

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Bobby Janecka, *Commissioner*
Toby Baker, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 16, 2022

Mr. Dudley Smith
Pick a Part Auto Wrecking
1100 Northville Road
Houston, Texas 77038

Re: Municipal Setting Designation Certificate for Pick a Part Auto Wrecking, LP, Former Sundown Auto Salvage site, located at 4121 Osage St., Houston, Harris County, TX; MSD No. 477; Customer No. CN601478886; Regulated Entity No. RN109365411

Dear Mr. Smith:

The Texas Commission on Environmental Quality received the above referenced Municipal Setting Designation application and additional supporting information. Based on our review, the application contains the required information as outlined in Texas Health and Safety Code §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) 239-2236 or via e-mail (alayna.goetsch@tceq.texas.gov).

Sincerely,

A handwritten signature in cursive script that reads "Alayna M. Goetsch".

Alayna Goetsch, Project Manager
VCP-CA Section
Remediation Division

Enclosure: Municipal Setting Designation Certificate No. 477

cc: Ms. Alma Jefferson, Waste Section Manager, TCEQ Region 12 Office, Houston

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, Beth Seaton, Deputy Director, Remediation Division, TCEQ, certify the Municipal Setting Designation (MSD) for MSD No. 477, 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 15th day of November, 2022

Beth Seaton

Beth Seaton, Deputy Director
Remediation Division
Texas Commission on Environmental Quality

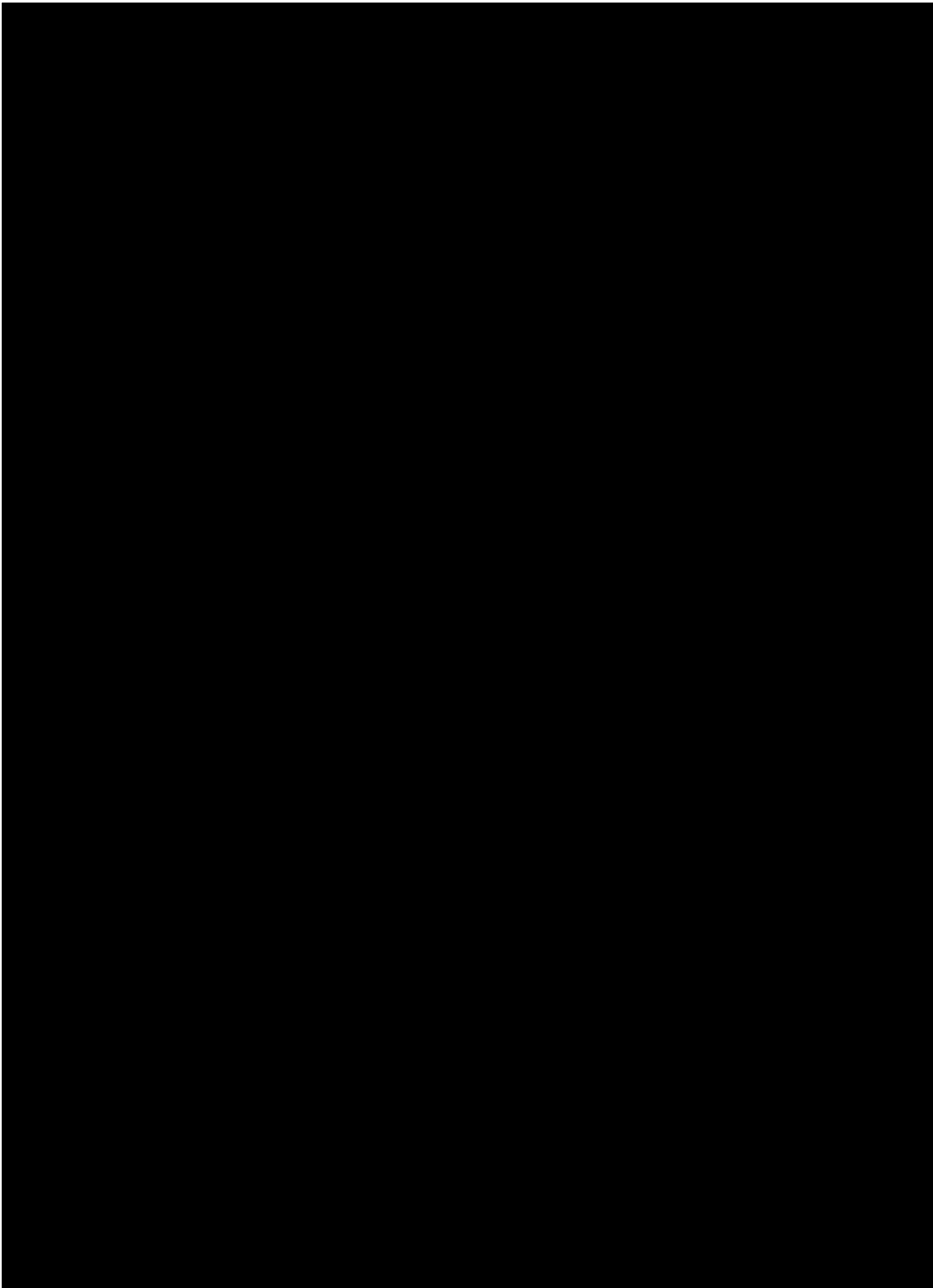


Exhibit B

Municipal Setting Designation

Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared
Dudley Smith, as an authorized representative of
Pick a Part Auto Wrecking, L.P., 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.

Dudley Smith
Signature

Date: 1-31-22

Dudley Smith
Printed Name
Vice President
Title

STATE OF Texas
COUNTY OF Montgomery

SUBSCRIBED AND SWORN before me on this the 31st day of
January 2022, to which witness my hand and seal of office.

Taylor Herring
Notary Public in and for the State of TEXAS

