

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. SP-8250, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of  
Application of Sweet Tea Solar, LLC, for a ) ORDER ISSUING CERTIFICATE  
Certificate of Public Convenience and ) AND ACCEPTING REGISTRATION  
Necessity to Construct a 5-MW Solar ) OF NEW RENEWABLE ENERGY  
Facility in Craven County, North Carolina ) FACILITY

BY THE COMMISSION: On August 5, 2016, Sweet Tea Solar, LLC (Applicant), filed an application seeking a certificate of public convenience and necessity (certificate) pursuant to G.S. 62-110.1(a) for construction of a 5-MW<sub>AC</sub> solar photovoltaic electric generating facility to be located off of Beaman Road, approximately 324 feet north of the intersection of Beaman Road and Old U.S. Highway 70W, New Bern, Craven County, North Carolina. The Applicant plans to sell the electricity generated by this facility to Duke Energy Progress, LLC (DEP).

Contemporaneously with the application, the Applicant filed a registration statement for a new renewable energy facility. The registration statement included certified attestations that: (1) the facility is in substantial compliance with all federal and state laws, regulations, and rules for the protection of the environment and conservation of natural resources; (2) the facility will be operated as a new renewable energy facility; (3) the Applicant will not remarket or otherwise resell any renewable energy certificates sold to an electric power supplier to comply with G.S. 62-133.8; and (4) the Applicant will consent to the auditing of its books and records by the Public Staff insofar as those records relate to transactions with North Carolina electric power suppliers.

On August 10, 2016, the Commission issued an Order Requiring Publication of Notice.

On August 26, 2016, a complaint was filed by Edwin Brown regarding the proposed solar facility.

On September 30, 2016, the State Clearinghouse filed comments. Because of the nature of the comments, the cover letter indicated that the Department of Natural and Cultural Resources had requested additional information.

On October 7, 2016, and again on October 10, 2016, the Applicant filed a verified certificate of service stating that the application and the related public notice were provided to DEP on August 10, 2016.

On October 14, 2016, a letter was filed by Edwin Brown withdrawing his complaint filed on August 26, 2016.

On October 21, 2016, the State Clearinghouse filed comments. Because of the nature of the comments, the cover letter indicated that no further State Clearinghouse review action by the Commission was required for compliance with the North Carolina Environmental Policy Act.

On November 4, 2016, the Applicant filed an affidavit of publication from The Sun Journal (New Bern, North Carolina) stating that the publication of notice was completed on September 3, 2016.

The Public Staff filed its recommendation on November 10, 2016. The Public Staff stated that it had reviewed the application and determined it to be in compliance with the requirements of G.S. 62-110.1(a) and Commission Rule R8-64. The Public Staff further stated that the registration statement contains the certified attestations required by Commission Rule R8-66(b). Therefore, the Public Staff recommended approval of the certificate and registration for the facility.

After careful consideration, the Commission finds good cause to approve the application and issue the attached certificate for the proposed solar photovoltaic electric generating facility. The Commission further finds good cause, based upon the foregoing and the entire record in this proceeding, to accept registration of the facility as a new renewable energy facility. The Applicant shall annually file the information required by Commission Rule R8-66 on or before April 1 of each year and will be required to participate in the NC-RETS REC tracking system (<http://www.ncrets.org>) in order to facilitate the issuance of RECs.

IT IS, THEREFORE, ORDERED as follows:

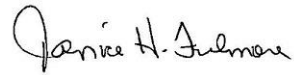
1. That the application of Sweet Tea Solar, LLC, for a certificate of public convenience and necessity shall be, and is hereby, approved.
2. That Appendix A shall constitute the certificate of public convenience and necessity issued to Sweet Tea Solar, LLC, for the 5-MW<sub>AC</sub> solar photovoltaic electric generating facility located off of Beaman Road, approximately 324 feet north of the intersection of Beaman Road and Old U.S. Highway 70W, New Bern, Craven County, North Carolina.
3. That the registration statement filed by Sweet Tea Solar, LLC, for its solar photovoltaic facility located in Craven County, North Carolina, as a new renewable energy facility, shall be, and is hereby, accepted.

4. That Sweet Tea Solar, LLC, shall annually file the information required by Commission Rule R8-66 on or before April 1 of each year.

ISSUED BY ORDER OF THE COMMISSION.

This the 14<sup>th</sup> day of November, 2016.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in cursive script that reads "Janice H. Fulmore".

Janice H. Fulmore, Deputy Clerk

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. SP-8250, SUB 0

Sweet Tea Solar, LLC  
34 Wall Street, Suite 604  
Asheville, North Carolina 28801

is hereby issued this

**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
PURSUANT TO G.S. 62-110.1**

for a 5-MW<sub>AC</sub> solar photovoltaic electric generating facility

located

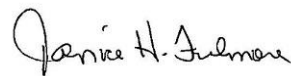
off of Beaman Road, approximately 324 feet north of the intersection of Beaman Road  
and Old U.S. Highway 70W, New Bern, Craven County, North Carolina,

subject to all orders, rules, regulations and conditions  
as are now or may hereafter be lawfully made  
by the North Carolina Utilities Commission.

ISSUED BY ORDER OF THE COMMISSION.

This the 14<sup>th</sup> day of November, 2016.

NORTH CAROLINA UTILITIES COMMISSION



Janice H. Fulmore, Deputy Clerk