

From: [New Mexico Environment Department](#)
To: [Butt, Neal, NMENV](#)
Subject: [EXT] Notice of Availability of Stakeholder Review Draft Regarding Proposed Amendments to 20.2.79 NMAC - Permits - Nonattainment Areas.
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Air Quality Bureau

Regulatory and SIP Bulletin

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The New Mexico Environment Department (“Department”) Air Quality Bureau (AQB) is proposing to amend 20.2.79 NMAC, *Permits - Nonattainment Areas* (“Part 79”), to make technical and administrative corrections to the rule. The EPA designated Sunland Park, New Mexico as a Marginal Nonattainment Area for the 2015 ozone National Ambient Air Quality Standard (O₃ NAAQS) on August 3, 2018. This designation requires the AQB to develop a SIP that includes any necessary revisions to Part 79 by August 3, 2021. To comply with the 2015 O₃

NAAQS, Part 79 was analyzed and the AQB determined it was inadequate to implement and enforce the applicable portions of the rule with regards to the standard.

Part 79 specifies permitting requirements for any new major stationary source or major modification of an existing source if that source will be located within a designated nonattainment area; or within an area designated attainment or unclassifiable and will emit a regulated pollutant for which it is major and may impact a nonattainment area. A source subject to this regulation must submit a permit application to the Department and cannot construct or operate the new source or modification until it receives a permit or permit revision.

The full text of the Bureau's proposed amendments to Part 79 and related documents are available for download at www.env.nm.gov/air-quality/proposed-regs/, or in hard copy at the Bureau's main office, 525 Camino de los Marquez, Santa Fe, New Mexico, 87505. Comments concerning the proposed amendments must be received by the AQB by February 28, 2021.

Aviso de Disponibilidad del Borrador de Revisión de las Partes Interesadas con Respecto a las Enmiendas Propuestas a 20.2.79 NMAC - Permisos – Áreas de Incumplimiento.

La Oficina de Calidad del Aire (AQB, por sus siglas en inglés) del Departamento de Medio Ambiente de Nuevo México ("Departamento") propone enmendar el 20.2.79 NMAC, Permisos - Áreas de Incumplimiento ("Parte 79"), para hacer correcciones técnicas y administrativas a la norma. El 3 de agosto de 2018, la EPA designó a Sunland Park, Nuevo México, como un Área Marginal de Incumplimiento del Estándar Nacional de Calidad del Aire de Ambiente para Ozono 2015 (O₃ NAAQS). Esta designación requiere que la AQB desarrolle un SIP que incluya las revisiones necesarias a la Parte 79 para el 3 de agosto de 2021. Para cumplir con el 2015 O₃ NAAQS, la Parte 79 fue analizada y la AQB determinó que era inadecuada para implementar y hacer cumplir las partes aplicables de la norma con respecto al estándar.

La Parte 79 especifica los requisitos de permiso para cualquier nueva fuente estacionaria importante o modificación importante de una fuente existente si dicha fuente se ubicará dentro de un área designada de incumplimiento; o dentro de un área designada de cumplimiento o no clasificable y emitirá un contaminante regulado para el cual es importante y puede afectar un área incumplimiento. Una fuente sujeta a este reglamento debe presentar una solicitud de permiso al Departamento y no puede construir u operar la nueva fuente o modificación hasta que reciba un permiso o una revisión del permiso.

El texto completo de las enmiendas propuestas por la Oficina a la Parte 79 y

documentos relacionados están disponibles para su descarga en www.env.nm.gov/air-quality/proposed-regs/ o comuníquese con Neal Butt al (505) 476-4317 o por correo electrónico en neal.butt@state.nm.us. Los comentarios sobre las enmiendas propuestas deben ser recibidos por la AQB a más tardar hasta el 28 de febrero de 2021.

For additional information concerning this bulletin, please contact Neal Butt, Air Quality Bureau, 525 Camino de los Marquez, Santa Fe, New Mexico, 87505, Office (505) 476-4317 or neal.butt@state.nm.us

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