



**Michelle Lujan Grisham**  
Governor

**Howie C. Morales**  
Lt. Governor

## NEW MEXICO ENVIRONMENT DEPARTMENT

Surface Water Quality Bureau

1190 Saint Francis Drive, PO Box 5469  
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**James C. Kenney**  
Cabinet Secretary

**Jennifer J. Pruett**  
Deputy Secretary

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### **Notice that the New Mexico Environment Department, Surface Water Quality Bureau is Reviewing the LOMAS ENCANTADAS SUBDIVISION, SPA-2004-00227-ABQ for the Purpose of Preparing a State Certification or Denial Pursuant to Section 401 of the Federal Clean Water Act, and Opportunity for Public Comment**

Pursuant to the Federal Clean Water Act, Section 404 (CWA), the U.S. Army Corps of Engineers (Corps) is in the process of issuing a Dredge and Fill General Permit to cover discharges at the Lomas Encantadas Subdivision located within the City of Rio Rancho, Sandoval County and Arroyo Venada, a tributary to the Rio Grande. The purpose of the project is residential development. The project would result in the permanent discharge of fill material into approximately 27,961 linear feet (5.30 miles / 9.67 acres) of waters of the United States and surface waters of the state of New Mexico by converting open natural arroyos to gravity sanitary sewer and storm water collection systems. Construction methods of earthmoving, grading, compaction, placement of subgrade base materials, paved roads with sidewalks, wet and dry utility installation, overall drainage management plan and storm drain system for stormwater management, and residential house/lot construction are proposed.

The applicant is:

Mr. Jarrod Likar  
Amrep Southwest, Incorporated  
333 Rio Rancho Drive, NE, Suite 202  
Rio Rancho, New Mexico 87124

More information on SPA-2004-00227-ABQ is available on the Corps' website at: <https://www.spa.usace.army.mil/Missions/Regulatory-Program-and-Permits/Public-Notices/>

This Notice serves to notify the public that the New Mexico Environment Department (Department), Surface Water Quality Bureau (SWQB) will consider issuing certification under Section 401 of the CWA. The purpose of certification is to reasonably ensure that the permitted activities will comply with applicable New Mexico water quality standards, including the anti-degradation policy, and the statewide water quality management plan. This Notice is also posted on the SWQB website at: <https://www.env.nm.gov/surface-water-quality/public-notices/>.

The Department will accept written comments regarding the state certification of the draft permit until 5:00 p.m. MDT on December 9, 2019. The Department will consider all comments timely received in its preparation of the state certification. Comments may be submitted electronically or by hard copy to:

Abraham J. Franklin  
Program Manager, Watershed Protection Section

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New Mexico Environment Department  
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*Kristine Yurdin, Non-Discrimination Coordinator  
New Mexico Environment Department  
1190 St. Francis Dr., Suite N4050  
P.O. Box 5469  
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