

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-7885, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of
Application of Lexington 64 Farm, LLC,) ORDER ISSUING CERTIFICATE
for a Certificate of Public Convenience) AND ACCEPTING REGISTRATION
and Necessity to Construct a 5-MW Solar) OF NEW RENEWABLE ENERGY
Facility in Davidson County, North Carolina) FACILITY

BY THE COMMISSION: On May 12, 2016, Lexington 64 Farm, LLC (Applicant), filed an application seeking a certificate of public convenience and necessity pursuant to G.S. 62-110.1(a) for construction of a 5-MW_{AC} solar photovoltaic electric generating facility to be located west of Kepley Road, southwest of the intersection with U.S. Route 64, and north of the intersection with Jo-Jo Lane, Lexington, Davidson County, North Carolina. The Applicant plans to sell the electricity generated by this facility to Duke Energy Carolinas, LLC (DEC).

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 May 17, 2016, the Commission issued an Order Requiring Publication of Notice.

On May 19, 2016, the Applicant filed a verified certificate of service stating that the application and the related public notice were provided to DEC on May 19, 2016.

On June 21, 2016, the Applicant filed an affidavit of publication from The Dispatch (Lexington, North Carolina) stating that the publication of notice was completed on June 11, 2016. No complaints have been received.

On June 23, 2016, July 5, 2016, and October 4, 2016, the State Clearinghouse filed comments. Because of the nature of the comments, the October 4, 2016, cover letter indicated that no further State Clearinghouse review action by the Commission was required for compliance with the North Carolina Environmental Policy Act.

The Public Staff presented this matter to the Commission at its Regular Staff Conference on October 31, 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. Therefore, the Public Staff recommended approval of the certificate 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 Lexington 64 Farm, 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 Lexington 64 Farm, LLC, for the 5-MW_{AC} solar photovoltaic electric generating facility located west of Kepley Road, southwest of the intersection with U.S. Route 64, and north of the intersection with Jo-Jo Lane, Lexington, Davidson County, North Carolina.

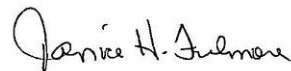
3. That the registration statement filed by Lexington 64 Farm, LLC, for its solar photovoltaic facility located in Davidson County, North Carolina, as a new renewable energy facility, shall be, and is hereby, accepted.

4. That Lexington 64 Farm, 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 31st day of October, 2016.

NORTH CAROLINA UTILITIES COMMISSION



Janice H. Fulmore, Deputy Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-7885, SUB 0

Lexington 64 Farm, LLC
50101 Governors Drive, Suite 280
Chapel Hill, North Carolina 27517

is hereby issued this

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

for a 5-MW_{AC} solar photovoltaic electric generating facility

located

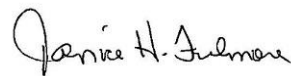
west of Kepley Road, southwest of the intersection with U.S. Route 64, and north of the intersection with Jo-Jo Lane, Lexington, Davidson County, North Carolina,

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 31st day of October, 2016.

NORTH CAROLINA UTILITIES COMMISSION



Janice H. Fulmore, Deputy Clerk