



STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION
1190 St. Francis Drive, Suite S-2102
Santa Fe, New Mexico 87505
Phone: (505) 827-2425
Fax: (505) 827-2836

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

**Revised Draft Agenda
Special meeting**

**New Mexico Water Quality Control Commission Meeting
October 24, 2018
9:00 a.m.
State Capitol Building, Room 321
490 Old Santa Fe Trail
Santa Fe, New Mexico 87501**

The following items are for discussion and possible action:

1. Roll Call.
2. Approve the Agenda.
3. WQCC 17-07 (A). New Mexico Environment Department, Groundwater Quality Bureau, Complainant, v. Abel Villalpando D.B.A. Creekside Dairy, LLC, Respondent. Villalpando dba Creekside v. NMED, WQCC. New Mexico Court of Appeals, A-1-CA-37623. **Motion for Stay of Collection of Civil Penalties Pending Appeal.** Richard L. Alvidrez and Elizabeth M. Reitzel, Miller Stratvert P.A, on behalf of Mr. Villalpando; Christopher Atencio, NMED/OGC. Time estimate: 15 minutes.
4. WQCC 17-08 (A). New Mexico Environment Department, Groundwater Quality Bureau, Complainant, v. Abel Villalpando D.B.A. Rockhill Dairy, LLC, Respondent. Villalpando dba Creekside v. NMED, WQCC. Villalpando dba Rockhill v. NMED, WQCC, New Mexico Court of Appeals, A-1-CA-37619. **Motion for Stay of Collection of Civil Penalties Pending Appeal.** Richard L. Alvidrez and Elizabeth M. Reitzel, Miller Stratvert P.A, on behalf of Mr. Villalpando; Christopher Atencio, NMED/OGC. Time estimate: 15 minutes.



STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION
1190 St. Francis Drive, Suite S-2102
Santa Fe, New Mexico 87505
Phone: (505) 827-2425
Fax: (505) 827-2836

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

5. WQCC 18-05 (A). Petition for Review of the New Mexico Secretary of the Environment's Decision Granting Groundwater Discharge Permit DP-1132 In Proceeding GWB 17-20(P). **Request for Hearing and appointment of a Hearing Officer.** Lindsay A. Lovejoy, Jr., and Jonathan M. Block, on behalf of Communities for Clean Water; Stuart R. Butzier and Christina Sheehan, Modrall Sperling Roehl Harris & Sisk, PA; Susan L. McMichael, on behalf of Los Alamos National Security, LLC; Silas R. DeRoma, on behalf of U.S. Department of Energy; John Verheul, NMED/OGC. Time estimate: 15 minutes.
6. Update on Pending Litigation. The Commission will enter into closed session under Section 10-15-1(H)(7) of the Open Meetings Act to discuss the following pending cases:
 - a. *Rio Hondo v. WQCC*, New Mexico Court of Appeals, A-1-CA-36039
 - b. *Amigos Bravos v. WQCC*, New Mexico Court of Appeals, A-1-CA-37531
 - c. *Villalpando dba Rockhill v. NMED*, New Mexico Court of Appeals, A-1-CA-37619
 - d. *Villalpando dba Creekside v. NMED*, New Mexico Court of Appeals, A-1-CA-37623
7. Next meeting and forthcoming matters. November 13, 2018.
8. Adjournment.

If you are an individual with a disability who needs a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, contact Pam Castañeda at least ten days prior to the meeting or as soon as possible at 505.827.2425 or pam.castaneda@state.nm.us. Public documents can be provided in various accessible formats. Contact Pam Castañeda if accessible format is needed.