

Albuquerque Journal

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NEW MEXICO WATER QUALITY CONTROL COMMISSION NOTICE OF PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENTS TO 20.6.2 NMAC GROUND AND SURFACE WATER PROTECTION The New Mexico Water Quality Control Commission ("WQCC") will hold a public hearing to consider proposed amendments to various sections of 20.6.2 NMAC, Ground and Surface Water Protection, beginning at 9:00 a.m. on November 14, 2017 through November 16, 2017, in Room 307 of the New Mexico State Capitol Building, 490 Old Santa Fe Trail, Santa Fe, New Mexico. The proposed amendments, docketed as WQCC 17-03 (R), include amendments proposed by the New Mexico Environment Department's ("NMED") Ground Water Quality Bureau, and may potentially include proposed amendments from other parties that are logical outgrowths of NMED's proposals. Proposed amendments include the addition of several definitions, modifications to variance procedures, changes to the numeric standards to bring those standards more in line with the Maximum Contaminant Levels for each pollutant as specified by the U.S. Environmental Protection Agency under the federal Safe Drinking Water Act, restructuring of the provisions on technical infeasibility and alternative abatement standards, adding an exemption for facilities or activities subject to the authority of the Environmental Improvement Board, and other proposals. The petitions and proposed amendments may be viewed on the WQCC's website, at www.env.nm.gov/general/wqcc-17-03-r/, or during regular business hours by contacting Pam Castaneda, Commission Administrator, 1190 S. St. Francis Drive, Room S-2102, Santa Fe, New Mexico 87502, (505) 827-2425. The hearing will be conducted in accordance with and pursuant to the New Mexico Water Quality Act, NMSA 1978, 74-6-6, the Water Quality Control Commission Rulemaking Procedures, 20.1.6 NMAC, and the Revised Procedural Order, issued June 2, 2017. A copy of the Revised Procedural Order is available on the WQCC's website or may be obtained from the Commission Administrator at the address and phone number above. All interested persons will be given a reasonable opportunity at the hearing to submit relevant evidence, data, views and arguments, orally or in writing, to introduce relevant exhibits and to examine witnesses testifying at the public hearing. Persons desiring to propose amendments to 20.6.2 NMAC not contained in NMED's Petition, but limited to logical outgrowths of NMED's proposed amendments shall file such proposed amendments with the WQCC no later than 5:00 p.m. on July 27, 2017. Such proposed amendments shall be accompanied by a statement of reasons for the proposed regulatory change. Persons desiring to present technical testimony at the hearing must file with the WQCC a written notice of intent. The notice of intent to present technical testimony shall: identify the person for whom the witness(es) will testify; identify each technical witness the person intends to present and state the qualifications of that witness, including a description of their educational and work background; if the hearing will be conducted at multiple locations, indicate the location or locations at which the witnesses will be present; include a copy of the direct testimony of each technical witness in narrative form, and state the estimated duration of the direct oral testimony of that witness; include the text of any recommended modifications to the proposed regulatory change; and

list and attach all exhibits anticipated to be offered by that person at the hearing. The deadline for filing notices of intent is September 11, 2017 at 5:00 p.m. in the Commission Administrator's office. All documents filed in this matter, including notices of intent, must be filed with a single-sided original and twelve copies; two of which must be hard copies, and ten of which may be electronic copies. Any person may offer non-technical public comment at the hearing or submit a non-technical written statement in lieu of oral testimony at or before the hearing. In order to present technical testimony rebutting the testimony of another party at the hearing, a person must file a notice of intent to present rebuttal testimony no later than 5:00 p.m. on October 13, 2017. The notice shall comply with the requirements set out above. In addition, if a party takes a position on proposed changes of other parties, the notice shall include the basis for that support or opposition. The WQCC may make a decision on the proposed regulatory change at the conclusion of the hearing, or the WQCC may convene a meeting after the hearing to consider action on the proposal. If any person requires assistance, an interpreter or auxiliary aid to participate in this process, please contact Pam Castaneda, WQCC 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) 827-2425 or email pam.castaneda@state.nm.us. (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). 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. NMED is responsible for coordination of compliance efforts and receipt of inquiries concerning non-discrimination requirements implemented by 40 C.F.R. Part 7, including Title VI of the Civil Rights Act of 1964, as amended; Section 504 of the Rehabilitation Act of 1973; the Age Discrimination Act of 1975, Title IX of the Education Amendments of 1972, and Section 13 of the Federal Water Pollution Control Act Amendments of 1972. If you have any questions about this notice or any of NMED's non-discrimination programs, policies or procedures, you may contact: Kristine Pintado, Non-Discrimination Coordinator New Mexico Environment Department 1190 St. Francis Dr., Suite N4050 P.O. Box 5469 Santa Fe, NM 87502 (505) 827-2855 nd.coordinator@state.nm.us Journal: June 17, 2017