



**NEW MEXICO  
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Deputy Cabinet Secretary

June 27, 2018

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 for the Presence of Commercial & Industrial Solid Waste Incineration (CISWI) Units in New Mexico (excluding Bernalillo County and Tribal Lands)

Dear Mr. Donaldson:

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


EPA promulgated *Standards of Performance for Commercial and Industrial Solid Waste Incineration Units* (NSPS) and *Emissions Guidelines and Compliance Times for Commercial and Industrial Solid Waste Incineration Units* (EG) to reduce air pollution from commercial and industrial solid waste incineration (CISWI) units, at 40 CFR 60, Subparts CCCC and DDDD on December 1, 2000 [65 FR 75338]. On March 21, 2011, EPA promulgated the revised NSPS and EG [76 FR 15704]; further amendments to these rules were promulgated in 2013 [78 FR 9112] and 2016 [81 FR 40956].

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This letter serves as a negative declaration of the presence of any CISWI units subject to 40 CFR 60, Subpart DDDD, within the State of New Mexico, excluding Bernalillo County and all Tribal Lands.

Should you have any questions regarding this matter, please do not hesitate to contact Cindy Hollenberg of my staff at (505) 476-4356.

Sincerely,



Elizabeth Bisbey-Kuehn  
Chief, Air Quality Bureau

cc: Jeff Robinson, Chief, Air Permits Section, EPA Region VI  
Ken Boyce, Environmental Protection Specialist, Air Planning Section, EPA Region VI