

**BEFORE THE SECRETARY OF ENVIRONMENT**

**IN THE MATTER OF THE APPLICATION OF  
STERICYCLE, INC. FOR RENEWAL OF THE  
SOLID WASTE FACILITY PERMIT FOR THE  
STERICYCLE ALBUQUERQUE INFECTIOUS  
WASTE PROCESSING AND TRANSFER STATION**

**NO.SWB-07-46(P)**

**NOTICE OF PUBLIC HEARING**

The New Mexico Environment Department (the "Department") will hold a public hearing to consider the above captioned matter of the Petition by Stericycle, Inc for renewal of the solid waste facility permit for the Stericycle Albuquerque Infectious Waste Processing and Transfer Station. The hearing will begin at 1:00 p.m. on January 10, 2008 at the Wells Park Community Center located at 500 Mountain Rd NW (5th & Mountain), Albuquerque, NM. Non-technical public comments will be taken as determined by the hearing officer. In lieu of oral public comments, written statements may be submitted for the record at or prior to the hearing. The hearing may continue for additional days if necessary.

The application for renewal of the permit was submitted on January 16, 2003. The facility is located at 1920 First Street, Albuquerque, New Mexico. A permit renewal is required of all privately owned solid waste facilities every ten years. Stericycle services hospitals, laboratories, veterinary clinics and other health-care related facilities for regulated infectious waste disposal and accepts waste from New Mexico, Texas, Kansas, Arizona and Colorado. Current operating hours are 3am-11pm Monday through Saturday. Requested operating hours will be for 7 days a week, 24 hours a day (as needed). Office hours continue to be Monday through Friday from 8am-5pm. An expansion of 800 square feet to the wastewater pretreatment system will allow for infectious waste processing to increase from 450 tons a day to 600 tons a day. Stericycle Infectious Waste Processing and Transfer Station will continue to use an autoclave treatment process where steam sterilization under pressure disinfects the waste. Once rendered non-infectious the waste is disposed of at a permitted landfill. In addition the facility also operates a transfer station by transferring all trace chemotherapy and pathological waste to a permitted incineration facility out of state.

The Application for renewal of the existing permit has been reviewed by the Department for compliance with the New Mexico Solid Waste Act (the "Act") and the New Mexico Solid Waste Management Regulations. The Department deemed the permit application complete on November 26, 2007. The Act authorizes the Secretary of Environment to issue, issue with conditions or deny Solid Waste Facility Permits. In accordance with the New Mexico Supreme Court's decision in *Colonias Development Council v. Rhino Environmental Services Inc.*, 138 N.M. 133 (2005), the Secretary of Environment considers all public comments, including issues relating to public health and welfare, in his decision to issue, issue with conditions, or deny the permit.

The public hearing will be conducted in accordance with the Permit Procedures of the Environment Department (20 NMAC 1.4), which may be obtained at no charge from the Hearing Clerk, Sally Worthington, P.O. Box 26110, N-2150, Santa Fe, New Mexico 87502, telephone 505-827-2002, fax 505-827-2836. The Permit Procedures are also available on the Department's web page at: [http://www.nmenv.state.nm.us/SWB/doc/nmac\\_20\\_1\\_4.pdf](http://www.nmenv.state.nm.us/SWB/doc/nmac_20_1_4.pdf).

Persons may speak at the public hearing or submit general written comments without filing any documents beforehand. However, any person wishing to be an interested party or present technical testimony at the hearing must file an "Entry of Appearance" or "Statement of Intent to Present Technical Testimony", respectively, with the Hearing Clerk and serve it upon other parties of record, on or before December 27, 2007 at 5:00 p.m. unless otherwise ordered by the Hearing Officer. Technical testimony means scientific, engineering, economic or other specialized testimony, whether oral or written, but does not include legal argument, general comments or statements of policy concerning matters at issue in the hearing.

In accordance with 20.1.4 NMAC, the Statement of Intent to Present Technical Testimony shall:

1. identify the person filing the statement;
2. state whether the person filing the statement supports or opposes the application;
3. identify each witness, including name, address, affiliation(s), and educational and work background;
4. estimate how long the direct testimony of each witness will take;
5. identify all exhibits that are part of the Record Proper and, for exhibits not part of the Record Proper, attach a copy;
6. list or make available all technical materials relied upon by each witness in making each statement of technical fact or opinion contained in his or her direct testimony; and
7. attach a summary of the testimony of each witness, stating any opinion(s) to be offered by such witness, and an explanation of the basis for such opinion(s).

To promote efficiency and fairness, and to avoid prejudice and surprise, a person's direct technical testimony at the hearing shall be limited to the data, views and arguments raised in that person's filed Statement of Intent. Submittal of a "Statement of Intent to Present Technical Testimony" shall also be considered as an "Entry of Appearance.

If any person requires assistance, an interpreter or otherwise needs help in being a part of this hearing, please contact Judy Bentley by December 27, 2007, at the New Mexico Environment Department, Personnel Services Bureau, P.O. Box 26110, 1190 St. Francis Drive, Santa Fe, New Mexico, 87502, telephone 505-827-9872. TDD or TDY users please access her number via the New Mexico Relay Network ( TDY @ 1-800-659-8331; TDD @ 1-800-659-1779).

The application may be reviewed between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday at the following locations:

New Mexico Environment Department, Solid Waste Bureau, Suite S2050, 1190 St. Francis Drive, Santa Fe, New Mexico (contact Terry Nelson @ 505-827-2328)

Stericycle Processing and Transfer Station at 1920 First Street, Albuquerque, NM (contact Ray Garza @ 505-247-9454)

New Mexico Environment Department District I Field Office, 5500 San Antonio NE, Albuquerque, NM (contact Marco Banales @ 505-670-8871)

Clerk

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Sally Worthington, Hearing

NM Environment Department