

Jon Niemann, *Chairman*  
Emily Lindley, *Commissioner*  
Toby Baker, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

October 3, 2018

Mr. Kyle Ballard  
Attorney (Guida, Slavich & Flores)  
Shred-Tech, Inc.  
5956 Sherry Lane, Suite 1000  
Dallas, Texas 75225

Re: Municipal Setting Designation (MSD) Certificate for Shred-Tech, Inc., 12700 and 12710 Calloway Cemetery Road, Arlington, Tarrant County, Texas; MSD No. 387; Industrial Hazardous Waste Corrective Action Facility ID No. T3275; Customer No. CN602514754; Regulated Entity No. RN103015970

Dear Mr. Ballard:

The Texas Commission on Environmental Quality (TCEQ) received the above referenced MSD application on May 25, 2018 and additional information supporting this MSD application on September 14, 2018. Based on our review, the application contains the required information as outlined in Texas Health and Safety Code (THSC) §361.804. Enclosed is the MSD Certification for your site. If you have any questions, please do not hesitate to contact me at (512) 239-6542 or via e-mail ([Eleanor.Wehner@tceq.texas.gov](mailto:Eleanor.Wehner@tceq.texas.gov)).

Sincerely,

A handwritten signature in cursive script that reads "Eleanor Wehner".

Eleanor Wehner, P.G.  
Project Manager  
VCP-CA Section  
Remediation Division

EW/jdm

Enclosure: MSD Certificate

cc: Mr. Kenneth Tramm, Ph.D., P.G., C.H.M.M., Sr. Project Manager, Modern Geosciences, 5100 Thompson Terrace, Colleyville, Texas 76034  
Ms. Erin Gorman, Waste Section Manager, TCEQ Region 4 Office, Dallas/Fort Worth

**TEXAS COMMISSION ON ENVIRONMENTAL QUALITY**



**MUNICIPAL SETTINGS DESIGNATION CERTIFICATE**

As provided for in §361.807, Subchapter W, Texas Health and Safety Code (Solid Waste Disposal Act):  
I, Beth Seaton, Director, Remediation Division, TCEQ, certify the Municipal Setting Designation (MSD) for MSD No. 387, in the City of Arlington, 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 ordinance or restrictive covenant required by Texas Health and Safety Code §361.8065 remains 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 3<sup>rd</sup> day of October, 2018

Beth Seaton

Beth Seaton, Director  
Remediation Division  
Texas Commission on Environmental Quality

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**MUNICIPAL SETTING DESIGNATION AREA**

BEING approximately 50.1 acres of land located in the JAMES R. NEWTON SURVEY, Abstract No. 1170, Arlington, Tarrant County, Texas, and being a portion of the 64.423 acres tract of land conveyed to Clyde Godfrey, by the deed recorded in Volume 10207, Page 1299, of the Deed Records of Tarrant County, Texas. Said 50.1 acres of land being more particularly described by metes and bounds as follows:

BEGINNING at a point in the North boundary line of said Godfrey Tract and the South right-of-way line of Calloway Cemetery Road, and said POINT OF BEGINNING being located at the northwest corner of the tract of land conveyed to Chenal Property Management, Inc., by the deed recorded in County Clerk's File No. D205192957, of the Deed Records of Tarrant County, Texas;

THENCE S 01° 04' 04" E 782.61 feet, along the West boundary line of said Chenal Property Management Tract, to a point at the Southwest corner of said Chenal Property Management Tract and the most Northerly South boundary line of the aforesaid Clyde Godfrey Tract, and the North boundary line of a tract of land conveyed to Rita Joette Winn, by the deed recorded in County Clerk's File No. D207016971, of the Deed Records of Tarrant County, Texas;

THENCE S 89° 17' 35" W 235.91 feet, along the most Northerly South boundary line of said Godfrey Tract and the North boundary line of said Winn Tract, to a point at the Northwest corner of said Winn Tract;

THENCE S 00° 21' 20" E 523.53 feet, along the most Westerly East boundary line of said Godfrey Tract and the West boundary line of said Winn Tract, to a point at the Southwest corner of said Winn Tract and the most Southerly Southeast corner of said Godfrey Tract, and said point also lying in the South boundary line of the JAMES R. NEWTON SURVEY;

THENCE S 89° 19' 09" W 1665.57 feet, along the South boundary line of said NEWTON SURVEY and the South boundary line of said Godfrey Tract, to a point at the Southwest corner of said Godfrey Tract;

THENCE along the West boundary line of said Clyde Godfrey Tract, as follows:

1. N 00° 29' 27" W 217.73 feet, to a point;
2. N 89° 30' 41" E 33.30 feet, to a point;
3. N 00° 29' 14" W 50.01 feet, to a point;
4. S 89° 29' 53" W 33.30 feet, to a point;
5. N 00° 32' 36" W 144.72 feet, to a point;
6. N 00° 29' 18" W 821.70 feet, to a point at the Northwest corner of said Godfrey Tract and the South right-of-way line of the Trinity Railway Express Railroad;

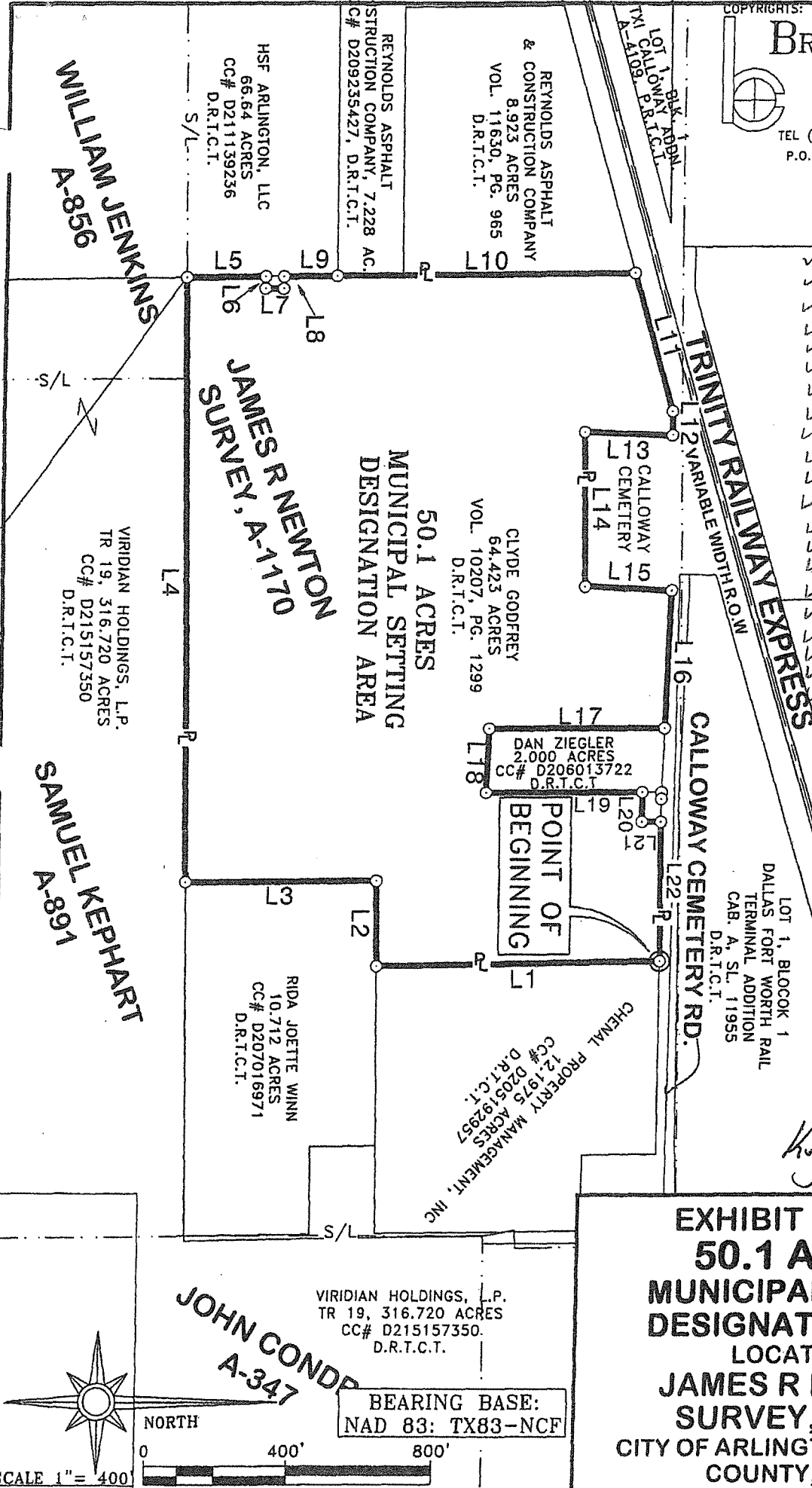
- THENCE N 73° 44' 20" E 390.87 feet, along the North boundary line of said Godfrey Tract and the South right-of-way line of said Railroad, to a point;
- THENCE N 89° 40' 27" E 65.10 feet, along the North boundary line of said Godfrey Tract and the South right-of-way line of aforesaid Calloway Cemetery Road, to a point in the West boundary line of the Calloway Cemetery Tract;
- THENCE S 01° 59' 50" W 243.90 feet, along the West boundary line of said Calloway Cemetery Tract, to a point at the Southwest corner of said Calloway Cemetery Tract;
- THENCE N 89° 15' 00" E 423.00 feet, along the North boundary line of said Godfrey Tract and the South boundary line of said Calloway Cemetery Tract, to a point at the Southeast corner of said Calloway Cemetery Tract;
- THENCE N 02° 41' 20" E 240.90 feet, along the East boundary line of said Calloway Cemetery Tract, to a point in the North boundary line of said Godfrey Tract and the South right-of-way line of aforesaid Calloway Cemetery Road;
- THENCE S 88° 07' 36" E 381.40 feet, along the North boundary line of said Godfrey Tract and the South right-of-way line of said Calloway Cemetery Road, to a point at the Northwest corner of the 2.000 acre tract of land conveyed to Dan Ziegler, by the deed recorded in County Clerk's File No. D206013722, of the Deed Records of Tarrant County, Texas;
- THENCE S 00° 07' 48" E 487.00 feet, along the West boundary line of said Ziegler Tract, to a point at the Southwest corner of said Ziegler Tract;
- THENCE S 88° 07' 48" E 179.00 feet, along the South boundary line of said Ziegler Tract, to a point at the Southeast corner of said Ziegler Tract;
- THENCE N 00° 07' 48" W 432.65 feet, along the East boundary line of said Ziegler Tract, to a point;
- THENCE N 89° 50' 22" E 81.92 feet, departing the East boundary line of said Ziegler Tract and severing said Godfrey Tract, to a point;
- THENCE N 00° 07' 48" W 53.69 feet, to a point in the North boundary line of said Godfrey Tract and the South right-of-way line of aforesaid Calloway Cemetery Road;
- THENCE N 89° 50' 19" E 386.05 feet, along the North boundary line of said Godfrey Tract and the South right-of-way line of said Calloway Cemetery Road, to the POINT OF BEGINNING, containing approximately 50.1 acres of land.

**This document was prepared under 22 TAC 663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interest implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.**

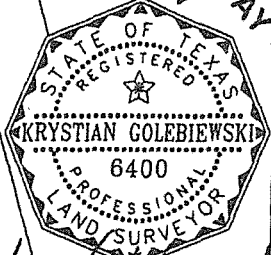
COPYRIGHTS:

**BRITTAIN & CRAWFORD**  
 LAND SURVEYING &  
 TOPOGRAPHIC MAPPING  
 FIRM CERTIFICATION# 1019000  
 TEL (817) 926-0211 - FAX (817) 926-9347  
 P.O. BOX 11374 \* 3908 SOUTH FREEWAY  
 FORT WORTH, TEXAS 76110  
 EMAIL: admin@brittain-crawford.com  
 WEBSITE: www.brittain-crawford.com

Course	Bearing	Distance
L1	S 01°04'04" E	782.61'
L2	S 89°17'35" W	235.91'
L3	S 00°21'20" E	523.53'
L4	S 89°19'09" W	1665.57'
L5	N 00°29'27" W	217.73'
L6	N 89°30'41" E	33.30'
L7	N 00°29'14" W	50.01'
L8	S 89°29'53" W	33.30'
L9	N 00°32'36" W	144.72'
L10	N 00°29'18" W	821.70'
L11	N 73°44'20" E	390.87'
L12	N 89°40'27" E	65.10'
L13	S 01°59'50" W	243.90'
L14	N 89°15'00" E	423.00'
L15	N 02°41'20" E	240.90'
L16	S 88°07'36" E	381.40'
L17	S 00°07'48" E	487.00'
L18	S 88°07'48" E	179.00'
L19	N 00°07'48" W	432.65'
L20	N 89°50'22" E	81.92'
L21	N 00°07'48" W	53.69'
L22	N 89°50'19" E	386.05'



RICHARD H CALLOWAY  
 SURVEY, A-337



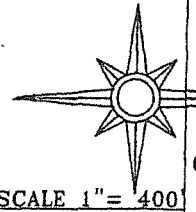
*Krystian Golebiewski*  
 JANUARY 26, 2017

**EXHIBIT MAP OF:**  
**50.1 ACRES**  
**MUNICIPAL SETTING**  
**DESIGNATION AREA**  
 LOCATED IN  
**JAMES R NEWTON**  
**SURVEY, A-1170**  
 CITY OF ARLINGTON, TARRANT  
 COUNTY, TEXAS

VIRIDIAN HOLDINGS, L.P.  
 TR 19, 316.720 ACRES  
 CC# D215157350.  
 D.R.T.C.T.

JOHN CONDE  
 A-347

BEARING BASE:  
 NAD 83: TX83-NCF



# Exhibit B

## Municipal Setting Designation

### Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared  
Clyde Godfrey  
Shred-Tech, Inc., as an authorized representative of  
Shred-Tech, Inc., known to me to be the person  
whose name is subscribed below who being by me first duly sworn, upon their oath,  
stated as follows:

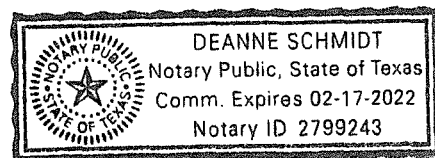
I am over the age of 18 and legally competent to make this affidavit. I have personal  
knowledge of the facts stated herein.

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

- The MSD eligibility criteria of THSC Section 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 has been 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.

*Clyde Godfrey*  
Signature  
Clyde Godfrey  
Printed Name  
President  
Title

Date: 9-10-18



STATE OF TEXAS  
COUNTY OF Tarrant

SUBSCRIBED AND SWORN before me on this the 10<sup>th</sup> day of  
September 2018, to which witness my hand and seal of office.

*Deanne Schmidt*  
Notary Public in and for the State of TEXAS