

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Jon Niermann, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 29, 2018

Mr. Frank M. K. Liu
Manager
Texas InTownHomes, LLC
1520 Oliver Street
Houston, Texas 77007

Re: Municipal Setting Designation (MSD) Certificate for Texas InTownHomes, LLC
6.9 Acre W. 12th Street Property; Houston, Harris County, Texas 77008
TCEQ Facility ID No. T3205, MSD No. 371, CN604139667, RN108165549

Dear Mr. Liu:

The Texas Commission on Environmental Quality (TCEQ) received the above referenced Municipal Setting Designation (MSD) application on September 22, 2017 and additional information supporting this MSD application on January 5, 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 Municipal Setting Designation Certification for your site. If you have any questions, please do not hesitate to contact me at (512) 239-2362 or via e-mail (john.cao@tceq.texas.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "John Cao".

John Cao, Project Manager
Team 1, VCP-CA Section
Remediation Division

JC/jdm

cc: **Mr. Darrell R. Maudlin, P.G., Project Manager, SKA Consulting, LP, 1888**
Stebbins Dr., Suite 100, Houston TX
Mr. Jason Ybarra, Waste Section Manager, TCEQ Region 12 Office, Houston, TX

Enclosure: MSD Certificate

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):

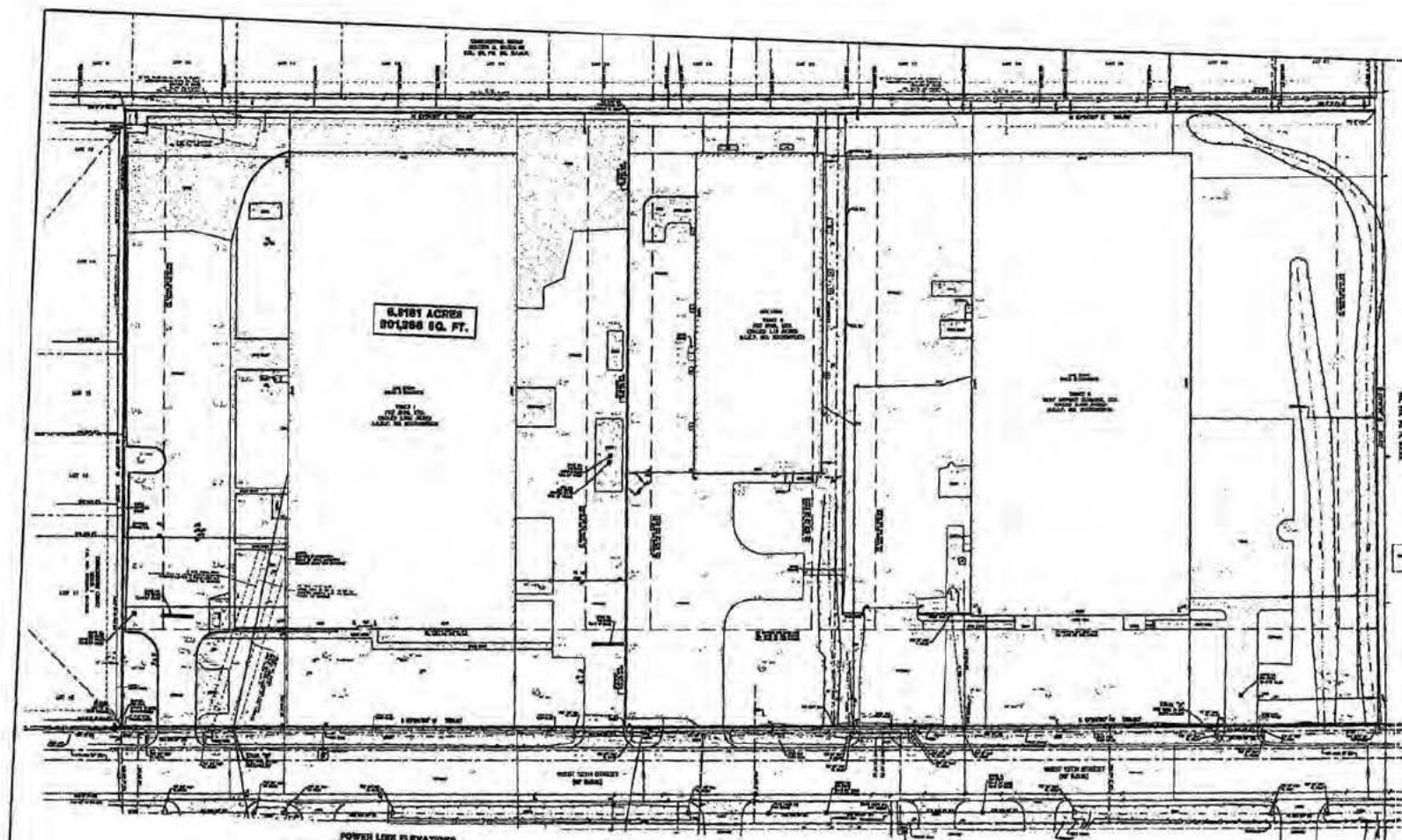
I, Beth Seaton, Director, Remediation Division, TCEQ, certify the Municipal Setting Designation (MSD) for MSD No. 371, in the City of Houston, for the tract of land described in Exhibit "A". The eligibility requirements of Texas Health and Safety Code §361.803 are satisfied as attested to by the affidavit 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 25th day of January, 2018

Beth Seaton

Beth Seaton, Director
Remediation Division
Texas Commission on Environmental Quality



DESCRIPTION
 THIS SURVEY IS A RECONSTRUCTION OF THE SURVEY MADE BY JOHN KENNEDY LEAHE, SURVEYOR, IN 1942, AND IS SUBJECT TO THE CITY PLANNING LATER TRACT AND CITY PLANNING LATER HOTEL.

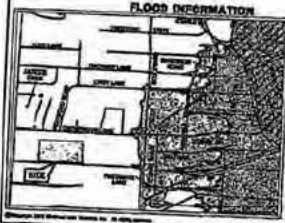
GENERAL NOTES
 1. THIS SURVEY IS A RECONSTRUCTION OF THE SURVEY MADE BY JOHN KENNEDY LEAHE, SURVEYOR, IN 1942, AND IS SUBJECT TO THE CITY PLANNING LATER TRACT AND CITY PLANNING LATER HOTEL.
 2. THE SURVEY IS SUBJECT TO THE CITY PLANNING LATER TRACT AND CITY PLANNING LATER HOTEL.
 3. THE SURVEY IS SUBJECT TO THE CITY PLANNING LATER TRACT AND CITY PLANNING LATER HOTEL.

CITY PLANNING LATER TRACT
 THE SURVEY IS SUBJECT TO THE CITY PLANNING LATER TRACT AND CITY PLANNING LATER HOTEL.

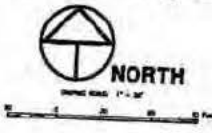
CITY PLANNING LATER HOTEL
 THE SURVEY IS SUBJECT TO THE CITY PLANNING LATER TRACT AND CITY PLANNING LATER HOTEL.

POWER LINE ELEVATIONS

LINE NO.	LINE TYPE	ELEVATION
1	110KV	100.00
2	110KV	100.00
3	110KV	100.00
4	110KV	100.00
5	110KV	100.00
6	110KV	100.00
7	110KV	100.00
8	110KV	100.00
9	110KV	100.00
10	110KV	100.00
11	110KV	100.00
12	110KV	100.00
13	110KV	100.00
14	110KV	100.00
15	110KV	100.00
16	110KV	100.00
17	110KV	100.00
18	110KV	100.00
19	110KV	100.00
20	110KV	100.00
21	110KV	100.00
22	110KV	100.00
23	110KV	100.00
24	110KV	100.00
25	110KV	100.00
26	110KV	100.00
27	110KV	100.00
28	110KV	100.00
29	110KV	100.00
30	110KV	100.00
31	110KV	100.00
32	110KV	100.00
33	110KV	100.00
34	110KV	100.00
35	110KV	100.00
36	110KV	100.00
37	110KV	100.00
38	110KV	100.00
39	110KV	100.00
40	110KV	100.00
41	110KV	100.00
42	110KV	100.00
43	110KV	100.00
44	110KV	100.00
45	110KV	100.00
46	110KV	100.00
47	110KV	100.00
48	110KV	100.00
49	110KV	100.00
50	110KV	100.00



PERM
 CONSTRUCTION ACT OF
 TEXAS
 CHAPTER 163
 SUBCHAPTER C
 ARTICLE 163C.001
 PERMITS FOR CONSTRUCTION



LEGEND
 * SOME OF THESE SYMBOLS MAY NOT BE SHOWN ON THE MAP

1. 110KV POWER LINE	11. 110KV POWER LINE	21. 110KV POWER LINE	31. 110KV POWER LINE
2. 110KV POWER LINE	12. 110KV POWER LINE	22. 110KV POWER LINE	32. 110KV POWER LINE
3. 110KV POWER LINE	13. 110KV POWER LINE	23. 110KV POWER LINE	33. 110KV POWER LINE
4. 110KV POWER LINE	14. 110KV POWER LINE	24. 110KV POWER LINE	34. 110KV POWER LINE
5. 110KV POWER LINE	15. 110KV POWER LINE	25. 110KV POWER LINE	35. 110KV POWER LINE
6. 110KV POWER LINE	16. 110KV POWER LINE	26. 110KV POWER LINE	36. 110KV POWER LINE
7. 110KV POWER LINE	17. 110KV POWER LINE	27. 110KV POWER LINE	37. 110KV POWER LINE
8. 110KV POWER LINE	18. 110KV POWER LINE	28. 110KV POWER LINE	38. 110KV POWER LINE
9. 110KV POWER LINE	19. 110KV POWER LINE	29. 110KV POWER LINE	39. 110KV POWER LINE
10. 110KV POWER LINE	20. 110KV POWER LINE	30. 110KV POWER LINE	40. 110KV POWER LINE

SURVEYOR'S CERTIFICATION
 I, JOHN KENNEDY LEAHE, SURVEYOR, DO HEREBY CERTIFY THAT THIS SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND THAT I AM A LICENSED SURVEYOR IN THE STATE OF TEXAS.



WESTON LAND SERVICES, INC.
 12000 WESTON DRIVE, SUITE 100
 HOUSTON, TEXAS 77040
 (713) 865-1111
 www.westonland.com

LAND TITLE SURVEY AND TOPOGRAPHIC SURVEY OF 6.8781 AC. / 801,386 SQ. FT. SITUATED IN THE JOHN KENNEDY LEAHE, ARBITRARY NO. 0-42 HARRIS COUNTY, TEXAS

FILED IN: 80
 COUNTY: HARRIS
 DATE: 07-15-13

Exhibit B

Municipal Setting Designation

Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared Frank M. K Liu, as an authorized representative of Texas InTownHomes, LLC, 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.

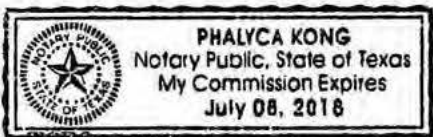
Frank M. K Liu
Signature

Date: 2017.09.18

Frank M. K. Liu
Printed Name
President
Title

STATE OF Texas
COUNTY OF Harris

SUBSCRIBED AND SWORN before me on this the 18th day of September 2017, to which witness my hand and seal of office.



Phalyca Kong
Notary Public in and for the State of Texas