

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

STAFF CONFERENCE AGENDA  
May 30, 2023  
Commission Hearing Room 2115, 10:00 a.m.

**ELECTRIC**

*CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY*

**Duke Energy Progress, LLC**

1. Docket No. SP-47677, Sub 0 – Application of Shady Grove Solar, LLC for a certificate of public convenience and necessity and registration statement to construct an 80-MW solar photovoltaic generating facility in Onslow County, North Carolina (*Lawrence/Keyworth*)

**NATURAL GAS**

*INTEGRITY MANAGEMENT RATE ADJUSTMENT*

**Piedmont Natural Gas Company, Inc.**

2. Docket No. G-9, Sub 829 – Application of PNG for a biannual adjustment to its rates under Appendix E of its Service Regulations (*Patel/Johnson/Jost*)

The Public Staff recommends approval of the preceding agenda items as described above and reflected in proposed orders provided to the Commission Staff.

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. SP-47677, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Application of Shady Grove Solar, LLC, for a )	ORDER ISSUING CERTIFICATE
Certificate of Public Convenience and )	AND ACCEPTING
Necessity to Construct an 80-MW Solar Facility )	REGISTRATION OF NEW
in Onslow County, North Carolina )	RENEWABLE ENERGY
)	FACILITY

BY THE COMMISSION: On October 19, 2022, Shady Grove Solar, LLC (Applicant) filed an application seeking a certificate of public convenience and necessity pursuant to N.C. Gen. Stat. § 62-110.1(a) for construction of an 80-MW solar photovoltaic generating facility to be located on the west side of Five Mile Road, south of the intersection with Swan Lane, and west of the intersection with Cherry Ridge Court, Richlands, Onslow County, North Carolina. The Applicant plans to sell the electricity to Duke Energy Progress, LLC (DEP).

Contemporaneously with the Application, the Applicant filed a registration statement for a new renewable energy facility. The registration statement included certified attestations that: (1) the facility is 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 sold to an electric power supplier to comply with N.C.G.S. § 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 November 10, 2022, the Commission issued an Order Requiring Publication of Notice.

On November 11, 2022, the Applicant filed a verified certificate of service stating that the application and the related public notice were provided to DEP on November 11, 2022.

On December 19, 2022, the Applicant filed an affidavit of publication from the Daily News (Jacksonville, North Carolina) stating that the publication of notice was completed on November 29, 2022. However, the affidavit only included three consecutive publication dates instead of the required four publication dates.

On January 9, 2023, the State Clearinghouse filed comments. Because of the nature of the comments, the cover letter indicated that no further State Clearinghouse review action by the Commission was required for compliance with the North Carolina Environmental Policy Act.

On April 20, 2023, the Applicant filed a second affidavit of publication from the Jacksonville Daily News, stating that the publication of notice was completed on February 22, 2023. No complaints have been received.

The Public Staff presented this matter to the Commission at its Regular Staff Conference on May 30, 2023. The Public Staff stated that it had reviewed the application and determined it to be in compliance with the requirements of N.C.G.S. § 62-110.1(a) and Commission Rule R8-64. The Public Staff further stated that the registration statement contains the certified attestations required by Commission Rule R8-66(b). Therefore, the Public Staff recommended approval of the certificate and registration for the facility.

After careful consideration, the Commission finds good cause to approve the application and issue the attached certificate for the proposed solar photovoltaic generating facility. The Commission further finds good cause, based upon the foregoing and the entire record in this proceeding, to accept registration of the 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 and is required to participate in the NC-RETS REC tracking system (<http://www.ncrets.org>) in order to facilitate the issuance of renewable energy certificates.

IT IS, THEREFORE, ORDERED as follows:

1. That the application of Shady Grove Solar, LLC, for a certificate of public convenience and necessity shall be, and is hereby, approved;
2. That Appendix A shall constitute the certificate of public convenience and necessity issued to Shady Grove Solar, LLC, for the 80-MW<sub>AC</sub> solar photovoltaic generating facility to be located on the west side of Five Mile Road, south of the intersection with Swan Lane, and west of the intersection with Cherry Ridge Court, Richlands, Onslow County, North Carolina;
3. That the registration statement filed by Shady Grove Solar, LLC, for its solar photovoltaic generating facility to be located in Onslow County, North Carolina, as a new renewable energy facility shall be, and is hereby, accepted;
4. That Shady Grove Solar, LLC, shall annually file the information required by Commission Rule R8-66 on or before April 1 of each year; and
5. That Shady Grove Solar, LLC, shall renew this certificate by re-compliance with the requirements set forth in Commission Rule R8-64 if it does not begin construction

within five years after the issuance of the certificate.

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of May, 2023.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

## APPENDIX A

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. SP-47677, SUB 0

Shady Grove Solar, LLC  
3402 Pico Boulevard  
Santa Monica, California 90405

is hereby issued this

**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
PURSUANT TO N.C. Gen. Stat. § 62-110.1**

for an 80-MW<sub>AC</sub> solar photovoltaic generating facility

to be located

on the west side of Five Mile Road, south of the intersection with Swan Lane, and west of the intersection with Cherry Ridge Court, Richlands, Onslow County, North Carolina

subject to all 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 May, 2023.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

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**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. G-9, SUB 829

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Application of Piedmont Natural Gas Company,)	ORDER APPROVING RATE
Inc., for Approval of Bi-Annual Adjustment of )	ADJUSTMENTS EFFECTIVE
Rates Under Appendix E of its Service )	JUNE 1, 2023
Regulations )	

BY THE COMMISSION: On January 6, 2022, in Docket No. G-9, Sub 781, the Commission approved the continuation of an Integrity Management Rider (IMR) mechanism for Piedmont Natural Gas Company, Inc. (Piedmont or Company), which is Appendix E of Piedmont's North Carolina Service Regulations (IMR Mechanism). The IMR Mechanism requires that Piedmont file with the Commission every October 31st and April 30th the computation of the Integrity Management Revenue Requirement (IMRR) that forms the basis for the bi-annual rate adjustment of the IMR. Piedmont is also required to file for approval of bi-annual adjustments to its rates to take effect every December 1st and June 1st based on qualifying capital investments in integrity and safety projects as of the preceding October 31st and March 31st, respectively.

On April 28, 2023, Piedmont filed the computation for the IMRR bi-annual rate adjustment effective June 1, 2023, based on the Company's Integrity Management (IM) Plant Investment through March 31, 2023. In addition, the Company proposed a true-up rate adjustment effective June 1, 2023, for the IM Deferred Account based on the actual account balance as of March 31, 2023.

On May 15, 2023, Piedmont filed schedules showing the computation of the proposed IM rate adjustment for each rate schedule and the revised tariffs effective June 1, 2023.

The proposed IM rate adjustments, expressed in dollars per dekatherm (\$/dt), are as follows:

Line No.	Description	Residential Rate 101	Small & Medium General Rate 102, 142, 144, 152	Firm Large General Rate 103, 113, T-10	Interruptible Large General Rate 104, 114
1	Rate Class Percentage	64.72%	30.34%	2.96%	1.98%
2	IMRR	\$24,289,905	\$11,386,831	\$1,110,910	\$743,109
3	IM Deferred Account Balance	\$161,518	\$75,718	\$7,387	\$4,941
4	Total Amount for recovery	\$24,451,423	\$11,462,549	\$1,118,297	\$748,050
5	Rate Case Volumes (dts)	39,264,450	30,085,644	36,569,388	29,466,652
6	IM Increment per dt	\$0.6227	\$0.3810	\$0.0306	\$0.0254
	Remove Previous Increment	<u>(\$0.3526)</u>	<u>(\$0.2157)</u>	<u>(\$0.0173)</u>	<u>(\$0.0144)</u>
	Change in IM Increment per dt	\$0.2701	\$0.1653	\$0.0133	\$0.0110

The Public Staff presented this matter to the Commission at its May 30, 2023 Regular Staff Conference. The Public Staff stated it had reviewed the application, and the proposed IM rate adjustments and recommended approval as filed.

Based on the review of the application and the recommendation of the Public Staff, the Commission concludes that the proposed rate changes should be allowed to become effective as filed.

IT IS, THEREFORE, ORDERED as follows:

1. That Piedmont is authorized to implement the proposed IM rate adjustments as contained in the body of this Order, including its IM Deferred Account balance as of March 31, 2023, effective for service rendered on and after June 1, 2023;
2. That Piedmont shall file revised tariffs consistent with Ordering Paragraph 1 within five days of the date of this Order;
3. That Piedmont shall give notice to its customers of the rate changes authorized by this Order.

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2023.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk