



NEW MEXICO
ENVIRONMENT DEPARTMENT

Air Quality Bureau

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Cabinet Secretary-Designate
BUTCH TONGATE
Deputy Secretary

February 11, 2014

Mr. Guy Donaldson
Chief, Air Planning Section (6PD-L)
U.S. Environmental Protection Agency, Region VI
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733

SUBJECT: Negative Declaration of the Presence of Hospital/Medical/Infectious Waste Incinerators (HMIWI) Units in the State of New Mexico (excluding Bernalillo County, New Mexico and Tribal Lands)

Dear Mr. Donaldson:

Under Section 111(d) of the Clean Air Act, the Environmental Protection Agency published regulations at 40 CFR Part 60, Subpart B which requires states to submit plans to control emissions of designated pollutants from designated facilities. In the event that a state does not have a particular designated facility located within its boundaries, EPA requires that a negative declaration be submitted in lieu of a control plan.


EPA promulgated *Federal Plan Requirements for HMIWI Constructed on or Before December 1, 2008 and Standards of Performance for New Stationary Sources: HMIWI*, on April 4, 2013 [FR Vol. 78, No. 92, pp. 28052-28078]. This rule applies to HMIWI units for which construction commenced on or before December 1, 2008 or modifications began on or before April 6, 2010, that are subject to 40 CFR Part 60, Subpart Ec, *Standards of Performance for Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996*, or Subpart Ce, *Emission Guidelines and Compliance Times for Hospital/Medical/Infectious Waste Incinerators*.

This letter serves as a negative declaration of the presence of any HMIWI units for which construction commenced on or before December 1, 2008 or modifications began on or before April 6, 2010, that are subject to 40 CFR 60, Subparts Ec or Ce, within the State of New Mexico, excluding Bernalillo County, New Mexico and all Tribal lands.

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Should you have any questions regarding this matter, please do not hesitate to contact Gail Cooke of my staff at (505) 476-4319.

Sincerely,

A handwritten signature in cursive script, appearing to read "Richard L. Goodyear".

Richard L. Goodyear, PE
Bureau Chief
Air Quality Bureau

cc: Michael Vonderheide, Director, Environmental Protection Division
Jeff Robinson, Chief, Air Permits Section, U.S. EPA, Region 6
Ken Boyce, Environmental Protection Specialist, Air Planning Section, U.S. EPA, Region 6
John Walser, SIP Coordinator, U.S. EPA, Region 6