



**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
July 14, 2015
9:00 a.m.
Artesia City Hall Chambers,
511 West Texas Avenue, Artesia, New Mexico 88210**

MEMBERS PRESENT:

Ryan Flynn	Chair, Environment Department
Larry Dominguez	vice Chair, Department of Agriculture
Hoyt Pattison	Member-at Large
Scott Dawson	Oil Conservation Division
Tony Delfin	State Forestry Division
Matthias Sayer	Department of Game and Fish
Howard Hutchinson	Soil and Water Conservation Commission
John Longworth	Office of the State Engineer
Edward Vigil	Member-at-Large
John Waters	Member-at-Large

MEMBER ABSENT:

Jane DeRose-Bamman	Water Utility Authority
Pam Castañeda, Administrator	

OTHERS PRESENT:

Linda Vigil, Hearing Clerk	
Wade Jackson	Commission Counsel
Morris Chavez	Hearing Officer

Please see attached sign-in-sheet

The meeting was called to order by Chair Flynn at 8:57 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. Vigil seconded the motion. The motion passed unanimously.

Item 3. Approval of minutes of June 9, 2015, meeting.

Action: Mr. Dominguez moved approval of the minutes with amendment to page 2 line 59, adding to the last paragraph "hearing will be scheduled in conjunction with the regular monthly meetings". Mr. Pattison seconded. The motion passed unanimously.

Chair Flynn introduced the new Hearing Clerk, Linda Vigil and noted that a new Hearing Officer is expecting to start with the Environment Department.

Item 4. WQCC 14-15 (R) In the Matter of Proposed Amendment to 20.6.2.3000 NMAC and 20.6.2.5000 NMAC. Public Hearing.

Action: The hearing in WQCC 14-15 (R) was recorded and transcribed by Trattel Court Reporting. The transcript is available for review in the office of the Commission Administrator.

Public Comment was given by New Mexico Senator Carroll Leavell; Phillip Burch, Mayor of Artesia; and Trais Kliphuis, Director of the Water Protection Division of the New Mexico Environment Department.

Testimony was given on behalf of the petitioner by Robert O'Brien, Michael McKee, Robert Van Voorhees, Alberto Gutierrez and Francisco Salvarrey. Testimony was given on behalf of Energy, Minerals and Natural Resources Department (EMNRD) by Phillip Goetze.

The record was closed by the hearing officer following testimony and public comment.

Chair Flynn moved to briefly reopen the evidentiary record to confirm with the parties that the Commission had the correct version of the rule to deliberate upon. Mr. Hutchinson seconded. The Motion passed unanimously.

Chair Flynn moved to adopt the proposed rule as stated in exhibit B of the direct testimony of Mr. O'Brien that was filed by the petitioners on June 15, 2015. Mr. Dominguez seconded. Chair Flynn withdrew and amended his original motion to adopt the proposed rule as stated in exhibit B of the testimony of Mr. O'Brien filed June 15, 2015, with date references to the Code of Federal Regulations removed. Mr. Dominguez seconded. The motion passed unanimously. Chair Flynn directed the Hearing Officer to prepare an Order consistent with the

Commission's decision and asked the Energy, Minerals and Natural Resources Department to prepare the final rule and take all action necessary to effect publishing with the State Records Center.

Item 5. Next Meeting

Action: August 11, 2015

Item 6. Adjournment

The Chair adjourned the meeting at 2:08 p.m.



Commission Chair