NEW MEXICO ENVIRONMENT DEPARTMENT

Surface Water Quality Bureau

Public Involvement Plan (PIP) for the Clean Water Act Section 401 Certification of the federal draft NPDES permit for the Sandia Peak Tram Company Wastewater Treatment Plant Permit No. NM0027863

October 2026
APPROVAL PAGE

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Date

Public Notice Date: October 31, 2026

I. Public Involvement Plan (PIP) Overview

The New Mexico Environment Department (NMED or Department), Surface Water Quality Bureau (SWQB or Bureau) developed this Public Involvement Plan (PIP) for the State of New Mexico Clean Water Act Section 401 Certification of the draft federal permit for the Sandia Peak Tramway Company National Pollutant Discharge Elimination System (NPDES) permit number NM0027863.

The Bureau encourages the public to learn about and get involved in regulatory decision-making opportunities for the NPDES process. The purpose of this PIP is to provide public participation opportunities and information that may be needed to participate in the Clean Water Act Section 401 Certification process.

This PIP integrates information about the community and identifies resources needed by the Bureau to successfully incorporate community participation activities into the decision-making process for the 401 Certification. The PIP identifies the Department staff and resources needed to accomplish these activities.

The Bureau will meet the public participation requirements for the 401 Certification by following this PIP, which includes all applicable policy, regulatory and statutory public participation requirements.

In developing this PIP, community participation needs were assessed to ensure appropriate promotion of public outreach by identifying whether there is a combination of environmental and demographic factors (i.e., low-income community, minority community, limited English proficiency individuals, linguistically isolated households, etc.) that may impact public participation. These factors are presented in Section IV: Location and Demographics. This assessment identifies community outreach needs and provides for public access opportunities above and beyond statutorily mandated requirements and underscores the importance of adequate public access to information about the Section 401 Certification.

As much as possible, public participation and informational activities related to the 401 Certification will be held within the timelines outlined in the table below. This timeline is tentative and subject to change; activities subject to statutory or regulatory deadlines are noted.

More detailed information about planned Bureau outreach is available in this PIP.

Activity	Dates
Notice, Public Involvement Plan (invite public input)	Saturday, October 31, 2026
EPA-NMED Joint Public Notice for the draft NPDES permit for Sandia Peak Tramway WWTP, NPDES permit number NM0027863	Saturday, October 31, 2026, through Monday, November 30, 2026
Public Notice/Comment Period for the Department's 401 Certification	Saturday, October 31, 2026 through Monday, November 30, 2026
Bureau sends 401 Certification to EPA Region 6	Tuesday, December 15, 2026

This PIP is a "living" document that may be amended after considering public comments and feedback. The Bureau Chief provides final approval of the PIP and amendments.

II. Bureau Contacts

If you have questions about the State of New Mexico 401 Certification Process, the Bureau's website, or this PIP, please contact:

Susan A. LucasKamat, Program Manager
Surface Water Quality Bureau
1190 St. Francis Dr.
Santa Fe, NM 87505
Phone: (505) 946-8924
Fax: (505) 827-0160
Email: susan.lucaskamat@env.nm.gov

Ayse Cakiroglu Ozen, Water Resource Professional
Surface Water Quality Bureau
1190 St. Francis Dr.
Santa Fe, NM 87505
Phone: (505) 6990533
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Email: ayse.cakiroglu-ozen@env.nm.gov

If you need to contact the Bureau regarding the Sandia Peak Tramway WWTP or draft NPDES permit number NM0027863, please call or email the Bureau contacts listed above.

A. Non-English Language Speaker Assistance and Accommodations

Non-English speakers may call the Bureau contact listed in this PIP and request language assistance services, such as an interpreter, so they can learn more about the State of New Mexico Section 401 Certification.

B. Department Websites

- New Mexico Environment Department - https://www.env.nm.gov/
- New Mexico Environment Department Surface Water Quality Bureau - https://www.env.nm.gov/surface-water-quality/
- New Mexico Environment Department Surface Water Quality Bureau Point Source Regulation Section - https://www.env.nm.gov/surface-water-quality/point-source-regulation-section/
- New Mexico Environment Department Non-Discrimination and Environmental Justice - https://www.env.nm.gov/general/environmental-justice-in-new-mexico/
- New Mexico Environment Department Public Notices - https://www.env.nm.gov/public-notices/
- New Mexico Environment Department Public Comment Portal - https://nmed.commentinput.com/comment/search
- New Mexico Environment Department Events Calendar - https://www.env.nm.gov/events-calendar/

C. 401 Certification Website

The Bureau maintains a website for information on NPDES certifications, permits, and inspections at: https://www.env.nm.gov/surface-water-quality/point-source-regulation-

section/. The website is kept up to date and has links to 401 certifications and other important documents. Information on draft NPDES permits that are in the comment period for the Department's 401 Certification of draft NPDES permits can be found at: https://www.env.nm.gov/public-notices/.

III. Regulatory Framework

The Environmental Protection Agency (EPA) retains permitting authority for the National Pollutant Discharge Elimination System (NPDES) Program in New Mexico, and as such, drafts permits for facilities that discharge pollutants into surface waters located in New Mexico. The New Mexico Environment Department's role in NPDES permitting is to ensure that federal permits comply with the requirements of state law, including New Mexico's antidegradation requirements. The Department's permit certification process is outlined in Section 401 of the Clean Water Act, and New Mexico's Administrative Code at 20.6.2.2001 NMAC.

The Bureau has three options in a 401 Certification. If there is an existing state law or regulation (such as water quality standards) that requires more stringent limitations than the federal permit, the Bureau can write a condition for that requirement, and EPA must include the condition in the final permit. However, the Bureau cannot condition a permit to make it less stringent. The second option is that the Bureau can comment on the draft permit based on best professional judgement and on-the-ground knowledge of the facility. EPA will consider but may not incorporate suggestions made in comments into the final permit. Thirdly, the Bureau can deny certification of the permit if it will not comply with the applicable sections of the Clean Water Act and appropriate requirements of state law. This would prohibit EPA from issuing the permit.

The federal requirement for public notice of draft NPDES permits issued by EPA Region 6 is at least a 30-day public review and comment period (40 CFR Part 124.10(b)), and the state requirement for 401 Certification is at least a 30-day public comment period (20.6.2.2001 NMAC). Typically, this is accomplished via a joint public notice issued by EPA, which is posted on EPA's public notice website, accompanying all the draft permit documents. EPA posts draft permits for New Mexico facilities which are on public notice on their website: https://www.epa.gov/publicnotices/notices-search?f%5B0%5D=location%3ANew%20Mexico.

Final permits (along with EPA's response to comments) are posted to the EPA's website at: https://www.epa.gov/npdes-permits/new-mexico-npdes-permits.

The Bureau does not prepare a draft 401 Certification for the public to review, but accepts comments for consideration in the certification during this public notice period. The Bureau cannot provide a draft document for public review due to stringent federal timelines for permit issuance – after EPA's comment period is concluded, the Bureau is required to issue or deny 401 Certification within 45 days from the date that the request to grant certification is received by the Bureau unless circumstances require a longer timeframe (20.6.2.2001.G NMAC). Federal regulations also require that the 401 Certification is received by EPA Region 6 no later than 60

days after the draft permit is mailed unless the Regional Administrator finds that unusual circumstances require a longer time frame (40 CFR Part 124.53(c)(3)). A final copy of the 401 Certification will be sent to EPA Region 6, the applicant and those who submitted comments for consideration in the 401 Certification.

Final NMED 401 Certifications are posted on the Bureau's website: https://www.env.nm.gov/surface-water-quality/point-source-regulation-section/.

The public participation requirements of specific water quality programs are specified in 40 CFR Section 25.4 and described in New Mexico's Statewide Water Quality Management Plan and Continuing Planning Process (WQMP/CPP[1]). At a minimum, the public participation process for New Mexico's water quality programs consists of the following:

- Providing the public with the information and assistance necessary for meaningful involvement;
- Providing a central location of reports, studies, plans, and other documents;
- Maintaining a list of affected or interested parties and stakeholders; and
- Notifying stakeholders in a timely fashion prior to consideration of major decisions (generally at least 30 days).

The Bureau invites the public to submit comments on EPA's draft NPDES permit for Sandia Peak Tramway WWTP NPDES permit number NM0027863 directly to EPA Region 6 staff in Dallas, Texas. Directions on how to submit comments to EPA are documented on this website: https://www.epa.gov/publicnotices/notices-search?f%5B0%5D=location%3ANew%20Mexico.

Comments related to water quality standards may be submitted to the Bureau for consideration and inclusion in the 401 Certification. If you would like to comment directly to the Bureau, please submit written comments to the NMED Public Comment Portal at https://nmed.commentinput.com/comment/search, email written comments to the Bureau at psrs.program.manager@env.nm.gov, or mail written comments to the Bureau contacts listed above in Section II.

IV. Location and Demographics

The Sandia Peak Tramway WWTP NM0027863 is located in the Sandia Peak area in northeast Albuquerque, Bernalillo County, New Mexico.

Demographic Summary

Demographic indicators were obtained from Public Environmental Data Partners EJSCREEN, an environmental justice screening and mapping tool, available on-line at https://experience.arcgis.com/experience/b81cbe0d84844a6191836ddac05669c1/page/Archive-EJ-Screen. The Public Environmental Data Partners EJSCREEN is based on nationally consistent data and an approach that combines environmental and demographic indicators in maps and

[1] https://www.env.nm.gov/surface-water-quality/wqmp-cpp/

reports. Users choose the geographic area of interest by indicating a point, line or polygon on the map; users may also choose to select a "buffer" area (up to 10 miles) around the point, line or polygon to better capture the affected community. The Public Environmental Data Partners EJSCREEN then provides a report that describes demographic and environmental information for that area, with or without an assigned buffer, based on U.S. Census Bureau American Community Survey (ACS) data. The EJSCREEN Multisite Report provided quantitative information regarding demographic indicators.

Summary of Site-Specific EJSCREEN Inputs

- Community of Concern = Albuquerque and Sandia Park, Bernalillo County, New Mexico
- Buffer = 5-mile buffer that includes the facility, the surrounding Pueblo of Sandia and U.S. Forest Service lands, and the residential areas in Sandia Park and northeast Albuquerque

The EJSCREEN Multisite Report indicates that the total population of the area-of-interest for the Sandia Peak Tramway WWTP is 14,701; 69 percent of the community identifies as White, 2 percent identifies as Black, 20 percent identifies as Hispanic, 1 percent identifies as American Indian, 5 percent identifies as Asian, 1 percent identifies as some other race, and 3 percent identifies as multiracial. The percent of persons that communicate in limited English is zero percent. Low-income households in the northeast Albuquerque area are reported at 8 percent, as compared to the national low-income household rate of 30 percent. From the Bureau's EJScreen analysis, 0 % of individuals live in a limited-English household in this community. These results indicate that the percentage of non-English speaking communication in this community is insignificant and various demographic factors (i.e. low-income community, minority community, limited English proficiency individuals, Linguistically Isolated Households, etc.) likely will not impact public participation.

V. Public Participation & Outreach Activities

The public may ask questions about NPDES permits at any time. Interested community members do not need to wait for a formal public comment period to contact the Bureau. However, the Bureau emphasizes that to be included in the administrative record, comments solicited by public notices about the draft permit must be submitted during the noticed comment periods, and in accordance with the public notice and 20.6.2.2001 NMAC.

Specific outreach activities related to this draft NPDES permit and the Bureau's 401 Certification process include:

- Maintaining a specific Department public notice web page (https://www.env.nm.gov/public-notices/) with attachments and links to EPA's draft permit documents (found at https://www.epa.gov/publicnotices/notices-search?f%5B0%5D=location%3ANew%20Mexico) and EPA's final permit (found at https://www.epa.gov/npdes-permits/new-mexico-npdes-permits),

- Creating and maintaining a specific archive webpage with the final 401 Certification letters sent to EPA Region 6 (https://www.env.nm.gov/surface-water-quality/point-source-regulation-section/),
- Developing a public notice announcing the opening of the 30-day (or more, if applicable) public comment period (joint notice with EPA Region 6),
- Posting this public notice to the Department's event calendar (https://www.env.nm.gov/events-calendar/),
- Emailing this public notice to Bureau's email list through the GovDelivery e-mail delivery service (3,881 general information email addresses as of October 2026), and
- Listing the public notice on the NMED Public Comment Portal (https://nmed.commentinput.com/comment/search) with attachments and links to EPA's draft permit documents (found at https://www.epa.gov/publicnotices/notices-search?f%5B0%5D=location%3ANew%20Mexico).

Copies of the draft permit and any supporting documents may be obtained via download from the EPA Region 6 website during the comment period at https://www.epa.gov/publicnotices/notices-search?f%5B0%5D=location%3ANew%20Mexico, or by contacting Susan A. LucasKamat at (505) 946-8924, susan.lucaskamat@env.nm.gov, NMED SWQB, P.O. Box 5469, Santa Fe, New Mexico, 87505.

The most direct way to learn about and be involved in the decision-making process for draft NPDES permits is to comment on the federal permit directly to EPA. Relevant comments may also be submitted to the Bureau for the 401 Certification through the NMED Public Comment Portal (https://nmed.commentinput.com/comment/search). As stated in Section III above, the Bureau can only mandate changes to the draft permit if based on state law; however, EPA does consider the Bureau's comments based on best professional judgement. Additionally, the public may request to review documents at the Bureau or one of the information repositories listed below.

Based on the demographics report discussed in the PIP, the Bureau's assessment does not indicate that additional language assistance (interpretation or translation services) or outreach are needed for this activity, at this time. Basic information about public involvement opportunities will be in English and Spanish and will include information on how to request materials in another language or to speak with Bureau staff through an interpreter. The Bureau has determined that there are adequate resources available within the Department to provide LEP services, if requested or determined necessary. Further details about public participation for this activity are outlined below.

A. Postal Mailing or E-Mailing of Notices to Persons on the Surface Water Quality Bureau's Email List

The Bureau maintains a general information email list (3,881 email addresses as of October 2026) that includes individuals interested in surface water quality issues and activities, including permits. This list is a combination of all previously interested persons

who requested the Bureau provide them with information about surface water quality in New Mexico and NPDES individual and general permittees. The Bureau regularly maintains contact information, which is updated or supplemented, if additional information is found. Interested persons who submit public comments will be added to the general information email list. Additional individuals, organizations, and other interested parties are added to the email list as requested.

B. Email Updates

If you would like to be added to the Bureau's email list for information and updates, visit the Bureau's website at: https://www.env.nm.gov/surface-water-quality/ and click on the "Click here to subscribe to receive email updates!" button on the bottom of the home page. For help, you can contact the Bureau's website liaison, Heidi Henderson at 505-819-9986 or email heidi.henderson@env.nm.gov.

C. Notices in the State Newspaper and Local Newspapers

There is a state requirement for public notices related to NMED's 401 Certification to be published in state or local newspapers. EPA publishes notice of draft NPDES permits in a newspaper with local distribution in the permit area.

D. Public Meeting Notices, Public Comment Notices, and Other Notices

Based on the Bureau's evaluation of the community, notices will be in English and translated into Spanish. In addition, the Bureau may post notices on the Department's Events Calendar at: https://www.env.nm.gov/events-calendar/.

E. Informational Pamphlets

The Bureau does not develop informational pamphlets for draft permits. Generally, information about how EPA's permit was developed or has changed is documented in the fact sheet or statement of basis accompanying the draft permit, which is located along with the draft permit itself on EPA's public notice website.

F. Public Comment Period

The 30-day public comment period to EPA Region 6 on the draft Sandia Peak Tramway WWTP, permit number NM0027863, is planned to open on Saturday, October 31, 2026, and end on Monday, November 30, 2026, at 5:00 p.m. (CST). The 30-day comment period to the Bureau for consideration in the Clean Water Act Section 401 Certification of the draft NPDES permit for Sandia Peak Tramway WWTP, permit number NM0027863, is planned to open on October 31, 2026, and end on November 30, 2026, at 5:00 p.m. (MST).

G. Other Outreach

Currently the Bureau is not using other means of outreach such as flyers or other hard copy postings. However, any updates will be posted on the Department's website.

H. Information Repositories

Copies of the draft NPDES permit and any of the above-mentioned supporting documents may be obtained via download from EPA Region 6's website at https://www.epa.gov/publicnotices/notices-search?f%5B0%5D=location%3ANew%20Mexico, or by contacting Susan A. LucasKamat at (505) 946-8924, susan.lucaskamat@env.nm.gov, NMED SWQB, P.O. Box 5469, Santa Fe, New Mexico, 87505.

The Bureau is not providing hardcopies and other information at post offices, community centers, public libraries, or other repositories. If you would like to request hard copies of important documents and information about how to comment on the draft permit or 401 certification, please contact Susan A. LucasKamat at (505) 946-8924 or susan.lucaskamat@env.nm.gov.

I. 401 Certification Proceedings, Outcomes and Responses to Comments

The Bureau considers public comments received prior to the close of the public comment period in its Clean Water Act Section 401 Certification of the draft permit. The final 401 Certification will be sent to EPA Region 6, the permit applicant and the interested stakeholder and/or community members who commented directly to the Bureau. The final 401 Certification will be available to the public via download from the Bureau's website at: https://www.env.nm.gov/surface-water-quality/point-source-regulation-section/.

5-mile buffer around the Sandia Peak Tramway WWTP, NM0027863

