

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



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

April 18, 2014

Mr. Philip Lang, Manager  
6115 Denton LLC  
6115 Owens Street  
Dallas, Texas 75235

Re: Municipal Setting Designation (MSD) Certificate for 6115 Denton LLC,  
6115 Denton Drive, Dallas, Texas 75235; MSD No. 251

Dear Mr. Lang:

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) 239-0053 or via e-mail ([peter.silkworth@TCEQ.Texas.gov](mailto:peter.silkworth@TCEQ.Texas.gov)).

Sincerely,

A handwritten signature in black ink that reads "Pete Silkworth".

Pete Silkworth, Project Manager  
VCP-CA Section  
Remediation Division

PS/jdm

Enclosure: MSD Certificate No. 251

cc: Mr. Gary Barnum, New Fields, [REDACTED]  
Mr. Sam Barrett, Waste Section Manager, TCEQ Region 4 Office,  
Dallas/Fort Worth

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, Richard A. Hyde, P.E., Executive Director of the Texas Commission on Environmental Quality certify the Municipal Setting Designation (MSD) for MSD No. 251, 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 7<sup>th</sup> day of April, 2014

A handwritten signature in black ink, appearing to read "Richard A. Hyde".

Richard A. Hyde, P.E.  
Executive Director  
Texas Commission on Environmental Quality





**Exhibit B**  
**Municipal Setting Designation**  
**Affidavit of Eligibility**

BEFORE ME, the undersigned authority, on this day personally appeared  
Philip Lang, as an authorized representative of  
6115 Denton 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.

  
Signature

Date: 12/2/13

Philip Lang

Printed Name

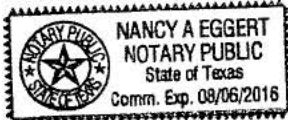
Manager

Title

STATE OF Texas

COUNTY OF Dallas

SUBSCRIBED AND SWORN before me on this the 2nd day of  
December 2013, to which witness my hand and seal of office.



Nancy A. Eggert  
Notary Public in and for the State of Texas