

NEW MEXICO WATER QUALITY CONTROL COMMISSION NOTICE OF PUBLIC HEARING IN THE MATTER OF THE PETITION TO APPROVE ALTERNATIVE ABATEMENT STANDARDS FOR FORMER FOX AND ASSOCIATE SITE, 3412 BRYN MAWR DRIVE NE, ALBUQUERQUE, NEW MEXICO, NO. WQCC 25-57

The New Mexico Water Quality Control Commission (“Commission”) will conduct a public hearing associated with the Petition for Alternative Abatement Standards (“Petition”) for the Former Fox and Associate Site (“Site”) located at 3412 Bryn Mawr NE, Albuquerque, New Mexico, beginning at **9:00 a.m. on Tuesday, May 12, 2026**, and continuing on subsequent days, as necessary.

The Site is subject to abatement of groundwater pollution in accordance with the New Mexico Ground and Surface Water Protection Regulations, 20.6.2.4101 through 4115 NMAC. The purpose of the public hearing is to review all technical testimony and evidence regarding the request to establish a Site-specific abatement standard for 1,1-dichloroethene (1,1-DCE) in groundwater of 284 micrograms per liter (µg/L) rather than application of the numerical standard of 7 µg/L established under 20.6.2.3103.A(1)(w) NMAC. The Petition also proposes administrative controls to restrict well construction within the abatement area through the Office of the State Engineer to “prevent human exposure to affected groundwater.”

The public hearing will be held both in person at the **New Mexico State Capitol, Room 307, located at 490 Old Santa Fe Trail, Santa Fe, New Mexico 87501**, and virtually via the WebEx video conferencing platform. The Commission will begin its regular monthly meeting at 9:00 a.m., and the public hearing will begin at the conclusion of its regular business. Public comment regarding the Petition will start at 1:00 p.m. on May 12, 2026. Information for attending the virtual hearing via the WebEx conferencing platform will be available on the NMED Event Calendar (<https://www.env.nm.gov/events-calendar/>) at least 30 days prior to the hearing.

The Petition was filed on behalf of JVP Venture 1, Inc., Charlie Miller, Managing Partner, 5203 Camino Sandia NE, Albuquerque, NM 87111 (“Petitioner”). The public hearing will be conducted in accordance with the New Mexico Water Quality Act, NMSA 1978, § 74-6-6 and the Commission’s Adjudicatory Procedures, 20.1.3 NMAC. The Petition and related documents are available on the Commission’s website, at <https://www.env.nm.gov/opf/docketed-matters/> or may also be obtained electronically by contacting Pamela Jones, Commission Administrator, 1190 S. St. Francis Drive, Santa Fe, New Mexico 87502, (505) 660-4305, or Pamela.Jones@env.nm.gov.

All documents filed in this matter must be filed electronically via email to the Commission Administrator, at Pamela.Jones@env.nm.gov.

If any person requires assistance, an interpreter or auxiliary aid to participate in this process, please contact Pamela Jones, Commission Administrator, at least 14 days prior to the hearing date at P.O. Box 5469, 1190 St. Francis Drive, Santa Fe, New Mexico, 87502, telephone (505) 660-4305 or email Pamela.jones@env.nm.gov. (TDD or TTY) users please access the number via the New Mexico Relay Network, 1-800-659-1779 (voice); TTY users: 1-800-659-8331).

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