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March 16, 2021

Via Electronic Mail
Honorable KP George
Fort Bend County, Texas
401 Jackson Street
Richmond, Texas 77469
Email: FBC.Judge@fortbendcountytexas.gov

Re: Fort Bend County Development Regulations and Approvals

Dear Judge George,

My firm represents Old 300 Solar Center, LLC (“**Project Company**”), the owner of the Old 300 Solar Project located in Fort Bend County, Texas (the “**Project**”). The Project is in the early stages of construction, with the Project Company currently engaged in the clearing of the site and the driving of piles to be used for the installation of the inverters. CenterPoint Energy has also begun clearing the land for the switchyard.

Our client has requested verification regarding the status of any regulations or requirements that may affect the Project, and I am hoping that you will be able to assist me in this regards.

It is our understanding that based solely on Fort Bend County, Texas regulations, orders, ordinances, and requirements currently in effect:

1. Except as identified on the attached addendum, there are no regulations, orders, ordinances, or other requirements that pertain to or otherwise affect solar energy generation projects that may be constructed in Fort Bend County, Texas (including, without limitation, noise, subdivision, planning, development, building permits, or certificates of occupancy);

2. Fort Bend County, Texas, is a community participating in the National Flood Insurance Program (“**NFIP**”), and the U.S. Federal Emergency Management Agency (“**FEMA**”) has defined or made digitally available Special Flood Hazard Areas (“**SFHA**”) within the county, Permits are required to insure that the proposed Project meets the requirements of the NFIP and the community’s floodplain management ordinance. For that reason, we are asking you to provide approval of the Project under your authority found in the Texas Water Code, Chapter 16,

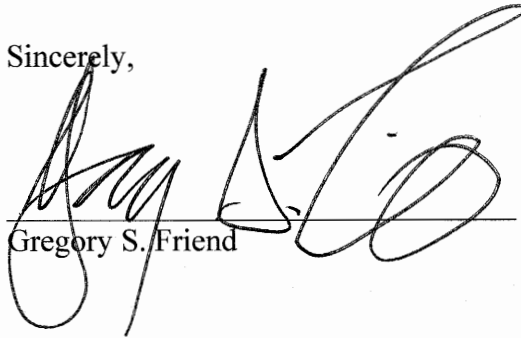
Subchapter 1, to the extent that any portion of the Project is located in flood-prone areas and/or SFHA, and notwithstanding that it is possible that certain of the improvements for the Project may be located in such flood-prone areas and/or SFHAs; and

3. In the event of any damage, destruction, or other casualty to the Project, it would be permissible to repair and/or reconstruct such Project to its original form without additional permits or consent from Fort Bend County, Texas, with the exception of repair or replacement of any habitable structure on the Project site if the repair or replacement exceeds fifty percent (50%) of the building's value.

Please confirm our understanding and your approval regarding the matters set forth herein by signing a counterpart of this letter in the space provided below and emailing it back to me at gfriend@sbaustinlaw.com.

If you have any questions, please do not hesitate to contact me. Thank you.

Sincerely,



Gregory S. Friend

Acknowledged and Confirmed:

Fort Bend County, Texas



By: County Judge KP George
KP George, County Judge

Addendum

Permits To Be Submitted or Currently Pending

1. Commercial Development Permit subject to the Fort Bend County Floodplain Management Regulations, adopted March 4, 2014 (permit issued January 12, 2021).
2. Right of Way Permit(s) granted February 3, 2021 for proposed work to lay, construct, maintain and/or repair cable, conduit, pole lines and/or maintenance of stormwater detention basins within Fort Bend County Drainage District-maintained drainage features and easements.
3. Water Well Permit(s) subject to the Fort Bend Subsidence District Rules, amended 2019.
4. On Site Sewage Facility (“**OSSF**”) Permit subject to the requirements of the Fort Bend County Environmental Health Department and the Texas Commission on Environmental Quality, pursuant to order issued November 4, 2005 with respect to the Application of the County of Fort Bend for a Texas Health and Safety Code §366.031 Order before the Texas Commission on Environmental Quality.
5. Building Permit subject to the codes and standards adopted by the Fort Bend County Fire Marshal.