



**STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION
1190 St. Francis Drive
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Santa Fe, New Mexico 87502
Telephone (505) 827-2425**

CONSTITUENT AGENCIES

**Environment Department
Game and Fish Department
Department of Agriculture
State Parks Division
Bureau of Mines and Mineral Resources**

**State Engineer & Interstate Stream Commission
Oil Conservation Division
Department of Health
Soil and Water Conservation Commission
Members-at-Large**

**Meeting Minutes
New Mexico Water Quality Control Commission
Regular Meeting
May 12, 2015
10:00 a.m.
State Capitol Building, Room 307
490 Old Santa Fe Trail
Santa Fe, New Mexico 87501**

MEMBERS PRESENT:

**Ryan Flynn
Larry Dominguez
Hoyt Pattison
Scott Dawson
Tony Delfin
Dan Brooks
John Waters
Jane DeRose-Bamman
Howard Hutchinson
Tom Blaine**

**Chair, Environment Department
Department of Agriculture
Member-at Large
Oil Conservation Division
State Forestry Division
Department of Game and Fish
Member-at-Large
Water Utility Authority
Soil and Water Conservation Commission
Office of the State Engineer**

MEMBER ABSENT:

Edward Vigil

Member-at-Large

OTHERS PRESENT:

Wade Jackson

**General Counsel, NM Economic Development
Department, Counsel for the Commission**

**Pam Castañeda, Administrator
Please see attached sign-in-sheet**

The meeting was called to order by Chair Flynn at 10:00 a.m.

Item 1. Roll Call.

Roll was taken; a quorum was present.

Item 2. Approval of Agenda.

Action: Mr. Waters moved adoption of the agenda. Mr. Delfin seconded the motion. The motion passed unanimously.

Item 3. Approval of minutes of April 6, 2015 meeting.

Action: Mr. Pattison made one correction on page 2, item 4, line 60, to amend "Energy" to "Environment". Chair Flynn moved to approve the minutes as amended by Mr. Pattison. Mr. Dominquez seconded the motion to approve the minutes as amended. Mr. Blaine and Mr. Dawson abstained from voting. The motion passed unanimously.

Item 4. DP#1770 Discharge Permit Application Kirtland Air Force Base Bulk Fuels Facility, Ethylene Dibromide and LNAPL, Remediation. Appeal of Denial of Public Hearing Request by Citizen Action New Mexico.

Action: Chair Flynn gave a brief presentation and overview of the appeal from Citizen Action New Mexico. Chair Flynn recused himself and asked Mr. Dominguez to assume duties as Chair in this matter. Mr. Jackson gave a brief description of the statutory language and the procedural process that governs this type of appeal.

Mr. McCoy, Executive Director of Citizen Action New Mexico, gave a statement and answered questions of the Commission regarding the appeal.

Mr. Verheul, Office of the General Counsel, New Mexico Environment Department, summarized the notification process that the NMED uses to notify the public of the public hearing procedure in this matter.

Mr. Brooks moved the Commission to uphold Secretary Flynn's denial dated August 4, 2014, in which he specifically denied the appeal request by Citizen Action New Mexico. Mr. Waters seconded. The motion passed unanimously.

Item 5. WQCC 12-09 and 13-08 (R) Proposed Amendment to 20.6.6 NMAC (Dairy Rule). Deliberations.

The Commission deliberated on the proposed amendments to the Dairy Rule. Mr. Waters moved that the Commission approve the stipulated order, inclusive of all amendment that were received and presented at the Deliberation. Mr. Hutchinson seconded. The motion passed unanimously.

The Chair instructed the New Mexico Environment Department to take all steps necessary to have the rule published and finalized with the State Records Center and to work with the Commission Administrator to ensure all steps are completed.

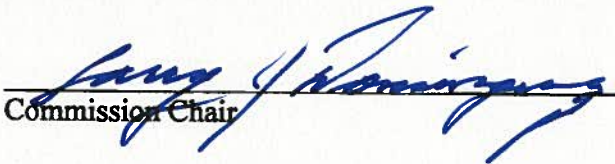
The hearing was recorded and transcribed by Kathy Townsend of Kathy Townsend Court Reporters. The transcript is available in the Office of the Commission Administrator.

Item 5. Next Meeting

Action: June 9, 2015

Item 6. Adjournment

The Chair adjourned the meeting at 1:53 p.m.


Commission Chair