

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. SP-8170, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of  
Application of Flatwood Farm, 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 Chatham County, North Carolina ) FACILITY

BY THE COMMISSION: On July 26, 2016, Flatwood 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<sub>AC</sub> solar generating facility to be located on the north side of Corinth Road, west of the intersection with Dickens Farm Road, Township of Cape Fear, Chatham County, North Carolina. The Applicant plans to sell the electricity 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 July 29, 2016, the Commission issued an Order Requiring Publication of Notice.

On August 1, 2016, the Applicant filed a certificate of service stating that a copy of the Application and the related public notice were provided to DEP on August 1, 2016.

On September 6, 2016, the Applicant filed an affidavit of publication from The Chatham News (Siler City, North Carolina) stating that the publication of notice was completed on August 25, 2016. No complaints have been received.

On September 9, 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.

The Public Staff presented this matter to the Commission at its Regular Staff Conference on September 26, 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.

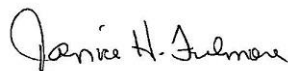
IT IS, THEREFORE, ORDERED as follows:

1. That the application of Flatwood 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 Flatwood Farm, LLC, for the 5-MW<sub>AC</sub> solar generating facility to be located on the north side of Corinth Road, west of the intersection with Dickens Farm Road, Township of Cape Fear, Chatham County, North Carolina.
3. That the registration statement filed by Flatwood Farm, LLC, for its solar photovoltaic facility located in Chatham County, North Carolina, as a new renewable energy facility, shall be, and is hereby, accepted.
4. That Flatwood 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 27<sup>th</sup> day of September, 2016.

NORTH CAROLINA UTILITIES COMMISSION



Janice H. Fulmore, Deputy Clerk

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. SP-8170, SUB 0

Flatwood 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<sub>AC</sub> solar photovoltaic electric generating facility

located

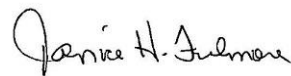
on the north side of Corinth Road, west of the intersection with Dickens Farm Road,  
Township of Cape Fear, Chatham County, North Carolina,

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 27<sup>th</sup> day of September, 2016.

NORTH CAROLINA UTILITIES COMMISSION



Janice H. Fulmore, Deputy Clerk