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May 15, 2020

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Kim Campbell  
Chief Clerk  
North Carolina Utilities Commission  
4325 Mail Service Center  
Raleigh, NC 27699-4300

**Re: In the Matter of Cool Springs Solar LLC and Lick Creek Solar LLC, Docket Nos. SP-8748, Sub 1, SP-8741, Sub 2, and E-7 Sub 1156  
Verified Amended Petition for Declaratory Ruling and Other Relief**

Dear Ms. Campbell:

Pursuant to Commission Rule R1-5(f), Petitioners Cool Springs Solar LLC (“Cool Springs Solar”) and Lick Creek Solar LLC (“Lick Creek Solar”) (collectively, “Petitioners”) hereby file the attached *Verified Amended Petition for Declaratory Ruling and Other Relief* (“Amended Petition”). The purpose of the Amended Petition is to remove Cool Springs Solar as a Petitioner in this proceeding.

As discussed in the *Verified Petition for Declaratory Ruling and Other Relief* filed in these dockets on March 30, 2020 (“Petition”), Petitioners are the developers of two solar projects seeking to participate in Tranche 2 of CPRE. One of these, the Cool Springs Solar project, is under development in Rowan County, North Carolina.<sup>1</sup> In the fall of 2019, the Rowan County Board of Commissioners enacted a six-month moratorium on the development of solar projects with a panel area greater than 6000 square feet. The moratorium, which was disclosed in Cool Springs Solar’s CPRE proposal, was slated to expire on April 7, 2020. However, on April 6 the Board extended the moratorium for another six months, or until amendments to the Rowan County Zoning Ordinance applicable to utility-scale solar projects are adopted.

Because of the extension of the moratorium, it is unlikely that Cool Springs Solar would be able to achieve commercial operation in time to meet the in-service deadline for CPRE Tranche 2, if it were permitted to participate in Tranche 2 and were selected. Consequently, Cool Springs

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<sup>1</sup> The Petition erroneously stated that the Cool Springs Solar Project is under development in Iredell County, North Carolina. Petition ¶ 7. Although the Point of Interconnection for the Project is in Iredell County, the location of the proposed generating facility is in Rowan County.

Solar no longer seeks to participate in CPRE Tranche 2, and no longer seeks relief from the Commission in this proceeding.

Lick Creek Solar is unaffected by the Rowan County moratorium and maintains its request for relief from the Commission. Other than the removal of Cool Springs Solar from the action, the Amended Petition is identical to the Petition filed on March 30. Consequently, Lick Creek Solar does not believe that a further responsive filing from Duke Energy Carolinas, LLC to the Amended Petition is required.<sup>2</sup>

Very truly yours,



Benjamin L. Snowden

Attachment

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<sup>2</sup> Duke Energy Carolinas filed a Response in Opposition to the Petition on April 8 in Docket No. E-7 Sub 1156. However, the response was not docketed in Docket Nos. SP-8748, Sub 1 or SP-8741, Sub 2.