

# Hearing planned today on offshore wind

From Staff Reports

State officials will participate in a federal public meeting today in Nags Head to accept comments from the public and answer questions about a proposed wind energy lease sale along the coast.

The meeting will be held from 5 to 8 p.m. at Jennette's Pier, 7223 S. Virginia Dare Trail in Nags Head. The U.S. Department of Interior's Bureau of Ocean Energy Management is hosting the meeting.

The federal agency is proposing to issue wind en-

ergy leases within an area offshore of Kitty Hawk. The leases would allow site assessment activities that would determine whether the areas are suitable for, and would support, commercial-scale wind energy production. Site assessment activities would be

conducted between 2017 and 2022.

While a state public meeting is not required, the state's coastal agency is also evaluating whether the proposed federal action is consistent with the enforceable policies of the state's Coastal Manage-

ment Program. To assist in this evaluation, state officials are inviting the public to offer comments on the consistency of the proposed project with the state's enforceable policies at this federal meeting. Residents can submit written comments by Sept. 27

to Daniel Govoni, Policy Analyst, 400 Commerce Avenue, Morehead City, N.C. 28557, or by email to Daniel.Govoni@ncdenr.gov, or in person at the meeting on Sept. 21. Comments will be considered in developing the state's consistency response.

## HARMONY

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Essick and Keith Johnson represent opponents, a group of 29 people who own a combined 3,900 acres near the project.

The county commission will be required to affirm the project will no (A) materially endanger the public health and safety, (B) the projects meets the required conditions and specifications, (C) that is will not substantially injure the value of adjoining or abutting property or that the use is a public necessity and (D) the location and character of the use is in harmony with the area and is in general conformity with the county land use plan.

The last one — the issue of harmony — promoted a lot of debate in the first two nights of testimony.

Lawyers for Apex made attempts last month to ask some of those testifying their opinion on if the project was in harmony with the area and each time Essick objected and each time Cole, as chairman, sustained

the objection.

"I think I have consistently ruled, or I have tried to consistently rule that I do not feel that these experts can give testimony as to harmony," Cole said. "And no matter how many times it comes up, no matter how many reports it's in, that is still going to be my position."

"I don't think there is anybody more suited to make a decision about harmony than this board. The purpose of experts is to give us information about issues that we, as lay people, otherwise would not have knowledge of."

Unlike a traditional county commission meeting, the Apex hearings resemble a court case. Lawyers for both Apex and opponents of the project present witnesses who must vetted as experts in their fields. The witnesses in turn get cross-examined by the attorneys representing the opposing side.

A record of the testimony is in turn recorded by a certified court reporter. The transcripts from the first two nights of testimony totaled nearly 400 pages.

Experts talked about how tall the turbines might be — about 591 feet to the tip of the blade. They also talked about noise.

Tracy Butler, Apex expert talked about doing a survey of adjoining homes. There are 38 within a mile of a turbine and seven within a half mile.

Johnson questioned asked Butler if he knew how many people lived in those homes.

"No I do not," Butler said. To which Johnson replied "Well 19 residents in half mile and three quarters of a mile, same questions. Do you know how many people live in those residences?"

Butler said he didn't. Then Johnson asked how many children were living in the homes, and Butler said he didn't know.

County commission approval of the project does not guarantee it will move forward. About half of the project lies in Chowan County. Chowan is scheduled to hold hearings next week. Even if both bodies sign off, it will require the OK of federal and state agencies.

## CONCERT

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will be "The Difference" from Newport News. The group specializes in the Motown Sound familiar to many generations. The group was formed in 2005 and their careers span over 35 years in the music industry. They have performed at the Apollo Theater twice and have appeared at some of the area's premier events such as The Virginia Beach Funk Fest, Hampton Jazz Festival's After Party, The Virginia Beach Soul Fest, The African American Festival and the Virginia Beach Concert Series. "The Difference" has also been the opening act for national recording artists such as Glenn Jones, The Manhattans, Keith Sweat, The Ohio Players, Jagged Edge, Melissa Morgan and Cherelle.

Admission is \$15 for general seating and \$18 for reserve seating. Tickets are available at the door or in advance by calling 426-5246.

## IF YOU GO...

- What: 11th annual Scholarship Fund Raising Concert
- Where: Perquimans County High School auditorium
- When: Oct. 1 at 7 p.m.
- Cost: Admission is \$15 for general seating and \$18 for reserve seating.

The club is also celebrating along with Rotary International its 100th anniversary of the Rotary Foundation.

Founded in 1917, the foundation is known for its work in providing clean water, fighting disease, promoting peace, supporting education, saving mothers and children, growing local economies and eradicating polio. With its "Polio Plus" program it has helped eradicate polio through out the world. Through 2018 every dollar Rotary commits to polio eradication will be matched two-to-one by the Bill and Melinda Gates Foundation up to \$35 million per year.

**JOIN THE MANTEO ROTARY ON OCT 8**

11TH ANNUAL  
MANTEO ROTARY  
**INSHORE SLAM**

CASH PRIZES, TROPHIES, MUSIC, FOOD & SILENT AUCTION

Under the tent at the Maritime Museum in Downtown Manteo!  
REGISTRATION BEGINS OCT 7th AT 4PM

[WWW.ROCKFISHRODEO.COM](http://WWW.ROCKFISHRODEO.COM)

**FOR MORE INFO & REGISTRATION**  
Or call Bobby Harrell, 952-441-7887, or Skip Morgan, 252-916-6808

## LAWYER

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fairly on the application.

Chairman Janice Cole asked each one if they had been any ex parte communications with any parties in the case.

Each commissioner, including Peeler answered "no."

Then Cole read Section 1606 (B) of state law dealing with quasi-judicial hearings.

"Impermissible violations of due process include, but are not limited to, a member having a fixed opinion prior to hearing the matter that is not susceptible to change, undisclosed ex parte commission, a close familial, business or other associational relationship with an affected person or a financial interest in the outcome of the matter."

Cole then asked if there was any reason any member of the board could not par-

ticipate in the quasi-judicial matter.

All six, including Peeler, said "no."

In a letter to the county, Campen said Peeler's e-mails show that he has had extensive conversations regarding the wind turbine project and his opposition of them was apparent long before the hearing and even after the Conditional Use Permit was filed.

Campen said Peeler also provided tactical and strate-

gic advice to opposes of the project.

"The applicant is entitled to an impartial tribunal whether it consists of one person or 20 and since there is no way to quantitatively measure the influence of Commissioner Peeler on other commissioners, due process requires that Commissioner Peter be recused."

## STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH DOCKET NO. E-22, SUB 536

### BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of Application by Virginia Electric and Power Company, d/b/a Dominion North Carolina Power, for Approval of Demand Side Management and Energy Efficiency Cost Recovery Rider Pursuant to G.S. 62-133.9 and Commission Rule R8-69

### PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the North Carolina Utilities Commission has scheduled a public hearing in the annual demand-side management (DSM) and energy efficiency (EE) cost recovery proceeding for Virginia Electric and Power Company, d/b/a Dominion North Carolina Power (DNCP). The public hearing has been scheduled to begin Monday, November 7, 2016, immediately following the 1:30 p.m. hearing in Docket No. E-22, Sub 534, in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina. This proceeding is being held pursuant to the provisions of G.S. 62-133.9 and Commission Rule R8-69 for the purpose of determining whether an increment or decrement rider is required to allow DNCP to recover all reasonable and prudent costs incurred for adoption and implementation of new DSM and new EE measures and appropriate incentives. Public witness testimony will be received in accordance with Commission Rule R1-21(g).

On August 16, 2016, DNCP filed its application for approval of DSM/EE cost recovery pursuant to G.S. 62-133.9 and Commission Rule R8-69. By its application, DNCP requests a DSM/EE cost recovery rider effective for service rendered on and after January 1, 2017. This request, exclusive of the regulatory fee, would result in the following kilowatt-hour (kWh) charges: 0.062 cents per kWh for residential customers; 0.060 cents per kWh for small general service and public authority customers; 0.054 cents per kWh for large general service customers. No DSM/EE rate rider would be applicable to rate schedules 6VP, NS, outdoor lighting and traffic lighting customers. Specific information may be obtained from the Office of the Chief Clerk, North Carolina Utilities Commission, Raleigh, North Carolina, where a copy of DNCP's application is available for review by the public, and on the Commission's website at [www.ncuc.net](http://www.ncuc.net).

The Public Staff is authorized by statute to represent consumers in proceedings before the Commission. Written statements to the Public Staff should include any information that the writers wish to be considered by the Public Staff in its investigation of the matter. Such statements should be addressed to Christopher J. Ayers, Executive Director, Public Staff 4326 Mail Service Center, Raleigh, North Carolina 27699-4300.

The Attorney General is also authorized by statute to represent consumers in proceedings before the Commission. Statements to the Attorney General should be addressed to The Honorable Roy Cooper, Attorney General, 9001 Mail Service Center, Raleigh, North Carolina, 27699-9001.

Written statements are not evidence unless persons appear at a public hearing and testify concerning the information contained in their written statements.

Any person desiring to intervene in the proceeding as a formal party of record should file a petition under North Carolina Utilities Commission Rules R1-5 and R1-19 on or before Monday, October 24, 2016. Such petitions should be filed with the Chief Clerk of the North Carolina Utilities Commission, 4325 Mail Service Center, Raleigh, North Carolina 27699-4300. The direct testimony and exhibits of expert witnesses to be presented by interveners should also be filed with the Commission on or before Monday, October 24, 2016.

ISSUED BY ORDER OF THE COMMISSION.  
This the 31st day of August, 2016.

NORTH CAROLINA UTILITIES COMMISSION

Janice H. Fulmore, Deputy Clerk

## CHOWAN COUNTY REGIONAL FAIR

Tuesday, September 27 through Saturday, October 1, 2016

### AMERICAN LEGION FAIRGROUNDS

US 17 Business (1317 West Queen Street), Edenton, North Carolina  
Take exit 224 off US 17 and North about two miles to the Fairgrounds.

**OPENING TIMES: TUES - FRI: 4PM, SAT: 11AM**  
**CLOSING TIMES: TUES - FRI: 11 PM, SAT: MIDNIGHT**

**TUESDAY**  
Elementary and Middle School students admitted FREE with paying adult

**WEDNESDAY**  
Elementary, Middle and High School students admitted half price

**THURSDAY**  
SENIORS age 60 or older admitted FREE. Elementary, Middle and High School students admitted half price

**SATURDAY**  
11am - 4pm - MILITARY DISCOUNT - 1/2 Price for all Family Members 36" and taller, \$10 armbands

FRIDAY - No Discounts

### ADVANCE TICKETS

2016 ADVANCE PRICE \$6.00 for 36" and taller  
(Advance price does not include midway rides)  
Advance armband tickets for unlimited rides for \$17  
Advance armband does not include entrance

### GATE TICKET PRICES

2016 GATE PRICE \$8.00 for 36" and taller  
(Gate price does not include midway rides)

To order advance tickets by mail, send your name, address, phone number and a check for the amount of tickets plus \$1 for handling fee:

Advance Tickets  
Chowan County Regional Fair  
PO Box 390  
Edenton, NC 27932  
Phone - 252-482-4057

Purchase advance tickets at select Colony Tire and Duck Thru stores (starting Aug 1).

### Junior Fair Board Program

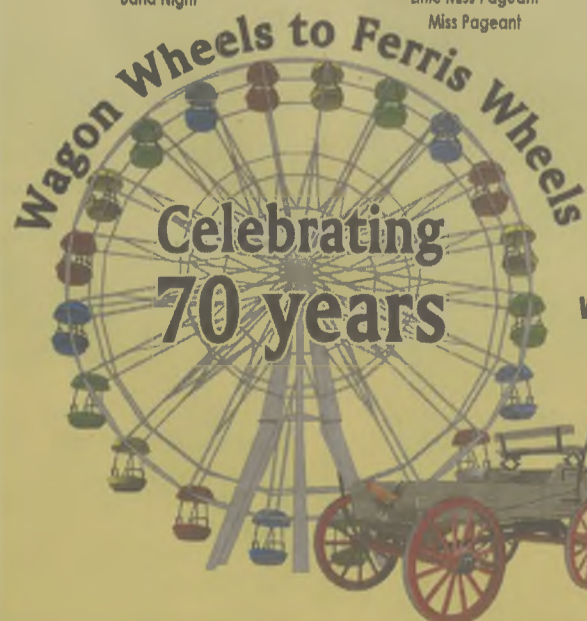
Womanless Beauty Pageant  
Farmer for a Day  
Pumpkin Decorating  
Scavenger Hunt  
Band Night

### OLD FAVORITES

Mechanical Bull (extra charge)  
R & S Woodcarvers  
Senior Citizen Fun Day  
Gospel Night  
Little Miss Pageant  
Miss Pageant

### NEW FOR 2016

McNally's Pig Racing  
Dakota and Friends (Kid's Show)  
Herb McCandless (Comedy Hypnotist)  
Dreamland Amusements  
Hog Showmanship Show  
Chicken and Rabbit Show  
LED Railroad



Wagon Wheels to Ferris Wheels  
Celebrating 70 years



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