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## NEW MEXICO WATER QUALITY CONTROL COMMISSION NOTICE OF PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENTS TO 20.6.4 NMAC - STANDARDS FOR INTERSTATE AND INTRASTATE SURFACE WATERS - FOR DOG CANYON CREEK AND TECOLOTE CREEK, WQCC 17-04(R)

The New Mexico Water Quality Control Commission (Commission) will hold a public hearing on Tuesday, January 9, 2018, and continuing on subsequent days, as necessary, at Mabry Hall, Jerry Apodaca Education Building 300 Don Gaspar, Santa Fe, New Mexico 87501. The purpose of the hearing is to consider amendments to the Standards for Interstate and Intrastate Surface Waters, 20.6.4 NMAC. The WQCC will begin its regular monthly meeting at 9:00 am, and the public hearing will begin at the conclusion of its regular business. The hearing location may change prior to the hearing date, and those interested in attending should check the Commission website: <http://www.env.nm.gov/wqcc> prior to the hearing. The proposed amendments to 20.6.4 NMAC, submitted by the New Mexico Environment Department (Department) and docketed as WQCC 17-04 (R), propose changes to

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the aquatic life use classifications of Dog Canyon Creek in Otero County and portions of Tecolote Creek in San Miguel County. The Department's petition and proposed amendments are available on the Department's website, at <https://www.env.nm.gov/surface-water-quality/wqs/>. The petition may also be obtained electronically or reviewed in person by contacting Pam Castaneda, Commission Administrator, 1190 S. St. Francis Drive, Santa Fe, New Mexico 87502, (505) 827-2425 or [pam.castaneda@state.nm.us](mailto:pam.castaneda@state.nm.us). The hearing will be conducted in accordance with the New Mexico Water Quality Act, NMSA 1978, § 74-6-6, and the Rulemaking Procedures for the Water Quality Control Commission, 20.1.6 NMAC. Any person, including the petitioner, who intends to present technical or rebuttal testimony at the hearing must file a notice of intent to present technical testimony with the Commission Administrator no later than December 20, 2017. The notice shall:

1. Identify the person for whom the witness(es) will testify;
2. 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;
3. If the hearing will be conducted at multiple locations, indicate the location or locations at which the witness will be present;
4. 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; 5. Include the text of any recommended modifications to the proposed regulatory change and a statement of basis; and 6. List and attach all exhibits anticipated to be offered by that person at the hearing. Any member of the general public may present non-technical testimony and exhibits at the hearing so long as the exhibit is not unduly repetitious of the testimony. No prior notification is required. A member of the general public who wishes to submit a non-technical statement for the record, in lieu of providing oral testimony at the hearing, may file the written statement prior to the hearing or submit it at the hearing. All documents filed in this matter, including notices of intent, must be filed with a single-sided original and fourteen copies to the Commission Administrator. At the conclusion of the hearing, the WQCC may make a final decision or may provide information regarding post-hearing submittals and a timeframe for its final decision. 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](mailto: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](mailto:nd.coordinator@state.nm.us). If you believe that you have been discriminated against with respect to a NMED program or activity, you may contact the Non-Discrimination Coordinator identified above. Legal # 1220656 Run Date: 11/08/2017

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