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Public Utility Commission of Texas

Memorandum



TO: Megan Chalifoux– Attorney, Legal Division
FROM: Grace Godines – Analyst, Customer Protection Division
DATE: May 21, 2020
RE: Project No. 50826 - *Application of Aviator Wind, LLC for a Renewable Energy Credit Generator Certification*

STAFF RECOMMENDATION

On May 7, 2020, Aviator Wind, LLC (Aviator Wind or the Company) filed an application to certify its Aviator Wind, LLC facility as a renewable energy credit (REC) generator under 16 Texas Administrative Code (TAC) § 25.173(o). On May 12, 2020, the Company filed supplemental information to clarify and correct its application. Aviator Wind is registered with the Commission as a power generation company under registration number 20551. Aviator Wind indicated that the metered generation eligible for RECs is 525 MW.

Under 16 TAC § 25.173(o)(1), a power generation company shall demonstrate that the facility meets the eligibility criteria as outlined in 16 TAC § 25.173(e), which states that in order for a renewable facility to produce RECs and compliance premiums in the trading program it must either be a new facility, a small producer, or a repowered facility. Aviator Wind meets this requirement because its Aviator Wind, LLC facility qualifies as a new facility. In its application Aviator Wind also included the location, owner, technology, and rated capacity of the facility as required under 16 TAC § 25.173(o)(1).

After reviewing Aviator Wind's application, Staff finds that the Company has provided all of the information required under 16 TAC § 25.173(o) and that the Aviator Wind, LLC facility qualifies as a renewable resource under 16 TAC § 25.173(e). Therefore, Staff recommends that the Aviator Wind, LLC facility be certified as a REC generator. The approximate metered generation eligible for RECs is 525 MW. The Aviator Wind, LLC facility will not be eligible to produce RECs until an order is issued approving the application.

Any subsequent changes to the information in the application are to be submitted to the Commission as supplements to this filing within 30 days of such changes.