



PUBLIC NOTICE

Public Comment Period Open – Peabody Natural Resources Company Lee Ranch Coal Mine, NPDES permit number NM0029581

This is a notification that EPA's public notice and associated federal comment period have been opened for the draft permit of the Peabody Natural Resources Company Lee Ranch Coal Mine, NPDES permit number NM0029581. Additionally, NMED has opened the simultaneous comment period for the Clean Water Act Section 401 Certification of the draft National Pollutant Discharge Elimination System (NPDES) permit.

When EPA Region 6 drafts a NPDES permit for a discharge into one of New Mexico's surface waters, the New Mexico Environment Department (NMED) is required to provide concurrence that the discharge will not negatively affect the receiving waterbodies. This is documented through the 401 Certification and is required in accordance with 20.6.2.2001 NMAC. NMED can make the draft permit more stringent if based on state law or can make comments to EPA for consideration in the final permit. NMED also has the authority to deny certification if the permitting circumstances will not guarantee that the discharge will meet water quality standards.

The applicant's mailing address is: Peabody Natural Resources Company
Lee Ranch Coal Mine
P.O. Box 757
Grants, NM 87020

There are multiple outfalls from Lee Ranch Coal Mine in McKinley County, New Mexico. Coal Preparation & Associated Areas Outfalls discharge to an ephemeral receiving water named Mulatto Canyon (20.6.4.97 NMAC).

The draft permit, draft fact sheet/statement of basis, and other associated information can be found at the following websites: <https://www.env.nm.gov/public-notices/> and/or <https://www.epa.gov/publicnotices/notices-search/location/New%20Mexico/location/new%20mexico>.

If you have comments that you would like NMED to consider as the Clean Water Act Section 401 Certification is drafted, please submit them using the NMED Public Comment Portal at <https://nmed.commentinput.com/comment/search> or send them to:

Susan A. Lucas Kamat, Program Manager
NMED SWQB Point Source Regulation Section
PO Box 5469
Santa Fe, NM 87502
psrs.program.manager@env.nm.gov
505-946-8924

Tutorial videos on how to use the Public Comment Portal are available in both English (https://www.youtube.com/watch?v=narGKh_4HzY) and Spanish (https://www.youtube.com/watch?v=sGhuYS_Ir4c).

For more information on the draft permit, contact the following assigned staff contact:

Levi Dean, Industrial Team Lead
NMED SWQB Point Source Regulation Section
PO Box 5469
Santa Fe, NM 87502
Levi.Dean@env.nm.gov
505-365-3337

NMED SWQB will accept written comments until the end of the business day (5pm MST) on Monday, March 27, 2023.

| ENGLISH | ESPAÑOL |
|---|--|
| <p>Persons who need language services (e.g., assistance for an interpreter) or persons with disabilities who need services to participate in this public process should contact:</p> <p>Susan A. Lucas Kamat, Program Manager NMED SWQB P.O. Box 5469 Santa Fe, NM 87502 telephone (505) 946-8924 email susan.lucaskamat@env.nm.gov</p> | <p>Las personas que necesiten asistencia de lenguaje (por ejemplo, asistencia para un intérprete) o las personas que tengan una discapacidad o que necesiten ayuda para participar en este proceso público deberán comunicarse con:</p> <p>Susan A. Lucas Kamat, director del program NMED SWQB P.O. Box 5469 Santa Fe, NM 87502 teléfono (505) 946-8924 correo electrónico susan.lucaskamat@env.nm.gov</p> |
| <p>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.</p> | <p>Los usuarios de TDD o TTY pueden acceder al número a través de la red de retransmisión de Nuevo México, 1-800-659-1779 (voz); usuarios de TTY: 1-800-659-8331.</p> |
| <p>The New Mexico Environment Department (NMED) does not discriminate on the basis of race, color, national origin, disability, age or sex in the administration of its programs or activities, as required by applicable laws and regulations. If you have any questions about any of the NMED's non-discrimination programs, policies or procedures, you may contact:</p> <p>Kathryn Becker, NMED's Non-Discrimination Coordinator 1190 St. Francis Dr., Suite N4050 P.O. Box 5469 Santa Fe, NM 87502 telephone (505) 827-2855 email nd.coordinator@env.nm.gov</p> | <p>El Departamento del Medio Ambiente de Nuevo México (NMED, por su sigla en inglés) no discrimina por motivos de raza, color, origen nacional, discapacidad, edad o sexo en la administración de sus programas o actividades, según lo exigido por las leyes y los reglamentos correspondientes. Si tiene preguntas sobre cualquier programa de no discriminación, norma o procedimiento de NMED, puede comunicarse con:</p> <p>Kathryn Becker, la Coordinadora de No Discriminación de NMED 1190 St. Francis Dr., Suite N4050 P.O. Box 5469 Santa Fe, NM 87502 teléfono (505) 827-2855 correo electrónico nd.coordinator@env.nm.gov</p> |
| <p>If you believe that you have been discriminated against with respect to a NMED program or activity, you may contact the Non-Discrimination Coordinator identified above or visit our website at https://www.env.nm.gov/general/environmental-justice-in-new-mexico/ to learn how and where to file a complaint of discrimination.</p> | <p>Si piensa que ha sido discriminado con respecto a un programa o actividad de NMED, puede comunicarse con la Coordinadora de No Discriminación antes indicada o visitar nuestro sitio web https://www.env.nm.gov/general/environmental-justice-in-new-mexico/ para saber cómo y dónde presentar una queja por discriminación.</p> |