

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

**STAFF CONFERENCE AGENDA  
March 1, 2021**

***IMPORTANT NOTE: STAFF CONFERENCE  
WILL BE CONDUCTED VIA WEBEX.  
INSTRUCTIONS FOR PARTICIPATION AND A LINK TO VIEW  
THE MEETING WILL BE POSTED ON THE COMMISSION'S  
WEBSITE, NCUC.NET***

**COMMISSION STAFF**

NO AGENDA ITEMS

**PUBLIC STAFF**

**D. ELECTRIC**

- P1. [DOCKET NO. EC-47, SUB 46 – WAKE ELECTRIC MEMBERSHIP CORPORATION – APPLICATION FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT A 230-KV TRANSMISSION LINE IN WAKE COUNTY, NORTH CAROLINA EXHIBIT NO. P-1](#)

**E. WATER**

- P1. [DOCKET NO. W-218, SUB 462 – AQUA NORTH CAROLINA, INC. – NOTIFICATION OF INTENTION TO BEGIN OPERATIONS IN CONTIGUOUS SERVICE AREA EXHIBIT NO. P-2](#)
- P2. [DOCKET NO. W-218, SUB 509 – AQUA NORTH CAROLINA, INC. – APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY EXHIBIT NO. P-3](#)
- P3. [DOCKET NO. W-218, SUB 532 – AQUA NORTH CAROLINA, INC. – NOTIFICATION OF INTENTION TO BEGIN OPERATIONS IN CONTIGUOUS SERVICE AREA EXHIBIT NO. P-4](#)
- P4. [DOCKET NO. W-218, SUB 534 – AQUA NORTH CAROLINA, INC. – NOTIFICATION OF INTENTION TO BEGIN OPERATIONS IN CONTIGUOUS SERVICE AREA EXHIBIT NO. P-5](#)

TO: Agenda – Commission Conference – March 1, 2021

FROM: PUBLIC STAFF – North Carolina Utilities Commission

**D. ELECTRIC**

P1. DOCKET NO. EC-47, SUB 46 – WAKE ELECTRIC MEMBERSHIP CORPORATION – APPLICATION FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT A 230-KV TRANSMISSION LINE IN WAKE COUNTY, NORTH CAROLINA

EXPLANATION: On October 2, 2020, pursuant to N.C. Gen. Stat. §§ 62-101 and 102, Wake Electric Membership Corporation (Wake EMC) filed an application for a certificate of environmental compatibility and public convenience and necessity to construct a new 230-kV transmission line approximately 1,426 feet in length (Line) in Wake County, North Carolina. The application states that this Line would allow Wake EMC to improve electric service and reliability in an area that has a large residential development. Wake EMC will tap into an existing Duke Energy Progress, LLC (DEP) 230-kV transmission line and install a new Wake EMC owned and operated substation. Included in the application is a motion for waiver of the notice and hearing requirements of N.C.G.S. §§ 62-102 and 104 as provided for in N.C.G.S. § 62-101(d)(1). As detailed in the application, Wake EMC will construct the Line on property for which it has negotiated an easement from the property owner, and the property owner does not object to a waiver of the notice and hearing requirements.

N.C.G.S. § 62-101(d)(1) authorizes the Commission to waive the notice and hearing requirements when it finds that the owners of the land to be crossed by the proposed transmission line do not object to the waiver, and either (1) the transmission line is less than one mile long, or (2) the transmission line is for the purpose of connecting an existing transmission line to a substation, to another public utility, or to a public utility customer when any of these is in proximity to the existing transmission line. The conditions of N.C.G.S. § 62-101(d)(1) for a waiver of notice and hearing have been met. The application is also supported by Exhibits 1 through 7.

The Public Staff filed a letter and proposed order in this docket on November 17, 2020. The Public Staff stated that the application meets the requirements of N.C.G.S. § 62-102 and Commission Rule R8-62 for a certificate of environmental compatibility and public convenience and necessity, and the conditions of N.C.G.S. § 62-101(d)(1) for waiver of the notice and hearing requirements. The Public Staff recommended that the Commission grant the motion for waiver and issue the requested certificate. No party has made any filings on this matter since the Public Staff's November 17, 2020 filing.

The Public Staff recommends that the Commission grant the motion for waiver and issue the requested certificate.

EXHIBIT: A copy of the proposed order filed on November 17, 2020 is attached as [Exhibit No. P-1](#).

RECOMMENDATION: (Metz/Williamson/Creech) That the Commission issue the Public Staff's proposed order waiving notice and hearing and issuing the certificate.

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**E. WATER**

P1. DOCKET NO. W-218, SUB 462 – AQUA NORTH CAROLINA, INC. – NOTIFICATION OF INTENTION TO BEGIN OPERATIONS IN CONTIGUOUS SERVICE AREA

EXPLANATION: On June 26, 2017, Aqua North Carolina, Inc. (Aqua) filed a Notification of Intention to Begin Operations in Area Contiguous to Present Service Area (Notification) to provide water and sewer utility service in River Oaks, Section 8, Phase 2 (also known as Homestead Estates at River Oaks, Phase 2) Subdivision in New Hanover County, North Carolina. River Oaks, Section 8, Phase 2 Subdivision is contiguous to Aqua's River Oaks, Section 8, Phase 1 service area. Aqua filed amendments to the Notification on February 19, 2019, March 10, 2020, and February 11, 2021. Aqua proposes to charge the rates currently approved for its Fairways and Beau Rivage service areas. The service area is shown on plans filed with the Notification.

The North Carolina Department of Environmental Quality, Division of Water Resources, Public Water Supply Section, has issued a plan approval letter for River Oaks, Section 8, Phase 2 Subdivision, part of Water System No. NC0465199. The plans are approved under serial number 17-00863, dated October 16, 2017.

The North Carolina Department of Environmental Quality, Division of Water Resources, has issued permit number WQ0037403, dated October 3, 2017, for the construction and operation of the River Oaks, Section 8, Phase 2 Subdivision wastewater collection system extension.

Aqua has entered into an Agreement dated July 11, 2014, with Bill Clark Homes of Wilmington, LLC (Developer), under which Developer is installing the water and wastewater systems. Aqua is acquiring the water and wastewater systems from Developer at no cost. Aqua is requesting a meter installation fee of \$70 and a connection fee of \$1,000 per single-family residential equivalent (SFRE) for water service, to be paid one time by the builder or person first requesting service to a particular lot. In addition, Aqua is requesting a connection fee of \$2,500 per SFRE for sewer service.

Aqua presently holds water franchises serving approximately 82,000 customers and sewer franchises serving approximately 20,000 customers throughout North Carolina. Aqua's record of service is satisfactory.

Aqua has filed all required exhibits with the Notification.

Based on the foregoing, the Public Staff is of the opinion that Aqua has the technical, managerial, and financial capacity to provide water and sewer utility service in this contiguous area and recommends that the contiguous extension be recognized. The Public Staff further recommends that the Commission require posting of a \$20,000 bond for the contiguous extension. Aqua currently has \$13,000,000 of bonds posted with the

Commission, which includes sufficient unassigned funds to provide the bond recommended in this docket.

EXHIBIT: A proposed order is attached as [Exhibit No. P-2](#).

RECOMMENDATION: (Junis/Feasel/Jost) That the Commission issue the proposed order recognizing the contiguous extension and approving rates.

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P2. DOCKET NO. W-218, SUB 509 – AQUA NORTH CAROLINA, INC. – APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

EXPLANATION: On January 9, 2019, Aqua North Carolina, Inc. (Aqua) filed an Application for a Certificate of Public Convenience and Necessity and for Approval of Rates (Application) to provide water utility service in Wetrock Farm, Phase 1 Subdivision in Durham County, North Carolina. Aqua proposes to charge the rates currently approved for its other franchised service areas. The service area is shown on plans filed with the application.

The North Carolina Department of Environmental Quality, Division of Water Resources, Public Water Supply Section, has issued a plan approval letter for Wetrock Farm, Phase 1 Subdivision, part of Water System No. NC4032020. The plans are approved under serial number 18-00430, dated July 6, 2018.

Aqua has entered into an Agreement dated November 7, 2017, with WETROCK FARM I LLC (Developer), under which Developer is installing the water utility system. Aqua is requesting a meter installation fee of \$70 for water service, to be paid one time by the builder or person first requesting service to a particular lot. Aqua is to pay the Developer up to \$1,200 per well towards costs associated with well testing. Aqua is purchasing the water system from Developer for \$700 per single-family residential equivalent, payable quarterly based upon the number of water service meters installed during the previous quarter.

Aqua presently holds water franchises serving approximately 82,000 customers and wastewater franchises serving approximately 20,000 customers in North Carolina. Aqua's record of service is satisfactory.

Aqua has filed all required exhibits with the Application.

Based on the foregoing, the Public Staff is of the opinion that Aqua has the technical, managerial, and financial capacity to provide water utility service in this franchise location and recommends that the certificate of public convenience and necessity be issued. The Public Staff further recommends that the Commission require posting of a \$10,000 bond for the franchise in Wetrock Farm, Phase 1 Subdivision. Aqua currently has \$13,000,000 of bonds posted with the Commission, which includes sufficient unassigned funds to provide the bond recommended in this docket.

EXHIBIT: A copy of the proposed order is attached as [Exhibit No. P-3](#).

RECOMMENDATION: (Junis/Morgan/Jost) That the Commission issue the proposed order granting the franchise and approving rates.

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P3. DOCKET NO. W-218, SUB 532 – AQUA NORTH CAROLINA, INC. – NOTIFICATION OF INTENTION TO BEGIN OPERATIONS IN CONTIGUOUS SERVICE AREA

EXPLANATION: On April 13, 2020, Aqua North Carolina, Inc. (Aqua) filed a Notification of Intention to Begin Operations in Area Contiguous to Present Service Area (Notification) to provide water and sewer utility service in River Oaks, Section 8, Phase 3 Subdivision in New Hanover County, North Carolina. On February 11, 2021, Aqua filed an amendment to the Notification to update the name of the subdivision to River Oaks, Section 8, Phase 3A Subdivision (also known as Homestead Estates at River Oaks, Phase 3A). River Oaks, Section 8, Phase 3A Subdivision is contiguous to Aqua's River Oaks, Section 8, Phase 1 service area. Aqua proposes to charge the rates currently approved for its Fairways and Beau Rivage service areas. The service area is shown on plans filed with the Notification.

The North Carolina Department of Environmental Quality, Division of Water Resources, Public Water Supply Section, has issued a plan approval letter for River Oaks, Section 8, Phase 3A Subdivision, part of Water System No. NC0465199. The plans are approved under serial number 20-00147, dated March 16, 2020.

The North Carolina Department of Environmental Quality, Division of Water Resources, has issued permit number WQ0037403, dated March 10, 2020, for the construction and operation of the River Oaks, Section 8, Phase 3A Subdivision wastewater collection system extension.

Aqua has entered into an Agreement dated July 11, 2014, with Bill Clark Homes of Wilmington, LLC (Developer), under which Developer is installing the water and wastewater utility systems. Aqua is acquiring the water and wastewater systems from Developer at no cost. Aqua is requesting a meter installation fee of \$70 and a connection fee of \$1,000 per single-family residential equivalent (SFRE) for water service, to be paid one time by the builder or person first requesting service to a particular lot. In addition, Aqua is requesting a connection fee of \$2,500 per SFRE for sewer service.

Aqua presently holds water franchises serving approximately 82,000 customers and sewer franchises serving approximately 20,000 customers throughout North Carolina. Aqua's record of service is satisfactory.

Aqua has filed all required exhibits with the Notification.

Based on the foregoing, the Public Staff is of the opinion that Aqua has the technical, managerial, and financial capacity to provide water and sewer utility service in this contiguous area and recommends that the contiguous extension be recognized. The Public Staff further recommends that the Commission require posting of a \$20,000 bond for the contiguous extension. Aqua currently has \$13,000,000 of bonds posted with the Commission, which includes sufficient unassigned funds to provide the bond recommended in this docket.

EXHIBIT: A proposed order is attached as [Exhibit No. P-4](#).

RECOMMENDATION: (Junis/Morgan/Coxton) That the Commission issue the proposed order recognizing the contiguous extension and approving rates.

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P4. DOCKET NO. W-218, SUB 534 – AQUA NORTH CAROLINA, INC. – NOTIFICATION OF INTENTION TO BEGIN OPERATIONS IN CONTIGUOUS SERVICE AREA

EXPLANATION: On April 20, 2020, Aqua North Carolina, Inc. (Aqua) filed a Notification of Intention to Begin Operations in Area Contiguous to Present Service Area (Notification) to provide water and sewer utility service in River Oaks, Section 8, Phase 4 Subdivision in New Hanover County, North Carolina. On February 11, 2021, Aqua filed an amendment to the Notification to update the name of the subdivision to River Oaks, Section 8, Phase 3B Subdivision (also known as Homestead Estates at River Oaks, Phase 3B). River Oaks, Section 8, Phase 3B Subdivision is contiguous to Aqua's River Oaks, Section 8, Phase 1 service area. Aqua proposes to charge the rates currently approved for its Fairways and Beau Rivage service areas. The service area is shown on plans filed with the Notification.

The North Carolina Department of Environmental Quality, Division of Water Resources, Public Water Supply Section, has issued a plan approval letter for River Oaks, Section 8, Phase 3B Subdivision, part of Water System No. NC0465199. The plans are approved under serial number 20-00147, dated March 16, 2020.

The North Carolina Department of Environmental Quality, Division of Water Resources, has issued permit number WQ0037403, dated March 10, 2020, for the construction and operation of the River Oaks, Section 8, Phase 3B Subdivision wastewater collection system extension.

Aqua has entered into an Agreement dated July 11, 2014, and Addendum dated February 27, 2020, with Bill Clark Homes of Wilmington, LLC (Developer), under which Developer is installing the water and wastewater utility systems. Aqua is acquiring the water and wastewater systems from Developer at no cost. Aqua is requesting a meter installation fee of \$70 and a connection fee of \$1,000 per single-family residential equivalent (SFRE) for water service, to be paid one time by the builder or person first requesting service to a particular lot. In addition, Aqua is requesting a connection fee of \$2,500 per SFRE for sewer service.

The Addendum states that prior to closing, Developer shall pay to Aqua the grossed-up tax payment applicable to contributions in aid of construction. Aqua will not close and will not provide services until it receives the grossed-up tax payment.

Aqua presently holds water franchises serving approximately 82,000 customers and sewer franchises serving approximately 20,000 customers throughout North Carolina. Aqua's record of service is satisfactory.

Aqua has filed all required exhibits with the Notification.

Based on the foregoing, the Public Staff is of the opinion that Aqua has the technical, managerial, and financial capacity to provide water and sewer utility service in this contiguous area and recommends that the contiguous extension be recognized. The Public Staff further recommends that the Commission require posting of a \$20,000 bond for the contiguous extension. Aqua currently has \$13,000,000 of bonds posted with the Commission, which includes sufficient unassigned funds to provide the bond recommended in this docket.

EXHIBIT: A proposed order is attached as [Exhibit No. P-5](#).

RECOMMENDATION: (Junis/Morgan/Jost) That the Commission issue the proposed order recognizing the contiguous extension and approving rates.

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**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. EC-47, SUB 46

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of

Application of Wake Electric Membership Corporation	)	
for a Certificate of Environmental Compatibility and	)	ORDER WAIVING NOTICE
Public Convenience and Necessity and Motion for	)	AND HEARING
Waiver of Notice and Hearing Pursuant to N.C. Gen.	)	REQUIREMENT AND
Stat. § 62-100 <u>et seq.</u> to Construct Approximately	)	ISSUING CERTIFICATE
1,426 feet of New 230 kV Transmission Line in Wake	)	
County, North Carolina	)	

BY THE COMMISSION: On October 2, 2020, pursuant to N.C. Gen. Stat. § 62-101 and 102, Wake Electric Membership Corporation (Wake EMC or Applicant), filed an application for a certificate of environmental compatibility and public convenience and necessity to construct a new 230-kV transmission line approximately 1,426 feet in length (Line) in Wake County, North Carolina. The application stated that this Line would allow Wake EMC to improve electric service and reliability in an area that has a large residential development. Wake EMC will tap into an existing Duke Energy Progress, LLC (DEP), 230-kV transmission line and install a new Wake EMC owned and operated substation. Included in the application was a motion for waiver of the notice and hearing requirements of N.C. Gen. Stat. § 62-102 and 104, and Commission Rule R8-62, as provided for in N.C. Gen. Stat. § 62-101(d)(1). As detailed in Applicant’s application, Wake EMC will construct the Line on property for which it has negotiated an easement from the property owner, and the property owner does not object to a waiver of the hearing and notice requirements of N.C. Gen. Stat. § 62-102 and 104.

N.C. Gen. Stat. § 62-101(d)(1) authorizes the Commission to waive the notice and hearing requirements of N.C. Gen. Stat. § 62-102 and 104 when it finds that the owners of the land to be crossed by the proposed transmission line do not object to the waiver and either the transmission line is less than one mile long or will connect an existing transmission line to a substation, to another public utility, or to a public utility customer when any of these is in proximity to the existing transmission line. The application states that Wake EMC has acquired an easement from the property owner on whose land Wake EMC will construct the Line, that the property owner does not object to the waiver of notice or hearing, and that the total length of the line is approximately 1,426 feet. Thus, the conditions of N.C. Gen. Stat. § 62-101(d)(1) for a waiver of notice and hearing have been met. The application is also supported by Exhibits 1 through 7.

The Public Staff stated that the application meets the requirements of N.C. Gen. Stat. § 62-102 and Commission Rule R8-62 for a certificate and the conditions of G.S. 62-101(d)(1) for waiver of the notice and hearing requirements of N.C. Gen. Stat. § 62-102 and 104. The Public Staff recommended that the Commission grant the motion for waiver and issue the requested certificate.

Based on the foregoing and the recommendation of the Public Staff, the Commission finds and concludes that the notice and hearing requirements of N.C. Gen. Stat. § 62-102 and 104 should be waived as allowed by N.C. Gen. Stat. § 62-101(d)(1) and that a certificate of environmental compatibility and public convenience and necessity should be issued for the proposed construction of a new 230-kV transmission line.

IT IS, THEREFORE, ORDERED as follows:

1. That, pursuant to N.C. Gen. Stat. § 62-101, the requirement for publication of notice and hearing is waived.

2. That, pursuant to N.C. Gen. Stat. § 62-102, a Certificate of Environmental Compatibility and Public Convenience and Necessity is issued to construct approximately 1,426 feet of new 230-kV transmission line in Wake County, North Carolina, as described in Wake EMC's application, and the same is attached as Appendix A.

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2020.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. EC-47, SUB 46

Know All People by These Presents, That

Wake Electric Membership Corporation

is hereby issued this

**CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC  
CONVENIENCE AND NECESSITY PURSUANT TO G.S. 62-102**

to construct approximately 1,426 feet of new 230-kV transmission line to connect the proposed Wake EMC substation to DEP's 230-kV Transmission line in Wake County, North Carolina

subject to receipt of all federal and state permits as required by existing and future regulations prior to beginning construction and further subject to all other 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 \_\_\_ day of \_\_\_\_\_, 2020.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

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**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-218, SUB 462

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Notification by Aqua North Carolina, Inc.,	)	
202 MacKenan Court, Cary, North Carolina	)	
27511, of Intention to Begin Operations in an	)	ORDER RECOGNIZING
Area Contiguous to a Present Service Area to	)	CONTIGUOUS EXTENSION
Provide Water and Sewer Utility Service in	)	AND APPROVING RATES
River Oaks, Section 8, Phase 2 Subdivision in	)	
New Hanover County, North Carolina	)	

BY THE COMMISSION: On June 26, 2017, Aqua North Carolina, Inc. (Aqua) filed a Notification of Intention to Begin Operations in Area Contiguous to Present Service Area (Notification) to provide water and sewer utility service in River Oaks, Section 8, Phase 2 (also known as Homestead Estates at River Oaks, Phase 2) Subdivision in New Hanover County, North Carolina. River Oaks, Section 8, Phase 2 Subdivision is contiguous to Aqua’s River Oaks, Section 8, Phase 1 service area. Aqua filed amendments to the Notification on February 19, 2019, March 10, 2020, and February 11, 2021. Aqua proposes to charge the rates currently approved for its Fairways and Beau Rivage service areas.

The Public Staff – North Carolina Utilities Commission (Public Staff) presented this matter at the Commission’s Regular Staff Conference on March 1, 2021. The Public Staff recommends that the Commission issue an order recognizing the contiguous extension and approving the requested rates.

Based upon the verified Notification, and the entire record in this matter, the Commission makes the following

**FINDINGS OF FACT**

1. Aqua presently holds water franchises serving approximately 82,000 customers and sewer franchises serving approximately 20,000 customers throughout North Carolina. Aqua’s record of service is satisfactory.

2. Aqua presently serves 23 water and sewer customers in River Oaks, Section 8, Phase 2 Subdivision. Aqua expects eventually to serve 35 water and sewer customers in River Oaks, Section 8, Phase 2 Subdivision. The service area is shown on plans filed with the Notification.

3. The North Carolina Department of Environmental Quality, Division of Water Resources, Public Water Supply Section, has issued a plan approval letter for River Oaks, Section 8, Phase 2 Subdivision, part of Water System No. NC0465199. The plans are approved under serial number 17-00863, dated October 16, 2017.

4. The North Carolina Department of Environmental Quality, Division of Water Resources, has issued permit number WQ0037403, dated October 3, 2017, for the construction and operation of the River Oaks, Section 8, Phase 2 Subdivision wastewater collection system extension.

5. Aqua has entered into an Agreement dated July 11, 2014, with Bill Clark Homes of Wilmington, LLC (Developer), under which Developer is installing the water and wastewater utility systems. Aqua is acquiring the water and wastewater systems from Developer at no cost. Aqua is requesting a meter installation fee of \$70 and a connection fee of \$1,000 per single-family residential equivalent (SFRE) for water service, to be paid one time by the builder or person first requesting service to a particular lot. In addition, Aqua is requesting a connection fee of \$2,500 per SFRE for sewer service.

6. Aqua has filed all required exhibits with the Notification.

7. Aqua has the technical, managerial, and financial capacity to provide water and sewer utility service in this franchise location.

8. Upon acquisition of the system, Aqua proposes to charge its Fairways and Beau Rivage service area water and sewer utility service rates approved in Docket No. W-218, Sub 526.

9. The Public Staff recommends that Aqua be required to post a \$20,000 bond for River Oaks, Section 8, Phase 2 Subdivision. Aqua currently has \$13,000,000 of bonds posted with the Commission. Of this amount, \$12,380,000 of bond surety is assigned to specific subdivisions, and \$620,000 of bond surety is unassigned.

## CONCLUSIONS

Based on the foregoing and the recommendations of the Public Staff, the Commission is of the opinion that \$20,000 of Aqua's unassigned bond surety should be assigned to the contiguous extension; that the contiguous extension by Aqua in River Oaks, Section 8, Phase 2 Subdivision should be recognized as meeting the Commission's criteria for the extension; that the meter installation fee and connection fees for water and sewer utility service should be approved; and that the requested rates should be approved.

IT IS, THEREFORE, ORDERED as follows:

1. That \$20,000 of Aqua's unassigned bond surety is assigned to the River Oaks, Section 8, Phase 2 Subdivision. The remaining unassigned bond surety shall be \$550,000 (a total of \$70,000 is being assigned concurrently in Docket No. W-218, Subs 462, 509, 532, and 534);
2. That the contiguous extension of water and sewer utility service from River Oaks, Section 8, Phase 1 service area to River Oaks, Section 8, Phase 2 Subdivision in New Hanover County, North Carolina, is recognized as meeting the Commission's criteria for the extension pursuant to N.C. Gen. Stat. § 62-110(a), and Appendix A-\_\_\_, attached hereto, constitutes Aqua's Certificate of Public Convenience and Necessity covering the contiguous extension;
3. That Aqua's existing Schedule of Rates approved by Commission Order issued on October 26, 2020, in Docket No. W-218, Sub 526, is approved for water and sewer utility service in the River Oaks, Section 8, Phase 2 Subdivision;
4. That a meter installation fee of \$70 and connection fee of \$1,000 per single-family residential equivalent connection for water utility service are approved for River Oaks, Section 8, Phase 2 Subdivision; and
5. That a connection fee of \$2,500 per single-family residential equivalent connection for sewer utility service is approved for River Oaks, Section 8, Phase 2 Subdivision.



ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-218, SUB 462

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

AQUA NORTH CAROLINA, INC.

is given this acknowledgement of  
contiguous extension to Aqua's  
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
pursuant to N.C. Gen. Stat. § 62-110(a)

to provide water and sewer utility service

in

RIVER OAKS, SECTION 8, PHASE 2 SUBDIVISION

New Hanover County, North Carolina,

subject to any orders, rules, regulations,  
and conditions now or hereafter lawfully made  
by the North Carolina Utilities Commission.

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

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**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-218, SUB 509

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Application by Aqua North Carolina, Inc.,	)	
202 MacKenan Court, Cary, North Carolina	)	
27511, for a Certificate of Public Convenience	)	ORDER GRANTING
and Necessity to Provide Water Utility Service	)	FRANCHISE AND APPROVING
in Wetrock Farm, Phase 1 Subdivision in	)	RATES
Durham County, North Carolina	)	

BY THE COMMISSION: On January 9, 2019, Aqua North Carolina, Inc. (Aqua) filed an Application for a Certificate of Public Convenience and Necessity and for Approval of Rates (Application) to provide water utility service in Wetrock Farm, Phase 1 Subdivision in Durham County, North Carolina. Aqua proposes to charge the rates currently approved for its other franchised service areas.

The Public Staff – North Carolina Utilities Commission (Public Staff) presented this matter at the Commission’s Regular Staff Conference on March 1, 2021. The Public Staff recommends that the Commission issue an order granting the franchise and approving the requested rates.

Based upon the verified Application, and the entire record in this matter, the Commission makes the following

**FINDINGS OF FACT**

1. Aqua presently holds water franchises serving approximately 82,000 customers and sewer franchises serving approximately 20,000 customers throughout North Carolina. Aqua’s record of service is satisfactory.

2. Aqua expects eventually to serve 108 water customers, including 105 single-family lots, a clubhouse, a farm house, and a garden restroom, in Wetrock Farm, Phase 1 Subdivision. The service area is shown on plans filed with the Application.

3. The North Carolina Department of Environmental Quality, Division of Water Resources, Public Water Supply Section, has issued a plan approval letter for Wetrock Farm, Phase 1 Subdivision, part of Water System No. NC4032020. The plans are approved under serial number 18-00430, dated July 6, 2018.

4. Aqua has entered into an Agreement dated November 7, 2017, with WETROCK FARM I LLC (Developer), under which Developer is installing the water utility system. Aqua is requesting a meter installation fee of \$70 for water service, to be paid one time by the builder or person first requesting service to a particular lot. Aqua is to pay the Developer up to \$1,200 per well towards costs associated with well testing. Aqua is purchasing the water system from Developer for \$700 per single-family residential equivalent, payable quarterly based upon the number of water service meters installed during the previous quarter.

5. Aqua has filed all required exhibits with the Application.

6. Aqua has the technical, managerial, and financial capacity to provide water utility service in this franchise location.

7. Aqua proposes to charge its uniform statewide water utility service rates approved in Docket No. W-218, Sub 526.

8. The Public Staff recommends that Aqua be required to post a \$10,000 bond for Wetrock Farm, Phase 1 Subdivision. Aqua currently has \$13,000,000 of bonds posted with the Commission. Of this amount, \$12,380,000 of bond surety is assigned to specific subdivisions, and \$620,000 of bond surety is unassigned.

### CONCLUSIONS

Based on the foregoing and the recommendations of the Public Staff, the Commission is of the opinion that \$10,000 of Aqua's unassigned bond surety should be assigned to Wetrock Farm, Phase 1 Subdivision; that the water utility franchise requested by Aqua in Wetrock Farm, Phase 1 Subdivision should be granted; that a meter installation fee of \$70 for water utility service should be approved; and that the requested rates should be approved.

IT IS, THEREFORE, ORDERED as follows:

1. That \$10,000 of Aqua's unassigned bond surety is assigned to the Wetrock Farm, Phase 1 Subdivision. The remaining unassigned bond surety shall be \$550,000 (a total of \$70,000 is being assigned concurrently in Docket No. W-218, Subs 462, 509, 532, and 534);

2. That Aqua is granted a certificate of public convenience and necessity to provide water utility service in Wetrock Farm, Phase 1 Subdivision in Durham County, North Carolina, and Appendix A-\_\_\_, attached hereto, constitutes the Certificate of Public Convenience and Necessity;

3. That Aqua's existing Schedule of Rates approved by Commission Order issued on October 26, 2020, in Docket No. W-218, Sub 526, is approved for water utility service in the Wetrock Farm, Phase 1 Subdivision; and

4. That a meter installation fee of \$70 for water utility service is approved for Wetrock Farm, Phase 1 Subdivision.

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-218, SUB 509

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

AQUA NORTH CAROLINA, INC.

is granted this

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

to provide water utility service

in

WETROCK FARM, PHASE 1 SUBDIVISION

Durham County, North Carolina,

subject to any orders, rules, regulations,  
and conditions now or hereafter lawfully made  
by the North Carolina Utilities Commission.

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

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**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-218, SUB 532

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Notification by Aqua North Carolina, Inc.,	)	
202 MacKenan Court, Cary, North Carolina	)	
27511, of Intention to Begin Operations in an	)	ORDER RECOGNIZING
Area Contiguous to a Present Service Area to	)	CONTIGUOUS EXTENSION
Provide Water and Sewer Utility Service in	)	AND APPROVING RATES
River Oaks, Section 8, Phase 3A Subdivision	)	
in New Hanover County, North Carolina	)	

BY THE COMMISSION: On April 13, 2020, Aqua North Carolina, Inc. (Aqua) filed a Notification of Intention to Begin Operations in Area Contiguous to Present Service Area (Notification) to provide water and sewer utility service in River Oaks, Section 8, Phase 3 Subdivision in New Hanover County, North Carolina. On February 11, 2021, Aqua filed an amendment to the Notification to update the name of the subdivision to River Oaks, Section 8, Phase 3A Subdivision (also known as Homestead Estates at River Oaks, Phase 3A). River Oaks, Section 8, Phase 3A Subdivision is contiguous to Aqua’s River Oaks, Section 8, Phase 1 service area. Aqua proposes to charge the rates currently approved for its Fairways and Beau Rivage service areas.

The Public Staff – North Carolina Utilities Commission (Public Staff) presented this matter at the Commission’s Regular Staff Conference on March 1, 2021. The Public Staff recommends that the Commission issue an order recognizing the contiguous extension and approving the requested rates.

Based upon the verified Notification, and the entire record in this matter, the Commission makes the following

**FINDINGS OF FACT**

1. Aqua presently holds water franchises serving approximately 82,000 customers and sewer franchises serving approximately 20,000 customers throughout North Carolina. Aqua’s record of service is satisfactory.

2. Aqua does not presently serve any water and sewer customers in River Oaks, Section 8, Phase 3A Subdivision. Aqua expects eventually to serve 8 water and sewer customers in River Oaks, Section 8, Phase 3A Subdivision. The service area is shown on plans filed with the Notification.

3. The North Carolina Department of Environmental Quality, Division of Water Resources, Public Water Supply Section, has issued a plan approval letter for River Oaks, Section 8, Phase 3A Subdivision, part of Water System No. NC0465199. The plans are approved under serial number 20-00147, dated March 16, 2020.

4. The North Carolina Department of Environmental Quality, Division of Water Resources, has issued permit number WQ0037403, dated March 10, 2020, for the construction and operation of the River Oaks, Section 8, Phase 3A Subdivision wastewater collection system extension.

5. Aqua has entered into an Agreement dated July 11, 2014, with Bill Clark Homes of Wilmington, LLC (Developer), under which Developer is installing the water and wastewater utility systems. Aqua is acquiring the water and wastewater systems from Developer at no cost. Aqua is requesting a meter installation fee of \$70 and a connection fee of \$1,000 per single-family residential equivalent (SFRE) for water service, to be paid one time by the builder or person first requesting service to a particular lot. In addition, Aqua is requesting a connection fee of \$2,500 per SFRE for sewer service.

6. Aqua has filed all required exhibits with the Notification.

7. Aqua has the technical, managerial, and financial capacity to provide water and sewer utility service in this franchise location.

8. Upon acquisition of the system, Aqua proposes to charge its Fairways and Beau Rivage service area water and sewer utility service rates approved in Docket No. W-218, Sub 526.

9. The Public Staff recommends that Aqua be required to post a \$20,000 bond for River Oaks, Section 8, Phase 3A Subdivision. Aqua currently has \$13,000,000 of bonds posted with the Commission. Of this amount, \$12,380,000 of bond surety is assigned to specific subdivisions, and \$620,000 of bond surety is unassigned.



## CONCLUSIONS

Based on the foregoing and the recommendations of the Public Staff, the Commission is of the opinion that \$20,000 of Aqua's unassigned bond surety should be assigned to the contiguous extension; that the contiguous extension by Aqua in River Oaks, Section 8, Phase 3A Subdivision should be recognized as meeting the Commission's criteria for the extension; that the meter installation fee and connection fees for water and sewer utility service should be approved; and that the requested rates should be approved.

IT IS, THEREFORE, ORDERED as follows:

1. That \$20,000 of Aqua's unassigned bond surety is assigned to the River Oaks, Section 8, Phase 3A Subdivision. The remaining unassigned bond surety shall be \$550,000 (a total of \$70,000 is being assigned concurrently in Docket No. W-218, Subs 462, 509, 532, and 534);
2. That the contiguous extension of water and sewer utility service from River Oaks, Section 8, Phase 1 service area to River Oaks, Section 8, Phase 3A Subdivision in New Hanover County, North Carolina, is recognized as meeting the Commission's criteria for the extension pursuant to N.C. Gen. Stat. § 62-110(a), and Appendix A-\_\_\_, attached hereto, constitutes Aqua's Certificate of Public Convenience and Necessity covering the contiguous extension;
3. That Aqua's existing Schedule of Rates approved by Commission Order issued on October 26, 2020, in Docket No. W-218, Sub 526, is approved for water and sewer utility service in the River Oaks, Section 8, Phase 3A Subdivision;
4. That a meter installation fee of \$70 and connection fee of \$1,000 per single-family residential equivalent connection for water utility service are approved for River Oaks, Section 8, Phase 3A Subdivision; and
5. That a connection fee of \$2,500 per single-family residential equivalent connection for sewer utility service is approved for River Oaks, Section 8, Phase 3A Subdivision.

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-218, SUB 532

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

AQUA NORTH CAROLINA, INC.

is given this acknowledgement of  
contiguous extension to Aqua's  
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
pursuant to N.C. Gen. Stat. § 62-110(a)

to provide water and sewer utility service

in

RIVER OAKS, SECTION 8, PHASE 3A SUBDIVISION

New Hanover County, North Carolina,

subject to any orders, rules, regulations,  
and conditions now or hereafter lawfully made  
by the North Carolina Utilities Commission.

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

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**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-218, SUB 534

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Notification by Aqua North Carolina, Inc.,	)	
202 MacKenan Court, Cary, North Carolina	)	
27511, of Intention to Begin Operations in an	)	ORDER RECOGNIZING
Area Contiguous to a Present Service Area to	)	CONTIGUOUS EXTENSION
Provide Water and Sewer Utility Service in	)	AND APPROVING RATES
River Oaks, Section 8, Phase 3B Subdivision	)	
in New Hanover County, North Carolina	)	

BY THE COMMISSION: On April 20, 2020, Aqua North Carolina, Inc. (Aqua) filed a Notification of Intention to Begin Operations in Area Contiguous to Present Service Area (Notification) to provide water and sewer utility service in River Oaks, Section 8, Phase 4 Subdivision in New Hanover County, North Carolina. On February 11, 2021, Aqua filed an amendment to the Notification to update the name of the subdivision to River Oaks, Section 8, Phase 3B Subdivision (also known as Homestead Estates at River Oaks, Phase 3B). River Oaks, Section 8, Phase 3B Subdivision is contiguous to Aqua’s River Oaks, Section 8, Phase 1 service area. Aqua proposes to charge the rates currently approved for its Fairways and Beau Rivage service areas.

The Public Staff – North Carolina Utilities Commission (Public Staff) presented this matter at the Commission’s Regular Staff Conference on March 1, 2021. The Public Staff recommends that the Commission issue an order recognizing the contiguous extension and approving the requested rates.

Based upon the verified Notification, and the entire record in this matter, the Commission makes the following

**FINDINGS OF FACT**

1. Aqua presently holds water franchises serving approximately 82,000 customers and sewer franchises serving approximately 20,000 customers throughout North Carolina. Aqua’s record of service is satisfactory.

2. Aqua does not presently serve any water and sewer customers in River Oaks, Section 8, Phase 3B Subdivision. Aqua expects eventually to serve 18 water and sewer customers in River Oaks, Section 8, Phase 3B Subdivision. The service area is shown on plans filed with the Notification.

3. The North Carolina Department of Environmental Quality, Division of Water Resources, Public Water Supply Section, has issued a plan approval letter for River Oaks, Section 8, Phase 3B Subdivision, part of Water System No. NC0465199. The plans are approved under serial number 20-00147, dated March 16, 2020.

4. The North Carolina Department of Environmental Quality, Division of Water Resources, has issued permit number WQ0037403, dated March 10, 2020, for the construction and operation of the River Oaks, Section 8, Phase 3B Subdivision wastewater collection system extension.

5. Aqua has entered into an Agreement dated July 11, 2014, and Addendum dated February 27, 2020, with Bill Clark Homes of Wilmington, LLC (Developer), under which Developer is installing the water and wastewater utility systems. Aqua is acquiring the water and wastewater systems from Developer at no cost. Aqua is requesting a meter installation fee of \$70 and a connection fee of \$1,000 per single-family residential equivalent (SFRE) for water service, to be paid one time by the builder or person first requesting service to a particular lot. In addition, Aqua is requesting a connection fee of \$2,500 per SFRE for sewer service.

6. The Addendum states that prior to closing, Developer shall pay to Aqua the grossed-up tax payment applicable to contributions in aid of construction. Aqua will not close and will not provide services until it receives the grossed-up tax payment.

7. Aqua has filed all required exhibits with the Notification.

8. Aqua has the technical, managerial, and financial capacity to provide water and sewer utility service in this franchise location.

9. Upon acquisition of the system, Aqua proposes to charge its Fairways and Beau Rivage service area water and sewer utility service rates approved in Docket No. W-218, Sub 526.

10. The Public Staff recommends that Aqua be required to post a \$20,000 bond for River Oaks, Section 8, Phase 3B Subdivision. Aqua currently has \$13,000,000 of bonds posted with the Commission. Of this amount, \$12,380,000 of bond surety is assigned to specific subdivisions, and \$620,000 of bond surety is unassigned.

## CONCLUSIONS

Based on the foregoing and the recommendations of the Public Staff, the Commission is of the opinion that \$20,000 of Aqua's unassigned bond surety should be assigned to the contiguous extension; that the contiguous extension by Aqua in River Oaks, Section 8, Phase 3B Subdivision should be recognized as meeting the Commission's criteria for the extension; that the meter installation fee and connection fees for water and sewer utility service should be approved; and that the requested rates should be approved.

IT IS, THEREFORE, ORDERED as follows:

1. That \$20,000 of Aqua's unassigned bond surety is assigned to the River Oaks, Section 8, Phase 3B Subdivision. The remaining unassigned bond surety shall be \$550,000 (a total of \$70,000 is being assigned concurrently in Docket No. W-218, Subs 462, 509, 532, and 534);

2. That the contiguous extension of water and sewer utility service from River Oaks, Section 8, Phase 1 service area to River Oaks, Section 8, Phase 3B Subdivision in New Hanover County, North Carolina, is recognized as meeting the Commission's criteria for the extension pursuant to N.C. Gen. Stat. § 62-110(a), and Appendix A-\_\_\_, attached hereto, constitutes Aqua's Certificate of Public Convenience and Necessity covering the contiguous extension;

4. That Aqua's existing Schedule of Rates approved by Commission Order issued on October 26, 2020, in Docket No. W-218, Sub 526, is approved for water and sewer utility service in the River Oaks, Section 8, Phase 3B Subdivision;

5. That a meter installation fee of \$70 and connection fee of \$1,000 per single-family residential equivalent connection for water utility service are approved for River Oaks, Section 8, Phase 3B Subdivision; and

6. That a connection fee of \$2,500 per single-family residential equivalent connection for sewer utility service is approved for River Oaks, Section 8, Phase 3B Subdivision.

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-218, SUB 534

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

AQUA NORTH CAROLINA, INC.

is given this acknowledgement of  
contiguous extension to Aqua's  
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
pursuant to N.C. Gen. Stat. § 62-110(a)

to provide water and sewer utility service

in

RIVER OAKS, SECTION 8, PHASE 3B SUBDIVISION

New Hanover County, North Carolina,

subject to any orders, rules, regulations,  
and conditions now or hereafter lawfully made  
by the North Carolina Utilities Commission.

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk