

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-5474, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Application of Broadway Road Solar, LLC, for Registration of a New Renewable Energy Facility) ORDER ACCEPTING REGISTRATION OF NEW RENEWABLE ENERGY FACILITY

BY THE CHAIR: On June 16, 2015, the Commission accepted the registration statement for Broadway Road Solar, LLC (Broadway), for its solar photovoltaic (PV) facility located in Lee County, North Carolina as a new renewable energy facility. On October 25, 2017, the Commission issued an order revoking Broadway's registration (Revocation Order) effective October 1, 2017, for failure to file annual certifications.

The Revocation Order barred Broadway from establishing the facility as a project in the North Carolina Renewable Energy Tracking System (NC-RETS) and from importing renewable energy certificates (RECs) dated October 1, 2017 or later into NC-RETS. Additionally, any RECs dated October 1, 2017 or later earned by Broadway were deemed ineligible to be used by an electric power supplier for compliance with the Renewable Energy and Energy Efficiency Portfolio Standard (REPS).

On September 26, 2022, Broadway Road Solar, LLC (Applicant), filed a new registration statement pursuant Commission Rule R8-66, seeking registration of its 1.98 MW_{AC} solar PV electric generating facility located in Sanford, Lee County, North Carolina, as a new renewable energy facility. The Applicant states the facility became operational on or around December 16, 2021.

The filing included certified attestations that: (1) the facility will be 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 (RECs) sold to an electric power supplier to comply with N.C. Gen. Stat. § 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 October 28, 2022, the Public Staff filed the recommendation required by Commission Rule R8-66(e), stating that the Public Staff has completed its review of the Applicant's registration statement. Based upon its review, the Public Staff recommends that the Applicant's registration statement be considered complete and that the facility be

considered a new renewable energy facility. No other party made a filing with respect to these issues.

Based upon the foregoing and the entire record in this proceeding, the Chair finds good cause to accept registration of the Applicant's 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. The Applicant will be required to participate in the NC-RETS REC tracking system (www.ncrets.org) in order to facilitate the issuance of RECs. Pursuant to R8-67(h), Broadway Solar, LLC, "may only enter historic energy production data for REC issuance that goes back up to two years from the current date."

IT IS, THEREFORE, ORDERED as follows:

1. That the new registration statement filed by Broadway Road Solar, LLC, for its 1.98-MW_{AC} solar PV electric generating facility located in Sanford, Lee County, North Carolina, shall be, and is hereby, accepted;
2. That Broadway Road Solar, LLC, shall annually file the information required by Commission Rule R8-66 on or before April 1 of each year; and
3. That the Chief Clerk shall send a copy of this Order to the NC-RETS Administrator.

ISSUED BY ORDER OF THE COMMISSION.

This the 8th day of November, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink, appearing to read "Erica N. Green". The signature is fluid and cursive, with the first name "Erica" being more prominent than the last name "Green".

Erica N. Green, Deputy Clerk