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CLERK COUNTY HILL COUNTY, TEXAS
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Hill County Major Industrial Development Review Policy

Purpose

The purpose of this policy is to establish a consistent process for the review of large-scale industrial developments that may have significant impacts on county infrastructure, transportation systems, water resources, emergency services, public safety, drainage systems, and other county interests. The Commissioners Court finds that projects such as data centers, battery energy storage facilities, electrical generation facilities, large renewable energy projects, and similar developments require a level of technical review beyond the expertise and resources available within county government. This policy is intended to provide a mechanism for obtaining independent professional evaluation of information submitted by project developers and to assist the Commissioners Court in making informed decisions regarding matters that may come before the County.

Applicability

With the exception of existing statutory duties imposed on property developments such as on-site septic system facilities, developments affected by a flood plain, and/or developments that would affect county road and/or drainage infrastructure such as culverts, this policy applies only if a developer applies to the County for an agreement such as a development agreement, a tax abatement agreement, a road use or infrastructure agreement, or some other agreement that is within the discretion of the Hill County Commissioners Court.

Submission Requirements

Prior to requesting county approval of development agreements, road use agreements, tax abatements, infrastructure agreements, or any other agreement within the discretion of the County, the applicant is to submit a complete development review package to the County Judge's Office. The submission is to include all applicable information required by the Hill County Major Industrial Development Review Checklist as adopted and amended by the Commissioners Court.

The Hill County Development Services Department will review the submission for completeness. A submission determined to be incomplete may be returned to the applicant with a request for additional information. No formal review shall commence until the Development Services Department determines that all required materials have been provided.

Independent Technical Review

Following acceptance of a complete submission, the County shall retain one or more qualified professional firms to conduct an independent review of the information provided by the applicant. Such firms may include engineers, hydrogeologists, transportation specialists, environmental consultants, acoustical consultants, emergency management professionals, financial analysts, or other technical experts deemed necessary by the County.

The purpose of the independent review shall be to evaluate the accuracy, adequacy, and completeness of the materials submitted by the applicant and to identify any potential impacts upon county infrastructure, public resources, emergency response capabilities, or public health and safety.

The independent reviewer shall act solely on behalf of the County and shall not be subject to the direction or control of the applicant.

Escrow Funding

Because the review of major industrial developments may require substantial professional services, applicants shall provide funding sufficient to cover the County's anticipated review expenses. Prior to commencement of the review process, the applicant shall deposit funds into an escrow account in an amount established by the County for that purpose.

The amount of the initial deposit shall be determined by Development Services based upon the size, complexity, and anticipated impacts of the proposed project. If the County determines that additional funds are necessary to complete the review, the applicant shall supplement the escrow account upon request. Review activities may be suspended until sufficient funds are available.

The County shall utilize escrow funds solely for costs associated with technical, engineering, environmental, legal, financial, or professional review services related to the proposed development.

Any unused escrow funds remaining after completion of the review process shall be returned to the applicant.

Review Findings

Upon completion of the technical review, the independent reviewer shall provide a written report to Development Services and the Commissioners Court. The report may identify deficiencies in

the submitted materials. recommend additional studies. propose mitigation measures. or provide professional opinions regarding the project's potential impacts.

The report may also include recommendations concerning road improvements, traffic management, drainage facilities, water resources, emergency response capabilities, environmental protection measures, noise mitigation, lighting controls, utility infrastructure, or other matters relevant to the proposed development.

The findings and recommendations of the reviewer shall be advisory in nature and shall not be binding upon the Commissioners Court.

Commissioners Court Consideration

Upon receipt of the review report, the Commissioners Court may consider the findings when evaluating any request for county action associated with the proposed development. The Court may request additional information, require further review, negotiate development-related agreements, or take any other action permitted by law.

Nothing in this policy shall be construed as creating an obligation upon the County to approve any project, agreement, permit, incentive, or request submitted by an applicant.

Administrative Authority

The Development Services Department is authorized to administer this policy. establish application procedures, coordinate reviews, engage qualified consultants pursuant to applicable procurement requirements. and recommend modifications to the review checklist as necessary to address emerging technologies and development practices.

HILL COUNTY MAJOR INDUSTRIAL DEVELOPMENT REVIEW CHECKLIST AND REQUIRED SUBMITTALS

For Data Centers, Battery Energy Storage Systems (BESS), Electrical Generation Facilities, Renewable Energy Projects, and Other Large-Scale Industrial Developments

PURPOSE

The purpose of this checklist is to establish a consistent process for submission, review, and consideration by County officials of an applicant's formal request that the County enter into a development agreement, road use agreement, tax abatement agreement, infrastructure agreement, or of an applicant's formal request that the County take any other discretionary action within the

County's lawful powers in connection with a specific large-scale industrial development that may impact county infrastructure, transportation systems, groundwater resources, drainage systems, emergency services, public safety, and surrounding property owners. The

information required by this checklist shall be subject to independent technical review as determined by Hill County. Each item in this checklist is required only if and to the extent that the item is applicable to the circumstances of the proposed development and is reasonably related to the County's evaluation of the agreement or discretionary action requested by the applicant.

SECTION I. INITIAL DEVELOPMENT APPLICATION PACKAGE

1.01 Project Identification

The applicant shall provide documentation addressing the following:

- (a) Legal entity name;
- (b) Disclosure of affiliates including parent company name;
- (c) Registered agent information;
- (d) Site control documentation, including deeds, purchase agreements, lease agreements, and easements (with redactions of pricing and confidential or sensitive business information);
- (e) Project description;
- (f) Campus master plan;
- (g) Phasing schedule;
- (h) Expected construction timeline;
- (i) Estimated operational lifespan;
- (j) Decommissioning plan; and
- (k) Expected expansion acreage.

1.02 Site Mapping

The applicant shall provide the following mapping and survey information:

- (a) Boundary survey;
- (b) ALTA survey;

- (c) Existing conditions survey;
- (d) FEMA floodplain map;
- (e) Topographic survey;
- (f) Wetlands delineation;
- (g) Drainage map;
- (h) Utility corridor map;
- (i) Identification of existing water wells located within five (5) miles of the project site;
- (j) Existing residences and schools map;
- (k) Adjacent land use map;
- (l) Transmission infrastructure map;
- (m) Pipeline map; and
- (n) Railroad map.

SECTION 2. COUNTY DEVELOPMENT REVIEW

2.01 Platting and Subdivision Requirements

The applicant shall provide, as applicable:

- (a) Preliminary plat;
- (b) Final plat;
- (c) Replat;
- (d) Development agreement;
- (e) Utility easements;
- (f) Drainage easements; and

(g) Public right-of-way dedication.

(h) New projects must prominently post a 60-Day sign outdoors at the proposed location. It must remain visible for 60 days. You shall publish a notice of your project in a local newspaper for two consecutive business days. This must include exact names, the specific project, and the location address.

2.02 Road and Transportation Review

The applicant shall provide:

- (a) Traffic Impact Analysis (TIA);
- (b) Heavy haul route study;
- (c) Construction traffic plan;
- (d) Bridge capacity analysis;
- (e) Pavement degradation study;
- (f) Road maintenance agreement;
- (g) TxDOT driveway or access permit;
- (h) Oversize or overweight route plan; and
- (i) Emergency access analysis.

The County may require mitigation measures including developer-funded road improvements, turn lanes, signalization, road widening, and dust control measures where determined necessary by the independent reviewer or Commissioners Court.

SECTION 3. WATER SUPPLY REQUIREMENTS

3.01 Water Source

The applicant shall provide:

- (a) Total projected water demand;
- (b) Peak water demand;

- (c) Annual water consumption estimate;
- (d) Cooling technology description;
- (e) Closed-loop versus evaporative cooling analysis;
- (f) Water recycling plan;
- (g) Backup water supply plan; and
- (h) Drought contingency plan; and
- (i) Construction water usage projection; including daily usage.

3.02 Hydrogeologic Studies

The applicant shall provide:

- (a) Aquifer impact study;
- (b) Groundwater availability study;
- (c) Drawdown modeling;
- (d) Neighboring well interference analysis;
- (e) Long-term sustainability study; and
- (f) Recharge impact analysis.

3.03 Water Rights and Provider Coordination

The applicant shall provide:

- (a) Water utility commitment letter;
- (b) Groundwater district approvals;
- (c) Water transport agreements; and
- (d) Surface water rights documentation, if applicable.

The applicant shall identify all coordination conducted with the Texas Water Development Board, applicable Groundwater Conservation Districts, River Authorities, and Water Supply

Corporations.

SECTION 4. WASTEWATER AND SEWER REQUIREMENTS

4.01 Wastewater Disposal Plan

The applicant shall provide:

- (a) Estimated wastewater generation;
- (b) Industrial wastewater characterization;
- (c) Pretreatment analysis;
- (d) Sanitary sewer engineering plans;
- (e) Septic feasibility study, if applicable; and
- (f) Package plant permit documentation.

4.02 State Permits

The applicant shall identify all applicable permits and approvals, including:

- (a) TPDES wastewater permits;
- (b) Industrial discharge authorizations; and
- (c) Reuse or reclaimed water approvals.

Documentation shall identify coordination with the Texas Commission on Environmental Quality.

SECTION 5. STORMWATER AND DRAINAGE REQUIREMENTS

5.01 Drainage Studies

The applicant shall provide:

- (a) Hydrologic study;
- (b) Hydraulic study;
- (c) Detention and retention design;

- (d) One hundred (100) year flood analysis;
- (e) Increased runoff analysis;
- (f) Erosion and sediment control plan; and
- (g) Downstream impact study.

5.02 Stormwater Permitting

The applicant shall provide:

- (a) Stormwater Pollution Prevention Plan (SWP3);
- (b) Notice of Intent filing documentation; and
- (c) Evidence of compliance with applicable Construction General Permits.

5.03 Floodplain Review

The applicant shall provide:

- (a) FEMA compliance certification;
- (b) No-rise certification;
- (c) CLOMR or LOMR documentation, if applicable; and
- (d) Floodplain development permit information.

SECTION 6. ELECTRICAL INFRASTRUCTURE AND POWER REVIEW

6.01 ERCOT and Grid Analysis

The applicant shall provide:

- (a) ERCOT interconnection status;
- (b) Transmission availability study;
- (c) Power demand forecast;
- (d) Peak load analysis;

- (e) Backup generation plan;
- (f) Blackstart or islanding capability analysis; and
- (g) Reliability assessment.

6.02 On-Site Generation

Where gas turbines, reciprocating engines, or other generators are proposed, the applicant shall provide:

- (a) Air emissions analysis;
- (b) Fuel storage plan;
- (c) Stack analysis;
- (d) Anticipated emergency generator operating hours;
- (e) Noise study; and
- (t) Air permit applicability analysis.

SECTION 7. AIR QUALITY AND EMISSIONS REVIEW

7.01 Air Permitting

The applicant shall provide all applicable air permitting documentation, including:

- (a) TCEQ air permit applicability determinations;
- (b) Minor source permits;
- (c) Standard permits;
- (d) Prevention of Significant Deterioration permits; and
- (e) Generator emissions modeling.

The applicant shall identify anticipated emissions of nitrogen oxides, volatile organic compounds, particulate matter, greenhouse gases, and other regulated pollutants.

SECTION 8. NOISE IMPACT REQUIREMENTS

8.01 Noise Analysis

The applicant shall provide:

- (a) Baseline ambient noise study;
- (b) Daytime and nighttime decibel analysis;
- (c) Property-line noise modeling;
- (d) Low-frequency noise analysis;
- (e) Generator testing noise analysis;
- (f) Transformer noise analysis; and
- (g) Cooling fan noise analysis.

8.02 Noise Mitigation

The applicant shall provide:

- (a) Noise mitigation plan;
- (b) Acoustic wall design;
- (c) Berm plan; and
- (d) Vegetative screening plan.

SECTION 9. LIGHT POLLUTION REQUIREMENTS

9.01 Lighting Analysis

The applicant shall provide:

- (a) Photometric study;
- (b) Night sky impact analysis;
- (c) FAA lighting analysis;

- (d) Glare study;
- (e) Shielded fixture design; and
- (f) Operational lighting plan.

The applicant shall identify proposed compliance measures related to dark-sky practices, downward-directed lighting, property-line illumination levels, and security lighting controls.

SECTION 10. ENVIRONMENTAL AND ECOLOGICAL STUDIES

10.01 Federal Environmental Review

The applicant shall provide documentation regarding:

- (a) National Environmental Policy Act review, if applicable;
- (b) Environmental Assessments; and
- (c) Environmental Impact Statements.

10.02 Biological Studies The

applicant shall provide:

- (a) Threatened and endangered species survey;
- (b) Migratory bird analysis;
- (c) Habitat assessment;
- (d) Wetlands delineation; and
- (e) Stream impact study.

10.03 Wetlands and Waters

The applicant shall provide documentation regarding:

- (a) Section 404 permits; and
- (b) Section 401 Water Quality Certifications.

SECTION 11. HAZARDOUS MATERIALS AND FIRE PROTECTION

11.01 Hazardous Materials

Review The applicant shall provide:

- (a) Battery Energy Storage System plan;
- (b) Lithium-ion hazard assessment;
- (c) Fuel storage plan;
- (d) Chemical inventory;
- (e) Spill prevention plan;
- (f) Fire suppression system design; and
- (g) Hazardous materials response plan.

11.02 Emergency Coordination

The applicant shall document coordination with:

- (a) County Fire Marshal;
- (b) Local Volunteer Fire Departments; and
- (c) Emergency Management Coordinator.

SECTION 12. PUBLIC SAFETY AND EMERGENCY PLANNING

12.01 Emergency Planning

The applicant shall provide:

- (a) Emergency Operations Plan;
- (b) Cybersecurity response coordination plan;
- (c) Mutual aid coordination plan;
- (d) Evacuation plan and route analysis;
- (e) Hazard mitigation analysis;

- (f) Disaster recovery plan; and
- (g) Severe weather continuity plan.

SECTION 13. ECONOMIC AND FISCAL IMPACT REVIEW

13.01 Economic Impact Documentation

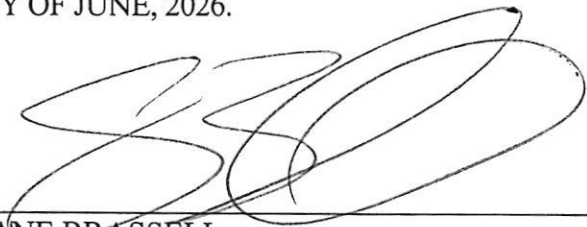
The applicant shall provide:

- (a) Tax impact analysis;
- (b) PILOT agreement disclosures;
- (c) Abatement requests;
- (d) Employment projections;
- (e) Permanent job estimates; and
- (f) Construction job estimates.

The applicant shall provide any additional information requested by Hill County, Development Services, the County's independent engineering consultant, or Commissioners Court as necessary to evaluate the potential impacts of the proposed development.

AMENDED BY THE HILL COUNTY COMMISSIONERS COURT THIS 30th

DAY OF JUNE, 2026.



SHANE BRASSELL
COUNTY JUDGE

ATTEST:



COUNTY CLERK