

BLUE RIDGE ELECTRIC MEMBERSHIP CORPORATION

RESOLUTION

Blue Ridge Electric Consideration and Final Determination of PURPA Standards Pursuant to Amendments of the Energy Independence and Security Act of 2007 (EISA)

WHEREAS, the Energy Independence and Security Act of 2007 (EISA), amends and updates the Public Utilities Regulatory Policy Act of 1978 (PURPA), requires non-regulated electric utilities that have total annual retail electric sales greater than 500 million kilowatt hours to consider adoption of four PURPA standards addressing energy efficiency in integrated resource plans, energy efficiency goals in electric rates, smart grid investments, customer access to interval meter data, and customer access to information about the utility's generation mix and greenhouse gas emissions (the "Standards"); and

WHEREAS, Blue Ridge Electric Membership Corporation (the "Cooperative") is a non-regulated electric utility with annual retail electric sales greater than 500 million kilowatt-hours, and has followed defined procedures for considering the four PURPA Standards including evidence presented at a public hearing and the placement of additional information on the Cooperative's website requesting public input, intervention, and comments; and

WHEREAS, the Board of Directors initiated a proceeding to consider the four standards by Resolution on November 20th, 2008; and

WHEREAS, as part of its consideration, Blue Ridge Electric is required to hold a Public Hearing and issues a final determination, in writing, based upon the evidence presented at the hearing and upon findings specifically included in its written determination, and thereafter make that final determination available to the public; and

WHEREAS, the Cooperative issued public notice announcing the time and place for a public hearing through legal notices in all area newspapers and printed media outlets and in the Cooperative's monthly newsletter mailed to each member, was posted on the Cooperative's website all within 30 days of the approved Resolution to provide the broadest available dissemination of information on the proceeding and specific procedural requirements; and

WHEREAS, upon Public Notice, duly given, a Public Hearing was held to receive testimony regarding Staff's consideration of each of the four PURPA Standards, and upon the one non-PURPA Standard, on March 3, 2009; and

WHEREAS, no person or entity requested Intervention, filed written comments, or made a limited appearance in this proceeding; and

WHEREAS, Brian C. Crutchfield, PURPA EISA Officer and Director of Sustainable Development appeared as a witness and testified at the Public Hearing at which time he sponsored his prepared direct testimony and exhibits; and

WHEREAS, the Board of Directors has reviewed and considered the Record of said Public Hearing, consisting of the Report of the PURPA EISA Officer, the Transcript of the Proceedings, and exhibits which included "Initial Comments Regarding the Consideration of Four Standards Added to PURPA 111(d) by the Energy Independence and Security Act of 2007;" and

WHEREAS, after consideration of the above, the Board of Directors concludes and finds that as to the four PURPA Standards, the Cooperative has previously and independently enacted policies consistent with said four PURPA Standards, and that the Cooperative is, in fact, "engaging" in each of said PURPA Standards to the extent necessary to comply with the intent of EISA and PURPA, and in the best interests of its Members, and that no additional degree of implementation is required at this time, but rather that such additional policies consistent with the said four PURPA Standards shall be implemented as the need and best interests of its Members require.

As to the one non-PURPA Standard, (Additional Incentives for Recovery, Use, and Prevention of Industrial Waste Energy), the Board of Directors finds that no action is required of the Cooperative with regard to this Standard until such time as a "request" is received from a "project sponsor or owner" to dispose of excess power generated through the utilization of "waste energy" through certain Cooperative facilities. Upon receipt of such "request(s)" the Cooperative shall, within 180 days, provide notice and conduct a public hearing upon said "request(s)", and shall thereafter make a determination as to whether it is appropriate to act upon such "request(s)". As no such "request" has been received as of the date of this Resolution, no action by the Cooperative is required at this time.

NOW, THEREFORE BE IT RESOLVED, by the Board of Directors of Blue Ridge Electric that:

1. Blue Ridge Electric has fully complied with the Requirements of EISA and PURPA with regard to the consideration of the four PURPA Standards and the one-non PURPA Standard;
2. No further implementation by Blue Ridge Electric is desirable or required at this time; and
3. These proceedings are hereby closed.
4. Blue Ridge Electric shall cause this final determination to be made available to the public by posting it on the Cooperative's website for 180 days hereafter.

NOW THEREFORE, on this 21st day of August, 2009, the Board of Directors hereby issues its final determination on the implementation of the four PURPA standards.

Adopted this 21st day of August, 2009.

This is to certify that the above is a true and exact copy of an excerpt from the minutes of the Board of Directors' regular meeting held Friday, August 21st, 2009.


Secretary-Treasurer