wireless attachment details acceptable			
Coax cable routing & mounting details acceptable			
Tower & electrical system access acceptable			
Site utility improvements acceptable			
Site access improvements acceptable			
Reviewed by: _____ date: _____ comments attached []			
Reviewed by: _____ date: _____ comments attached []			
Site grounding plan acceptable			
Reviewed by: _____ date: _____ comments attached []			
There are no significant adverse impacts to the reliability of the Transmission System			
Reviewed by: _____ date: _____ comments attached []			

8. Property Owned:

Owner: Niagara Mohawk Power Corporation. The property is owned in fee. Deed dated September 24, 1964 from Bianche A. Neider to NMPC recorded in the Onondaga County's Clerk's Office in Book 2217 of Deeds at Page 283. Doc. 145216 and 145218.

Article VII Right of Way Yes _____ No X

9. Access Requirements:

Tower #98 is located on land owned in fee by NMPC.

Tower #98 is located outside of the railroad right-of way and cannot be accessed from Pencee Lane under any of NMPC's existing rights. A double circuit 115 kV line and Telergy and MCI fiber optic cables also occupy the right-of-way in this location.

Access is off of Pencee Lane. Wireless Service Provider has secured an easement for vehicular access from the public right of way to NMPC land owned in fee. The easement has been executed by Grantor (Linda Myers) and Grantee (Southwestern Bell Mobile Systems, LLC).

NGrid shall have unescorted access to NGrid's ground level facilities, subject to prior notification. Unless otherwise approved by NMPC, access to the electric transmission tower shall be restricted to NMPC personnel only.

10. NMPC Contact for Emergency Access:

Planned/Scheduled Access:

Primary: Shift Supv. Central Region Control Ctr. (315) 460-2421
Operations: Tom Turo (315) 452-7516
T&D: John Spink (315) 452-7505

Emergency/Unplanned Access:

Primary: Shift Supv. Central Region Control Ctr. (315) 460-2421
Alternate: Tom Turo (315) 452-7516

11. Gridcom Emergency Contact:

(877) 633-1010

12. Gridcom address for Notice Purposes:

National Grid Communications Inc., 25 Research Drive, Westborough, MA 01582
Attn: Keith Tornifoglio

13. Gridcom address for Billing Purposes:

National Grid Communications Inc., 25 Research Drive, Westborough, MA 01582
Attn: Accounts Payable