

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

**STAFF CONFERENCE AGENDA
January 11, 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. E-2, SUB 1266 – DUKE ENERGY PROGRESS, LLC – APPLICATION FOR CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC CONVENIENCE AND NECESSITY AND MOTION FOR WAIVER OF NOTICE AND HEARING EXHIBIT NO. P-1
- P2. DOCKET NO. E-100, SUB 90 – NC GREENPOWER – REQUEST TO MODIFY THE SOLAR+ SCHOOLS PROGRAM EXHIBIT NO. P-2

TO: Agenda – Commission Conference – January 11, 2021

FROM: PUBLIC STAFF – North Carolina Utilities Commission

D. ELECTRIC

P1. DOCKET NO. E-2, SUB 1266 – DUKE ENERGY PROGRESS, LLC – APPLICATION FOR CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC CONVENIENCE AND NECESSITY AND MOTION FOR WAIVER OF NOTICE AND HEARING

EXPLANATION: On November 19, 2020, pursuant to N.C. Gen. Stat. §§ 62-101 and 62-102, and Commission Rule R8-62(k), Duke Energy Progress, LLC (DEP or the Company), prefiled with the Commission an application for a certificate of environmental compatibility and public convenience and necessity to relocate a transmission line near Holly Springs, North Carolina to avoid conflicts with highway construction on the proposed NC Highway 540 Project, as requested by the North Carolina Department of Transportation (NCDOT). The prefiled application stated that the relocation would affect 1,700 feet of the Harris Plant – Wake 230 kV transmission line (Line).

Included in the prefiled application was a letter indicating the Company's intent to file a motion for waiver of the notice and hearing requirements of N.C.G.S. §§ 62-102 and 62-104 and Commission Rule R8-62(e), as provided for in N.C.G.S. § 62-101(d)(1).

On December 9, 2020, DEP formally filed the application for a certificate and motion for waiver of notice and hearing.

N.C.G.S. § 62-101(d)(1) authorizes the Commission to waive the notice and hearing requirements of N.C.G.S. §§ 62-102 and 62-104 when it finds that the owners of the land to be crossed by the proposed transmission line do not object to the waiver and the transmission line is for the purpose of relocating an existing transmission line segment to resolve a highway or other public project conflict. The application states that the Company will relocate the Line on property for which it has acquired an easement from the property owner whose land will be crossed by the Line, and the property owners do not object to the waiver of notice or hearing. Thus, 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 a Certificate Application Report. This report satisfies the requirements of N.C.G.S. § 62-102(a).

Based on its review, the Public Staff has determined that the application meets the requirements of N.C.G.S. § 62-102 and Commission Rule R8-62 for a certificate and the conditions of N.C.G.S. § 62-101(d)(1) for waiver of the notice and hearing requirements of N.C.G.S. §§ 62-102 and 62-104. The Public Staff, therefore, recommends that the Commission grant the motion for waiver and issue the requested certificate.

EXHIBIT: A proposed order is attached as [Exhibit No. P-1](#).

RECOMMENDATION: (T. Williamson/Creech) That the Commission issue an order waiving the notice and hearing requirements of N.C.G.S. §§ 62-102 and 62-104 and issue the requested certificate for the proposed relocation of the Line for the purpose of avoiding conflicts with a NCDOT highway project.

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P2. DOCKET NO. E-100, SUB 90 – NC GREENPOWER – REQUEST TO MODIFY THE SOLAR+ SCHOOLS PROGRAM

EXPLANATION: On December 23, 2020, NC GreenPower filed a request to expand the solar array offerings allowed under the Solar+ Schools program. The current solar array offerings include top-of-pole mounted and roof-mounted systems. NC GreenPower requested that in addition to the top-of-pole mounted and roof-mounted systems it currently offers, it be allowed to offer solar awnings and other designs that would better accommodate the needs of the different styles of buildings encountered.

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

RECOMMENDATION: (Lawrence/Edmondson) That the Commission issue the proposed order approving the requested modifications.

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**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-2, SUB 1266

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of
Application of Duke Energy Progress, LLC, for a)
Certificate of Environmental Compatibility and Public) ORDER WAIVING
Convenience and Necessity and Motion for Waiver of) NOTICE AND HEARING
Notice and Hearing Pursuant to N.C. Gen. Stat. §§) REQUIREMENT AND
62-100 et seq. to Relocate a Transmission Line in) ISSUING CERTIFICATE
Wake County, North Carolina Due to Highway Project)

BY THE COMMISSION: On November 19, 2020, pursuant to N.C. Gen. Stat. §§ 62-101 and 62-102 and Commission Rule R8-62(k), Duke Energy Progress, LLC (DEP or the Company), prefiled with the Commission an application for a certificate of environmental compatibility and public convenience and necessity to relocate a transmission line near Holly Springs, North Carolina to avoid conflicts with highway construction on the proposed NC Highway 540 project, as requested by the North Carolina Department of Transportation (NCDOT). The prefiled application stated that the relocation would affect 1,700 feet of the Harris Plant - Wake 230 kV transmission line (Line). Included in the prefiled application was a letter indicating the Company's intent to file a motion for waiver of the notice and hearing requirements of N.C.G.S. §§ 62-102 and 62-104 and Commission Rule R8-62(e), as provided for in N.C.G.S. § 62-101(d)(1). As detailed in DEP's prefiled certificate application, the Company would relocate the Line on property for which it has purchased the right of way from the property owners, and the property owners do not object to a waiver of the hearing and notice requirements of N.C.G.S. §§ 62-102 and 62-104.

On December 9, 2020 DEP formally filed the application for a certificate and motion for waiver of notice and hearing.

N.C.G.S. § 62-101(d)(1) authorizes the Commission to waive the notice and hearing requirements of N.C.G.S. §§ 62-102 and 62-104 when it finds that the owners of the land to be crossed by the proposed transmission line do not object to the waiver and the transmission line is for the purpose of relocating an existing transmission line segment to resolve a highway or other public project conflict. The application stated that the Company will relocate the Line on property for which it has acquired an easement from

the property owner whose land will be crossed by the Line, and the property owners do not object to the waiver of notice or hearing. Thus, 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 a Certificate Application Report. This report satisfies the requirements of N.C.G.S. § 62-102(a).

The Public Staff presented this matter at the Commission's regular Staff Conference on January 11, 2021. 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 and the conditions of N.C.G.S. § 62-101(d)(1) for waiver of the notice and hearing requirements of N.C.G.S. §§ 62-102 and 62-104. 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.G.S. §§ 62-102 and 62-104 should be waived as allowed by N.C.G.S. § 62-101(d)(1) and that a certificate of environmental compatibility and public convenience and necessity should be issued for the proposed relocation of the Line for the purpose of avoiding conflicts with a NCDOT highway project.

IT IS, THEREFORE, ORDERED as follows:

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

2. That, pursuant to N.C.G.S. § 62-102, a Certificate of Environmental Compatibility and Public Convenience and Necessity to relocate approximately 1,700 feet of the Harris Plant – Wake 230 kV transmission line in Wake County, North Carolina, as described in DEP's application is issued, and the same is attached as Appendix A.

ISSUED BY ORDER OF THE COMMISSION.

This the ____ day of January, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-2, SUB 1266

Know All People by These Presents, That

DUKE ENERGY PROGRESS, LLC

is hereby issued this

**CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC
CONVENIENCE AND NECESSITY PURSUANT TO N.C. GEN. STAT. § 62-102**

to relocate approximately 1,700 feet of the
Harris Plant – Wake 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 January, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

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**STATE OF NORTH CAROLINA
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RALEIGH**

DOCKET NO. E-100, SUB 90

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Request of NC GreenPower to Expand Solar)	ORDER APPROVING
Array Design Offerings in the Solar+ Schools)	PROGRAM
Program)	MODIFICATIONS

BY THE COMMISSION: On December 23, 2020, NC GreenPower filed a request to modify the Solar+ Schools program to expand the types of solar array designs offered. NC GreenPower requested that in addition to the top-of-pole mounted and roof-mounted systems it currently offers, it be allowed to offer solar awnings and other designs that would better accommodate the needs of the different styles of buildings encountered.

The Public Staff presented this matter at the Commission’s Regular Staff Conference on January 11, 2021. The Public Staff recommended that the Commission approve the proposed modifications to the Program as filed.

Based on the foregoing, the Commission finds good cause to approve the proposed modifications to the Solar+ Schools program.

IT IS, THEREFORE, ORDERED as follows:

1. That the proposed modifications to the Solar+ Schools Program are hereby approved.

ISSUED BY ORDER OF THE COMMISSION.

This the __ day of January, 2021.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

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