

Docket No. SP-11723, Sub 0

EXHIBIT C

to Rebuttal Testimony of Cullen Morris

DECOMMISSIONING PLAN

## **Decommissioning Plan**

Decommission Plan for Apex Solar, LLC ("Facility"), located at Pony Barn Road, Lawndale, NCC 28090.

Prepared and Submitted by Apex Solar, LLC, the owner of Apex Solar

This decommissioning plan is presented as required by Subsection 12-160(f) of the Cleveland County Code.

Decommissioning will occur as a result of any of the following conditions:

1. The land lease ends
2. The system does not produce power for 12 months
3. The system is damaged and will not be repaired or replaced

The owner of the Facility, as provided for in its lease with the landowner, will do the following as a minimum to decommission the project.

1. Remove all non-utility owned equipment, conduits, structures, fencing, and foundations to a depth of at least three feet below grade.
2. Remove all graveled areas and access roads unless the owner of the leased real estate requests in writing for it to stay in place.
3. Restore the land to a condition reasonably similar to its condition before SES development, including replacement of top soil removed or eroded.
4. Re-vegetate any cleared areas with warm season grasses that are native to the Piedmont region, unless requested in writing by the owner of the real estate to not re-vegetate due to plans for agricultural planting.

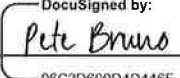
All said removal and decommissioning shall occur within 12 months of the facility ceasing to produce power for sale.

The Facility Owner, currently Apex Solar, LLC, is responsible for this decommissioning. Nothing in this plan relieves any obligation that the real estate property

owner may have to remove the facility as outlined in the Conditional Use Permit in the event the operator of the facility does not fulfill this obligation.

The owner of the Facility will provide the Cleveland County Planning Department and the Register of Deeds with an updated signed decommissioning plan within 30 days of change in the Facility Owner.

This plan may be modified from time to time and a copy of any modified plans will be provided to the planning staff and filed with the Register of Deeds by the party responsible for decommissioning.

Facility Owner Signature:  *Pete Bruno* Authorized Person on behalf of Apex Solar, LLC  
Date: 9/21/2018

Landowner signature pages attached.

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Facility Owner Signature: \_\_\_\_\_ *Authorized Person on behalf of Apex Solar, LLC*

Date: \_\_\_\_\_

Landowner (if different) Signature: *Joan Y. Elliott*

Date: *June 1 2019*

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Facility Owner Signature: \_\_\_\_\_ *Authorized Person on behalf of Apex Solar, LLC*

Date: \_\_\_\_\_

Landowner (if different) Signature: *Dennis Dale Peter Elizabeth Peeler*

Date: *6-1-18*

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This plan may be modified from time to time and a copy of any modified plans will be provided to the planning staff and filed with the Register of Deeds by the party responsible for decommissioning.

Facility Owner Signature: \_\_\_\_\_ *Authorized Person on behalf of Apex Solar, LLC*

Date: \_\_\_\_\_

Landowner (if different) Signature: *D. Leonard*

Date: *6-14-18*