

Posted: October 27, 2015
4:00 PM
Donna Nickerson
REVISED: October 28, 2015
2:00 PM
Donna Nickerson
REVISED: October 30, 2015
Donna Nickerson
3:00 PM

BEFORE THE PUBLIC SERVICE COMMISSION

AGENDA

November 3, 2015

***THIS MEETING WILL NOT BE CONDUCTED BY VIDEOCONFERENCE.
THIS MEETING WILL BE VIDEO STREAMED LIVE AT 1:00 PM.***

I. Call Meeting to Order - 1:00 PM, Dover

II. Reading of the Meeting Minutes:

- [October 20, 2015](#)

III. CONSENT AGENDA:

1. IN THE MATTER OF THE APPLICATION OF MIDAMERICAN ENERGY SERVICES, LLC FOR A CERTIFICATE TO PROVIDE ELECTRIC SUPPLY SERVICES WITHIN THE STATE OF DELAWARE (SUBMITTED JULY 15, 2015; FILED OCTOBER 21, 2015) - PSC DOCKET NO. 15-1122
-

Commission to consider:

- Application (PREVIOUSLY SENT)
- [Staff Memorandum](#)
- Proposed [Order No. 8809](#) which would approve MidAmerican Energy Services, LLC for a certificate to provide electric supply services within the State of Delaware.

2. IN THE MATTER OF THE APPLICATION OF CHESAPEAKE UTILITIES CORPORATION FOR APPROVAL OF A CHANGE IN ITS GAS SALES SERVICE RATE ("GSR") TO BE EFFECTIVE NOVEMBER 1, 2015 (FILED SEPTEMBER 1, 2015) - PSC DOCKET NO. 15-1362
-

Commission to consider:

- Application (PREVIOUSLY SENT)
- Proposed [Order No. 8811](#) which would assign the matter to Hearing Examiner R. Campbell Hay.

3. IN THE MATTER OF THE APPLICATION OF ARTESIAN WASTEWATER MANAGEMENT, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WASTEWATER SERVICES PURSUANT TO 26 DEL. C. §203D ("NORTH SUSSEX") (FILED SEPTEMBER 24, 2015) - PSC DOCKET NO. 15-1422
-

Commission to consider:

- Application (PREVIOUSLY SENT)
- [Staff Memorandum](#)
- Proposed [Order No. 8810](#) which would grant Artesian Wastewater Management, Inc.'s request for a Certificate of Public Convenience and Necessity to provide wastewater services to ten parcels of land in Sussex County, Delaware.

REGULAR AGENDA:

1. IN THE MATTER OF THE CORRECTIVE ACTION ORDER ISSUED TO IACONO - SUMMER CHASE APTS. L.P. IN ACCORDANCE WITH 26 DEL. ADMIN. C. §8001 (Filed October 30, 2015)

Commission to consider:

- [Staff Memorandum](#)
- Proposed Order No. 8813 which would issue a Corrective Action Order to Iacono - Summer Chase Apts. L.P. to immediately begin increased regular monitoring of the safety of its gas distribution system at Village of Canterbury, 9000 Rembrandt Circle, Newark, DE 19711, and simultaneous replacement of this system within the stated timeframe. **PLEASE NOTE: THIS WILL BE SENT AT A LATER DATE.**

****THIS ITEM WAS ADDED AFTER THE INITIAL AGENDA POSTING BECAUSE ITEM REFLECTS A PUBLIC SAFETY CONCERN THAT WAS UNKNOWN AND REQUIRES IMMEDIATE COMMISSION ACTION TO RESOLVE.**

2. IN THE MATTER OF THE PETITION OF THE DELAWARE DIVISION OF THE PUBLIC ADVOCATE AND THE CAESAR RODNEY INSTITUTE TO REQUEST THE PUBLIC SERVICE COMMISSION TO AMEND 26 DEL. ADMIN. C. § 3008-3.2.21 TO ISSUE REGULATIONS GOVERNING WHEN A FREEZE OF THE MINIMUM PERCENTAGES OF ELIGIBLE ENERGY RESOURCES AND SOLAR PHOTOVOLTAICS MAY BE DECLARED PURSUANT TO 26 DEL.C. § 354(i) and (j) (FILED OCTOBER 2, 2015 AND OCTOBER 12, 2015) - PSC DOCKET NO. 15-1462
-

Commission to consider:

- [Petition of the Delaware Division of the Public Advocate.](#)
- [Petition of the Caesar Rodney Institute.](#)

- [Petition of the Delaware Department of Natural Resources and Environmental Control for Leave to Intervene.](#)
- [Joint Motion of Staff and Delaware Department of Natural Resources and Environmental Control](#) Requesting that the Commission Deny the Petitions of the Delaware Division of the Public Advocate and the Caesar Rodney Institute.
- Proposed [Order No. 8807 denying the Petitions](#) of the Delaware Division of the Public Advocate and the Caesar Rodney Institute and closing docket.
- ****Proposed [Order No. 8807 granting the Petitions](#) of the Delaware Division of the Public Advocate and the Caesar Rodney Institute, reopen Regulation Docket No. 56, Commission Staff to draft proposed regulations for publication in the Register of Regulations and directing Staff to convene a workshop for interested parties to discuss the proposed regulations.**

****THIS ITEM WAS ADDED AFTER THE INITIAL AGENDA POSTING DUE TO RECENT RECEIPT OF THE DELAWARE DIVISION OF THE PUBLIC ADVOCATE'S RESPONSE IN DOCKET NO. 15-1462 WHICH IS ESSENTIAL FOR COMMISSION CONSIDERATION.**

3. IN THE MATTER OF THE APPLICATION OF DELMARVA POWER & LIGHT COMPANY FOR APPROVAL OF THE 2016 PROGRAM FOR THE PROCUREMENT OF SOLAR RENEWABLE ENERGY CREDITS (FILED OCTOBER 8, 2015) - PSC DOCKET NO. 15-1472
-

Commission to consider:

- Proposed [Order No. 8808](#) opening the docket and scheduling written comments and hearing schedule.

4. IN THE MATTER OF THE COMMISSION'S INVESTIGATION INTO WHETHER ERNEST P. TIMMONS OR E.A. TIMMONS MOBILE HOMES, INC. IS UNLAWFULLY OPERATING AS A PUBLIC UTILITY (OPENED MARCH 11, 2015) - PSC DOCKET NO. 15-0859
-

Commission to consider:

- [Staff Memorandum.](#)
- Proposed [Order No. 8812](#) which would rescind the delegation of authority to the Hearing Examiner.

IV. **HEARING SCHEDULE:**

V. **PUBLIC COMMENT:**

VII. DIRECTOR'S COMMENTS:

Administrative Matters:

- Evidentiary Hearing, Delmarva Power & Light Company, Environmental Surcharge Rider ("ESR"), November 24, 2015, 1:00 P.M., Dover Office.
- November 24, 2015 Commission Meeting

N O T I C E

Pursuant to 29 Del. C. §10004(e) (2), this Agenda may be changed to include additional items including executive sessions or to delete items that arise at the time of the Commission meeting.

Commission Staff or other parties may provide the Commission with Proposed Orders to help expedite the administrative process; however, the Commission will consider each Agenda item independently, determine any appropriate actions and may approve, revise or reject any Proposed Orders consistent with the Commission's determination.

During the Meeting, an executive session closed to the public may be called for certain purposes, including, but not limited to, strategy sessions to discuss pending or potential litigation, discussions of confidential documents, and certain personnel matters.

Items marked with an "***" were added following the initial Agenda posting. An explanation for their addition to the Agenda is included following the description of the particular item.

Interested persons should contact the Commission at 1-800-282-8574 (within Delaware) for information or questions about the Agenda. The Agenda may also be viewed, after posting, at the Commission's Internet website found at dep.sc.delaware.gov.