



**STATE OF NEW MEXICO  
WATER QUALITY CONTROL COMMISSION  
1190 St. Francis Drive, Suite S-2102  
Santa Fe, New Mexico 87505  
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**CONSTITUENT AGENCIES**

<b>Environment Department</b>	<b>State Engineer &amp; Interstate Stream Commission</b>
<b>Game and Fish Department</b>	<b>Oil Conservation Division</b>
<b>Department of Agriculture</b>	<b>Department of Health</b>
<b>State Parks Division</b>	<b>Soil and Water Conservation Commission</b>
<b>Bureau of Mines and Mineral Resources</b>	<b>Members-at-Large</b>

**Meeting Minutes  
New Mexico Water Quality Control Commission  
Regular Meeting  
09/12/17  
9:00 a.m.  
State Capitol Building, Room 307  
490 Old Santa Fe Trail  
Santa Fe, New Mexico 87501**

**MEMBERS PRESENT:**

Larry Dominguez	Chair, Department of Agriculture
Jane DeRose-Bamman	Water Utility Authority
Howard Hutchinson	Soil and Water Conservation Commission
Richard Goodyear	New Mexico Environment Department
Edward Vigil	Member-at-Large
Scott Dawson	Oil Conservation Division

**MEMBERS ABSENT:**

John Waters	Member-at-Large
Nelia Dunbar	New Mexico Bureau of Geology and Mineral Resources
Christy Tafoya	State Parks Division, Energy, Minerals and Natural Resources Department
Donald Jaramillo	New Mexico Game and Fish

**OTHERS PRESENT:**

John Grubestic	Commission Counsel
Pam Castañeda	Commission Administrator

**Please see attached sign-in-sheet for others present.**

The Chair called the meeting to order at 9:11 a.m.

- Item 1. Roll Call.**  
Roll was taken; a quorum was present.
- Item 2. Approve the Agenda.**
- Action:** Mr. Hutchinson moved to approve the agenda as presented. Ms. DeRose-Bamman seconded the motion. The motion passed unanimously.
- Item 3. Approval of meeting minutes from July 11, 2017.**
- Action:** Ms. DeRose-Bamman requested revisions to line 50 the names Frank Joe Bailey Jr. and Sydney C. Hoke needed to be changed to Dale Graham and Ivan Abell. On line 93 the sentence should have read Laguna Pueblo entered an appearance the rest of the sentence should be stricken. The Chair entertained a motion to accept the minutes as revised. Mr. Hutchinson so moved. Mr. Dawson seconded the motion. The motion passed unanimously.
- Item 4. Update on the 2019 Nonpoint Source Management Plan.**
- Action:** Abe Franklin, with the New Mexico Surface Water Quality Bureau gave a presentation to the Commission regarding the update on the 2019 Nonpoint Source Management Plan. The Commission questioned Mr. Franklin.
- Item 5. WQCC 17-04 (R). In the Matter of Proposed Amendments to Surface Water Quality Standards for Dog Canyon and Tecolote Creek, 20.6.4 NMAC. Request for Hearing and Appointment of a Hearing Officer.**
- Action:** Christopher Atencio, Office of General Counsel, introduced Jennifer Fullam with the New Mexico Environment Department, Surface Water Quality Bureau. Mr. Atencio gave a brief presentation on the Proposed Amendments to Surface Water Quality Standards. The Department came before the Commission to request a hearing to be set. The Commission questioned Ms. Fullam. The Chair entertained a motion to set the public hearing for January 9, 2018, and designated Ms. Erin Anderson as the hearing officer. Ms. DeRose-Bamman so moved. Mr. Hutchinson seconded the motion. The Chair asked the Commission Administrator to take a roll call vote. The motion passed unanimously 6-0.
- Item 6. The Approval of the Final Draft of the Tijeras Arroyo Nutrient TMDLs.**
- Action:** Christopher Atencio, Office of General Counsel, introduced Diana Aranda with the New Mexico Environment Department, Surface Water Quality Bureau. Ms. Aranda gave a presentation on the Approval of the Final Draft of the Tijeras Arroyo Nutrient TMDLs. Other members from the Surface Water Bureau were present in the audience to answer questions from the Commission.

The Commission questioned Shelly Lemon, Kris Barrios, Sarah Holcomb and Ms. Aranda from the New Mexico Environment Department, Surface Water Quality Bureau.

Kali Bronson with Bernalillo County, provided public comment.

Kathy Verhage, with the City of Albuquerque, provided public comment.

Mr. Hutchinson moved approval of the TMDL with a provision that the New Mexico Environment Department give an update on the MS4 permit. Mr. Vigil seconded the motion. The Chair asked the Commission Administrator to take a roll call vote. The vote was 5 yeas and 1 nay. The motion passed. The Chair will sign an Order on behalf of the Commission.

The Commission recessed for a short break at 11:15 a.m. and reconvened at 11:29 a.m.

**Item 7. WQCC 16-05 (A). In the Matter of the Petition for Alternative Abatement Standards for the Former St. Anthony Mine, Cibola County in the State of New Mexico. Deliberations and the Commission may decide on the Petition for Alternative Abatement Standards for the Former St. Anthony Mine, Cibola County in the State of New Mexico.**

**Action:** The Commission deliberated in open session. A Joint Motion to Include Certain Monitoring Requirements in Alternative Abatement Standards Order was filed during the hearing with the Commission Administrator. Mr. Hutchinson moved to accept into the record the Joint Motion to include certain monitoring requirements in alternative abatement standards order in exhibit A of the United Nuclear Corporation and New Mexico Environment Department's Joint Proposed Findings of Fact and Conclusion of Law. Mr. Dawson seconded the motion. The Chair asked the Commission Administrator to take a roll call vote. The vote was 6-0. The motion passed unanimously.

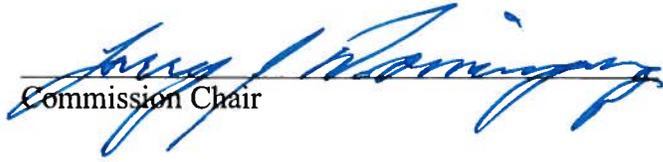
The Chair entertained a motion that the Commission approve the proposed Alternative Abatement Standards as presented in the hearing. Mr. Hutchinson so moved. Mr. Dawson seconded. The Chair asked the Commission Administrator to take a roll call vote. The vote was 6-0. The motion passed unanimously.

**Item 8. Next meeting: October 10, 2017.**

**Action:** The Chair asked the Commission Administrator if any agenda items were scheduled. The Chair noted that WQCC 17-05 (A) Appeal petition a Stage 2 Abatement Plan was filed with the Commission Administrator on September 7, 2017, this item will need to be on the agenda for the next WQCC meeting scheduled for October 10, 2017, to set a hearing and appoint a hearing officer.

**Item 9. Adjournment.**

**Action:** The Chair entertained a motion to adjourn. Ms. De Rose-Bamman so moved to adjourn the meeting. Mr. Hutchinson seconded the motion. The motion passed unanimously. The meeting adjourned at approximately at 12:25 p.m.

  
Commission Chair