

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 21, 2011

Mr. Hugh McElroy, President and Chief Executive Officer
Dallas Airmotive, Inc.
900 Nolen Drive, Suite 100
Grapevine, Texas 76051-8641

RE: Municipal Setting Designation (MSD) No. 153; Certificate for Dallas
Airmotive, Inc., 6114 Forest Park, Dallas, Dallas County, Texas

Dear Mr. McElroy:

Enclosed is the Municipal Setting Designation Certification for your site. You can use this certification as the basis to avail of the groundwater assessment and remediation flexibility offered in accordance with Texas Health and Safety Code §361.808, consistent with the site-specific circumstances.

If I can be of any further assistance, please do not hesitate to contact me at (512) 239-2204 or via e-mail aprice@tceq.state.tx.us.

Sincerely,

A handwritten signature in black ink, appearing to read "Andre V. Price".

Andre V. Price, Project Manager
VCP-CA Section
Remediation Division

AP/jdm

cc: Mr. Chris Siegel, VCP No. 2251, Project Manager, Remediation Division,
MC-221

Enclosure

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



MUNICIPAL SETTING DESIGNATION CERTIFICATE

As provided for in §361.807, Subchapter W, Texas Health and Safety Code (Solid Waste Disposal Act):

I, Mark R. Vickery, Executive Director of the Texas Commission on Environmental Quality certify the Municipal Setting Designation for MSD No. 153, in the City of Dallas, for the tract of land described in Exhibit "A". The eligibility requirements of Texas Health and Safety Code §361.803 are satisfied as attested to by the affidavit in Exhibit "B", provided pursuant to Texas Health and Safety Code §361.804(b)(2)(D). This certificate shall continue in effect so long as the institutional control required by Texas Health and Safety Code §361.8065 is maintained in effect.

Any person addressing environmental impacts for a property located in the certified municipal setting designation shall complete any necessary investigation and response action requirements in accordance with Texas Health and Safety Code §361.808, in conjunction with the applicable Texas Commission on Environmental Quality environmental remediation regulation, as modified by Texas Health and Safety Code §361.808.

EXECUTED this the 4th day of March, 2011

A handwritten signature in black ink, appearing to read "Mark R. Vickery", written over a horizontal line.

Mark R. Vickery, P.G.
Executive Director
Texas Commission on Environmental Quality

M.S.D. SURVEY
LOT 17A, BLOCK D/2370
REPLAT OF FOREST PARK ADDITION
MAPLE AVENUE, BOMAR AVENUE AND FOREST PARK ROAD

Being all of Lot 17A, Block D/2370 of a Replat of Lots 17 and 18, Block D/2370 Forest Park Addition, and addition to the City of Dallas, Dallas County, Texas, according to the map thereof recorded in Volume 87109, Page 2372, Map Records, Dallas County, Texas, together with Certificate of Correction recorded in Volume 90132, Page 1373, Deed Records, Dallas County, Texas, and being part of Maple Avenue (60 foot right-of-way), Bomar Avenue (60 foot right-of-way) and Forest Park Road (70 foot right-of-way), and being a tract conveyed to Dallas Airmotive, Inc., a Texas corporation, by deed recorded in Volume 95052, Page 186, Deed Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a point for corner, said corner being South 45 degrees 00 minutes 00 seconds East, 179.40 feet from the East corner of a tract of land conveyed as Tract A to the Board of Regents of the University of Texas Systems by Deed recorded in Volume 99218, Page 5105, Deed Records, Dallas County, Texas, said corner lying in the Southwest line of said Forest Park Road, and lying in the Northeast line of a tract of land conveyed to Board of Regents of the University of Texas Systems by Deed recorded in Volume 88039, Page 1016, Deed Records, Dallas County, Texas,

THENCE North 45 degrees 00 minutes 00 seconds West, along the Southwest line of said Forest Park Road, a distance of 560.00 feet to a point for corner in the Northwest line of Bomar Avenue;

THENCE North 44 degrees 53 minutes 02 seconds East, along the Northwest line of said Bomar Avenue, a distance of 1359.70 feet to a point for corner in the Northeast line of Maple Avenue;

THENCE South 45 degrees 00 minutes 00 seconds East, along the Northeast line of said Maple Avenue, a distance of 560.00 feet to a point for corner;

THENCE South 44 degrees 53 minutes 02 seconds West, a distance of 1359.70 feet to the POINT OF BEGINNING and containing 761,430 square feet or 17.48 acres of land.

GENERAL NOTES:

1) BEARINGS ARE BASED ON PLAT RECORDED IN VOLUME 87109, PAGE 2372, MAP RECORDS, DALLAS COUNTY, TEXAS. (S 44°53'02" W)



Bryan Connally

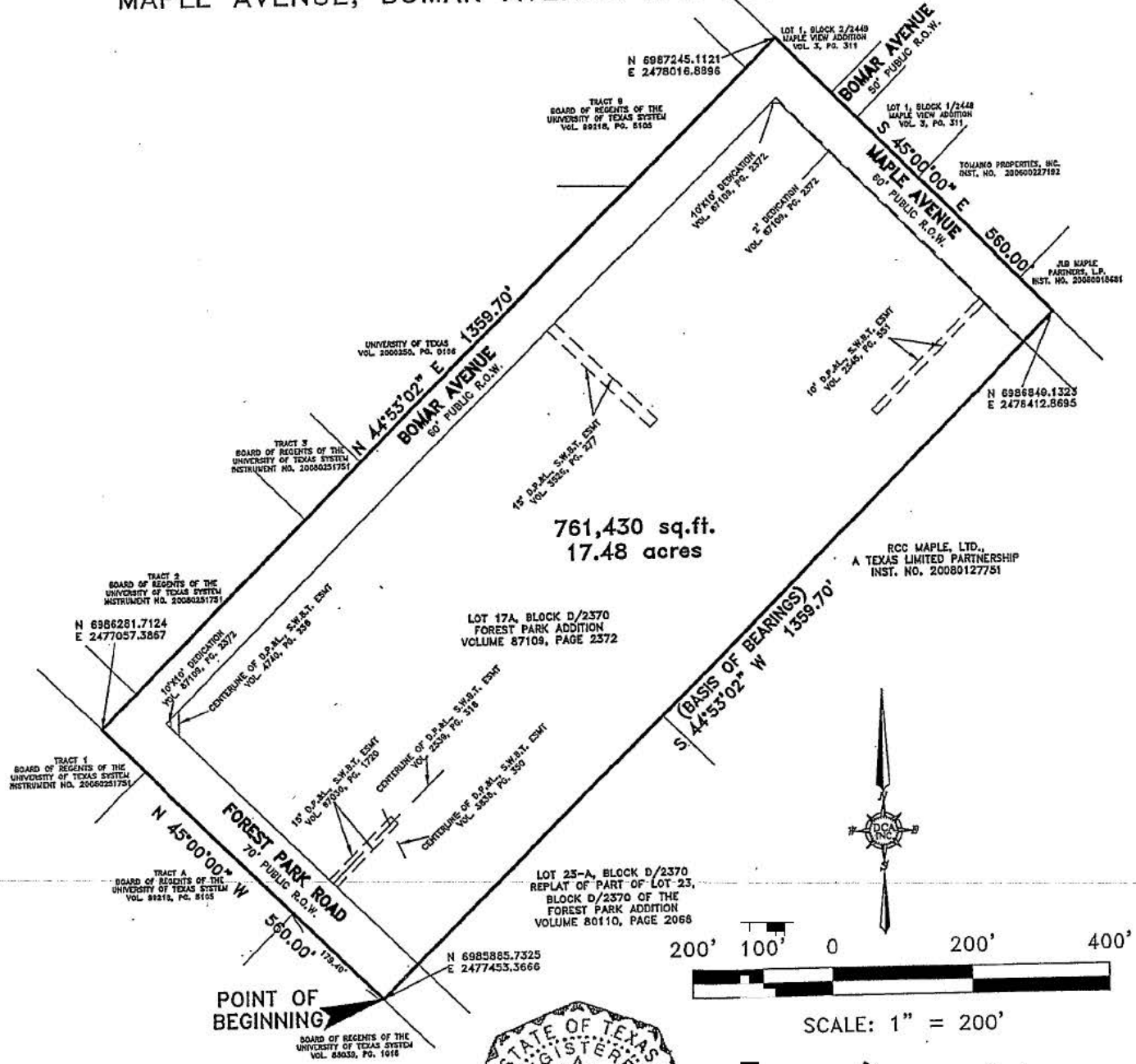
BRYAN CONNALLY
R.P.L.S. NO. 5513



DOUG CONNALLY & ASSOCIATES, INC.
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SHEET 1 OF 2
JOB NO. 0805880-1
DRAWN BY: R.G.
DATE: 02-02-09

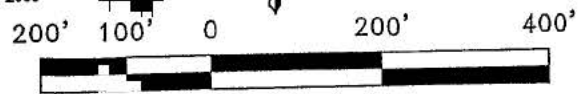
M.S.D. SURVEY
 LOT 17A, BLOCK D/2370
 REPLAT OF FOREST PARK ADDITION
 MAPLE AVENUE, BOMAR AVENUE AND FOREST PARK ROAD



761,430 sq.ft.
 17.48 acres

LOT 17A, BLOCK D/2370
 FOREST PARK ADDITION
 VOLUME 87109, PAGE 2372

LOT 23-A, BLOCK D/2370
 REPLAT OF PART OF LOT 23,
 BLOCK D/2370 OF THE
 FOREST PARK ADDITION
 VOLUME 80110, PAGE 2068



SCALE: 1" = 200'



Bryan Connally
 BRYAN CONNALLY
 R.P.L.S. NO. 5513

GENERAL NOTES:

- 1) BEARINGS ARE BASED ON PLAT RECORDED IN VOLUME 87109, PAGE 2372, MAP RECORDS, DALLAS COUNTY, TEXAS. (S 44°53'02" W)



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SHEET 2 OF 2
 JOB NO. 0805880-1
 DRAWN BY: R.G.
 DATE: 02-02-09

Exhibit "B"

| | | | |
|---|---------------------------|---------------------------------------|--|
| c) each retail public utility, as defined by Texas Water Code, §13.002, that owns or operates a groundwater supply well located within five miles beyond the proposed MSD boundaries? | <input type="radio"/> Yes | <input type="radio"/> No ³ | <input checked="" type="radio"/> NA ⁴ |
| ³ Do not submit application. | | | |
| ⁴ NA only when no such municipality, private well owner, or retail public utility exists | | | |

MSD Information:

| | | |
|--|--|---------------------------------------|
| List all existing TCEQ and US Environmental Protection Agency registration, permit, identification numbers (e.g., SWR No., VCP No., LPST ID No., UIC Registration No., PWS ID. No.), if any, that apply to the groundwater contamination situation within the proposed MSD boundary. State "none" if none applicable. VCP No. 2251 / 2.7.2010 36664 | | |
| Is the proposed designated groundwater contaminated in excess of an applicable potable water ⁵ use standard (i.e., 30 TAC 350, ^{GW} GW _{ing})? | <input checked="" type="radio"/> Yes | <input type="radio"/> No ⁶ |
| Was the groundwater contamination previously reported to the TCEQ? (To support implementation of HB 3030, 78 th Legislature.) | <input checked="" type="radio"/> Yes, when? / / | <input type="radio"/> No |
| Is there a potable-use well within the boundary of the proposed MSD that uses the designated groundwater as source water? | <input type="radio"/> Yes ⁶ | <input checked="" type="radio"/> No |
| Is there a potable-use well within the boundary of the proposed MSD that uses a deeper groundwater zone for the source water that is not properly sealed off from the designated groundwater? | <input type="radio"/> Yes ⁶ | <input checked="" type="radio"/> No |
| Is the applicant aware of any non-consumptive use of the groundwater or other human health or ecological exposure pathways that are of concern? If yes, specify: | <input type="radio"/> Yes | <input checked="" type="radio"/> No |
| Has each municipality and retail public utility identified in §361.8065 provided firm commitment to adopt an ordinance or resolution in support of the application? | <input checked="" type="radio"/> Yes | <input type="radio"/> No ⁶ |
| Is a copy of the ordinance or restrictive covenant that restricts consumptive use and appropriately restricts other uses of and contact with the designated groundwater, and any required resolutions provided with this application? | <input checked="" type="radio"/> Yes | <input type="radio"/> No |
| ⁵ "Potable water" means water that is used for irrigating crops intended for human consumption, drinking, showering, bathing, or cooking purposes [THSC §361.801(2)]. | | |
| ⁶ Do not submit an application. | | |

I affirmatively state that (place an X in all applicable blanks):

- The MSD eligibility criteria of THSC §361.803 are satisfied.
- True and accurate copies of all documents demonstrating that the MSD eligibility criteria provided by THSC §361.803 have been satisfied and are included with the application.
- A true and accurate copy of a legal description of the proposed MSD property is included with the application.
- Notice was provided in accordance with THSC §361.805.
- A copy of an ordinance or restrictive covenant and any required resolutions are provided in this application or will be provided before the executive director certifies this application.

^x *[Signature]*
Applicant Signature

1 December 2010
Date

Before me Nancy E Strack the undersigned authority, on this day personally appeared
Hugh McElroy and signed this Municipal Setting Designation Application.
Name of Notary Name of Applicant

Sworn, subscribed and signed before me in the County of Tarrant, State of Texas,
day of December, this month of 2010.

