

October 27, 2011

Christine Bergren
Texas Commission on Environmental Quality
Waste Permits Division
Municipal Solid Waste Permits Section / MC 124
P.O. Box 13087
Austin, Texas 78711-3087

**Reference: Submission of Application for New MSW Registration
 Nexus Continuum, LLC
 Type V Material Recovery and Transfer Station
 Harris County, Texas
 Tracking No. 14623263**

Dear Ms. Bergren,

On behalf of Nexus Continuum, LLC (Nexus), HDR is submitting an original and three copies of Parts I through IV of the referenced application. A partial submission of Parts I and II of this application was submitted on January 21, 2011; however, TCEQ provided a letter dated March 11, 2011 that the partial application was unable to be processed. This current submittal provides a complete registration application package for TCEQ review.

This registration application is being submitted under the provisions of Title 30 of the Texas Administrative Code (30 TAC) Chapter 330.9(f). The facility is eligible for registration because it will recover 10 percent or more by weight or weight equivalent of the incoming waste stream for reuse or recycling and the remaining non-recyclable material will be transported to a permitted landfill within 50 miles of the site (unless specifically granted a variance).

The required \$150.00 application fee has previously been submitted separately to the TCEQ Financial Administration Division in conjunction with the original submittal on January 21, 2011.

If you have any questions or require additional information, please contact me at 512-498-4716.

Sincerely,
HDR Engineering, Inc.
Texas Registered Engineering Firm F-754



Joel B. Miller, P.E.
Project Engineer

Executive Summary

Nexus Disposal, LLC is a family-owned minority business that has been operating a commercial waste collection company in the Houston area since 1995. During this time, while Nexus Disposal hauled waste directly to Municipal Solid Waste landfills for disposal, source-segregated recyclable and reusable material were taken to end-users, effectively reducing the amount of material being disposed. The company office and storage area for containers are located at 6124 Cunningham Road in Harris County. The site and the area surrounding the site is comprised of primarily industrial land use activities.

Due to their desire to divert larger volumes of recyclable material from their expanding clientele, Nexus Continuum, LLC has been formed to pursue a registration as a Type V Material Recovery and Transfer Station in accordance with 30 TAC 330.9(f) to properly manage these types of materials. The registered facility will be owned and operated by Nexus Continuum, LLC (Nexus). The facility will be known as the Nexus Material Recovery and Transfer Station. Nexus Continuum, LLC is also a family-owned minority business.

The following presents the information requested in Subchapter B of Chapter 330 of the Texas Administrative Code (TAC). The application is divided into four parts as defined in the regulations.

- Part I - General Information
- Part II - Existing Conditions
- Part III - Facility Design Information
- Part IV - Site Operating Plan



Nexus intends to process up to 5,000 cubic yards per day of waste and recyclable materials and divert for reuse or recycling a minimum of 500 cubic yards per day (10%). To qualify for registration, Nexus will recover a minimum of 10% of the total incoming material for reuse or recycling.

In order to process this material, Nexus proposes to operate 24 hours per day, 7 days per week.

Nexus will process and load up to 250 cubic yards per hour but will not exceed 5,000 cubic yards in a 24 hour period. By operating extended hours, Nexus will provide a valuable service to both waste and recyclable material haulers when other facilities are closed or unavailable.



TCEQ Use Only

TCEQ Core Data Form

For detailed instructions regarding completion of this form, please read the Core Data Form Instructions or call 512-239-5175.

SECTION I: General Information

1. Reason for Submission (If other is checked please describe in space provided)	
☒ New Permit, Registration or Authorization (Core Data Form should be submitted with the program application)	
☐ Renewal (Core Data Form should be submitted with the renewal form)	☐ Other
2. Attachments Describe Any Attachments: (ex. Title V Application, Waste Transporter Application, etc.)	
☒ Yes ☐ No Type V Registration Application (Municipal Solid Waste)	
3. Customer Reference Number (if issued)	4. Regulated Entity Reference Number (if issued)
CN	RN

SECTION II: Customer Information

5. Effective Date for Customer Information Updates (mm/dd/yyyy)		11/09/2011	
6. Customer Role (Proposed or Actual) – as it relates to the Regulated Entity listed on this form. Please check only one of the following:			
☐ Owner	☐ Operator	☒ Owner & Operator	
☐ Occupational Licensee	☐ Responsible Party	☐ Voluntary Cleanup Applicant	☐ Other: _____
7. General Customer Information			
☒ New Customer		☐ Update to Customer Information	
☐ Change in Legal Name (Verifiable with the Texas Secretary of State)		☐ Change in Regulated Entity Ownership	
		☐ No Change**	
**If "No Change" and Section I is complete, skip to Section III – Regulated Entity Information.			
8. Type of Customer:			
☐ Corporation	☐ Individual	☐ Sole Proprietorship- D.B.A	
☐ City Government	☐ County Government	☐ Federal Government	
☐ State Government	☐ General Partnership	☐ Limited Partnership	
☐ Other Government	☒ Other: Limited Liability Company		
9. Customer Legal Name (If an individual, print last name first: ex: Doe, John)		If new Customer, enter previous Customer below	
Nexus Continuum, LLC		End Date:	
10. Mailing Address:			
P. O. Box 41188			
City	Houston	State	TX
ZIP	77241	ZIP + 4	
11. Country Mailing Information (if outside USA)		12. E-Mail Address (if applicable)	
13. Telephone Number		14. Extension or Code	
(713) 996 - 9090			
15. Fax Number (if applicable)			
(713) 996-9595			
16. Federal Tax ID (9 digits)		17. TX State Franchise Tax ID (11 digits)	
32042999279			
18. DUNS Number (if applicable)		19. TX SOS Filing Number (if applicable)	
		801341478	
20. Number of Employees		21. Independently Owned and Operated?	
☒ 0-20 ☐ 21-100 ☐ 101-250 ☐ 251-500 ☐ 501 and higher		☒ Yes ☐ No	

SECTION III: Regulated Entity Information

22. General Regulated Entity Information (If 'New Regulated Entity' is selected below this form should be accompanied by a permit application)	
☒ New Regulated Entity ☐ Update to Regulated Entity Name ☐ Update to Regulated Entity Information ☐ No Change** (See below)	
**If "NO CHANGE" is checked and Section I is complete, skip to Section IV, Preparer Information.	
23. Regulated Entity Name (name of the site where the regulated action is taking place)	
Nexus Material Recovery and Transfer Station	

24. Street Address of the Regulated Entity: (No P.O. Boxes)	6124 Cunningham Road							
	City	Houston	State	TX	ZIP	77041	ZIP + 4	4708
25. Mailing Address:	P. O. Box 41188							
	City	Houston	State	TX	ZIP	77241	ZIP + 4	
26. E-Mail Address:								
27. Telephone Number			28. Extension or Code		29. Fax Number (if applicable)			
(713) 996 - 9090					(713) - 996-9595			
30. Primary SIC Code (4 digits)		31. Secondary SIC Code (4 digits)		32. Primary NAICS Code (5 or 6 digits)		33. Secondary NAICS Code (5 or 6 digits)		
34. What is the Primary Business of this entity? (Please do not repeat the SIC or NAICS description.)								
Material Recovery and Transfer Station								

Questions 34 – 37 address geographic location. Please refer to the instructions for applicability.

35. Description to Physical Location:	6124 Cunningham Road				
36. Nearest City	County		State		Nearest ZIP Code
Houston	Harris		TX		77241
37. Latitude (N) In Decimal:			38. Longitude (W) In Decimal:		
Degrees	Minutes	Seconds	Degrees	Minutes	Seconds
29	51	28	95	34	49

39. TCEQ Programs and ID Numbers Check all Programs and write in the permits/registration numbers that will be affected by the updates submitted on this form or the updates may not be made. If your Program is not listed, check other and write it in. See the Core Data Form instructions for additional guidance.

☐ Dam Safety	☐ Districts	☐ Edwards Aquifer	☐ Industrial Hazardous Waste	☒ Municipal Solid Waste
☐ New Source Review – Air	☐ OSSF	☐ Petroleum Storage Tank	☐ PWS	☐ Sludge
☐ Stormwater	☐ Title V – Air	☐ Tires	☐ Used Oil	☐ Utilities
☐ Voluntary Cleanup	☐ Waste Water	☐ Wastewater Agriculture	☐ Water Rights	☐ Other:

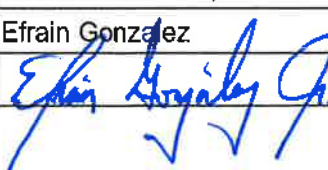
SECTION IV: Preparer Information

40. Name:	Michael Oden, P.E.	41. Title:	Consulting Engineer
42. Telephone Number	43. Ext./Code	44. Fax Number	45. E-Mail Address
(972) 960-4479		(972) 960 - 4471	Michael.Oden@hdrinc.com

SECTION V: Authorized Signature

46. By my signature below, I certify, to the best of my knowledge, that the information provided in this form is true and complete, and that I have signature authority to submit this form on behalf of the entity specified in Section II, Field 9 and/or as required for the updates to the ID numbers identified in field 39.

(See the Core Data Form instructions for more information on who should sign this form.)

Company:	Nexus Continuum, LLC	Job Title:	Operations Manager
Name (In Print):	Efrain Gonzalez	Phone:	(713) 996.9090
Signature:		Date:	10-31-11



Texas Commission on Environmental Quality

Permit or Registration Application for Municipal Solid Waste Facility

Part I

A. General Information

Facility Name:	Nexus Material Recovery and Transfer Station			
Physical or Street Address (if available):	6124 Cunningham Road			
(City) (County)(State)(Zip Code):	Houston	Harris	TX	77041
(Area Code) Telephone Number:	731-996-9090			
Charter Number:				

If the application is submitted on behalf of a corporation, provide the Charter Number as recorded with the Office of the Secretary of State for Texas.

Operator Name ¹ :	Nexus Continuum, LLC			
Mailing Address:	P.O. Box 41188			
(City) (County)(State)(Zip Code):	Houston	Harris	TX	77241
(Area Code) Telephone Number:	731-996-9090			
(Area Code) FAX Number:	731-996-9595			
Charter Number:				

If the permittee is the same as the operator, type "Same as Operator".

Permittee Name:	Same as Operator			
Physical or Street Address (if available):				
(City) (County)(State)(Zip Code):			TX	
(Area Code) Telephone Number:				
Charter Number:				

If the application is submitted by a corporation or by a person residing out of state, the applicant must register an Agent in Service or Agent of Service with the Texas Secretary of State's office and provide a complete mailing address for the agent. The agent must be a Texas resident.

Agent Name:	N/A			
Mailing Address:				
(City) (County)(State)(Zip Code):				
(Area Code) Telephone Number:				
(Area Code) FAX Number:				

Application Type:

☐ Permit	☐ Major Amendment	☐ Minor Amendment
☒ Registration	☐ Modification	☐ Temporary Authorization
	☒ w/Public Notice	
	☐ w/out Public Notice	☐ Notice of Deficiency Response

¹ The operator has the duty to submit an application if the facility is owned by one person and operated by another [30 TAC 305.43(b)]. The permit will specify the operator and the owner who is listed on this application [Section 361.087 Texas Health and Safety Code].

Facility Classification:

☐ Type I	☐ Type IV	☒ Type V	☐ Type IX
☐ Type I AE	☐ Type IV AE	☐ Type VI	

Activities covered by this application (check all that apply):

☒ Storage	☒ Processing	☐ Disposal
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Waste management units covered by this application (check all that apply):

☒ Containers	☐ Tanks	☐ Surface Impoundments	☐ Landfills
☐ Incinerators	☐ Composting	☐ Type IV Demonstration Unit	☐ Type IX Energy/Material Recovery
☒ Other (Specify)	Transfer Station	☐ Other (Specify)	
☒ Other (Specify)	Material Recovery	☐ Other (Specify)	

Is this submittal part of a Consolidated Permit Processing request, in accordance with 30 TAC Chapter 33?

☐ Yes ☒ No

If yes, state the other TCEQ program authorizations requested.

N/A

Provide a brief description of the portion of the facility covered by this application. For amendments, modifications, and temporary authorizations, provide a brief description of the exact changes to the permit or registration conditions and supporting documents referenced by the permit or registration. Also, provide an explanation of why the amendment, modification, or temporary authorization is requested.

The Nexus facility will be used for the recovery of recyclable or reusable materials as well as the operation of a municipal solid waste transfer station. Material will be consolidated by material type, stored in containers and subsequently transferred to market or a permitted solid waste disposal facility.

Does the application contain confidential Material? ☐ Yes ☒ No

If yes, cross-reference the confidential material *throughout the application* and submit as a separate document or binder conspicuously marked "CONFIDENTIAL."

Alternative Language Notice Instructions

For certain permit applications, public notice in an alternate language is required. If an elementary school or middle school nearest to the facility offers a bilingual program, notice may be required to be published in an alternative language. The Texas Education Code, upon which the TCEQ alternative language notice requirements are based, trigger a bilingual education program to apply to an entire school district should the requisite alternative language speaking student population exist. However, there may not exist any bilingual students at a particular school within a district which is required to offer the bilingual education program. For this reason, the requirement to publish notice in an alternative language is triggered if the nearest elementary or middle school, as a part of a larger school district, is required to make a bilingual education program available to qualifying students and either the school has students enrolled at such a program on-site, or has students who attend such a program at another location in satisfaction of the school's obligation to provide such a program as a member of a triggered district.

If it is determined that an alternative language notice is required, the applicant is responsible for ensuring that the publication in the alternate language is complete and accurate in that language. Electronic versions of the Spanish template examples are available from the TCEQ to help the applicant complete the publication in the alternative language.

Alternative Language Notice Application Form:

Alternative language notice confirmation for this application:

1. Is a bilingual program required by the Texas Education Code in the school district where the facility is located? ☒ YES ☐ NO

(If NO, alternative language notice publication not required)

2. If YES to question 1, are students enrolled in a bilingual education program at either the elementary school or the middle school nearest to the facility? ☒ YES ☐ NO

(If YES to questions 1 and 2, alternative language publication is required; If NO to question 2, then consider the next question)

3. If YES to question 1, are there students enrolled at either the elementary school or the middle school nearest to the facility who attend a bilingual education program at another location? ☐ YES ☐ NO

(If Yes to questions 1 and 3, alternative language publication is required; If NO to question 3, then consider the next question)

4. If YES to question 1, would either the elementary school or the middle school nearest to the facility be required to provide a bilingual education program but for the fact that it secured a waiver from this requirement, as available under 19 TAC '89.1205(g)?
☐ YES ☐ NO

(If Yes to questions 1 and 4, alternative language publication is required; If NO to question 4, alternative language notice publication not required)

If a bilingual education program(s) is provided by either the elementary school or the middle school nearest to the facility, which language(s) is required by the bilingual program? Spanish

Note: Applicants for new permits and major amendments must make a copy of the administratively complete application available at a public place in the county where the facility is, or will be, located for review and copying by the public.

Public place where administratively complete permit application will be located.			
Public Place (e.g., public library, county court house, city hall, etc.):	Not Applicable		
Mailing Address:			
(City) (County)(State)(Zip Code):			
(Area Code) Telephone Number:			

B. Facility Location

Except for Type I AE and Type IV AE landfill facilities, for permits, registrations, amendments, and modifications requiring public notice, provide the URL address of a publicly accessible internet web site where the application and all revisions to that application will be posted.

www.nexusdisposal.com

Local Government Jurisdiction:	Harris County
Within City Limits of:	N/A
Within Extraterritorial Jurisdiction of City of:	Houston
Is the proposed municipal or industrial solid waste disposal or processing facility located in an area in which the governing body of the municipality or county has prohibited the disposal or processing of municipal or industrial solid waste? (If YES, provide a copy of the ordinance or order):	
☐ YES ☒ NO	

Provide a description of the location of the facility with respect to known or easily identifiable landmarks.

Approximately 0.6 miles south of the intersection of Cunningham Road and Little York Road, on Cunningham Road in northeast Houston.

Detail the access routes from the nearest United States or state highway to the facility.

From the Sam Houston Tollway, West on Little York Road. South on Cunningham Road for approximately 0.6 mile.

Provide the latitudinal and longitudinal geographic coordinates of the facility.

Latitude	N 29d51'28"
Longitude	W 95d34'49"
Elevation (above msl)	100 feet

Is the facility within the Coastal Management Program boundary? ☒ Yes ☐ No

Texas Department of Transportation District Location:

TXDOT District Name & Number:	Houston District			
District Engineer's Name:	Michael W. Alford, P.E.			
Street or P. O. Box:	7600 Washington Avenue			
(City) (County) (State) (Zip Code):	Houston	Harris	TX	77007
(Area Code) Telephone Number:	713-802-5000			
(Area Code) FAX Number:	713-802-5075			

The local governmental authority or agency responsible for road maintenance:

Agency Name	Harris County			
Contact Person's Name:	Alan J. Potok, P.E.			
Street or P. O. Box:	9900 Northwest Frwy			
(City) (County) (State) (Zip Code):	Houston	Harris	TX	77092
(Area Code) Telephone Number:	713-684-4000			
(Area Code) FAX Number:				

State Representative:

District Number:	House District 135			
State Representative's Name:	Gary Elkins			
District Office Address:	9601 Jones Road, Suite 215			
(City) (County) (State) (Zip Code):	Houston	Harris	TX	77065

(Area Code) Telephone Number:	832-912-8380
(Area Code) FAX Number:	

State Senator:

District Number:	District 7		
State Senator's Name:	Dan Patrick		
District Office Address:	11451 Katy Fwy, Suite 209		
(City) (County)(State)(Zip Code):	Houston	Harris	TX 77079
(Area Code) Telephone Number:	713-464-0282		
(Area Code) FAX Number:			

Council of Government (COG) Information:

COG Name:	Houston-Galveston Area Council		
COG Representative's Name:	Cheryl Mergo		
COG Representative's Title:	Manager Sustainability Programs		
Street or P. O. Box:	P.O. Box 22777, 3555 (Timmons, Suite 120, 77027)		
(City) (County)(State)(Zip Code):	Houston	Harris	TX 77227
(Area Code) Telephone Number:	713-993-4520		
(Area Code) FAX Number:			

River Basin Information:

River Authority:	N/A		
Watershed Sub-Basin Name:			
Street or P. O. Box:			
(City) (County)(State)(Zip Code):			
(Area Code) Telephone Number:			
(Area Code) FAX Number:			

This site is located in the following District of the U.S. Army Corps of Engineers:			
☐ Albuquerque, NM	☐ Ft. Worth, TX	☒ Galveston, TX	☐ Tulsa, OK

C. Maps

General

For permits, registrations, and amendments only, submit a topographic map, ownership map, county highway map, or a map prepared by a registered professional engineer or a registered surveyor which shows the facility and each of its intake and discharge structures and any other structure or location regarding the regulated facility and associated activities. Maps must be of material suitable for a permanent record, and shall be on sheets 8-1/2 inches by 14 inches or folded to that size, and shall be on a scale of not less than one inch equals one mile. The map shall depict the approximate boundaries of the tract of land owned or to be used by the applicant and shall extend at least one mile beyond the tract boundaries sufficient to show the following:

each well, spring, and surface water body or other water in the state within the map area;

the general character of the areas adjacent to the facility, including public roads, towns and the nature of development of adjacent lands such as residential, commercial, agricultural, recreational, undeveloped, etc;

the location of any waste disposal activities conducted on the tract not included in the application; and

the ownership of tracts of land adjacent to the facility and within a reasonable distance from the proposed point or points of discharge, deposit, injection, or other place of disposal or activity.

General location maps

For permits, registrations, and amendments only, submit at least one general location map at a scale of one-half inch equals one mile. This map shall be all or a portion of a county map prepared by Texas Department of Transportation (TxDOT). If TxDOT publishes more detailed maps of the proposed facility area, the more detailed maps shall also be included in Part I. Use the latest revision of all maps.

Land ownership map

Provide a map that locates the property owned by adjacent and potentially affected landowners. The maps should show all property ownership within 1/4 mile of the facility, on-site facility easement holders, and all mineral interest ownership under the facility.

Landowners list

Provide the adjacent and potentially affected landowners' list, keyed to the land ownership map with each property owner's name and mailing address. The list shall include all property owners within 1/4 mile of the facility, easement holders, and all mineral interest ownership under the facility. Provide the property, easement holders', and mineral interest owners' names and mailing addresses derived from the real property appraisal records as listed on the date that the application is filed. Provide the list in electronic form, as well.

D. Property owner information

For permits, registrations, amendments, and modifications that change the legal description, a change in owner, or a change in operator only, provide the following:

- E. the legal description of the facility;
- E. the abstract number as maintained by the Texas General Land Office for the surveyed tract of land;
- (B) the legal description of the property and the county, book, and page number or other generally accepted identifying reference of the current ownership record;
- I for property that is platted, the county, book, and page number or other generally accepted identifying reference of the final plat record that includes the acreage encompassed in the application and a copy of the final plat, in addition to a written legal description;
- (D) a boundary metes and bounds description of the facility signed and sealed by a registered professional land surveyor;
- (E) on-site easements at the facility, and
- (F) drawings of the boundary metes and bounds description; and

(2) a property owner affidavit signed by the owner.

E. Legal authority

Provide verification of the legal status of the owner and operator, such as a one-page certificate of incorporation issued by the secretary of state. List all persons having over a 20% ownership in the proposed facility.

Indicate Ownership status of the facility:									
☒	Private	☐	Corporation	☐	Partnership	☐	Proprietorship	☐	Non-Profit Organization
☐	Public	☐	Federal	☐	Military	☐	State	☐	Regional
☐	County	☐	Municipal	☐	Other (Specify)				

Does the operator own the facility units and the facility property?	☒ Yes	☐ No
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If "No," for permits, registrations, amendments, and modifications that changes the legal description, a change in owner, or a change in operators submit a copy of the lease for the use of or the option to buy the facility units or facility property, as appropriate, and identify:

Owner Name:	N/A		
Street or P. O. Box:			
(City) (County)(State)(Zip Code):			
(Area Code) Telephone Number:			
(Area Code) FAX Number:			
Charter Number:			

F. Evidence of competency

For permits, registrations, amendments, and modifications that change the legal description, a change in owner, or a change in operators submit a list of all Texas solid waste sites that the owner and operator have owned or operated within the last ten years.

Site Name	Site Type	Permit/Reg. No.	County	Dates of Operation
N/A				

Submit a list of all solid waste sites in all states, territories, or countries in which the owner and operator have a direct financial interest.

Site Name	Location	Dates of Operation	Regulatory Agency (Name & Address)
N/A			

A licensed solid waste facility supervisor, as defined in 30 TAC Chapter 30, Occupational Licenses and Registrations will be employed before commencing facility operation.

Provide the names of the principals and supervisors of the owner's and operator's organization, together with previous affiliations with other organizations engaged in solid waste activities.

Name	Previous Affiliation	Other Organization
Efrain Gonzalez, Sr.	Best Pak Disposal, Inc. Nexus Disposal LLC	Nexus Continuum, LLC
Efrain Gonzalez, Jr.	Nexus Disposal LLC	Nexus Continuum, LLC

For landfill permit applications only, evidence of competency to operate the facility shall also include landfilling and earthmoving experience if applicable, and other pertinent experience, or licenses as described in 30 TAC Chapter 30 possessed by key personnel. The number and size of each type of equipment to be dedicated to facility operation will be specified in greater detail on Part IV of the application within the site operating plan.

Landfilling/Earthmoving Equipment Types	Personnel Experience or Licenses
N/A	

For mobile liquid waste processing units, submit a list of all solid waste, liquid waste, or mobile waste units that the owner and operator have owned or operated within the past five years. Submit a list of any final enforcement orders, court judgments, consent decrees, and criminal convictions of this state and the federal government within the last five years relating to compliance with applicable legal requirements relating to the handling of solid or liquid waste under the jurisdiction of the commission or the United States Environmental Protection Agency. Applicable legal requirement means an environmental law, regulation, permit, order, consent decree, or other requirement.

Solid waste, liquid waste, or mobile waste units owned or operated within past 5 years	Texas and federal final enforcement orders, court judgments, consent decrees, and criminal convictions
N/A	

G. Appointments

Provide documentation that the person signing the application meets the requirements of 30 TAC §305.44, Signatories to Applications. If the authority has been delegated, provide a copy of the document issued by the governing body of the owner or operator authorizing the person that signed the application to act as agent for the owner or operator.

H. Application Fees

For a new permit, registration, amendment, modification, or temporary authorization, submit a \$150 application fee.

For authorization to construct an enclosed structure over an old, closed municipal solid waste landfill in accordance with 30 TAC 330 Subchapter T, submit a \$2,500 application fee.

If paying by check, send payment to:

Texas Commission on Environmental Quality
Financial Administration Division, MC 214
P. O. Box 13087
Austin, Texas 78711-3087

Payment maybe made online using TCEQ e-pay at www.tceq.state.tx.us/e-services/	
E-pay confirmation number	Paid by check

PROPERTY OWNER AFFIDAVIT

"I, Efrain Gonzalez, Jr.
(property owner)

acknowledge that the State of Texas may hold me either jointly or severally responsible for the operation, maintenance, and closure and post-closure care of the facility. For a facility where waste will remain after closure, I acknowledge that I have a responsibility to file with the county deed records an affidavit to the public advising that the land will be used for a solid waste facility prior to the time that the facility actually begins operating as a municipal solid waste landfill facility, and to file a final recording upon completion of disposal operations and closure of the landfill units in accordance with Title 30 Texas Administrative Code §330.19, Deed Recordation. I further acknowledge that I or the operator and the State of Texas shall have access to the property during the active life and post-closure care period, if required, after closure for the purpose of inspection and maintenance."


(Owner signature)

1-17-11
(Date)

Signature Page

I, Efrain Gonzalez, Jr., Operations Manager
(Operator) (Title)

certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature: _____

Efrain Gonzalez Jr.

Date: _____

10-31-11

TO BE COMPLETED BY THE OPERATOR IF THE APPLICATION IS SIGNED BY AN AUTHORIZED REPRESENTATIVE FOR THE OPERATOR

NOT APPLICABLE

I, _____, hereby designate _____
(Print or Type Operator Name) (Print or Type Representative Name)

as my representative and hereby authorize said representative to sign any application, submit additional information as may be requested by the Commission; and/or appear for me at any hearing or before the Texas Commission on Environmental Quality in conjunction with this request for a Texas Water Code or Texas Solid Waste Disposal Act permit. I further understand that I am responsible for the contents of this application, for oral statements given by my authorized representative in support of the application, and for compliance with the terms and conditions of any permit which might be issued based upon this application.

Printed or Typed Name of Operator or Principal Executive Officer

Signature

SUBSCRIBED AND SWORN to before me by the said _____

Efrain Gonzalez Jr.

On this _____

31st

day of _____

October

2011

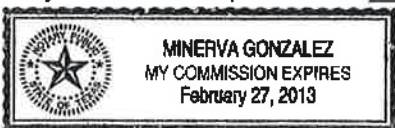
My commission expires on the _____

27th

day of _____

February

2013



Notary Public in and for

Harris

County, Texas

(Note: Application Must Bear Signature & Seal of Notary Public)