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May 16, 2022

Local Government Assistance & Economic Analysis
Texas Comptroller of Public Accounts
P.O. Box 13528
Austin, Texas 78711-3528

RE: Application to the Ingleside Independent School District from Enbridge Holdings (Green Energy) LLC

To the Local Government Assistance & Economic Analysis Division:

By copy of this letter transmitting the application for review to the Comptroller's Office, the Ingleside Independent School District is notifying Enbridge Holdings (Green Energy) LLC of its intent to consider the application for appraised value limitation on qualified property should a positive certificate be issued by the Comptroller. Please prepare the Economic Impact Report.

The Applicant submitted the Application to the school district on May 9, 2022. The Board voted to accept the application on May 9, 2022. The application has been determined complete as of May 16, 2022.

A copy of the application will be submitted to the San Pantricio County Appraisal District.

Sincerely,

Kevin O'Hanlon
School District Consultant

Cc: San Patricio CAD
Enbridge Holdings (Green Energy) LLC

Tab 1

Application

Enbridge Holdings (Green Energy) L.L.C.

Chapter 313 Application for Appraised Value Limitation to Ingleside Independent School District

Application for Appraised Value Limitation on Qualified Property

(Tax Code, Chapter 313, Subchapter B or C)

INSTRUCTIONS: This application must be completed and filed with the school district. In order for an application to be processed, the governing body (school board) must elect to consider an application, but — by Comptroller rule — the school board may elect to consider the application only after the school district has received a completed application. Texas Tax Code, Section 313.025 requires that any completed application and any supplemental materials received by the school district must be forwarded within seven days to the Texas Comptroller of Public Accounts.

If the school board elects to consider the application, the school district must:

- notify the Comptroller that the school board has elected to consider the application. This notice must include:
  - the date on which the school district received the application;
  - the date the school district determined that the application was complete;
  - the date the school board decided to consider the application; and
  - a request that the Comptroller prepare an economic impact analysis of the application;
- provide a copy of the notice to the appraisal district;
- must complete the sections of the application reserved for the school district and provide information required in the Comptroller rules located at 34 Texas Administrative Code (TAC) Section 9.1054; and
- forward the completed application to the Comptroller, separating each section of the documents. See 34 TAC Chapter 9, Subchapter F.

The governing body may, at its discretion, allow the applicant to supplement or amend the application after the filing date, subject to the restrictions in 34 TAC Chapter 9, Subchapter F.

When the Comptroller receives the notice and required information from the school district, and has determined that all assertions of confidentiality are appropriate, the Comptroller will publish all submitted non-confidential application materials on its website. The Comptroller is authorized to treat some application information as confidential and withhold it from publication on the Internet. To do so, however, the information must be segregated and comply with the other requirements set out in the Comptroller's rules. For more information, see guidelines on Comptroller's website.

The Comptroller will independently determine whether the application has been completed according to the Comptroller's rules (34 TAC Chapter 9, Subchapter F). If the Comptroller finds the application is not complete, the Comptroller will request additional materials from the school district. Pursuant to 9.1053(a)(1)(C), requested information shall be provided within 20 days of the date of the request. When the Comptroller determines that the application is complete, it will send the school district a notice indicating so. The Comptroller will determine the eligibility of the project and issue a certificate for a limitation on appraised value to the school board regarding the application by the 90th day after the Comptroller receives a complete application—as determined by the Comptroller.

The school board must approve or disapprove the application not later than the 150th day after the application review start date (the date the application is finally determined to be complete by the Comptroller), unless an extension is granted. The Comptroller and school district are authorized to request additional information from the applicant that is reasonably necessary to issue a certificate, complete the economic impact evaluation or consider the application at any time during the application review period.

Please visit the Comptroller's website to find out more about the program at comptroller.texas.gov/economy/local/ch313/. There are links to the Chapter 313 statute, rules, guidelines and forms. Information about minimum limitation values for particular districts and wage standards may also be found at that site.

SECTION 1: School District Information

1. Authorized School District Representative

05/09/2022
Date Application Received by District

Troy
First Name

Mircovich
Last Name

Superintendent of Schools
Title

Ingleside Independent School District
School District Name

2664 San Angelo
Street Address

2664 San Angelo
Mailing Address

Ingleside
City

Texas
State

78362
ZIP

361-776-7631
Phone Number

361-776-0267
Fax Number

N/A
Mobile Number (optional)

troy.mircovich@inglesideisd.org
Email Address

2. Does the district authorize the consultant to provide and obtain information related to this application? . . . . . ☑ Yes ☐ No

SECTION 1: School District Information *(continued)*

3. Authorized School District Consultant *(If Applicable)*

First Name: Amalia
Last Name: Hanley
Title: Consultant
Firm Name: O'Hanlon, Demerath & Castillo
Phone Number: 512-494-9949
Fax Number: N/A
Mobile Number *(optional)*: N/A
Email Address: mhanley@808west.com

4. On what date did the district determine this application complete? . . . . . May 16, 2022

SECTION 2: Applicant Information

1. Authorized Company Representative *(Applicant)*

First Name: Cris
Last Name: Crixell
Title: Tax Director
Organization: Enbridge Inc.
Street Address: 5400 Westheimer Court
Mailing Address: 5400 Westheimer Court
City: Houston
State: Texas
ZIP: 77056
Phone Number: 713-627-6273
Fax Number: N/A
Mobile Number *(optional)*: N/A
Business Email Address: cris.crixell@enbridge.com

2. Will a company official other than the authorized company representative be responsible for responding to future information requests? . . . . . ☐ Yes ☑ No

2a. If yes, please fill out contact information for that person.

First Name: N/A
Last Name: N/A
Title: N/A
Organization: N/A
Street Address: N/A
Mailing Address: N/A
City: N/A
State: N/A
ZIP: N/A
Phone Number: N/A
Fax Number: N/A
Mobile Number *(optional)*: N/A
Business Email Address: N/A

3. Does the applicant authorize the consultant to provide and obtain information related to this application? . . . . . ☑ Yes ☐ No

SECTION 2: Applicant Information *(continued)*

4. Authorized Company Consultant *(If Applicable)*

First Name: Michael
Last Name: Lateur
Title: Managing Director
Firm Name: Kroll, LLC
Phone Number: 512-671-5575
Fax Number: N/A
Business Email Address: michael.lateur@kroll.com

SECTION 3: Fees and Payments

1. Has an application fee been paid to the school district? ☑ Yes ☐ No

The total fee shall be paid at the same time the application is submitted to the school district. Any fees not accompanying the original application shall be considered supplemental payments.

1a. If yes, include all transaction information below. Include proof of application fee paid to the school district in **Tab 2**. Any confidential banking information provided will not be publicly posted.

Payment Amount: $ 75,000.00
Transaction Type: Wire Transfer
Payor: Kroll, LLC
Payee: Ingleside Independent School District
Date transaction was processed: 5/11/2022

For the purpose of questions 2 and 3, "payments to the school district" include any and all payments or transfers of things of value made to the school district or to any person or persons in any form if such payment or transfer of thing of value being provided is in recognition of, anticipation of, or consideration for the agreement for limitation on appraised value.

2. Will any "payments to the school district" that you may make in order to receive a property tax value limitation agreement result in payments that are not in compliance with Tax Code §313.027(i)? ☐ Yes ☑ No ☐ N/A

3. If "payments to the school district" will only be determined by a formula or methodology without a specific amount being specified, could such method result in "payments to the school district" that are not in compliance with Tax Code §313.027(i)? ☐ Yes ☑ No ☐ N/A

SECTION 4: Business Applicant Information

1. What is the legal name of the applicant under which this application is made? Enbridge Holdings (Green Energy) L.L.C.
2. Texas Taxpayer I.D. number of entity subject to Tax Code, Chapter 171 *(11 digits)* 32059190036
3. Parent Company Name Enbridge Inc.
4. Parent Company Tax ID N/A
5. NAICS code 221114
6. Is the applicant a party to any other pending or active Chapter 313 agreements? ☐ Yes ☑ No

6a. If yes, please list application number, name of school district and year of agreement

N/A

SECTION 5: Applicant Business Structure

1. Business Organization of Applicant *(corporation, limited liability corporation, etc)* Limited Liability Corporation
2. Is applicant a combined group, or comprised of members of a combined group, as defined by Tax Code §171.0001(7)? ☐ Yes ☑ No

2a. If yes, attach in **Tab 3** a copy of the most recently submitted Texas Comptroller Franchise Tax Form No. 05-165, No. 05-166, or any other documentation from the Franchise Tax Division to demonstrate the applicant's combined group membership and contact information.

SECTION 5: Applicant Business Structure *(continued)*

2b. Texas Franchise Tax Reporting Entity Taxpayer Name

Enbridge Holdings (Green Energy) L.L.C.

2c. Reporting Entity Taxpayer Number

32059190036

3. Is the applicant current on all tax payments due to the State of Texas? ☑ Yes ☐ No
4. Are all applicant members of the combined group current on all tax payments due to the State of Texas? ☐ Yes ☐ No ☑ N/A

SECTION 6: Eligibility Under Tax Code Chapter 313.024

1. Are you an entity subject to the tax under Tax Code, Chapter 171? ☑ Yes ☐ No
2. The property will be used for one of the following activities:
   - (1) manufacturing ☐ Yes ☑ No
   - (2) research and development ☐ Yes ☑ No
   - (3) a clean coal project, as defined by Section 5.001, Water Code ☐ Yes ☑ No
   - (4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code ☐ Yes ☑ No
   - (5) renewable energy electric generation ☑ Yes ☐ No
   - (6) electric power generation using integrated gasification combined cycle technology ☐ Yes ☑ No
   - (7) nuclear electric power generation ☐ Yes ☑ No
   - (8) a computer center that is used as an integral part or as a necessary auxiliary part for the activity conducted by applicant in one or more activities described by Subdivisions (1) through (7) ☐ Yes ☑ No
   - (9) a Texas Priority Project, as defined by 313.024(e)(7) and TAC 9.1051* ☐ Yes ☑ No
3. Are you requesting that any of the land be classified as qualified investment? ☐ Yes ☑ No
4. Will any of the proposed qualified investment be leased under a capitalized lease? ☐ Yes ☑ No
5. Will any of the proposed qualified investment be leased under an operating lease? ☐ Yes ☑ No
6. Are you including property that is owned by a person other than the applicant? ☐ Yes ☑ No
7. Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment? ☐ Yes ☑ No

***Note**: Applicants requesting eligibility under this category should note that there are additional application and reporting data submission requirements.

SECTION 7: Project Description

1. In **Tab 4**, attach a detailed description of the scope of the proposed project, including, at a minimum, the type and planned use of real and tangible personal property, the nature of the business, a timeline for property construction or installation, and any other relevant information. If the project is an amendment or a reapplication please specify and provide details regarding the original project.
2. Check the project characteristics that apply to the proposed project:
   - ☐ Land has no existing improvements
   - ☑ Land has existing improvements *(complete Section 13)*
   - ☐ Expansion of existing operation on the land *(complete Section 13)*
   - ☐ Relocation within Texas

SECTION 8: Limitation as Determining Factor

1. Does the applicant currently own the land on which the proposed project will occur? ☑ Yes ☐ No
2. Has the applicant entered into any agreements, contracts or letters of intent related to the proposed project? ☐ Yes ☑ No
3. Does the applicant have current business activities at the location where the proposed project will occur? ☑ Yes ☐ No
4. Has the applicant made public statements in SEC filings or other documents regarding its intentions regarding the proposed project location? ☐ Yes ☑ No
5. Has the applicant received any local or state permits for activities on the proposed project site? ☐ Yes ☑ No
6. Has the applicant received commitments for state or local incentives for activities at the proposed project site? ☐ Yes ☑ No
7. Is the applicant evaluating other locations not in Texas for the proposed project? ☑ Yes ☐ No
8. Has the applicant provided capital investment or return on investment information for the proposed project in comparison with other alternative investment opportunities? ☐ Yes ☑ No
9. Has the applicant provided information related to the applicant's inputs, transportation and markets for the proposed project? ☐ Yes ☑ No
10. Are you submitting information to assist in the determination as to whether the limitation on appraised value is a determining factor in the applicant's decision to invest capital and construct the project in Texas? ☑ Yes ☐ No

Chapter 313.026(e) states "the applicant may submit information to the Comptroller that would provide a basis for an affirmative determination under Subsection (c)(2)." If you answered "yes" to any of the questions in Section 8, attach supporting information in Tab 5.

SECTION 9: Projected Timeline

NOTE: Only construction beginning after the application review start date (the date the Texas Comptroller of Public Accounts deems the application complete) can be considered qualified property and/or qualified investment.

1. Estimated school board ratification of final agreement: Q4 2022
2. Estimated commencement of construction: Q4 2022
3. Beginning of qualifying time period (MM/DD/YYYY): 01/01/2023
4. First year of limitation (YYYY): 2025

4a. For the beginning of the limitation period, notate which **one of the following** will apply according to provision of 313.027(a-1)(2):

☐ A. January 1 following the application date ☐ B. January 1 following the end of QTP

☑ C. January 1 following the commencement of commercial operations

5. Commencement of commercial operations: Q4 2024

SECTION 10: The Property

1. County or counties in which the proposed project will be located: San Patricio County
2. Central Appraisal District (CAD) that will be responsible for appraising the property: San Patricio CAD
3. Will this CAD be acting on behalf of another CAD to appraise this property? ☐ Yes ☑ No
4. List all taxing entities that have jurisdiction for the property, the portion of project within each entity and tax rates for each entity:

M&O (ISD): Ingleside ISD, 0.8720, 100%
(Name, tax rate and percent of project)

I&S (ISD): Ingleside ISD, 0.0890, 100%
(Name, tax rate and percent of project)

County: San Patricio County, 0.3990, 100%
(Name, tax rate and percent of project)

City: City of Ingleside, 0.6644, 100%
(Name, tax rate and percent of project)

Hospital District: N/A
(Name, tax rate and percent of project)

Water District: N/A
(Name, tax rate and percent of project)

Other *(describe)*: San Patricio Co Road, 0.0962, 100%
(Name, tax rate and percent of project)

Other *(describe)*: San Patricio Co Drain Dist, .0599, 100%
(Name, tax rate and percent of project)

SECTION 10: The Property *(continued)*

5. List all state and local incentives as an annual percentage. Include the estimated start and end year of the incentive:

County: Pending
(Incentive type, percentage, start and end year)

City: Pending
(Incentive type, percentage, start and end year)

Hospital District: N/A
(Incentive type, percentage, start and end year)

Water District: N/A
(Incentive type, percentage, start and end yeart)

Other *(describe)*: N/A
(Incentive type, percentage, start and end year)

Other *(describe)*: N/A
(Incentive type, percentage, start and end year)

6. Is the project located entirely within the ISD listed in Section 1? . . . . . ☑ Yes ☐ No

   6a. If no, attach in **Tab 6** maps of the entire project (depicting all other relevant school districts) and additional information on the project scope and size. Please note that only the qualified property within the ISD listed in Section 1 is eligible for the limitation from this application. Please verify that all information in **Tabs 7** and **8**, Section 11, 12 and 13, and map project boundaries pertain to only the property within the ISD listed in Section 1.

7. Did you receive a determination from the Texas Economic Development and Tourism Office that this proposed project and at least one other project seeking a limitation agreement constitute a single unified project (SUP), as allowed in §313.024(d-2)? . . . . . ☐ Yes ☑ No

   7a. If yes, attach in **Tab 6** supporting documentation from the Office of the Governor.

SECTION 11: Texas Tax Code 313.021(1) Qualified Investment

NOTE: The minimum amount of qualified investment required to qualify for an appraised value limitation and the minimum amount of appraised value limitation vary depending on whether the school district is classified as Subchapter B or Subchapter C, and the taxable value of the property within the school district. For assistance in determining estimates of these minimums, access the Comptroller's website at **comptroller.texas.gov/economy/local/ch313/**.

1. At the time of application, what is the estimated minimum qualified investment required for this school district?. . . . . $ 30,000,000.00

2. What is the amount of appraised value limitation for which you are applying? . . . . . $ 30,000,000.00

   Note: The property value limitation amount is based on property values available at the time of application and may change prior to the execution of any final agreement.

3. Does the qualified investment meet the requirements of Tax Code §313.021(1)? . . . . . ☑ Yes ☐ No

4. Attach a description of the qualified investment [See §313.021(1).] The description must include:
   a. a specific and detailed description of the qualified investment you propose to make within the project boundary for which you are requesting an appraised value limitation as defined by Tax Code §313.021 (**Tab 7**);
   b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your minimum qualified investment (**Tab 7**); and
   c. a detailed map of the qualified investment showing location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period, with vicinity map (**Tab 11**).

5. Do you intend to make at least the minimum qualified investment required by Tax Code §313.023 (or §313.053 for Subchapter C school districts) for the relevant school district category during the qualifying time period? . . . . . ☑ Yes ☐ No

SECTION 12: Texas Tax Code 313.021(2) Qualified Property

1. Attach a detailed description of the qualified property. [See §313.021(2)] The description must include:
   1a. a specific and detailed description of the qualified property for which you are requesting an appraised value limitation as defined by Tax Code §313.021 (**Tab 8**);
   1b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your qualified property (**Tab 8**);
   1c. a map or site plan of the proposed qualified property showing the location of the new buildings or new improvements inside the project area boundaries within a vicinity map that includes school district, county and reinvestment zone boundaries (**Tab 11**); and
   1d. Will any of the proposed qualified property be used to renovate, refurbish, upgrade, maintain, modify, improve, or functionally replace existing buildings or existing improvements inside or outside the project area? . . . . . ☐ Yes ☑ No

   Note: Property used to renovate, refurbish, upgrade, maintain, modify, improve, or functionally replace existing buildings or existing improvements inside or outside the project area cannot be considered qualified property and will not be eligible for a limitation. See TAC §9.1051(16).

SECTION 12: Texas Tax Code 313.021(2) Qualified Property *(continued)*

2. Is the land upon which the new buildings or new improvements will be built part of the qualified property described by §313.021(2)(A)? . . . . . ☐ Yes ☑ No

   2a. If yes, attach complete documentation including:
   - a. legal description of the land (**Tab 9**);
   - b. each existing appraisal parcel number of the land on which the new improvements will be constructed, regardless of whether or not all of the land described in the current parcel will become qualified property (**Tab 9**);
   - c. owner (**Tab 9**);
   - d. the current taxable value of the land, attach estimate if land is part of larger parcel (**Tab 9**); and
   - e. a detailed map showing the location of the land with vicinity map (**Tab 11**).

3. Is the land on which you propose new construction or new improvements currently located in an area designated as a reinvestment zone under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303? . . . ☐ Yes ☑ No

   3a. If yes, attach the applicable supporting documentation:
   - a. evidence that the area qualifies as an enterprise zone as defined by the Governor's Office (**Tab 16**);
   - b. legal description of reinvestment zone (**Tab 16**);
   - c. order, resolution or ordinance establishing the reinvestment zone (**Tab 16**);
   - d. guidelines and criteria for creating the zone (**Tab 16**); and
   - e. a map of the reinvestment zone or enterprise zone boundaries with vicinity map (**Tab 11**)

   3b. If no, submit detailed description of proposed reinvestment zone or enterprise zone with a map indicating the boundaries of the zone on which you propose new construction or new improvements to the Comptroller's office within 30 days of the application date.

   What is the anticipated date on which you will submit final proof of a reinvestment zone or enterprise zone? Q3 2022

SECTION 13: Information on Property Not Eligible to Become Qualified Property

1. In **Tab 10**, attach a specific and detailed description of all **existing property within the project boundary.** This includes buildings and improvements existing as of the application review start date (the date the application is determined to be complete by the Comptroller). The description must provide sufficient detail to locate all existing property on the land that will be subject to the agreement and distinguish existing property from future proposed property.

2. In **Tab 10**, attach a specific and detailed description of all **proposed new property within the project boundary that will not become new improvements** as defined by TAC 9.1051. This includes proposed property that: functionally replaces existing or demolished/removed property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property; or is otherwise ineligible to become qualified property. The description must provide sufficient detail to distinguish existing property (statement 1) and all proposed new property that cannot become qualified property from proposed qualified property that will be subject to the agreement (as described in Section 12 of this application).

3. For the property not eligible to become qualified property within the project boundary in response to statements 1 and 2 of this section, provide the following supporting information in **Tab 10**:
   - a. maps and/or detailed site plan;
   - b. surveys;
   - c. appraisal district values and parcel numbers;
   - d. inventory lists;
   - e. existing and proposed property lists;
   - f. model and serial numbers of existing property; or
   - g. other information of sufficient detail and description.

4. Total estimated market value of existing property within the project boundary (that property described in response to statement 1): . . . . . $ 27,326,460.00

5. In **Tab 10**, include an appraisal value by the CAD of all the buildings and improvements existing as of a date within 15 days of the date the application is received by the school district.

6. Total estimated market value of proposed property not eligible to become qualified property (that property described in response to statement 2): . . . . . $ 0.00

Note: Investment for the property listed in statement 2 may count towards qualified investment in Column C of Schedules A-1 and A-2, if it meets the requirements of 313.021(1). Such property **cannot** become qualified property on Schedule B.

SECTION 14: Wage and Employment Information

1. What is the number of new qualifying jobs you are committing to create? 1
2. What is the number of new non-qualifying jobs you are estimating you will create? (See TAC 9.1051(14)) 0
3. Do you intend to request that the governing body waive the minimum new qualifying job creation requirement, as provided under Tax Code §313.025(f-1)? . . . . . ☑ Yes ☐ No

   3a. If yes, attach evidence of industry standard in **Tab 12** documenting that the new qualifying job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards.

4. Attach in **Tab 13** the four most recent quarters of data for each wage calculation below, including documentation from the Texas Workforce Commission website. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information available at the time of the application review start date (date of a completed application). See TAC §9.1051(21) and (22). **Note**: If a more recent quarter of information becomes available before the application is deemed complete, updated wage information will be required.
   a. Non-qualified job wages
      - average weekly wage for all jobs (all industries) in the county is . . . . . $ 1,058.25
   b. Qualifying job wage minimum option §313.021(5)(A)
      -110% of the average weekly wage for manufacturing jobs in the county is . . . . . $ 2,248.40
   c. Qualifying job wage minimum option §313.021(5)(B)
      -110% of the average weekly wage for manufacturing jobs in the region is . . . . . $ 1,557.16
5. Which Tax Code section are you using to estimate the qualifying job wage standard required for this project? . . . . . ☐ §313.021(5)(A) or ☑ §313.021(5)(B)
6. What is the minimum required annual wage for each qualifying job based on the qualified property? . . . . . $ 80,972.32
7. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? . . . . . $ 80,972.32
8. Will the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? . . . . . ☑ Yes ☐ No
9. Do you intend to satisfy the minimum qualifying job requirement through a determination of cumulative economic benefits to the state as provided by §313.021(3)(F)? . . . . . ☐ Yes ☑ No

   9a. If yes, attach in **Tab 13** supporting documentation from the TWC, pursuant to §313.021(3)(F).

10. Do you intend to rely on the project being part of a single unified project, as allowed in §313.024(d-2), in meeting the qualifying job requirements? . . . . . ☐ Yes ☑ No

    10a. If yes, attach in **Tab 6** supporting documentation including a list of qualifying jobs in the other school district(s).

SECTION 15: Economic Impact

1. Complete and attach Schedules A1, A2, B, and C in **Tab 14**. **Note**: Excel spreadsheet versions of schedules are available for download and printing at URL listed below.
2. Attach an Economic Impact Analysis, if supplied by an entity other than the Comptroller's office, in **Tab 15**. *(not required)*
3. If there are any other payments made in the state or economic information that you believe should be included in the economic analysis, attach a separate schedule showing the amount for each year affected, including an explanation, in **Tab 15**.

SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in **Tab 17**.

NOTE: If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

1. Authorized School District Representative Signature

I am the authorized representative for the school district to which this application is being submitted. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code.

print here ➧ Troy Mircovich — Print Name *(Authorized School District Representative)*

Superintendent of Schools — Title

sign here ➧ _____ — Signature *(Authorized School District Representative)*

_____ — Date

2. Authorized Company Representative (Applicant) Signature and Notarization

I am the authorized representative for the business entity for the purpose of filing this application. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code. The information contained in this application and schedules is true and correct to the best of my knowledge and belief.

I hereby certify and affirm that the business entity I represent is in good standing under the laws of the state in which the business entity was organized and that no delinquent taxes are owed to the State of Texas.

print here ➧ Cris Crixell — Print Name *(Authorized Company Representative (Applicant))*

Tax Director — Title

sign here ➧ [signature] — Signature *(Authorized Company Representative (Applicant))*

5/10/2022 — Date

ZISI KARINA SANTOS
Notary Public, State of Texas
Comm. Expires 08-16-2022
Notary ID 131685737

(Notary Seal)

GIVEN under my hand and seal of office this, the

10 day of May, 2022

ZKSantos
Notary Public in and for the State of Texas

My Commission expires: 08-16-2022

If you make a false statement on this application, you could be found guilty of a Class A misdemeanor or a state jail felony under Texas Penal Code Section 37.10.

APPLICATION TAB ORDER FOR REQUESTED ATTACHMENTS	
	ATTACHMENT
1	Sections 1-16
2	Proof of Payment of Application Fee
3	Documentation of Combined Group membership under Texas Tax Code 171.0001(7), history of tax default, delinquencies and/or material litigation *(if applicable)*
4	Detailed description of the project
5	Documentation to assist in determining if limitation is a determining factor
6	Description of how project is located in more than one district, including list of percentage in each district and, if determined to be a single unified project, documentation from the Office of the Governor *(if applicable)*
7	Description of Qualified Investment
8	Description of Qualified Property
9	Description of Land
10	Description of all property not eligible to become qualified property *(if applicable)*
11	Maps that clearly show: a) Project boundary and project vicinity, including county and school district boundaries b) Qualified investment including location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period c) Qualified property including location of new buildings or new improvements d) Any existing property within the project area e) Any facilities owned or operated by the applicant having interconnections to the proposed project f) Location of project, and related nearby projects within vicinity map g) Reinvestment or Enterprise Zone within vicinity map, showing the actual or proposed boundaries and size **Note:** Maps should be high resolution files. Include map legends/markers.
12	Request for Waiver of Job Creation Requirement and supporting information *(if applicable)*
13	Calculation of non-qualifying wage target and two possible qualifying job wage requirements with TWC documentation
14	Schedules A1, A2, B, and C completed and signed Economic Impact *(if applicable)*
15	Economic Impact Analysis, other payments made in the state or other economic information *(if applicable)*
16	Description of Reinvestment or Enterprise Zone, including: a) evidence that the area qualifies as an enterprise zone as defined by the Governor's Office b) legal description of reinvestment zone c) order, resolution or ordinance establishing the reinvestment zone d) guidelines and criteria for creating the zone
17	Signature and Certification page, signed and dated by Authorized School District Representative and Authorized Company Representative *(applicant)*

Tab 2

Proof of Payment Application Fee

Proof of payment of filing fee received by the Comptroller of Public Accounts per TAC Rule §9.1054 (b)(5)

(Page Inserted by Office of Texas Comptroller of Public Accounts)

Tab 3

Documentation of Combined Group Membership

Not Applicable

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Tab 4

Detailed Description of the Project

Enbridge Holdings (Green Energy) L.L.C. is requesting an appraised value limitation from Ingleside Independent School District (Ingleside ISD) for Project Keen (The Project), a proposed solar power electric generating facility in San Patricio County. The proposed Ingleside ISD Project would be constructed within a reinvestment zone of approximately 915 acres established by San Patricio County on land located on the Corpus Christi Bay. The proposed site sits to the south of Farm to Market Road (FM) 1069 between Ingleside Point and Dagger Island. A map showing the proposed location of the project is included in Tab 11. The entire project would be located within Ingleside ISD.

The proposed Project is expected to have an installed capacity of approximately 85 MW (AC), with an estimated 170,000 PV modules, 25 inverters, and all other Project improvements located entirely in Ingleside ISD. The exact number and location of PV modules and inverters remains to be determined based upon ongoing siting analysis, manufacturer's availability, unit price, and the anticipated megawatt generating capacity of the Project when completed.

Enbridge Holdings (Green Energy) L.L.C. requests a value limitation for all facilities and equipment installed for the Project including:

- Solar Modules/Panels
- Racking and Mounting Structures
- Inverters
- Combiner Boxes
- Control Systems Necessary for Commercial Generation of Electricity
- Foundations
- Roadways
- O&M Building
- Power Transformers
- Paving
- Fencing
- Collection System
- Electrical Substations
- Generation Transmission Tie Line and Associated Towers
- Interconnection Facilities
- Meteorological Equipment
- All Eligible Ancillary and Necessary Equipment
- Battery Energy Storage System (BESS)

*NOTE: The map in Tab 11 shows the potential locations of improvements within Ingleside ISD boundaries; however, the final number of panels and inverters and the location of the facility would be dependent upon a number of factors including: ongoing siting analysis, manufacturer's availability, unit price, and the anticipated megawatt generating capacity of the Project when completed.

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Tab 5

Documentation to Assist in Determining if Limitation is a Determining Factor

Enbridge Holdings (Green Energy) L.L.C.'s parent company, Enbridge, Inc. (Enbridge), is a leading North American energy infrastructure company. Its core businesses include Liquids Pipelines, which transports approximately 25% of the crude oil produced in North America; Gas Transmission and Midstream, which transports approximately 20% of the natural gas consumed in the US; Gas Distribution and Storage; and Renewable Power Generation.

Since Enbridge's initial investment in a wind farm in 2002, it has committed more than $6.12B in capital to renewable energy and power transmission projects currently in operation or under construction. Its operating renewable energy portfolio—which spans North America and Europe—includes 20 wind farms, four solar energy operations, five waste heat recovery facilities, a geothermal project, and a hydroelectric facility. Enbridge's renewable energy facilities in operation, primarily wind and solar projects, generate enough energy to power nearly 940,000 homes. These renewable energy projects have the capacity to generate 1,991 MW net of zero-emission energy.

Photovoltaic solar renewable energy generation projects require planning, due diligence, financial modeling, and major capital investment outlays. As with any capital-intensive project, property tax appraisals have a significant impact on project feasibility. In Texas, ad valorem property tax is one of the highest annual operating expenses associated with new facility construction and would be a significant ongoing expense and liability throughout the life of the proposed project. Enbridge considers many factors when contemplating a final investment decision and would prioritize projects that offer a higher return on investment to the company. If the project cannot lower their property tax liabilities through the Ch. 313 value limitation, the possibility exists that the proposed resources and funds could be reallocated to other projects in development outside the State of Texas, including Minnesota, Illinois, Wisconsin, Louisiana, and western Canada.

Enbridge has business and project development offices around the world, including its primary office in Calgary, Alberta, Canada (headquarters) and Houston, Texas with additional offices in Canada (Chatham, Ontario, Toronto, Ontario, and Edmonton, Alberta), and Duluth-Superior, Wisconsin. As a global developer of renewable energy projects, Enbridge uses advanced financial market, technical specification and natural resource modeling, as well as due diligence processes to best determine where to deploy capital and personnel. This discretionary capital investment process is heavily influenced by estimates of profitability, which include revenue projections and potential incentives that can reduce significant liabilities, such as ad valorem property tax. The Chapter 313 school value limitation is a key factor in the company's decision to develop the Project in Texas.

Tab 6

Description of How Project is Located in More Than One District, Including List of Percentage in Each District and, if Determined to be a Single Unified Project, Documentation from the Office of the Governor

Not Applicable

KROLL

Tab 7

Description of Qualified Investment

Enbridge Holdings (Green Energy) L.L.C. proposes the construction of a 85 MW (AC) solar power generation facility within a reinvestment zone of approximately 915 acres established by San Patricio County on land located on the Corpus Christi Bay. The proposed site sits to the south of Farm to Market Road (FM) 1069 between Ingleside Point and Dagger Island. The entirety of the 85 MW solar power generation facility would be located within Ingleside ISD.

This application covers all qualified investment and property within the Reinvestment Zone and Ingleside ISD necessary for the commercial operations of the proposed solar plant as described in Tab 4. The proposed qualified investment and property would include:

- Solar Modules/Panels
- Racking and Mounting Structures
- Inverters
- Combiner Boxes
- Control Systems Necessary for Commercial Generation of Electricity
- Foundations
- Roadways
- O&M Building
- Power Transformers
- Paving
- Fencing
- Collection System
- Electrical Substations
- Generation Transmission Tie Line and Associated Towers
- Interconnection Facilities
- Meteorological Equipment
- All Eligible Ancillary and Necessary Equipment
- Battery Energy Storage System (BESS)

*NOTE: The map in Tab 11 shows the potential locations of improvements within Ingleside ISD boundaries; however, the final number of panels and inverters and the location of the facility would be dependent upon a number of factors including: ongoing siting analysis, manufacturer's availability, unit price, and the anticipated megawatt generating capacity of the Project when completed.

KROLL

Tab 8

Description of Qualified Property

Enbridge Holdings (Green Energy) L.L.C. proposes the construction of a 85 MW (AC) solar power generation facility within a reinvestment zone of approximately 915 acres established by San Patricio County on land located on the Corpus Christi Bay. The proposed site sits to the south of Farm to Market Road (FM) 1069 between Ingleside Point and Dagger Island. The entirety of the 85 MW solar power generation facility would be located within Ingleside ISD.

This application covers all qualified investment and property within the Reinvestment Zone and Ingleside ISD necessary for the commercial operations of the proposed solar plant as described in Tab 4. The proposed qualified investment and property would include:

- Solar Modules/Panels
- Racking and Mounting Structures
- Inverters
- Combiner Boxes
- Control Systems Necessary for Commercial Generation of Electricity
- Foundations
- Roadways
- O&M Building
- Power Transformers
- Paving
- Fencing
- Collection System
- Electrical Substations
- Generation Transmission Tie Line and Associated Towers
- Interconnection Facilities
- Meteorological Equipment
- All Eligible Ancillary and Necessary Equipment
- Battery Energy Storage System (BESS)

*NOTE: The map in Tab 11 shows the potential locations of improvements within Ingleside ISD boundaries; however, the final number of panels and inverters and the location of the facility would be dependent upon a number of factors including: ongoing siting analysis, manufacturer's availability, unit price, and the anticipated megawatt generating capacity of the Project when completed.

Tab 9

Description of Land

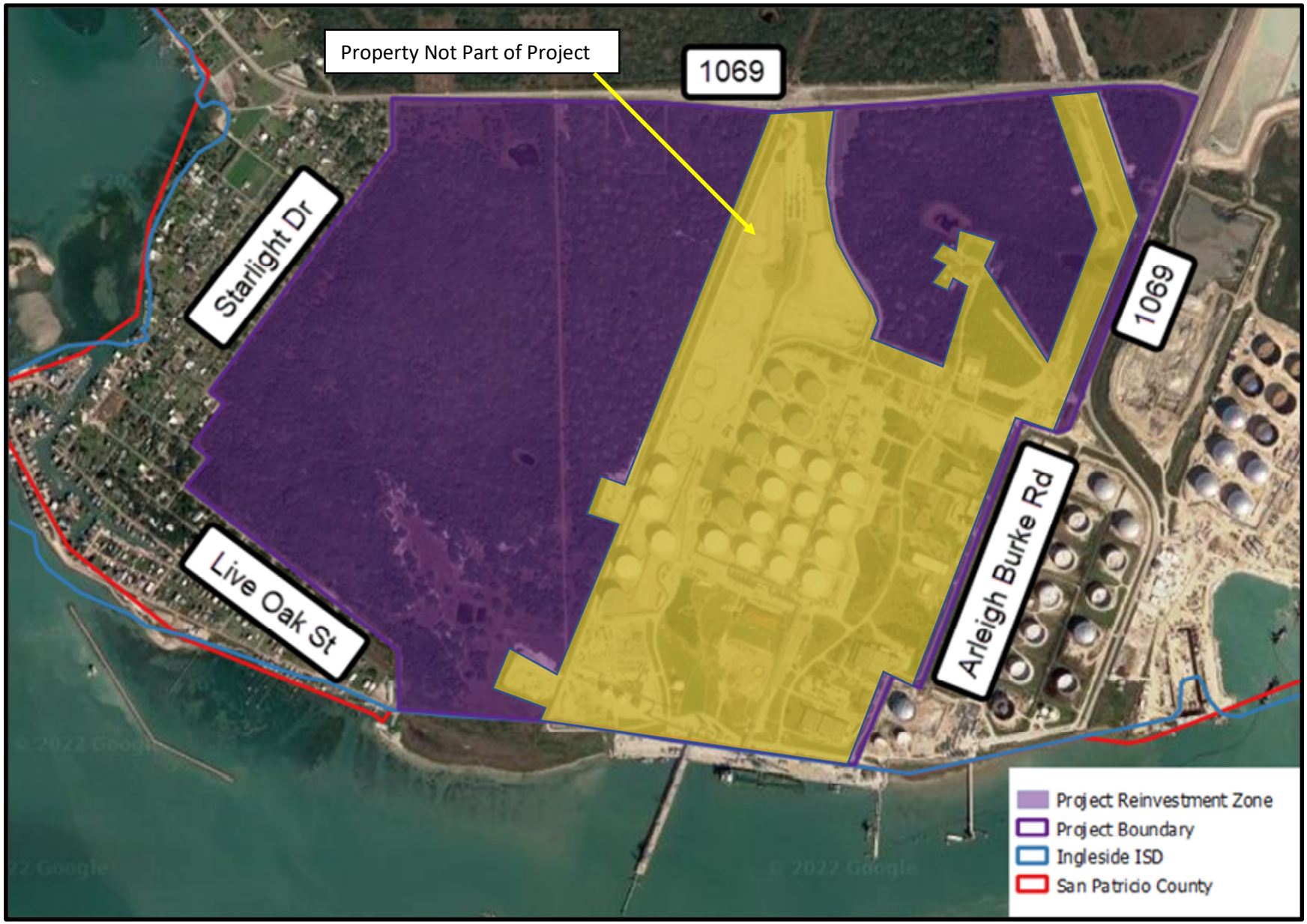
Not Applicable

Tab 10

Description of All Property Not Eligible to Become Qualified Property

The land which the project would be located on is predominantly classified as industrial land. The 2021 San Patricio CAD appraised market value of improvement on this parcel is $27,326,460 and includes the improvements indicated in the table below. Any existing improvements currently on the property would not be included as part of this project.

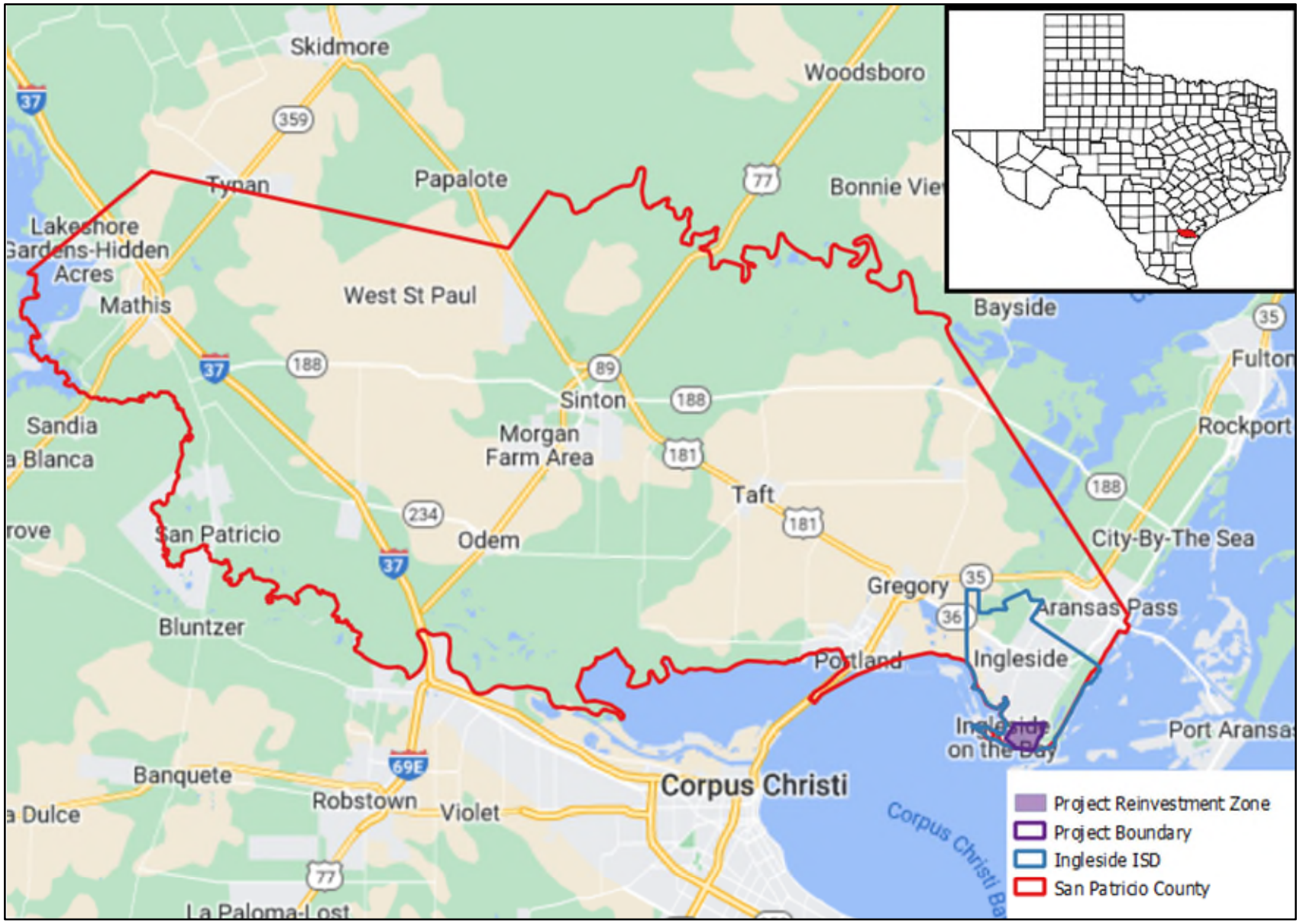
Parcel ID	Land Classification	Improvement(s)	2021 Improvement Market Value
67889	Industrial Land	• Fourteen (14) API 650 Crude Oil Storage Tanks and Side Entry Mixers • Pipeline Tie-Ins with Receivers, Custody Transfer Metering Systems, Provers, Surge Protectors • Ship Loading Arms • Dock Safety Unit and Vapor Control Units • Firewater Distribution System • Integrated Facility Control System • Substation Transformers, Motor Control Center, Distribution Panels, Grounding Protection Systems	$27,326,460

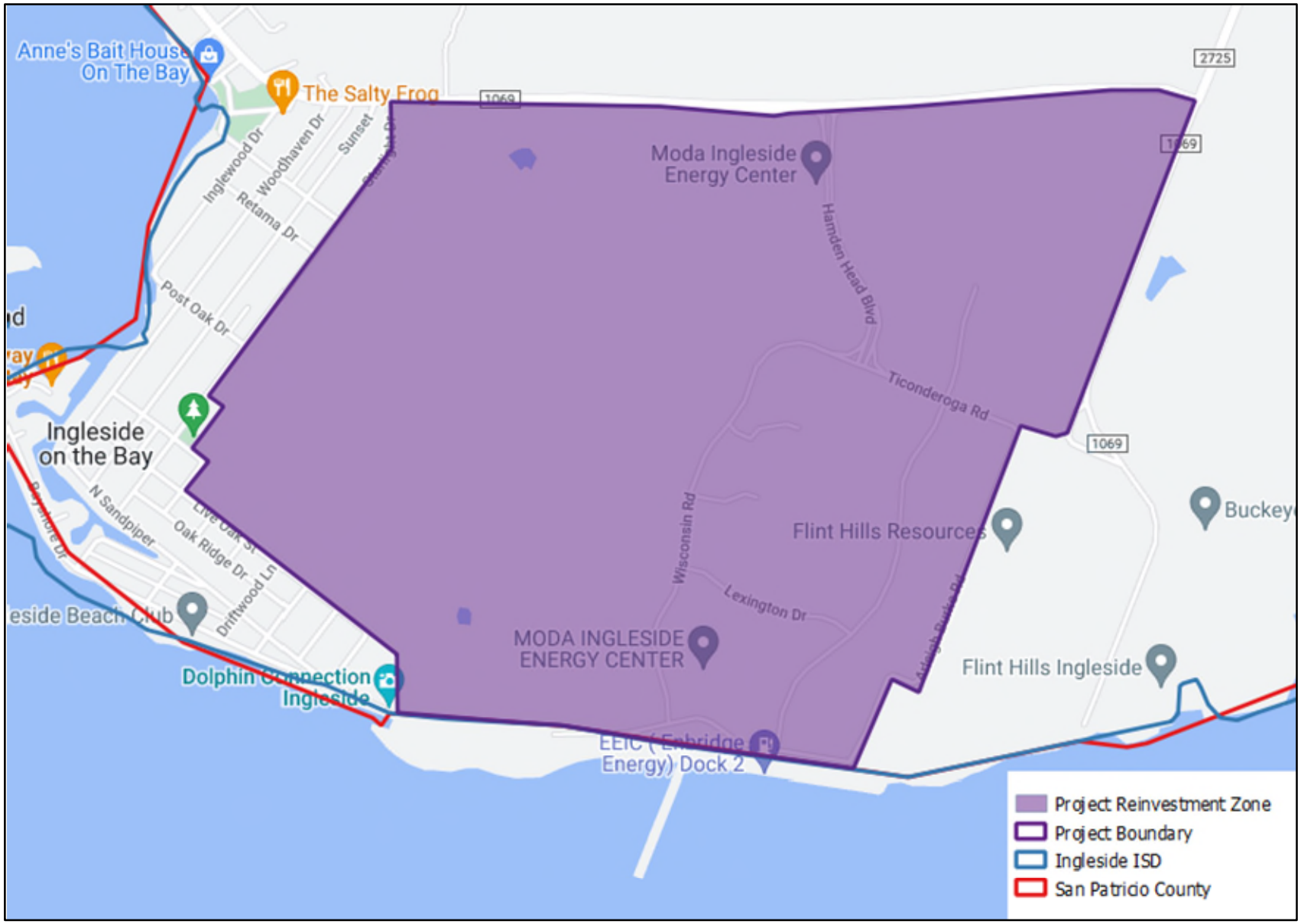

Property Not Part of Project
1069
Starlight Dr
1069
Live Oak St
Arleigh Burke Rd
Project Reinvestment Zone
Project Boundary
Ingleside ISD
San Patricio County

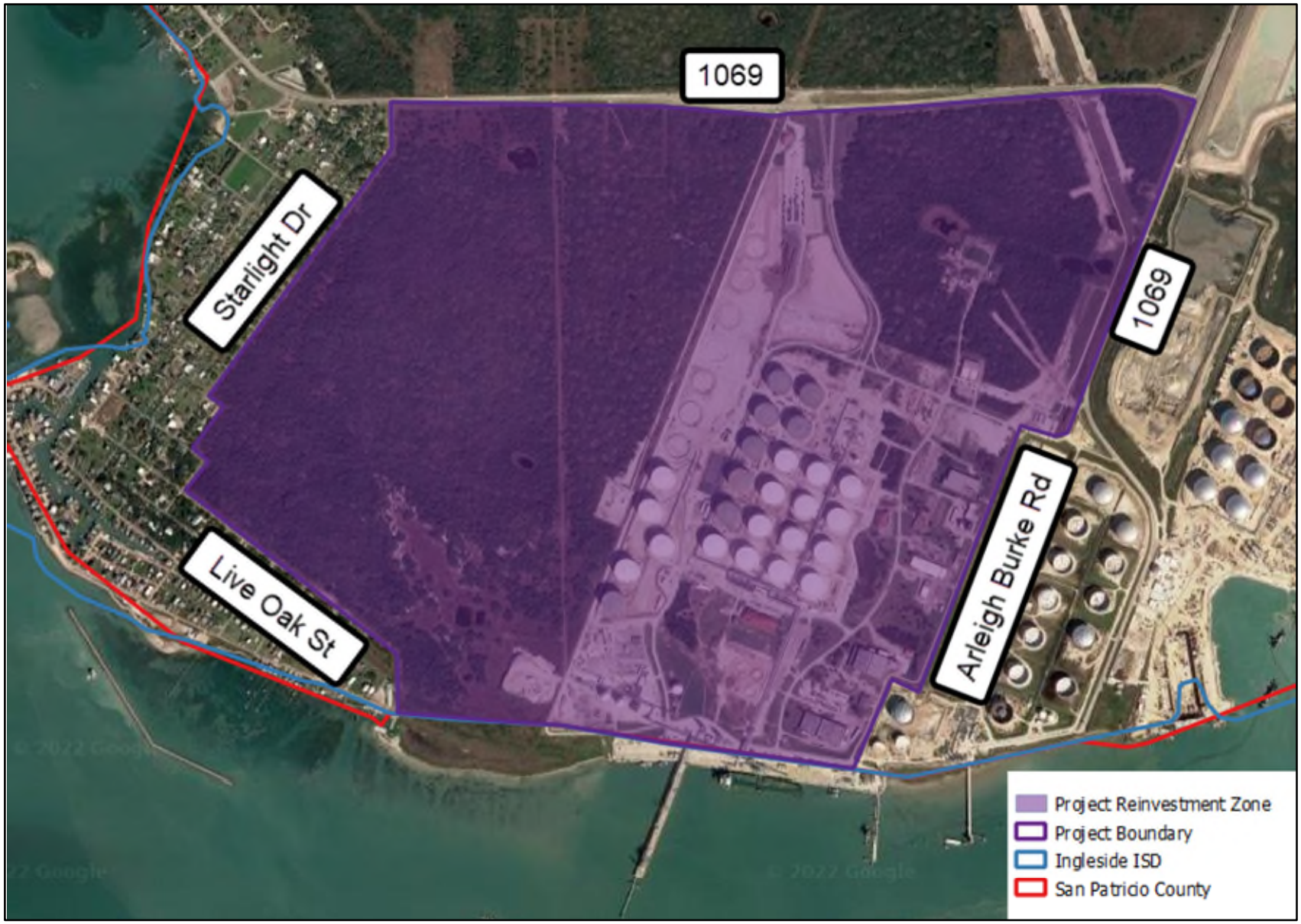
Tab 11

Maps that clearly show

a) Project boundary and project vicinity, including county and school district boundaries
b) Qualified investment including location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period
c) Qualified property including location of new buildings or new improvements
d) Any existing property within the project area
e) Any facilities owned or operated by the applicant having interconnections to the proposed project
f) Location of project, and related nearby projects within vicinity map
g) Reinvestment or Enterprise Zone within vicinity map, showing the actual or proposed boundaries and size


Skidmore
Woodsboro
Tynan
Papalote
Bonnie Vie
Lakeshore
Gardens-Hidden
Acres
Mathis
West St Paul
Bayside
Fulton
Sandia
a Blanca
Sinton
Morgan
Farm Area
Rockport
Taft
rove
San Patricio
Odem
City-By-The Sea
Gregory
Aransas Pass
Bluntzer
Portland
Ingleside
Ingleside
on the Bay
Port Aransas
Banquete
Corpus Christi
a Dulce
Robstown
Violet
Corpus Christi Ba
La Paloma-Lost
Project Reinvestment Zone
Project Boundary
Ingleside ISD
San Patricio County


Anne's Bait House On The Bay
The Salty Frog
Inglewood Dr
Woodhaven Dr
Sunset
Retama Dr
Post Oak Dr
Ingleside on the Bay
N Sandpiper
Oak Ridge Dr
Driftwood Ln
Dolphin Connection Ingleside
Moda Ingleside Energy Center
Hamden Head Blvd
Ticonderoga Rd
Wisconsin Rd
Lexington Dr
Flint Hills Resources
MODA INGLESIDE ENERGY CENTER
Flint Hills Ingleside
Buckeye
1069
2725
Project Reinvestment Zone
Project Boundary
Ingleside ISD
San Patricio County


1069
Starlight Dr
1069
Arleigh Burke Rd
Live Oak St
Project Reinvestment Zone
Project Boundary
Ingleside ISD
San Patricio County

Tab 12

Request for Waiver of Job Requirements

Please see attached request for waiver of job requirements.

Enbridge
5400 Westheimer Court
Houston, Texas 77056

May 9, 2022

Mr. Troy Mircovich, Superintendent
Ingleside Independent School District
2664 San Angelo
Ingleside, TX 78362

RE: Job Waiver Request - Enbridge Holdings (Green Energy) L.L.C. - Chapter 313 Application to Ingleside ISD

Dear Mr. Mircovich,

Enbridge Holdings (Green Energy) L.L.C. ("Enbridge") respectfully requests that Ingleside Independent School District's Board of Trustees waive the job requirement provision for its current Chapter 313 Application for Appraised Value Limitation on Qualified Property, as allowed by Section 313.025 (f-1) of the Texas Tax Code. This waiver request is based on the school district's board findings that the job creation requirement exceeds the industry standard for the number of employees reasonably necessary to operate the facility.

Enbridge respectfully requests that Ingleside ISD make such finding and waive the standard Chapter 313 job creation requirement of ten (10) permanent, full-time jobs. The current industry standard for employment at a photovoltaic energy generation facility is one job per 100 megawatts (MW) of installed capacity. Enbridge has committed to create one (1) qualifying job associated with the proposed solar power project in Ingleside ISD.

As part of its proposed solar power generation project, Enbridge's investment in Ingleside ISD would create many temporary but relatively high-paying construction jobs in its development phase. While solar projects can create temporary construction and ancillary jobs during development, solar facilities themselves only require a relatively small operations and maintenance staff. The full-time, permanent qualifying jobs that Enbridge would create is in alignment with current industry standards for maintenance and operation job creation at similar facilities, as evidenced by the previously certified value limitation agreement applications and approved job waivers for virtually all similar solar power generation projects in Texas.

The permanent, full-time personnel at a solar power generation facility maintain and service the photovoltaic panels and inverters, underground electrical connections, substations, and other infrastructure associated with the safe and reliable operation of the facility. In addition to on-site staff, managers and/or technicians would provide remote support to the facility.

The development of Enbridge's proposed solar power generation facility would provide tangible economic benefit to Ingleside ISD and advance the renewable energy industry in Texas. Thank you for your consideration of this request and we look forward to a successful conclusion of the proposed project in San Patricio County.

Sincerely,

Cris Crixell
Tax Director, Enbridge

KROLL

Tab 13

Calculation of Wage Requirements

Average Weekly Wages for All jobs, All Industries in San Patricio County (Four Most Recent Quarters)

County	Year	Quarter	Ownership	Avg. Weekly Wage
San Patricio County	2020	4	Total All	$ 1,071
San Patricio County	2021	1	Total All	$ 1,031
San Patricio County	2021	2	Total All	$ 1,041
San Patricio County	2021	3	Total All	$ 1,090
Sum Last 4 Quarters				$ 4,233.00
Average Weekly Wage				**$ 1,058.25**

Average Weekly Wages for Manufacturing Jobs in San Patricio County (Four Most Recent Quarters)

County	Year	Quarter	Ownership	Avg. Weekly Wage
San Patricio County	2020	4	Total All	$ 2,353
San Patricio County	2021	1	Total All	$ 2,156
San Patricio County	2021	2	Total All	$ 1,778
San Patricio County	2021	3	Total All	$ 1,889
Sum Last 4 Quarters				$ 8,176.00
Average Weekly Wage				$ 2,044.00
110 % Average Weekly Wage				**$ 2,248.40**

Average Weekly Wages for Manufacturing Jobs in Council of Government Region (Most Recent Year)

COG Region	Year	Hourly	Annual	Avg. Weekly Wage
Coastal Bend	2020	$ 35.39	$ 73,603	$ 1,415.60
110 % Average Weekly Wage				**$ 1,557.16**

*Backup documentation provided in following pages

Year	Period	Area	Ownership	Industry	Average Weekly Wage
2020	04	San Patricio	Total All	Total, All Industries	1,071
2021	01	San Patricio	Total All	Total, All Industries	1,031
2021	02	San Patricio	Total All	Total, All Industries	1,041
2021	03	San Patricio	Total All	Total, All Industries	1,090

Year	Period	Area	Ownership	Industry	Average Weekly Wage
2020	04	San Patricio	Total All	Manufacturing	2,353
2021	01	San Patricio	Total All	Manufacturing	2,156
2021	02	San Patricio	Total All	Manufacturing	1,778
2021	03	San Patricio	Total All	Manufacturing	1,889

2020 Manufacturing Average Wages by Council of Government Region
Wages for All Occupations

COG	COG Number	Wages Hourly	Wages Annual
Panhandle Regional Planning Commission	1	$23.32	$48,501
South Plains Association of Governments	2	$20.42	$42,473
NORTEX Regional Planning Commission	3	$20.64	$42,928
North Central Texas Council of Governments	4	$32.34	$67,261
Ark-Tex Council of Governments	5	$21.30	$44,299
East Texas Council of Governments	6	$29.28	$60,904
West Central Texas Council of Governments	7	$21.54	$44,797
Rio Grande Council of Governments	8	$19.02	$39,552
Permian Basin Regional Planning Commission	9	$22.57	$46,945
Concho Valley Council of Governments	10	$27.28	$56,739
Heart of Texas Council of Governments	11	$23.41	$48,696
Capital Area Council of Governments	12	$29.96	$62,326
Brazos Valley Council of Governments	13	$18.41	$38,286
Deep East Texas Council of Governments	14	$21.07	$43,829
South East Texas Regional Planning Commission	15	$27.38	$56,957
Houston-Galveston Area Council	16	$29.83	$62,050
Golden Crescent Regional Planning Commission	17	$22.09	$45,945
Alamo Area Council of Governments	18	$27.45	$57,101
South Texas Development Council	19	$19.20	$39,945
Coastal Bend Council of Governments	20	$35.39	$73,603
Lower Rio Grande Valley Development Council	21	$20.70	$43,056
Texoma Council of Governments	22	$19.18	$39,897
Central Texas Council of Governments	23	$21.34	$44,390
Middle Rio Grande Development Council	24	$22.98	$47,809
Texas		$28.00	$58,233

Calculated by the Texas Workforce Commission Labor Market and Career Information Department.
Data published: August 2021.
Data published annually, next update will likely be July 31, 2022
Annual Wage Figure assumes a 40-hour work week.

Note: Data is not supported by the Bureau of Labor Statistics (BLS).
Wage data is produced from Texas Occupational Employment and Wage Statistics (OEWS) data, and is not to be compared to BLS estimates.
Data intended only for use implementing Chapter 313, Texas Tax Code.

Tab 14

Schedules A1, A2, B, and C completed and signed Economic Impact (if applicable)

Please see attached schedules A1, A2, B, and C.

Schedule A1: Total Investment for Economic Impact (through the Qualifying Time Period)

Date 5/9/2022

Applicant Name Enbridge Holdings (Green Energy) L.L.C.

ISD Name Ingleside ISD

Form 50-296A

Revised October 2020

PROPERTY INVESTMENT AMOUNTS

(Estimated Investment in each year. Do not put cumulative totals.)

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Column A New investment (original cost) in **tangible personal property** placed in service during this year that will become Qualified Property	Column B New investment made during this year in **buildings or permanent nonremovable components of buildings** that will become Qualified Property	Column C Other new investment made during this year that will not become Qualified Property [SEE NOTE]	Column D Other new investment made during this year that may become Qualified Property [SEE NOTE]	Column E **Total Investment** (Sum of Columns A+B+C+D)
Investment made before filing complete application with district	Stub Year	Year preceding the first complete tax year of the qualifying time period (assuming no deferrals of qualifying time period)	2022	Not eligible to become Qualified Property			[The only other investment made before filing complete application with district that may become Qualified Property is land.]	
Investment made after filing complete application with district, but before final board approval of application				$ -	$ -	$ -	$ -	$ -
Investment made after final board approval of application and before Jan. 1 of first complete tax year of qualifying time period				$ 4,256,507	$ -	$ -	$ -	$ 4,256,507
Complete tax years of qualifying time period	QTP1	2023-2024	2023	$ 44,215,181	$ 18,242,033	$ -	$ -	$ 62,457,214
	QTP2	2024-2025	2024	$ 137,528,312	$ 51,757,967	$ -	$ -	$ 189,286,279
Total Investment through Qualifying Time Period [ENTER this row in Schedule A2]				$ 186,000,000	$ 70,000,000	$ -	$ -	$ 256,000,000
				Enter amounts from TOTAL row above in Schedule A2				
Total Qualified Investment (sum of green cells)				$ 256,000,000				

For All Columns: List amount invested each year, not cumulative totals.

Column A: This represents the total dollar amount of planned investment in tangible personal property. Only include estimates of investment for "replacement" property if the property is specifically described in the application.

Only tangible personal property that is specifically described in the application can become qualified property.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings.

Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that will not become qualified property include investment meeting the definition of 313.021(1) but not creating a new improvement as defined by TAC 9.1051. This is proposed property that functionally replaces existing property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property—described in SECTION 13, question #5 of the application.

Column D: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that may result in qualified property are land or professional services.

Total Investment: Add together each cell in a column and enter the sum in the blue total investment row. Enter the data from this row into the first row in Schedule A2.

Qualified Investment: For the green qualified investment cell, enter the sum of all the green-shaded cells.

Schedule A2: Total Investment for Economic Impact (including Qualified Property and other investments)

Date 5/9/2022

Applicant Name Enbridge Holdings (Green Energy) L.L.C.

ISD Name Ingleside ISD

Form 50-296A

Revised October 2020

PROPERTY INVESTMENT AMOUNTS								
(Estimated Investment in each year. Do not put cumulative totals.)								
				Column A	Column B	Column C	Column D	Column E
	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	New investment (original cost) in **tangible personal property** placed in service during this year that will become Qualified Property	New investment made during this year in **buildings or permanent nonremovable components of buildings** that will become Qualified Property	Other investment made during this year that will not become Qualified Property [SEE NOTE]	Other investment made during this year that will become Qualified Property {SEE NOTE]	**Total Investment** (A+B+C+D)
				Enter amounts from TOTAL row in Schedule A1 in the row below				
Total Investment from Schedule A1*	Stub Year - QTP 2	TOTALS FROM SCHEDULE A1		$ 186,000,000	$ 70,000,000	$ -	$ -	$ 256,000,000
Value limitation period***	1	2025-2026	2025	$ -	$ -	$ -	$ -	$ -
	2	2026-2027	2026	$ -	$ -	$ -	$ -	$ -
	3	2027-2028	2027	$ -	$ -	$ -	$ -	$ -
	4	2028-2029	2028	$ -	$ -	$ -	$ -	$ -
	5	2029-2030	2029	$ -	$ -	$ -	$ -	$ -
	6	2030-2031	2030	$ -	$ -	$ -	$ -	$ -
	7	2031-2032	2031	$ -	$ -	$ -	$ -	$ -
	8	2032-2033	2032	$ -	$ -	$ -	$ -	$ -
	9	2033-2034	2033	$ -	$ -	$ -	$ -	$ -
	10	2034-2035	2034	$ -	$ -	$ -	$ -	$ -
Total Investment made through limitation				$ 186,000,000	$ 70,000,000	$ -	$ -	$ 256,000,000
Continue to maintain viable presence	11	2035-2036	2035			$ -		$ -
	12	2036-2037	2036			$ -		$ -
	13	2037-2038	2037			$ -		$ -
	14	2038-2039	2038			$ -		$ -
	15	2039-2040	2039			$ -		$ -
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2040-2041	2040			$ -		$ -
	17	2041-2042	2041			$ -		$ -
	18	2042-2043	2042			$ -		$ -
	19	2043-2044	2043			$ -		$ -
	20	2044-2045	2044			$ -		$ -
	21	2045-2046	2045			$ -		$ -
	22	2046-2047	2046			$ -		$ -
	23	2047-2048	2047			$ -		$ -
	24	2048-2049	2048			$ -		$ -
	25	2049-2050	2049			$ -		$ -

* All investments made through the qualifying time period are captured and totaled on Schedule A1 [blue box] and incorporated into this schedule in the **first row.**

** Only investment made during deferrals of the start of the limitation (after the end of qualifying time period but before the start of the Value Limitation Period) should be included in the "year prior to start of value limitation period" row(s). If the limitation starts at the end of the qualifying time period or the qualifying time period overlaps the limitation, no investment should be included on this line.

*** If your qualifying time period will overlap your value limitation period, do not also include investment made during the qualifying time period in years 1 and/or 2 of the value limitation period, depending on the overlap. Only include investments/years that were **not** captured on Schedule A1.

For All Columns: List amount invested each year, not cumulative totals. Only include investments in the remaining rows of Schedule A2 that were not captured on Schedule A1.

Column A: This represents the total dollar amount of planned investment in tangible personal property. Only include estimates of investment for "replacement" property if the property is specifically described in the application.

Only tangible personal property that is specifically described in the application can become qualified property.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings.

Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that will not become qualified property include investment meeting the definition of 313.021(1) but not creating a new improvement as defined by TAC 9.1051. This is proposed property that functionally replaces existing property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property—described in SECTION 13, question #5 of the application.

Column D: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that may result in qualified property are land or professional services.

Schedule B: Estimated Market And Taxable Value (of Qualified Property Only)

Date 5/9/2022

Applicant Name Enbridge Holdings (Green Energy) L.L.C.

ISD Name Ingleside ISD

Form 50-296A

Revised October 2020

				Qualified Property			Estimated Taxable Value		
	Year	**School Year** (YYYY-YYYY)	**Tax Year** (Fill in actual tax year) YYYY	Estimated Market Value of Land	Estimated Total Market Value of new buildings or other new improvements	Estimated Total Market Value of tangible personal property in the new buildings or "in or on the new improvements"	Market Value less any exemptions (such as pollution control) and before limitation	Final taxable value for I&S after all reductions	Final taxable value for M&O after all reductions
Each year prior to start of Value Limitation Period *Insert as many rows as necessary*	Stub Year	2022-2023	2022	$ -	$ -	$ -	$ -	$ -	$ -
	QTP 1	2023-2024	2023	$ -	$ -	$ 2,128,254	$ -	$ -	$ -
	QTP 2	2024-2025	2024	$ -	$ 9,121,017	$ 22,107,591	$ 31,228,607	$ 31,228,607	$ 31,228,607
Value Limitation Period	1	2025-2026	2025	$ -	$ 66,500,000	$ 171,120,000	$ 237,620,000	$ 237,620,000	$ 30,000,000
	2	2026-2027	2026	$ -	$ 63,000,000	$ 156,240,000	$ 219,240,000	$ 219,240,000	$ 30,000,000
	3	2027-2028	2027	$ -	$ 59,500,000	$ 141,360,000	$ 200,860,000	$ 200,860,000	$ 30,000,000
	4	2028-2029	2028	$ -	$ 55,300,000	$ 126,480,000	$ 181,780,000	$ 181,780,000	$ 30,000,000
	5	2029-2030	2029	$ -	$ 51,100,000	$ 111,600,000	$ 162,700,000	$ 162,700,000	$ 30,000,000
	6	2030-2031	2030	$ -	$ 47,600,000	$ 96,720,000	$ 144,320,000	$ 144,320,000	$ 30,000,000
	7	2031-2032	2031	$ -	$ 43,400,000	$ 81,840,000	$ 125,240,000	$ 125,240,000	$ 30,000,000
	8	2032-2033	2032	$ -	$ 38,500,000	$ 66,960,000	$ 105,460,000	$ 105,460,000	$ 30,000,000
	9	2033-2034	2033	$ -	$ 34,300,000	$ 52,080,000	$ 86,380,000	$ 86,380,000	$ 30,000,000
	10	2034-2035	2034	$ -	$ 30,100,000	$ 37,200,000	$ 67,300,000	$ 67,300,000	$ 30,000,000
Continue to maintain viable presence	11	2035-2036	2035	$ -	$ 25,900,000	$ 37,200,000	$ 63,100,000	$ 63,100,000	$ 63,100,000
	12	2036-2037	2036	$ -	$ 21,700,000	$ 37,200,000	$ 58,900,000	$ 58,900,000	$ 58,900,000
	13	2037-2038	2037	$ -	$ 18,200,000	$ 37,200,000	$ 55,400,000	$ 55,400,000	$ 55,400,000
	14	2038-2039	2038	$ -	$ 16,100,000	$ 37,200,000	$ 53,300,000	$ 53,300,000	$ 53,300,000
	15	2039-2040	2039	$ -	$ 14,700,000	$ 37,200,000	$ 51,900,000	$ 51,900,000	$ 51,900,000
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2040-2041	2040	$ -	$ 14,000,000	$ 37,200,000	$ 51,200,000	$ 51,200,000	$ 51,200,000
	17	2041-2042	2041	$ -	$ 14,000,000	$ 37,200,000	$ 51,200,000	$ 51,200,000	$ 51,200,000
	18	2042-2043	2042	$ -	$ 14,000,000	$ 37,200,000	$ 51,200,000	$ 51,200,000	$ 51,200,000
	19	2043-2044	2043	$ -	$ 14,000,000	$ 37,200,000	$ 51,200,000	$ 51,200,000	$ 51,200,000
	20	2044-2045	2044	$ -	$ 14,000,000	$ 37,200,000	$ 51,200,000	$ 51,200,000	$ 51,200,000
	21	2045-2046	2045	$ -	$ 14,000,000	$ 37,200,000	$ 51,200,000	$ 51,200,000	$ 51,200,000
	22	2046-2047	2046	$ -	$ 14,000,000	$ 37,200,000	$ 51,200,000	$ 51,200,000	$ 51,200,000
	23	2047-2048	2047	$ -	$ 14,000,000	$ 37,200,000	$ 51,200,000	$ 51,200,000	$ 51,200,000
	24	2048-2049	2048	$ -	$ 14,000,000	$ 37,200,000	$ 51,200,000	$ 51,200,000	$ 51,200,000
	25	2049-2050	2049	$ -	$ 14,000,000	$ 37,200,000	$ 51,200,000	$ 51,200,000	$ 51,200,000

Notes: Market value in future years is good faith estimate of future taxable value for the purposes of property taxation.
Only include market value for eligible property on this schedule.

Schedule C: Employment Information

Date 5/9/2022

Applicant Name Enbridge Holdings (Green Energy) L.L.C.

ISD Name Ingleside ISD

Form 50-296A

Revised October 2020

				Construction		Non-Qualifying Jobs	Qualifying Jobs	
				Column A	**Column B**	**Column C**	**Column D**	**Column E**
	Year	**School Year** (YYYY-YYYY)	**Tax Year** (Actual tax year) YYYY	Number of Construction FTE's	Average annual wage rates for construction workers	Number of non-qualifying jobs applicant estimates it will create (cumulative)	Number of new qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	Annual wage of new qualifying jobs
Each year prior to start of Value Limitation Period *Insert as many rows as necessary*	Stub Year	2022-2023	2022	0	$ -	0	0	$ -
	QTP 1	2023-2024	2023	250	$ 60,000	0	0	$ -
	QTP 2	2024-2025	2024	250	$ 60,000	0	0	$ -
Value Limitation Period *The qualifying time period could overlap the value limitation period.*	1	2025-2026	2025	0	$ -	0	1	$ 80,972.32
	2	2026-2027	2026	0	$ -	0	1	$ 80,972.32
	3	2027-2028	2027	0	$ -	0	1	$ 80,972.32
	4	2028-2029	2028	0	$ -	0	1	$ 80,972.32
	5	2029-2030	2029	0	$ -	0	1	$ 80,972.32
	6	2030-2031	2030	0	$ -	0	1	$ 80,972.32
	7	2031-2032	2031	0	$ -	0	1	$ 80,972.32
	8	2032-2033	2032	0	$ -	0	1	$ 80,972.32
	9	2033-2034	2033	0	$ -	0	1	$ 80,972.32
	10	2034-2035	2034	0	$ -	0	1	$ 80,972.32
Years Following Value Limitation Period	11 through 25	2035-2050	2049	0	$ -	0	1	$ 80,972.32

Notes: See TAC 9.1051 for definition of non-qualifying jobs.

Only include jobs on the project site in this school district.

Tab 15

Economic Impact Analysis, Other Payments Made in the State or Other Economic Information

Not Applicable

KROLL

Tab 16

Description of Reinvestment Zone

a) Evidence that the area qualifies as an enterprise zone as defined by the Governor's Office

Not Applicable

b) Legal description of reinvestment zone

The parcel IDs for the proposed project and their corresponding legal descriptions from San Patricio CAD are provided below:

Parcel ID	Legal Description as provided by San Patricio CAD
67889	AB 271 WM DOCKER
112272	AB 271 L VON ZACHARIAS AB 177 T H JUDSON

The legal description for the reinvestment zone as passed by the San Patricio County Commissioners Court will be provided once it is made available.

c) Order, resolution, or ordinance establishing the reinvestment zone

The resolution or ordinance for the reinvestment zone as passed by the San Patricio County Commissioners Court will be provided once it is made available.

d) Guidelines and criteria for creating the zone

Please see attached guidelines and criteria for creating the reinvestment zone

RESOLUTION OF THE SAN PATRICIO COUNTY COMMISSIONERS COURT
Approving Tax Abatement Guidelines and Criteria
(San Patricio County Tax Abatement Policy 2021)
under Texas Tax Code Chapter 312

The San Patricio County Commissioners Court at its regular session on the 22nd day of February, 2021, considered the following resolution:

WHEREAS, the Property Redevelopment and Tax Abatement Act, set forth in Chapter 312 of the Texas Tax Code, authorizes counties and other taxing units to grant property tax abatements in accordance with its provisions; and

WHEREAS, pursuant to Section 312.002(a) of the Act, a taxing unit may not enter into a tax abatement agreement or designate an area as a reinvestment zone under the Act unless it has elected to become eligible to participate in tax abatement, and has established guidelines and criteria governing tax abatement agreements by the taxing unit; and

WHEREAS, on February 19, 2019, the San Patricio County Commissioners Court adopted the current San Patricio County Tax Abatement Policy, which Policy sets forth the guidelines and criteria governing tax abatement agreements to be entered into by the County under the Act; and

WHEREAS, the current San Patricio County Tax Abatement Policy was repealed by San Patricio County Commissioners Court on (and effective) February 15, 2021; and

WHEREAS, San Patricio County wishes to continue being eligible to participate in tax abatement under the Act and, accordingly, to establish guidelines and criteria governing tax abatements by the County for the two-year period commencing February 15, 2021.

NOW, THEREFORE BE IT RESOLVED by the Commissioners Court of San Patricio County, Texas that:

Section 1. The foregoing recitals are hereby found to be true and correct findings of San Patricio County, Texas, and are fully incorporated into the body of this Resolution.

Section 2. San Patricio County Commissioners Court hereby establishes and adopts San Patricio County Tax Abatement Policy (2021), attached herein as Exhibit A, which Policy: (i) sets forth guidelines and criteria governing tax abatement agreements to be entered into by San Patricio County under the Act; and (ii) shall become effective upon the date of this Resolution's adoption by Commissioner Court.

Passed in open court this 22nd day of February, 2021.

David Krebs

David Krebs, County Judge
San Patricio County, Texas

Attest:

Gracie Alaniz-Gonzales
County Clerk

Commissioner, Precinct 1

Commissioner, Precinct 2

Commissioner, Precinct 3

Commissioner, Precinct 4

EXHIBIT A

SUBJECT: San Patricio County Tax Abatement (2021)
TITLE: San Patricio County Tax Abatement Policy (2021-2023)
EFFECTIVE: February 22, 2021

I. Introduction/General Purpose and Requirements

Welcome to San Patricio County. The Judge and Commissioners look forward to working with you to make your investment in our area a positive experience. We are committed to the promotion of high quality development in all parts of the county and to an ongoing improvement in the quality of life for its citizens.

Taxing jurisdictions in Texas are authorized under Chapters 311 and 312 as well as Section 11.24 of the Texas Property Tax Code to provide tax abatements for housing and economic development. San Patricio County is authorized to work in conjunction with other taxing entities as part of an overall publicly supported incentive program, and our policy is designed to create job opportunities that bring new economic advantages and strengthen the current economic base of our community. The maximum term for any tax abatement agreement under this policy is ten years.

Insofar as these objectives are generally served by the enhancement and expansion of the local economy, San Patricio County will, on a case-by-case basis, give consideration not only to the investment amount of each project, but also to number of jobs created, payment in lieu of taxes proposed, filling an industry need in the county, and to businesses associated with current manufacturing and industry development.

The San Patricio County Tax Abatement Policy has been developed to help ensure that all tax abatement requests are consistently reviewed in order to provide incentives and/or assistance to the most effective and appropriate tax abatement projects.

To help ensure that all tax abatement requests are consistently reviewed and that only the most effective and appropriate tax abatement projects are undertaken, this San Patricio County Tax Abatement Policy has been developed.

(a) It is the policy of San Patricio County that consideration of all abatement applications will be provided in accordance with the procedures and criteria outlined in this document. Nothing herein shall imply or suggest that San Patricio County is under any obligation to provide a tax abatement to any applicant.

(b) Applicant and municipalities shall adhere to all San Patricio County application procedures and requirements including Section III (d) for Municipality-initiated tax abatement agreements and Section IV for County-initiated abatement agreements.

(c) Requests for abatements will not be considered if, prior to the submission of an application, the project is already substantially underway or completed. A project

will be considered to be substantially underway if actions such as, but not limited to the following have occurred:

1. Demolition, site preparation, or the installation of infrastructure has begun;

2. A building permit has been issued for construction not associated with mitigating an environmental hazard;

3. Construction (including renovations or tenant finish-out) has begun;

4. Equipment, inventory, or employees have been relocated to the new site.

Execution of a lease, the mitigation of environmental problems, the purchase of land, the completion of an environmental assessment, or the preparation of architectural and engineering plans do not constitute a project being substantially underway.

(d) Requests for an abatement will not be considered for property that will be used in whole or in part for a sexually-oriented business, including but not limited to condoning, legitimizing, or promoting obscene materials, nude or topless modeling or dancing, adult motel operations, escort services, sexual encounter centers, sex phone centers, or any other sexually-oriented business activity. Similarly, property receiving an existing abatement for another use cannot convert this property for use as a sexually-oriented business or an establishment and still retain this abatement.

(e) Requests for an abatement will not be considered for an applicant with which the County is currently involved in or has within the past thirty-six months been involved in litigation, a pending claim, or unsatisfactory contractual performance, nor to any applicant indebted to the county for ad valorem taxes or other obligations.

(f) The County Abatement Application must be submitted to the Government and Legal Affairs Office at dvoth@sanpatriciocountytx.gov or by telephone at 361-364-6148. The application will then be submitted initially to appropriate County Representatives who are defined as the San Patricio County Judge and Commissioners Court member in whose precinct the property that is the subject of the abatement application is located. Because the availability of abatement assistance can facilitate the selection of a specific site when numerous sites are under consideration, the appropriate County Representative may issue or instruct staff to issue verbal or written proposed terms for a particular abatement agreement. Proposed terms are non-binding. San Patricio County reserves the right to request other information deemed necessary for evaluating the application.

(g) The County Abatement Application shall be completed and delivered the Government and Legal Affairs Office initially. This Office shall then deliver to the appropriate County Representatives and the Auditor's Office.

(h) If an abatement is granted, the amount of the abatement shall consist of a percentage of the County Ad Valorem Tax obligation calculated as follows unless a variance is approved:

Minimum 75 new permanent jobs			Minimum Capital Investment
	Percentage	$	150,000,000
			Amount abated
C1	100	$	565,488
C2	100	$	565,488
C3	100	$	565,488
1	50	$	282,744
2	40	$	226,195
3	30	$	169,646
4	20	$	113,098
5	10	$	56,549
	Total Abated	$	2,544,696
	Avg/Year	$	318,087
	% Abated		56%
	PEPY	$	4,241
Minimum 300 new permanent jobs			Minimum Capital Investment
	Percentage	$	500,000,000
			Amount Abated
C1	100	$	1,884,960
C2	100	$	1,884,960
C3	100	$	1,884,960
1	70	$	1,319,472
2	60	$	1,130,976
3	50	$	942,480
4	40	$	753,984
5	30	$	565,488
	Total Abated	$	10,367,280
	Avg/Year	$	1,295,910
	% Abated		69%
	PEPY	$	4,320
Minimum 500 jobs			Minimum Capital Investment
	Percentage	$	1,000,000,000
			Amount Abated
C1	100	$	3,769,920
C2	100	$	3,769,920
C3	100	$	3,769,920

1	70	$	2,638,944
2	70	$	2,638,944
3	60	$	2,261,952
4	50	$	1,884,960
5	40	$	1,507,968
6	30	$	1,130,976
7	20	$	753,984
	Total Abated	$	24,127,488
	Avg/Year	$	2,412,748.80
	% Abated		64%
	PEPY	$	4,825

(i) An abatement agreement approved by the affirmative vote of super- majority of the Commissioners Court in a regularly scheduled meeting may authorize a variance resulting in percentage of the County Ad Valorem Tax obligation other than that found in Section I(h) above.

(j) In order to enter into a tax abatement agreement, the Commissioners Court must find that the terms of the proposed agreement meet Guidelines and Criteria and that:

1. There will be no substantial adverse effect on the provision of the jurisdiction's service or tax base; and
2. The planned use of the property will not constitute a hazard to public safety, health or morals.

(k) The final tax abatement agreement shall include one or more payment in lieu of taxes by applicant/property owner and/or lessee unless waived by super- majority vote of the Commissioners Court via an approved variance.

II. Definitions

(a) "Abatement" means the full or partial exemption from ad valorem taxes of certain real property and personal property in a reinvestment zone designated for economic development purposes; however, that any such exemption shall not apply for purposes of (i) any such ad valorem taxes collected for the County for the County Special Road and Bridge Tax Fund, and (ii) the Interest and Sinking Fund portion of each ad valorem tax imposed by the County with respect to current and future outstanding bonds, if any, of the County.

(b) "Agreement" means a contractual agreement between a property owner and/or lessee and an eligible jurisdiction for the purposes of tax abatement.

(c) "Applicant" means the firm, party, entity, or organization that would be receiving the tax abatement if granted.

(d) “Authorized Facility” A facility may be eligible for abatement if it is a Manufacturing Facility, a Regional Distribution Center Facility, a Regional Service Facility, a Non-Manufacturing Facility, or Other Basic Industry as defined. The economic life of a facility and any improvements must exceed the life of the abatement agreement.

(e) “Base Year Value” means the certified value of eligible property January 1, preceding the execution of the agreement plus the agreed upon value of eligible property improvements made after January 1 but before the execution of the agreement.

(f) “Creation of New Value” Abatement may only be granted for the additional value of eligible property improvements made subsequent to and listed in an abatement agreement between the County and the property owner and/or lessee, subject to such limitations as Commissioners Court may require.

(g) “Economic Life” means the number of years a property improvement is expected to be in service in a facility.

(h) “Eligible Jurisdiction” means San Patricio County and any municipality or other entity located in San Patricio County that levies ad valorem taxes upon and provides services to property located within the proposed or existing reinvestment zone.

(i) “Eligible Property” Abatement may be extended to the value above base year value of buildings, structures, fixed machinery and equipment, fixed personal property, site improvements, and any other real and/or business personal property plus that office space and related fixed improvements necessary to the operation and administration of the facility.

(j) “Expansion” means the addition of buildings, structures, fixed machinery and equipment, and fixed personal property for purposes of increasing production capacity.

(k) “Facility” mean property improvements completed or in the process of construction, which together comprise an integral whole.

(l) “Fixed Machinery and/or Personal Property” means tangible machinery, equipment, and fixed personal property that is securely placed or fastened and stationary within a building or structure, or which is movable but remains at and is used solely at the project site.

(m) “Ineligible Property" The following types of property shall be fully taxable and ineligible for abatement: land, and any property included in the calculation of base year value as defined.

(n) “Manufacturing Facility” means buildings and structures, including fixed machinery and equipment, and fixed personal property, the primary purpose of which is or will be the manufacture of tangible goods or materials or the processing of such goods or materials by physical or chemical change.

(o) "Modernization" means the replacement and upgrading of existing facilities. Modernization may result from the construction, alteration or installation of buildings, structures, fixed machinery and equipment and fixed personal property. It shall not be for the purpose of reconditioning, refurbishing or repairing.

(p) "New Facility" means a property previously undeveloped that is placed into service by means other than or in conjunction with expansion or modernization.

(q) "New and Existing Facilities" Abatement may be granted for new facilities and improvements to existing facilities for the purposes of modernization or expansion.

(r) "Non-Manufacturing Facilities" means building and structures used to service and/or house individuals on a permanent or temporary basis.

(s) "Other Basic Industry" means buildings and structures including fixed machinery and equipment, and fixed personal property not elsewhere described, used or to be used for the production of products or services that result in the creation of new permanent jobs and bring new wealth into San Patricio County.

(t) "Owned/Leased Facilities" means if a leased facility is granted abatement, the agreement shall be executed with the lessor and the lessee.

(u) "Regional Distribution Center Facility" means buildings and structures, including fixed machinery and equipment, and fixed personal, property, used or to be used, primarily to receive, store, service or distribute goods or materials owned by the facility operator.

(v) "Regional Service Facility" means buildings and structures, including fixed machinery and equipment, and fixed personal properly, used or to be used to service goods.

(w) "Research Facility" means building and structures, including fixed machinery and equipment and fixed personal property, used or to be used primarily for research or experimentation to improve or develop new tangible goods or materials, or to improve or develop the production processes thereto.

(x) "Reinvestment Zone" means a geographical area of the County that meets the criteria of Chapters 311 or 312 of the Texas Property Tax Code.

(y) "Taxability" from the execution of the abatement to the end of the agreement period taxes shall be payable as follows:

1. The value of ineligible property shall be fully taxable;

2. The base year value of existing eligible property shall be fully taxable;

3. The additional value of the eligible property shall be taxable in the manner and for the period provided for in the abatement agreement; and

4. The additional value of the new eligible property shall be fully taxable at the end of the abatement period.

III. Municipality-Initiated Agreements – Additional Criteria/Information

(a) The San Patricio County Commissioners Court recognizes that each municipality within the County has a different vision and goal for its economic development efforts. San Patricio County will endeavor to work in concert with other taxing authorities as part of an overall publicly supported incentive program designed to create job opportunities that bring new economic advantages or strengthen the current economic base of our community. The terms and conditions of a tax abatement agreement entered into between a municipality and an applicant are separate from the terms and conditions of any tax abatement agreement entered into between said applicant and the County. Commissioners Court will determine, in accordance with this Policy and applicable law, what terms and conditions to include in its agreement (if any) with said applicant, which terms and conditions may be additional to and/or different from those in municipality's agreement.

(b) It is the intent of the Commissioners Court to consider granting an abatement to an applicant that has a tax abatement agreement with a municipality, provided that:

1. Granting the requested abatement would not encourage the applicant to move its project from one San Patricio County municipality to another, unless both municipalities have expressed their approval of the requested abatement in writing.

2. Granting the requested abatement would not provide one San Patricio County municipality with a competitive advantage over another San Patricio County municipality seeking the same project.

3. The level of abatement requested does not exceed the level of abatement granted by the municipality.

Notwithstanding subsection 3 above, Commissioners Court may, in its discretion, consider and grant a request for abatement that exceeds the abatement granted by the municipality.

(c) In the case where the property is located within a municipality's extraterritorial jurisdiction, the municipality shall be the initiating taxing entity unless expressly deferred to the County.

(d) Application Procedures. In addition to the general application requirements found in Section I, Municipality-Initiated Abatements will only be awarded when the following procedures have been followed:

1. Municipality in which the project is located makes County aware of applicant request for Municipality abatement and invites County comments during

negotiation. County makes Municipality aware of concerns/changes prior to final action by Municipality.

2. Applicant makes application to appropriate County Representatives for County Tax Abatement after applying with municipality.

3. County Representatives ensure County's Policy is met and make a recommendation regarding proceeding with approval of a County tax abatement agreement.

4. Commissioners Court shall not approve County tax abatement agreement until municipality's agreement has been approved and executed and applicant has signed a County tax abatement agreement.

IV. County-Initiated Agreements – Additional Criteria/Information

For those areas within San Patricio County that are not located within the boundaries of an incorporated municipality or are within the extraterritorial jurisdiction of a municipality and the municipality has deferred to the County, or are in unincorporated areas not located in a municipality's extraterritorial jurisdiction, the following criteria contained in these guidelines will be applied by the Commissioners Court when considering the establishment of a reinvestment zone and adopting a County tax abatement agreement.

(a) Economic Qualification. In order to be eligible for designation as a reinvestment zone and receive a Tax Abatement, the planned improvement:

1. Must be reasonably expected to have an increase in positive net economic benefit to San Patricio County as described in Section I(h) over the life of the Abatement, computed to include new sustaining payroll and/or capital improvements. The number and type of new jobs will also factor into the decision to grant an Abatement; and

2. Must not be expected to solely or primarily have the effect of transferring employment from one part of San Patricio County to another without a super-majority vote of approval from the Commissioners Court.

(b) Application Procedures. In addition to the general application requirements found in Section I, County-Initiated Abatements will only be awarded when the provisions of Chapters 311 or 312 of the Texas Local Government Code have been met, including the following:

1. Any present or potential owner of taxable property in unincorporated San Patricio County may request the creation of a reinvestment zone and tax abatement by filing a written request with the appropriate County Representatives as defined in Section I(f).

2. All applications for creation of reinvestment zones and Abatements shall include an application fee of $1,000 and incorporate a feasibility study estimating the economic effect of the proposed reinvestment zone and Tax Abatement on San Patricio County, other eligible participating jurisdictions, and the applicant.

3. Upon receipt of a completed application for creation of a reinvestment zone, the appropriate County Representatives shall notify in writing and provide a copy of the application to the presiding officer of the governing body of each eligible jurisdiction.

4. The Commissioners Court may not adopt a resolution creating a reinvestment zone until it has held a public hearing at which interested parties are entitled to speak and present evidence for or against its designation. Notice of the hearing shall be clearly identified on the Commissioners Court agenda at least 30 days prior to the hearing and a public notice shall be published in a general circulation publication at least 30 days prior to the hearing.

V. Assignment

Tax abatement agreements may be assigned to a new owner of the entire property with the written consent of the Commissioners Court, which consent shall not be unreasonably withheld. Any assignment shall provide that the assignee shall irrevocably and unconditionally assume all the duties and obligations of the assignor upon the same terms and conditions as set out in this Policy and the tax abatement agreement.

VI. Administration and Evaluation

(a) The County will have the right to inspect the facility to determine if the terms and conditions of the tax abatement agreement are being met. All inspections will be made after the giving of twenty-four (24) hours' notice and will be conducted in such a manner as to not unreasonably interfere with the construction or operation of the facility. All inspections will be made with one or more representatives of the recipient and in accordance with its safety standards.

(b) The County shall annually evaluate each facility receiving a County tax abatement to ensure compliance with this Policy and the tax abatement agreement. On or before January 30th of every year during the life of the County tax abatement agreement, the recipient of said agreement shall complete and file a Tax Abatement Evaluation Report with the appropriate County Representatives detailing and certifying the recipient's compliance with the terms of said Agreement. Failure to provide information requested in the Tax Abatement Evaluation Report, or other requested information, by the prescribed deadline may result in previously abated taxes becoming being due and payable.

VII. Recapture

If a County tax abatement agreement recipient is not in compliance with this Policy or said agreement, then said agreement shall not be in effect for the period of time during which non-compliance occurs. If a recipient's project is not completed as specified in the County tax abatement agreement, the County has the right to modify or cancel said agreement and determine which previously abated taxes are due to the County. The decision to seek full or partial recapture lies solely with the County.

VIII. Sunset Provision

This County Policy is effective upon the date of its adoption. Commissioners Court may review this Policy on a periodic basis, along with any tax abatements granted and reinvestment zones created under it, to evaluate its use and its effectiveness in achieving intended goals. The term of this Policy is governed by Texas Tax Code Section 312.002, as is its amendment, repeal or renewal.

Approved by:
San Patricio County Commissioners Court

David R. Krebs

David R. Krebs
County Judge

Tab 17

Signatures and Certification

SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in **Tab 17**.

NOTE: If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

1. Authorized School District Representative Signature

I am the authorized representative for the school district to which this application is being submitted. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code.

print here Troy Mircovich — Print Name *(Authorized School District Representative)*

Superintendent of Schools — Title

sign here Troy Mircovich — Signature *(Authorized School District Representative)*

5/16/22 — Date

2. Authorized Company Representative (Applicant) Signature and Notarization

I am the authorized representative for the business entity for the purpose of filing this application. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code. The information contained in this application and schedules is true and correct to the best of my knowledge and belief.

I hereby certify and affirm that the business entity I represent is in good standing under the laws of the state in which the business entity was organized and that no delinquent taxes are owed to the State of Texas.

print here Cris Crixell — Print Name *(Authorized Company Representative (Applicant))*

Tax Director — Title

sign here — Signature *(Authorized Company Representative (Applicant))*

5/10/2022 — Date

ZISI KARINA SANTOS
Notary Public, State of Texas
Comm. Expires 08-16-2022
Notary ID 131685737

(Notary Seal)

GIVEN under my hand and seal of office this, the

10 day of May, 2022

ZKSantos

Notary Public in and for the State of Texas

My Commission expires: 08-16-2022

If you make a false statement on this application, you could be found guilty of a Class A misdemeanor or a state jail felony under Texas Penal Code Section 37.10.