



DANIEL JONES
County Judge

CHARLES OLFERS
County Commissioner
Precinct No. 1

KEITH KRAMER
County Commissioner
Precinct No. 2

CHUCK JENSCHKE
County Commissioner
Precinct No. 3

DON WEINHEIMER
County Commissioner
Precinct No. 4

December 1, 2025

AMPYR Energy
Attn: Sumeet Bidani, President
111 W Ocean Boulevard, Suite 2425
Long Beach, CA 90802

COPY

VIA USPS CERTIFIED MAIL

Subject: Notice of Applicability of Gillespie County Flood Damage Prevention Ordinance to the proposed Marshall Springs Solar Complex and Battery Energy Storage System Project

Mr. Bidani,

This letter serves as a formal notification from the Gillespie County Commissioners Court regarding the proposed Marshall Springs Solar Complex and Battery Energy Storage System (BESS) Project within Gillespie County, Texas. Gillespie County has determined that the Gillespie County Flood Damage Prevention Ordinance (the "Ordinance") is applicable to the aforementioned Marshall Springs Project. This determination has been previously communicated in writing to AMPYR in August 2025 by the Gillespie County Engineer.

The Gillespie County Commissioners Court expects and requires that **no development activity shall commence** on any property associated with the Marshall Springs Project prior to Gillespie County receiving application for and approving all proper permitting as required by the Ordinance. Failure to secure the necessary permits before the commencement of development activity will result in enforcement actions as set forth in the Ordinance.

For the purpose of this notification and compliance with the Ordinance, "development" is any temporary or permanent man-made change to unimproved property, including but not limited to the construction, placement, or relocation of structures, the placement of temporary or permanent fill, grading, excavation, or the clearing of any vegetative matter (i.e. trees).

Please direct any questions concerning compliance with the Ordinance to the Gillespie County Engineer. Thank you for your time and attention to this matter.

Respectfully,

Daniel Jones, County Judge

101 W. Main, Unit 9
Fredericksburg, Texas 78624
830-997-7502
www.gillespiecounty.gov