

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-218, SUB 551

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Application by Aqua North Carolina, Inc., for)	
Transfer of the Water Utility System Serving)	
Northgate Subdivision in Wake County, North)	NOTICE OF COMPLETE
Carolina to the Town of Fuquay-Varina via Lear)	APPLICATION
Corporation, Owner Exempt from Regulation)	

BY THE PRESIDING COMMISSIONER: On October 6, 2021, Aqua North Carolina, Inc. (Aqua or Applicant), filed with the Commission an application seeking to transfer the water utility system serving Northgate Subdivision in Wake County, North Carolina to the Town of Fuquay-Varina via Lear Corporation, Owner Exempt from Regulation (Application), in accordance with N.C. Gen. Stat. § 62-111.

On June 30, 2023, North Carolina Session Law 2023-67, entitled “An Act to Expedite Transfer of Water or Wastewater Public Utilities” (the Act), was signed into law by Governor Roy Cooper, having been previously ratified by the North Carolina General Assembly. The Act provides timelines for the Commission’s consideration of applications for grants or transfers of certificates of public convenience and necessity (CPCN) for certain water and wastewater systems.

Section 1.(b) of the Act applies to applications for the grant or transfer of CPCNs for water and wastewater systems currently pending before the Commission as of June 30, 2023. Among other things, this section requires the Commission to provide notice by July 31, 2023, whether any pending application is complete.

On June 30, 2023, the Commission issued an Order Requiring Report of the Public Staff and Initiating Rulemaking Proceeding which, in part, directed the Public Staff to file on or before July 25, 2023, whether each application identified by the Public Staff as subject to the provisions of Section 1.(b) of the Act are complete and identifying any deficiency in any identified application that is not complete.

On July 20, 2023, the Public Staff filed a report providing a list of pending applications for the grant or transfer of a certificate of public convenience and necessity (CPCN) subject to Section 1.(b) of the Act.

On July 25, 2023, the Public Staff filed a letter with the Commission recommending that the Commission determine that Aqua’s application to transfer the water system in Northgate Subdivision in Wake County to the Town of Fuquay-Varina is complete.

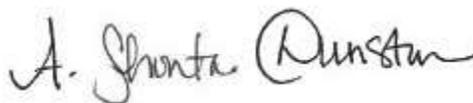
Based on the foregoing and the entire record in this proceeding, the Presiding Commissioner finds good cause to determine that the Application in this matter is complete and that all parties to this matter are hereby provided notice of same.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 31st day of July, 2023.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink that reads "A. Shonta Dunston". The signature is written in a cursive style with a large, stylized "D" at the end.

A. Shonta Dunston, Chief Clerk