

**STATE OF NEW MEXICO
BEFORE THE WATER QUALITY CONTROL COMMISSION**

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In the Matter of:))
))
PROPOSED AMENDMENT))
TO 20.6.2 NMAC (Dairy Rules)))
))
New Mexico Environment Department,))
Petitioner.))
_____)

No.: WQCC 09-13 (R)

WRITTEN TESTIMONY OF CHARLES THOMAS

My name is Charles Thomas, and I am a Professional Engineer and the Bureau Chief of the Mine Reclamation Bureau of the Energy Minerals and Natural Resources Department. I am presenting this written technical testimony on behalf of the New Mexico Environment Department (“NMED” or “Department”) in support of the Department’s petition for dairy industry specific rules filed with the New Mexico Water Quality Control Commission (“Commission”) on January 29, 2010.

I. BACKGROUND AND EXPERIENCE

I hold a B.S. in Mining Engineering from the New Mexico Institute of Mining & Technology. Before becoming Bureau Chief of the Mine Reclamation Bureau of the Energy Minerals and Natural Resources Department, I was the Senior Engineer for the Ground Water Quality Bureau (“GWQB”) of the New Mexico Environment Department (“NMED”). As the Senior Engineer I had the responsibility of developing an Engineering Program for the evaluation of construction plans and specifications to ensure constructed facilities would be

protective of ground water and comply with the state Water Quality Act. Additionally, I had the responsibility of reviewing plans and specifications for all active discharge permits.

A copy of my resume is marked as **NMED NOI Exhibit G**. It is accurate and up-to-date.

II. TESTIMONY

My testimony will address the topics of engineering and surveying. My testimony pertains to the following portions of Section 3217 of the proposed dairy rule: Subsection A; Subsection B; Paragraphs 1, 4, 6, and 7 of Subsection C; and Paragraphs 4, 5 and 8 of Subsection D.

III. CONCLUSION

For the reasons discussed in my testimony, I recommend that the Commission adopt the Department's proposed language for Section 3217 found in Subsection A; Subsection B; Paragraphs 1, 4, 6, and 7 of Subsection C; and Paragraphs 4, 5 and 8 of Subsection D.

Thank you. That concludes my direct testimony.