



MICHELLE LUJAN GRISHAM  
GOVERNOR

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CABINET SECRETARY

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

February 10, 2022

Anna Silva, Deputy Director  
State of New Mexico Facilities Management Division  
P.O. Box 6850  
Santa Fe, New Mexico 87502

**RE: Draft Discharge Permit Modification, DP-234, Quill Wastewater Treatment Facility**

Dear Anna Silva:

The New Mexico Environment Department (NMED) hereby provides notice to you of the proposed approval of Ground Water Discharge Permit Modification, DP-234, (copy enclosed), pursuant to Subsection H of 20.6.2.3108 NMAC. NMED will publish notice of the availability of the draft Discharge Permit in the near future for public review and comment and will forward a copy of that notice to you.

Prior to making a final ruling on the proposed Discharge Permit, NMED will allow 30 days from the date the public notice is published in the newspaper for any interested party, including the Discharge Permit applicant, i.e., yourself, to submit written comments and/or a request a public hearing. A hearing request shall set forth the reasons why a hearing is requested. NMED will hold a hearing in response to a timely hearing request if the NMED Secretary determines there is substantial public interest in the proposed Discharge Permit.

Please review the enclosed draft Discharge Permit carefully. Please be aware that this Discharge Permit may contain conditions that require the permittee to implement operational, monitoring or closure actions by a specified deadline.

Please submit written comments or a request for hearing to my attention at the address above or via email to [andrewc.romero@state.nm.us](mailto:andrewc.romero@state.nm.us). If NMED does not receive written comments or a request for hearing during the public comment period, the draft Discharge Permit will become final.

Thank you for your cooperation during the review process. Feel free to contact me with any questions at (505) 660-8624.

SCIENCE | INNOVATION | COLLABORATION | COMPLIANCE

Ground Water Quality Bureau | 1190 Saint Francis Drive, PO Box 5469, Santa Fe, New Mexico 87502-5469

Telephone (505) 827-2900 | [www.env.nm.gov/gwqb/](http://www.env.nm.gov/gwqb/)

Anna Silva  
February 10, 2022  
Page 2 of 2

Sincerely,

Andrew Romero  
Environmental Scientist

Encl: Draft Discharge Permit Modification, DP-234

cc: LeRoy Alvarado, Utilities Operations Supervisor, [lalvarado@santafecountynm.gov](mailto:lalvarado@santafecountynm.gov)  
Katherine Miller, Santa Fe County Manager, [kmiller@santafecountynm.gov](mailto:kmiller@santafecountynm.gov)



**NEW MEXICO**  
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***Draft: February 10, 2022***

**GROUND WATER QUALITY BUREAU**  
**DISCHARGE PERMIT**  
**Issued under 20.6.2 NMAC**

**Facility Name:** Quill Wastewater Treatment Facility  
**Discharge Permit Number:** DP-234  
**Facility Location:** 4311 Highway 14 – Approximately five miles south of Santa Fe, NM

**County:** Santa Fe

**Permittee:** State of New Mexico Facilities Management Division  
**Mailing Address:** PO Box 6850, Santa Fe, NM 87502

**Facility Contact:** LeRoy Alvarado  
**Telephone Number/Email:** (505) 992-9835 / [lalvarado@santafecountynm.gov](mailto:lalvarado@santafecountynm.gov)

**Permitting Action:** Modification  
**Permit Issuance Date:** DATE  
**Permit Expiration Date:** DATE

**NMED Permit Contact:** Andrew Romero  
**Telephone Number/Email:** (505) 660-8624 / [andrewc.romero@state.nm.us](mailto:andrewc.romero@state.nm.us)

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**JUSTIN D. BALL**  
**Chief, Ground Water Quality Bureau**  
**New Mexico Environment Department**

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Date

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## ATTACHMENTS

Discharge Permit Summary  
Groundwater Discharge Permit Guidance for Synthetically Lined Lagoons – Liner  
Material and Site Preparation, Revision 0.0, May 2007  
New Mexico Environment Department Ground Water Quality Bureau Monitoring Well  
Construction and Abandonment Guidelines, Revision 1.1, March 2011 (Monitoring  
Well Guidance)  
Land Application Data Sheet (LADS - <https://www.env.nm.gov/gwb/forms.htm>)

## **I. INTRODUCTION**

The New Mexico Environment Department (NMED) issues this groundwater discharge permit Modification (Discharge Permit or DP-234) to the State of New Mexico Facilities Management Division (Permittee) pursuant to the New Mexico Water Quality Act (WQA), NMSA 1978 §§74-6-1 through 74-6-17, and the New Mexico Water Quality Control Commission (WQCC) Ground and Surface Water Protection Regulations, 20.6.2 NMAC.

NMED's purpose in issuing this Discharge Permit, and in imposing the requirements and conditions specified herein, is to control the discharge of water contaminants from the Quill Wastewater Treatment Facility (Facility) in order to protect groundwater and those segments of surface water gaining from groundwater inflow for present and potential future use as domestic and agricultural water supply and other uses, and to protect public health. It is NMED's determination in issuing this Discharge Permit that the Permittee has met the requirements of Subsection C of 20.6.2.3109 NMAC. The Permittee is responsible for complying with the terms and conditions of this Discharge Permit pursuant to Section 20.6.2.3104 NMAC; failure to do so may result in enforcement action by NMED (20.6.2.1220 NMAC).

Described below are the activities that produce the discharge, the location of the discharge, and the quantity, quality and flow characteristics.

The Quill Wastewater Treatment Facility (WWTF) receives and treats wastewater at a volume of up to 500,000 gallons per day (gpd). The Facility stores treated wastewater (reclaimed domestic wastewater) in a synthetically lined impoundment and then discharges the reclaimed domestic wastewater to 95-acres of rangeland. The Discharge Permit modification consists of a change in the quality of the wastewater discharged.

The discharge may contain water contaminants or toxic pollutants elevated above the standards of Section 20.6.2.3103 NMAC and is not subject to the exemption at Subsection 20.6.2.3105.A NMAC.

The Facility is located at 4311 NM Highway 14, approximately five miles south of Santa Fe, in Section 35, Township 16N, Range 08E, in Santa Fe County. A discharge at the Facility is most likely to affect groundwater at a depth of approximately 90 feet and having a pre-discharge total dissolved solids (TDS) concentration of approximately 170 milligrams per liter.

NMED issued the original Discharge Permit to the Permittee on June 28, 1983, and subsequently renewed the Permit on July 5, 1988, June 27, 1994, modified the Permit on October 15, 1998, renewed and modified the Permit on June 12, 2000, and November 20, 2006, renewed the Permit on August 15, 2012, and renewed and modified the Permit on June 29, 2018. The application (i.e., discharge plan) associated with this Discharge Permit consists of the materials submitted by Souder, Miller & Associates on behalf of the Permittee dated December 14, 2018, additional

information submitted by the Permittee on December 10, 2021, and materials contained in the administrative record prior to issuance of this Discharge Permit.

The Permittee shall manage the discharge in accordance with all conditions and requirements of this Discharge Permit.

NMED reserves the right to require a Discharge Permit modification in the event NMED determines that the Permittee is or may be violating, or is likely to violate in the future, the requirements of 20.6.2 NMAC or the standards of Section 20.6.2.3103 NMAC. NMED reserves this right pursuant to Section 20.6.2.3109 NMAC. An NMED requirement to modify the Discharge Permit may result from a determination by the department that structural controls and/or management practices approved under this Discharge Permit are insufficiently protective of groundwater quality and human health. NMED reserves the right to require the Permittee implement abatement of water pollution and remediate groundwater quality.

NMED issuance of this Discharge Permit does not relieve the Permittee of the responsibility to comply with the WQA, WQCC Regulations, and any other applicable federal, state and/or local laws and regulations, such as zoning requirements and nuisance ordinances.

This Discharge Permit may use the following acronyms and abbreviations.

Abbreviation	Explanation	Abbreviation	Explanation
BOD <sub>5</sub>	biochemical oxygen demand (5-day)	NMED	New Mexico Environment Department
CAP	Corrective Action Plan	NMSA	New Mexico Statutes Annotated
CFR	Code of Federal Regulations	NO <sub>3</sub> -N	nitrate-nitrogen
CFU	colony forming unit	NTU	nephelometric turbidity units
Cl	chloride	QA/QC	Quality Assurance/Quality Control
EPA	United States Environmental Protection Agency	TDS	total dissolved solids
gpd	gallons per day	TKN	total Kjeldahl nitrogen
LAA	land application area	total nitrogen	= TKN + NO <sub>3</sub> -N
LADS	Land Application Data Sheet(s)	TRC	total residual chlorine
mg/L	milligrams per liter	TSS	total suspended solids
mL	milliliters	WQA	New Mexico Water Quality Act
MPN	most probable number	WQCC	Water Quality Control Commission
NMAC	New Mexico Administrative Code	WWTF	Wastewater Treatment Facility

## II. FINDINGS

In issuing this Discharge Permit, NMED finds the following.

1. The Permittee is discharging effluent or leachate from the Facility so that such effluent or leachate may move into groundwater of the State of New Mexico that has an existing concentration of 10,000 mg/L or less of TDS, within the meaning of Subsection A of 20.6.2.3101 NMAC, without exceeding standards of 20.6.2.3103 NMAC for any water contaminant.
2. The Permittee is discharging effluent or leachate from the Facility directly or indirectly into groundwater pursuant to this Discharge Permit and Sections 20.6.2.3000 through 20.6.2.3114 NMAC.
3. The discharge from the Facility is not subject to any of the exemptions of Section 20.6.2.3105 NMAC.

## III. AUTHORIZATION TO DISCHARGE

The Permittee is responsible for ensuring that discharges authorized by this Discharge Permit are consistent with the terms and conditions herein pursuant to 20.6.2.3104 NMAC.

This Discharge Permit authorizes the Permittee to receive and treat up to 500,000 gpd of domestic wastewater using a WWTF. This Discharge Permit authorizes the Permittee to store treated wastewater (reclaimed domestic wastewater) to a synthetically lined storage impoundment prior to discharging it to irrigate 95-acres of rangeland.

[20.6.2.3104 NMAC, Subsection C of 20.6.2.3106 NMAC, Subsection D of 20.6.2.3109 NMAC]

## IV. CONDITIONS

NMED issues this Discharge Permit for the discharge of water contaminants subject to the following conditions.

### A. OPERATIONAL PLAN

#	Terms and Conditions
1.	The Permittee shall implement the following operational plan to ensure compliance with Title 20, Chapter 6, Parts 2 and 4 NMAC.  [Subsection C of 20.6.2.3109 NMAC]

#	Terms and Conditions
2.	<p>The Permittee shall operate in a manner that does not violate standards and requirements of Sections 20.6.2.3101 and 20.6.2.3103 NMAC.</p> <p>[20.6.2.3101 NMAC, 20.6.2.3103 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>

**Operational Actions with Implementation Deadlines**

3.	<p>Within 90 days following the effective date of this Discharge Permit (by <b>DATE</b>), the Permittee shall submit final construction plans and specifications for NMED's review of the proposed synthetically lined storage impoundment and the sludge drying beds. The construction plans and specifications shall bear the seal and signature of a licensed New Mexico professional engineer (pursuant to New Mexico Engineering and Surveying Practice Act and the rules promulgated under that authority) and shall include the supporting design calculations.</p> <p>The submitted documentation shall include the following elements.</p> <ul style="list-style-type: none"><li>a) ALL IMPOUNDMENTS - Details for the construction of the storage impoundment and a liner consistent with the attachment titled <i>Groundwater Discharge Permit Guidance for Synthetically Lined Lagoons – Liner Material and Site Preparation</i>, Revision 0.0, May 2007.</li><li>b) ALL - Wastewater system component(s) design, e.g., lift stations, valves, transfer lines, process units and associated details; whether new for the new system, retrofitted for the new system, or proposed for abandonment.</li><li>c) ALL – Flow meter design detail - Flow meters to measure the volume of wastewater discharged to the storage impoundment, then discharged to the reuse area.</li><li>d) ALL - Specifications for all equipment, materials and installation procedures the Permittee will use in the construction of the wastewater system.</li></ul> <p>Prior to relining the storage impoundment and constructing the sludge drying beds and its associated components, the Permittee shall obtain written verification from NMED that the plans and specifications meet the requirements of this Discharge Permit.</p> <p>[Subsections A and C 20.6.2.1202 NMAC, Subsection C of 20.6.2.3106 NMAC, Subsection C of 20.6.2.3107 NMAC, NMSA 1978, §§ 61-23-1 through 61-23-32]</p>
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**Operating Conditions**

#	Terms and Conditions															
4.	<p>The Permittee shall ensure that treated wastewater discharged from the synthetically lined storage impoundment does not exceed the following discharge limit.</p> <p><b>Total Nitrogen: 10 mg/L</b></p> <p>[Subsection C of 20.6.2.3109 NMAC]</p>															
5.	<p>The Permittee shall ensure that Class 1A reclaimed domestic wastewater discharged from the synthetically lined storage impoundment does not exceed the following discharge limits.</p> <table><tr><th>Test</th><th>30-day Average</th><th>Maximum</th></tr><tr><td>Fecal coliform</td><td><b>5 CFU or MPN/100 mL</b></td><td><b>23 CFU or MPN/100 mL</b></td></tr><tr><td>BOD<sub>5</sub></td><td><b>10 mg/L</b></td><td><b>15 mg/L</b></td></tr><tr><td>Turbidity:</td><td><b>3 NTU</b></td><td><b>5 NTU</b></td></tr><tr><td>TRC</td><td><b>Monitor Only</b></td><td><b>Monitor Only</b></td></tr></table> <p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1978, § 74-6-5.D]</p>	Test	30-day Average	Maximum	Fecal coliform	<b>5 CFU or MPN/100 mL</b>	<b>23 CFU or MPN/100 mL</b>	BOD <sub>5</sub>	<b>10 mg/L</b>	<b>15 mg/L</b>	Turbidity:	<b>3 NTU</b>	<b>5 NTU</b>	TRC	<b>Monitor Only</b>	<b>Monitor Only</b>
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TRC	<b>Monitor Only</b>	<b>Monitor Only</b>														
6.	<p>The Permittee shall apply reclaimed domestic wastewater evenly throughout the entire 95-acre reuse area such that the amount of total nitrogen applied does not exceed 200 pounds per acre in any rolling 12-month period. The Permittee shall not adjust nitrogen content to account for volatilization or mineralization processes.</p> <p>The Permittee shall prevent excessive ponding from occurring due to the discharge.</p> <p>[Subsection C of 20.6.2.3109 NMAC]</p>															
7.	<p>The Permittee shall ensure adherence to the following general requirements for above-ground use of reclaimed domestic wastewater.</p> <p>a) The Permittee shall install and maintain signs in English and Spanish at all reuse areas such that they are visible and legible for the term of this Discharge Permit. The Permittee shall post signs at the entrance to reuse areas and at other locations where public exposure to reclaimed domestic wastewater may occur. The signs shall state: <b>NOTICE: THIS AREA IS IRRIGATED WITH RECLAIMED WASTEWATER - DO NOT DRINK. AVISO: ESTA ÁREA ESTÁ REGADA CON AGUAS NEGRAS RECOBRADAS - NO TOMAR.</b> The Permittee may submit alternate wording and/or graphics to NMED for approval.</p>															

#	Terms and Conditions
	<p>b) Reclaimed domestic wastewater systems shall have no direct or indirect cross connections with public water systems or irrigation wells pursuant to the latest revision of the New Mexico Plumbing Code (14.8.2 NMAC) and New Mexico Mechanical Code (14.9.2 NMAC).</p> <p>c) Above-ground use of reclaimed domestic wastewater shall not result in excessive ponding of wastewater and shall not exceed the water consumptive needs of the crop. The Permittee shall not discharge reclaimed domestic wastewater at times when the reuse area is saturated or frozen.</p> <p>d) The Permittee shall confine discharge of reclaimed domestic wastewater to the reuse area.</p> <p>e) The Permittee shall not discharge reclaimed domestic wastewater to crops used for human consumption.</p> <p>f) Water supply wells within 200 feet of a reuse area shall have adequate wellhead construction pursuant to 19.27.4 NMAC.</p> <p>g) Existing and accessible portions of the reclaimed domestic wastewater distribution system (with the exception of application equipment such as sprinklers or pivots) shall be colored purple or clearly labeled as being part of a reclaimed domestic wastewater distribution system. Piping, valves, outlets, and other plumbing fixtures shall be purple pursuant to the latest revision of the New Mexico Plumbing Code (14.8.2 NMAC) and New Mexico Mechanical Code (14.9.2 NMAC) to differentiate piping or fixtures used to convey reclaimed wastewater from those intended for potable or other uses.</p> <p>h) Valves, outlets, and sprinkler heads used in reclaimed wastewater systems shall be accessible only to authorized personnel.</p> <p>The Permittee shall demonstrate adherence to these requirements by submitting documentation consisting of narrative statements and date-stamped photographs as appropriate. The Permittee shall submit the documentation to NMED once during the term of this Discharge Permit in the next required periodic monitoring report after the issuance of the Discharge Permit.</p> <p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1–78, § 74-6–5.D]</p>
8.	<p>The Permittee shall meet the following setbacks, access restrictions and equipment requirements for spray irrigation using Class 1A reclaimed domestic wastewater.</p> <p>a) No required setback between any dwellings or occupied establishments and the edge of the reuse area.</p> <p>b) Postpone irrigation using reclaimed domestic wastewater at times when windy conditions may result in drift of reclaimed wastewater outside the reuse area.</p> <p>c) No required access control.</p> <p>d) Limit spray irrigation system to low trajectory spray nozzles.</p>

#	Terms and Conditions
	<p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1–78, § 74–5.D]</p>
9.	<p>The Permittee shall institute a backflow prevention method to protect wells and public water supply systems from contamination by reclaimed domestic wastewater prior to discharging to the reuse area. Backflow prevention shall be achieved by a total disconnect (physical air gap separation between the discharge pipe and the liquid surface at least twice the diameter of the discharge pipe), or by a reduced pressure principal backflow prevention assembly (RP) installed on the line between the fresh water supply wells or public water supply and the reclaimed domestic wastewater delivery system. The Permittee shall maintain backflow prevention at all times.</p> <p>The Permittee shall have RP devices inspected and tested by a certified backflow prevention assembly tester at the time of installation, repair or relocation and at least on an annual basis thereafter. The backflow prevention assembly tester shall have successfully completed a 40-hour backflow prevention course based on the University of Southern California’s Backflow Prevention Standards and Test Procedures, and obtained certification demonstrating completion. The Permittee shall have all malfunctioning RP devices repaired or replaced within 30 days of discovery. The Permittee shall cease using supply lines associated with the RP device until repair or replacement is complete.</p> <p>The Permittee shall maintain copies of the inspection and maintenance records and test results for each RP device associated with the backflow prevention program at a location available for inspection by NMED.</p> <p>[Subsection C of 20.6.2.3109 NMAC]</p>
10.	<p>The Permittee shall maintain 18 to 24-inch berms around the 95-acre reuse area to prevent surface water run-on and run-off. The Permittee shall inspect the berms on a monthly basis and after any major precipitation event and repair as necessary.</p> <p>The Permittee shall keep a log of the inspections that includes a date of the inspection, any findings and repairs, and the name of the person responsible for the inspection. The Permittee shall make the log available to NMED upon request.</p> <p>[Subsection C of 20.6.2.3109 NMAC]</p>
11.	<p>The Permittee shall maintain fences around the Facility to restrict access by the general public and animals. The fences shall consist of a minimum of six-foot chain link or field fencing and locking gates. The Permittee shall maintain the fences to serve the stated purpose throughout the term of this Discharge Permit.</p>

#	Terms and Conditions
	[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1978, § 74-6-5.D]
12.	<p>The Permittee shall install and maintain signs indicating that the wastewater at the Facility is not potable. The Permittee shall post signs at the Facility entrance and other areas where there is potential for public contact with wastewater. The Permittee shall print signs in English and Spanish and shall ensure the signs remain visible and legible for the term of this Discharge Permit.</p> <p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1978, § 74-6-5.D]</p>
13.	<p>The Permittee shall maintain the impoundment liner to avoid conditions that could affect the liner or the structural integrity of the impoundment. Characterization of such conditions may include the following:</p> <ul style="list-style-type: none"> <li>• erosion damage;</li> <li>• animal burrows or other damage;</li> <li>• the presence of vegetation including aquatic plants, weeds, woody shrubs or trees growing within five feet of the top inside edge of a sub-grade impoundment, within five feet of the toe of the outside berm of an above-grade impoundment, or within the impoundment itself;</li> <li>• the presence of large debris or large quantities of debris in the impoundment;</li> <li>• evidence of seepage; or</li> <li>• evidence of berm subsidence.</li> </ul> <p>The Permittee shall routinely control vegetation growing around the impoundment by mechanical removal that is protective of the impoundment liner.</p> <p>The Permittee shall visually inspect the impoundment and surrounding berms on a monthly basis to ensure proper maintenance. In the event that inspection reveals any evidence of damage that threatens the structural integrity of an impoundment berm or liner, or that may result in an unauthorized discharge, the Permittee shall implement the Contingency Plan set forth in this Discharge Permit.</p> <p>The Permittee shall create and maintain a log of all impoundment inspections which describes the date of the inspection, any findings and repairs and the name of the person responsible for the inspection. The Permittee shall make the log available to NMED upon request.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
14.	<p>The Permittee shall preserve a minimum of two feet of freeboard, i.e., the liquid level in the impoundment and the elevation of the lowest-most top of the impoundment liner.</p>

#	Terms and Conditions
	<p>In the event that the Permittee determines that it cannot preserve two feet of freeboard in the impoundment, the Permittee shall implement the Contingency Plan set forth in this Discharge Permit.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
15.	<p>The Permittee shall properly manage all solids generated by the treatment system to maintain effective operation of the system by removing solids as necessary and in accordance with associated equipment manufacturer's specifications. The Permittee shall contain, transport and dispose of solids removed from the treatment process in accordance with all local, state, and federal regulations.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
16.	<p>The Permittee shall inspect and clean the lift station(s) as needed to prevent pump failure.</p> <p>The Permittee shall maintain a record of lift station inspections, repairs and cleanings. The Permittee shall make the record available to NMED upon request.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
17.	<p>The Permittee shall utilize operators, certified by the State of New Mexico at the appropriate level pursuant to 20.7.4 NMAC, to operate the wastewater collection, treatment and disposal systems. A certified operator or a direct supervisee of a certified operator shall perform the operations and maintenance of all or any part of the wastewater system.</p> <p>The Permittee shall notify the NMED within 24 hours if at any time the Permittee no longer has a certified operator maintaining the system.</p> <p>[Subsection C of 20.6.2.3109 NMAC, 20.7.4 NMAC]</p>

**B. MONITORING AND REPORTING**

#	Terms and Conditions
18.	<p>The Permittee shall conduct the monitoring, reporting, and other requirements listed below in accordance with the monitoring requirements of this Discharge Permit.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>

#	Terms and Conditions
19.	<p>METHODOLOGY – Unless otherwise specified by this Discharge Permit, or approved in writing by NMED, the Permittee shall use sampling and analytical techniques that conform with the references listed in Subsection B of 20.6.2.3107 NMAC.</p> <p>[Subsection B of 20.6.2.3107 NMAC]</p>

***Due Dates for Monitoring Reports***

20.	<p>Quarterly monitoring - The Permittee shall perform monitoring and other Permit required actions during the following periods and shall submit quarterly reports to NMED by the following due dates:</p> <ul style="list-style-type: none"><li>• January 1<sup>st</sup> through March 31<sup>st</sup> – <b>due by May 1<sup>st</sup></b>;</li><li>• April 1<sup>st</sup> through June 30<sup>th</sup> – <b>due by August 1<sup>st</sup></b>;</li><li>• July 1<sup>st</sup> through September 30<sup>th</sup> – <b>due by November 1<sup>st</sup></b>; and</li><li>• October 1<sup>st</sup> through December 31<sup>st</sup> – <b>due by February 1<sup>st</sup></b>.</li></ul> <p>[Subsection A of 20.6.2.3107 NMAC]</p>
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***Monitoring Actions with Implementation Deadlines***

#	Terms and Conditions
21.	<p>Within 60 days following the issuance date of this Discharge Permit (<b>by DATE</b>), the Permittee shall submit a written groundwater monitoring well location proposal for NMED review and approval. The proposal shall designate the installation locations of the monitoring well required by Condition 22 of this Discharge Permit. The proposal shall include, at a minimum, the following information.</p> <ul style="list-style-type: none"><li>a) A map showing the proposed location of the monitoring well in relation to the boundary of the source it is intended to monitor.</li><li>b) A written description of the specific location proposed for the monitoring well including the distance (in feet) and direction of the monitoring well from the edge of the source it is intended to monitor. Examples include: 35 feet north-northwest of the northern berm of the synthetically lined impoundment; 45 feet due south of the leachfield; and 30 feet southeast of the reuse area 150 degrees from north.</li><li>c) A statement describing the groundwater flow direction beneath the Facility, and documentation and/or data supporting the determination.</li></ul> <p>The Permittee must have NMED's approval of all monitoring well locations prior to their installation.</p>

#	Terms and Conditions
	[Subsection A of 20.6.2.3107 NMAC]
22.	<p>Within 120 days of the issuance date of this Discharge Permit (<b>by DATE</b>), the Permittee shall install the following new monitoring well.</p> <p>a) One monitoring well (MW-5) located 20 to 50 feet hydrologically downgradient of the 95-acre rangeland reuse area.</p> <p>The Permittee shall complete the well(s) in accordance with the attached Monitoring Well Guidance or alternative methods submitted for approval.</p> <p>Unless otherwise noted in this Discharge Permit, the requirement to install a monitoring well downgradient of a source is <u>not</u> contingent upon construction of the Facility, or discharge of wastewater from the Facility.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>
23.	<p>Following the installation of the monitoring well required by this Discharge Permit, the Permittee shall sample groundwater in the well and analyze the sample for TKN, NO<sub>3</sub>-N, TDS and Cl.</p> <p>The Permittee shall perform groundwater sample collection, preservation, transport and analysis according to the following procedure.</p> <p>a) Measure the depth-to-most-shallow groundwater from the top of the well casing to the nearest one-hundredth of a foot.</p> <p>b) Purge three well volumes of water from the well prior to sample collection.</p> <p>c) Obtain samples from the well for analysis.</p> <p>d) Properly prepare, preserve and transport samples.</p> <p>e) Analyze samples in accordance with the methods authorized in this Discharge Permit.</p> <p>Within 45 days of the installation of the monitoring well the Permittee shall submit a well completion report to NMED. A well completion report shall at a minimum include: the Office of the State Engineer permit, well construction and lithologic logs, depth-to-most-shallow groundwater measurements, analytical results including the laboratory QA/QC summary report, and a facility layout map showing the location and number of each well. The Permittee shall insure the well completion report addresses each numbered item in the General Drilling and Well Specifications in the Monitoring Well Guidelines.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>
24.	<p>Within 150 days following the issuance date of this Discharge Permit (<b>by DATE</b>), the Permittee shall perform a professional survey of all groundwater monitoring wells</p>

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	<p>approved by NMED for Discharge Permit monitoring purposes. The survey shall be tied or referenced to a U.S. Geological Survey (USGS) or other permanent benchmark. Survey data shall include northing, easting and elevation to the nearest one-hundredth of a foot or shall be in accordance with the “Minimum Standards for Surveying in New Mexico” (12.8.2 NMAC). The survey shall bear the seal and signature of a licensed New Mexico professional surveyor (pursuant to the New Mexico Engineering and Surveying Practice Act and the rules promulgated under that authority).</p> <p>The Permittee shall utilize the survey to establish an elevation at the top-of-casing, with a permanent marking indicating the point of elevation.</p> <p>Depth-to-most-shallow groundwater shall be measured to the nearest one-hundredth of a foot in all surveyed wells [and referenced to mean sea level], and the data shall be used to develop a groundwater elevation contour, i.e., potentiometric surface, map showing the location of all monitoring wells and the direction and gradient of groundwater flow in the uppermost aquifer below the Facility. The Permittee shall submit the data and groundwater elevation contour map to NMED within 30 days of survey completion.</p> <p>[Subsection A of 20.6.2.3107 NMAC, NMSA 1978, §§ 61-23-1 through 61-23-32]</p>
25.	<p>Within 150 days following the issuance date of this Discharge Permit (<b>by DATE</b>), the Permittee shall verify the construction and condition of existing groundwater monitoring well(s) MW-1, MW-2, MW-3 and MW-4 by conducting downhole video inspections of the wells. The Permittee shall employ a third party to conduct the downhole video inspection. The Permittee shall notify NMED at least seven days prior to the scheduled video inspection to allow NMED personnel the opportunity to be on-site for the inspection.</p> <p>The third party shall make a video recording of the monitoring well inspections using a downhole camera and perform the inspections in accordance with the following requirements.</p> <ul style="list-style-type: none"><li>a) Prior to well inspection with a downhole camera, depth-to-most-shallow groundwater shall be measured from the top of well casing to the nearest 0.01 feet using an electronic water level indicator consisting of dual conductor wire encased in a cable or tape graduated to 0.01 feet, a probe attached to the end of the conductor wire, and a visual or audible indicator. Care shall be taken when obtaining this measurement to not disturb sediments in the well.</li><li>b) If the Permittee plans to collect a groundwater sample during the inspection event, the third party shall inspect the monitoring well using a downhole camera prior to sampling the well to maximize visibility.</li></ul>



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	<p>c) The third party shall zero the totalizing depth reading or record a value other than zero as an initial reading prior to well inspection with a downhole camera, at the top of the well casing.</p> <p>d) All measurements and totalizing readings (with the exception of depth-to-most-shallow groundwater) shall be obtained to the nearest 0.1 feet. The Permittee is authorized to use downhole cameras that use a measurement system other than 0.1-foot increments; however, the Permittee shall report the direct measurement/reading obtained and the calculated conversion in 0.1 feet on the written log.</p> <p>e) Obtain all measurements and totalizing readings at the top of the well casing.</p> <p>f) The downhole camera shall be lowered into the monitoring well at a consistent speed that allows for clear video capture and does not disturb sediments in the well.</p> <p>g) Lowering of the downhole camera shall be paused long enough to clearly identify totalizing readings at the following points: depth-to-most-shallow groundwater; depth of the top of the screened interval; depth of the bottom of screened interval; and the bottom of the well.</p> <p>Within 60 days following the date of the well inspections, the Permittee shall submit written and video monitoring well camera logs for every monitoring well viewed with a downhole camera. The logs shall include the following information.</p> <p>a) The written monitoring well camera log shall include the following general information: Facility name; Discharge Permit identification number; Permittee's name; monitoring well identification; date and time of the monitoring well camera inspection; location of the monitoring well relative to a source or Facility landmark; camera manufacturer and model; names of camera operator and any technical assistants; diameter of the casing (in inches); and a description of the physical condition of the well's concrete pad, shroud, casing and screened interval. The written log shall include measurements of distance from top of the well casing to the surface of the concrete pad; height from ground surface to the top of the concrete pad; and depth-to-most-shallow groundwater. The written log shall also include totalizing readings obtained from the downhole camera including the initial reading at the top of the well casing; depth-to-most-shallow groundwater using the borehole camera; depth of the top of the screened interval; depth of the bottom of screened interval; and the bottom of the well (total depth). The length of the screened interval shall be calculated by subtracting the depth of the top of the screened interval from the depth of the bottom of screened interval and recorded on the log.</p> <p>b) The video monitoring well camera log shall display the Facility name; Discharge Permit identification number; Permittee's name; monitoring well identification; date and time of the monitoring well camera inspection; and the totalizing readings required in item "g)", above. The Permittee shall submit the video to NMED in</p>

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	<p>Motion Picture Experts Group (MPEG) video format on a compact disc (CD) or digital versatile disc (DVD).</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>

**Groundwater Monitoring Conditions**

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26.	<p>The Permittee shall perform quarterly groundwater sampling in the following groundwater monitoring wells and analyze the samples for TKN, NO<sub>3</sub>-N, TDS and Cl.</p> <ul style="list-style-type: none"> <li>a) MW-1, intended to be located hydrologically up-gradient and 50 feet northeast of stabilization impoundment #2.</li> <li>b) MW-2, intended to be located hydrologically downgradient and 50 feet northwest of stabilization impoundment #1.</li> <li>c) MW-3, intended to be located hydrologically downgradient and 40 feet west of stabilization impoundment #1.</li> <li>d) MW-4, intended to be located hydrologically downgradient and within 20-50 feet west of the north reuse area's irrigated boundary.</li> <li>e) MW-5, intended to be located hydrologically downgradient and within 20-50 feet of the 95-acre rangeland reuse area.</li> </ul> <p>The Permittee shall perform groundwater sample collection, preservation, transport and analysis according to the following procedures.</p> <ul style="list-style-type: none"> <li>a) Measure the depth-to-most-shallow groundwater from the top of the well casing to the nearest one-hundredth of a foot.</li> <li>b) Purge three well volumes of water from the well prior to sample collection.</li> <li>c) Obtain samples from the well for analysis.</li> <li>d) Properly prepare, preserve and transport samples.</li> <li>e) Analyze samples in accordance with the methods authorized in this Discharge Permit.</li> </ul> <p>The Permittee shall submit the depth-to-most-shallow groundwater measurements and the laboratory analytical data results including the laboratory QA/QC summary report for each well, and a Facility layout map showing the location and number of each well to NMED in the quarterly monitoring reports.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>
27.	<p>The Permittee shall develop a groundwater elevation contour map, i.e., potentiometric surface map, on a quarterly basis using the top of casing elevation data from the monitoring well survey and the most recent depth-to-most-shallow groundwater</p>

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	<p>measurements, referenced to mean sea level, obtained during the groundwater sampling required by this Discharge Permit.</p> <p>The groundwater elevation contour map shall depict the groundwater flow direction based on the groundwater elevation contours. The Permittee shall estimate groundwater elevations between monitoring well locations using common interpolation methods. The Permittee shall use a contour interval appropriate to the data but shall not be greater than two feet. Groundwater elevation contour maps shall use arrows to depict the groundwater flow direction based on the orientation of the groundwater elevation contours and shall locate and identify each monitoring well and contaminant source.</p> <p>The Permittee shall submit to NMED a groundwater elevation contour map in the quarterly monitoring reports.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>
28.	<p>NMED shall have the option to perform downhole inspections of all groundwater monitoring wells identified in this Discharge Permit. NMED shall establish the inspection date and provide at least a 60-day notice to the Permittee by certified mail. The Permittee shall remove any existing dedicated pumps at least 48 hours prior to NMED inspection to allow adequate settling time of sediment agitated from pump removal.</p> <p>Should the Permittee decide to install a pump in a monitoring well without a dedicated pump, the Permittee shall notify NMED at least 90 days prior to pump installation so that NMED can schedule a downhole well inspection(s) prior to pump placement.</p> <p>[Subsections A and D of 20.6.2.3107 NMAC]</p>

***Facility Monitoring Conditions***

#	Terms and Conditions
29.	<p>The Permittee shall measure the total monthly volume, calculate the daily average volume, and record the daily peak volume of wastewater received by the treatment facility each month using a totalizing flow meter located on the influent line to the Membrane Bio-Reactor. The Permittee shall submit the totalized average daily and peak daily influent volumes for each month to NMED in the quarterly monitoring reports.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsections C and H of 20.6.2.3109 NMAC]</p>

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30.	<p>The Permittee shall on a monthly basis measure the volume of reclaimed domestic wastewater discharged from the treatment system to the reuse area during the period.</p> <p>To determine the discharge volume, the Permittee shall obtain readings from a totalizing flow meter located at the discharge from the synthetically lined storage impoundment on a monthly basis and calculate the monthly and average daily discharge volume. The Permittee shall use the monthly volume discharged on the LADS (copy enclosed) to calculate nitrogen loading.</p> <p>The Permittee shall submit the monthly meter readings, calculated monthly discharge volumes, and average daily discharge volumes to NMED in the quarterly monitoring reports.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsections C and H of 20.6.2.3109 NMAC]</p>
31.	<p>All flow meters shall be capable of having their accuracy verified under working (i.e., real-time in-the-field) conditions. The Permittee shall develop a field verification method for each flow meter and shall utilize that method to check the accuracy of each respective meter. The Permittee shall perform field calibrations, at a minimum, on an annual basis. The Permittee shall also perform field calibrations upon repair or replacement of a flow measurement device.</p> <p>The Permittee shall calibrate each flow meter to its manufacturer's recommended specification which shall be no less accurate than plus or minus 10 percent of actual flow, as measured under field conditions. An individual knowledgeable in flow measurement shall perform field calibration and the installation/operation of the device in use. The Permittee shall prepare a flow meter calibration report for each flow measurement device calibration event. The flow meter calibration report shall include the following information.</p> <ol style="list-style-type: none"><li>The location and meter identification.</li><li>The method of flow meter field calibration employed.</li><li>The measured accuracy of each flow meter prior to adjustment indicating the positive or negative offset as a percentage of actual flow as determined by an in-field calibration check.</li><li>The measured accuracy of each flow meter following adjustment, if necessary, indicating the positive or negative offset as a percentage of actual flow of the meter.</li><li>Any flow meter repairs made during the previous year or during field calibration.</li><li>The name of the individual performing the calibration and the date of the calibration.</li></ol> <p>The Permittee shall maintain records of flow meter calibration(s) at a location accessible for review by NMED during Facility inspections.</p>

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	[Subsection A of 20.6.2.3107 NMAC, Subsections C and H of 20.6.2.3109 NMAC]
32.	<p>The Permittee shall visually inspect flow meters on a monthly basis for evidence of malfunction. The Permittee shall maintain a log of the inspections that includes a date of the inspection, findings and repairs, and the name of the inspector. The Permittee shall make the log available to NMED upon request.</p> <p>If a visual inspection indicates a flow meter is not functioning as required by this Discharge Permit, the Permittee shall repair or replace the meter within 30 days of discovery. For <i>repaired</i> meters, the Permittee shall submit a report to NMED with the next monitoring report following the repair that includes a description of the malfunction; a statement verifying the repair; and a flow meter field calibration report completed in accordance with the requirements of this Discharge Permit. For <i>replacement</i> meters, the Permittee shall submit a report to NMED with the next monitoring report following the replacement that includes a design schematic for the device and a flow meter field calibration report completed in accordance with the requirements of this Discharge Permit.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
33.	<p>The Permittee shall collect samples of reclaimed domestic wastewater from the synthetically lined storage impoundment effluent on a quarterly basis and analyze the samples for:</p> <ul style="list-style-type: none"> <li>• TKN;</li> <li>• NO<sub>3</sub>-N;</li> <li>• TDS; and</li> <li>• Cl.</li> </ul> <p>In the event that no effluent discharge occurs during the entire quarterly period, the Permittee shall collect a composite wastewater sample from the synthetically lined storage impoundment and analyze the sample for TKN, NO<sub>3</sub>-N, TDS, and Cl. The composite sample shall consist of a minimum of six equal aliquots collected equidistantly around the entire perimeter of the impoundment and thoroughly mixed.</p> <p>The Permittee shall ensure the sample is properly prepared, preserved, transported and analyzed in accordance with the methods authorized in this Discharge Permit. The Permittee shall submit the laboratory analytical data results, including the QA/QC summary and Chain of Custody, to NMED in the quarterly monitoring reports.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsections C and H of 20.6.2.3109 NMAC]</p>

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34.	<p>During any week that the discharge of reclaimed domestic wastewater occurs, the Permittee shall perform the following analyses on the wastewater samples collected at the synthetically lined storage impoundment using the following sampling method and frequency:</p> <ul style="list-style-type: none"> <li>• Fecal coliform or E. coli bacteria; grab sample at peak daily flow three times per week;</li> <li>• BOD<sub>5</sub>; six-hour composite sample three times per week;</li> <li>• Turbidity; continuously monitor reclaimed domestic wastewater for turbidity after the final treatment process and while discharging; record the average and maximum turbidity values for each calendar month; and</li> <li>• TRC concentrations; record whenever collecting bacteria samples.</li> </ul> <p>The Permittee shall ensure the samples are properly prepared, preserved, transported and analyzed in accordance with the methods authorized in this Discharge Permit. The Permittee shall submit the laboratory analytical data results, including the QA/QC summary and Chain of Custody, monthly average and maximum turbidity values, and a copy of the log of TRC concentrations to NMED in the subsequent quarterly monitoring report.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsections B, C and H of 20.6.2.3109 NMAC, NMSA 1978, § 74-6-5.D]</p>
35.	<p>On an annual basis, the Permittee shall collect a 24-hour flow weighted composite sample (except as noted for pH) of reclaimed domestic wastewater from the outlet of the synthetically lined storage impoundment and analyze the sample for the following inorganic contaminants (dissolved fraction, except as noted):</p> <ul style="list-style-type: none"> <li>• aluminum (CAS 7429-90-5)</li> <li>• antimony (CAS 7440-36-0)</li> <li>• arsenic (CAS 7440-38-2)</li> <li>• barium CAS 7440-39-3)</li> <li>• beryllium (CAS 7440-41-7)</li> <li>• boron (CAS 7440-42-8)</li> <li>• cadmium (CAS 7440-43-9)</li> <li>• chromium (CAS 7440-47-3)</li> <li>• cobalt (CAS 7440-48-4)</li> <li>• copper (CAS 7440-50-8)</li> <li>• cyanide CAS 57-12-5)</li> <li>• fluoride (CAS 16984-48-8)</li> <li>• iron (CAS 7439-89-6)</li> <li>• lead (CAS 7439-92-1)</li> <li>• molybdenum (CAS 7439-98-7)</li> <li>• total mercury (nonfiltered) (CAS 7439-97-6)</li> <li>• pH (instantaneous)</li> <li>• nickel (CAS 7440-02-0)</li> <li>• selenium (CAS 7782-49-2)</li> <li>• silver (CAS 7440-224)</li> <li>• sulfate (CAS 14808-79-8)</li> <li>• thallium (CAS 7440-28-0)</li> <li>• uranium (CAS 7440-61-1)</li> <li>• zinc (CAS 7440-66-6)</li> </ul>

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	<ul style="list-style-type: none"> <li>manganese (CAS 7439-96-5)</li> </ul> <p>The Permittee shall properly collect, prepare, preserve, transport and analyze the samples in accordance with the methods authorized in this Discharge Permit. The Permittee shall analyze the sample using methods with reporting limits that are less than the corresponding numerical groundwater standards identified in 20.6.2.3103 NMAC.</p> <p>The Permittee shall submit a summary of measured concentrations compared with the corresponding groundwater standards, a copy of the laboratory report including the laboratory analytical data results, the QA/QC summary and the Chain of Custody, to NMED in the monitoring reports due by August 1<sup>st</sup> each year.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsections C and H of 20.6.2.3109 NMAC]</p>
36.	<p>Once during the term of this Discharge Permit, the Permittee shall collect a grab sample of reclaimed domestic wastewater from the outlet of the synthetically lined storage impoundment and analyze the non-filtered sample for the following organic contaminants:</p> <ul style="list-style-type: none"> <li>atrazine (CAS 1912-24-9)</li> <li>benzene (CAS 71-43-2)</li> <li>benzo-a-pyrene (CAS 50-32-8)</li> <li>carbon tetrachloride (CAS 56-23-5)</li> <li>chloroform (CAS 67-66-3)</li> <li>1,2-dichlorobenzene (CAS 95-50-1)</li> <li>1,4-dichlorobenzene (CAS 106-46-7)</li> <li>1,1-dichloroethane (CAS 75-34-3)</li> <li>1,2-dichloroethane (EDC, CAS 107-06-2)</li> <li>1,1-dichloroethene (1,1-DCE, CAS 75-35-4)</li> <li>cis-1,2-dichloroethene (CAS 156-59-2)</li> <li>trans-1,2-dichloroethene (CAS 156-60-5)</li> <li>ethylene dibromide (EDB, CAS 106-93-4)</li> <li>methylene chloride (CAS 75-09-2)</li> <li>PAHs: total naphthalene (CAS 91-20-3) plus monomethylnaphthalenes</li> <li>phenols</li> <li>polychlorinated biphenyls (PCBs, CAS 1336-36-3)</li> <li>pentachlorophenol (CAS 87-86-5)</li> <li>toluene (CAS 108-88-3)</li> <li>styrene (CAS 100-42-5)</li> <li>1,1,2,2-tetrachloroethane (CAS 79-34-5)</li> <li>tetrachloroethene (PCE, CAS 127-18-4)</li> <li>1,2,4-trichlorobenzene (CAS 120-82-1)</li> <li>1,1,1-trichloroethane (1,1,1-TCA, CAS 71-55-6)</li> </ul>

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	<ul style="list-style-type: none"> <li>• 1,2-dichloropropane (PDC, CAS 78-87-5)</li> <li>• 1,4-dioxane (CAS 123-91-1) (using EPA Method 8270D-SIM)</li> <li>• ethylbenzene (CAS 100-41-4)</li> <li>• 1,1,2-trichloroethane (CAS 79-00-5)</li> <li>• trichloroethene (TCE, CAS 79-01-6)</li> <li>• vinyl chloride (CAS 75-01-4)</li> <li>• total xylenes (CAS 1330-20-7)</li> </ul> <p>The Permittee shall properly collect, prepare, preserve, transport and analyze the samples in accordance with the methods authorized in this Discharge Permit. The Permittee shall analyze samples using methods with reporting limits that are less than the corresponding numerical groundwater standards identified in 20.6.2.3103 NMAC. The reporting limit for 1,4-dioxane shall be less than the Tap Water Screening Level for 1,4-dioxane identified in the <i>NMED Risk Assessment Guidance for Site Assessments and Investigations</i>, Table A-1 (available on the NMED Hazardous Waste Bureau's website under Guidance Documents).</p> <p>If the results of two consecutive sampling events indicate no detection of 1,4-dioxane above the reporting limit, the Permittee may request to reduce the sampling frequency.</p> <p>The Permittee shall submit a summary of measured concentrations compared with the corresponding groundwater standards, and a copy of the laboratory report including the laboratory analytical data results, the QA/QC summary and the Chain of Custody to NMED in the monitoring reports due by August 1<sup>st</sup> of the year sampling is conducted.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsections C and H of 20.6.2.3109 NMAC]</p>
37.	<p>The Permittee shall complete LADS (copy enclosed) on a monthly basis that document the amount of nitrogen applied to the reuse area during the most recent 12 months. The LADS shall reflect the total nitrogen concentration from the most recent wastewater analysis and the measured discharge volumes to the reuse area for each month. The Permittee shall complete the LADS with the information above or include a statement that application of wastewater did not occur. The Permittee shall submit the LADS to NMED in the subsequent quarterly monitoring report.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
38.	<p>The Permittee shall submit records of solids disposal, including a copy of all Discharge Monitoring Reports (i.e., DMRs) required by the EPA pursuant to 40 CFR 503, for the previous calendar year, to NMED annually in the monitoring report due by August 1<sup>st</sup> each year.</p>



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	[Subsection A of 20.6.2.3107 NMAC]

**C. CONTINGENCY PLAN**

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39.	<p>In the event that groundwater monitoring indicates that groundwater exceeds a standard identified in Section 20.6.2.3103 NMAC [in a monitoring well with no previous exceedances of the chemical constituent at the date of issuance of this Discharge Permit], the Permittee shall collect a confirmatory sample from the monitoring well within 15 days of receipt of the initial sampling results to confirm the initial sampling results.</p> <p>Within 60 days of confirmation of groundwater contamination, the Permittee shall submit to NMED a Corrective Action Plan (CAP) that proposes, at a minimum, contaminant source control measures and an implementation schedule. The Permittee shall implement the CAP as approved by NMED.</p> <p>Once this groundwater exceedance response condition is invoked whether during the term of this Discharge Permit or after the term of this Discharge Permit and prior to the completion of the Discharge Permit closure plan requirements, this condition shall apply until the Permittee has fulfilled the requirements of this condition and groundwater monitoring confirms for a minimum of eight (8) consecutive quarterly samples that groundwater does not exceed the standards of Section 20.6.2.3103 NMAC.</p> <p>Violation of the groundwater standard beyond 180 days after the confirmation of groundwater contamination may cause NMED to require the Permittee to abate water pollution consistent with the requirements and provisions of Section 20.6.2.4101, Section 20.6.2.4103, Subsections C and E of 20.6.2.4106, Section 20.6.2.4107, Section 20.6.2.4108 and Section 20.6.2.4112 NMAC.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection E of 20.6.2.3109 NMAC]</p>
40.	<p>In the event that information available to NMED indicates that a well is not constructed in a manner consistent with the attached Monitoring Well Guidance; contains insufficient water to effectively monitor groundwater quality; or is otherwise not completed in a manner that is protective of groundwater quality, the Permittee shall install a replacement well(s) within 120 days following notification from NMED.</p> <p>The Permittee shall survey the replacement monitoring well(s) within 30 days following well completion.</p>

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	<p>The Permittee shall install replacement wells at locations approved by NMED prior to installation and shall complete replacement wells in accordance with the Monitoring Well Guidance. The Permittee shall submit well construction and lithologic logs [survey data and a groundwater elevation contour map] to NMED within 60 days following well completion.</p> <p>The Permittee shall properly plug and abandon a monitoring well requiring replacement upon completion of the replacement monitoring well. The Permittee shall complete the well plugging and abandonment, and shall document the abandonment procedures, in accordance with the Monitoring Well Guidance and all applicable local, state, and federal regulations. The Permittee shall submit a copy of the well abandonment documentation to NMED within 60 days following the replacement well completion.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>
41.	<p>In the event that groundwater flow information obtained pursuant to this Discharge Permit indicates that a monitoring well is not appropriately located, e.g., hydrologically downgradient of the discharge location it is intended to monitor, the Permittee shall install a replacement well within 120 days following notification from NMED. The Permittee shall survey the replacement monitoring well within 30 days following well completion.</p> <p>The Permittee shall install replacement wells at locations approved by NMED prior to installation and shall complete replacement wells in accordance with the attached Monitoring Well Guidance. The Permittee shall submit construction and lithologic logs, survey data and a groundwater elevation contour map within 60 days following well completion.</p> <p>The Permittee shall properly plug and abandon a monitoring well requiring replacement upon completion of the replacement monitoring well. The Permittee shall complete the well plugging and abandonment, and shall document the abandonment procedures, in accordance with the Monitoring Well Guidance and all applicable local, state, and federal regulations. The Permittee shall submit a copy of the well abandonment documentation to NMED within 60 days following the replacement well completion.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>
42.	<p>In the event that analytical results of a treated wastewater sample indicate an exceedance of the total nitrogen discharge limit set in this Discharge Permit, the Permittee shall collect and submit for analysis a second sample within 48 hours of the</p>

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	<p>receipt of the initial sampling results. In the event the second sample results indicate an exceedance of the discharge limit, the Permittee shall implement the following contingencies.</p> <ul style="list-style-type: none"> <li>a) Within 7 days of the second sample analysis date indicating exceedance of the discharge limit, the Permittee shall: <ul style="list-style-type: none"> <li>i) notify NMED that the Permittee is implementing the Contingency Plan; and</li> <li>ii) submit a copy of the first and second analytical results indicating an exceedance to NMED.</li> </ul> </li> <li>b) The Permittee shall increase the frequency of total nitrogen wastewater sampling and analysis of treated wastewater to once per month.</li> <li>c) The Permittee shall examine the operation and maintenance log, required by the Record Keeping conditions of this Discharge Permit, for improper operational procedures.</li> <li>d) The Permittee shall conduct a physical inspection of the treatment system to detect abnormalities. The Permittee shall correct any abnormalities discovered. The Permittee shall submit a report to NMED detailing the corrections within 30 days of correction.</li> <li>e) In the event that any analytical results from monthly wastewater sampling indicate an exceedance of the total nitrogen discharge limit, the Permittee shall submit a CAP to NMED for approval proposing to modify operational procedures and/or upgrade the treatment process to achieve the total nitrogen limit. The Permittee shall submit the CAP including a schedule for completion of corrective actions and within 90 days of receipt of the analytical results of the second sample indicating that the discharge limit is continuing to be exceeded. The Permittee shall initiate implementation of the CAP following approval by NMED.</li> </ul> <p>When analytical results from three consecutive months of wastewater sampling do not exceed the discharge limit, the Permittee may request NMED authorize a return to a quarterly monitoring frequency.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
43.	<p>In the event that analytical results of a reclaimed domestic wastewater sample indicate an exceedance of any of the maximum discharge limits for BOD<sub>5</sub>, turbidity, or fecal coliform or E. coli bacteria set by this Discharge Permit, the Permittee shall collect and submit for analysis a second sample within 24 hours after becoming aware of the exceedance. In the event the second sample results confirm the exceedance of the maximum discharge limits, the Permittee shall implement the Contingency Plan below.</p> <p>In the event that analytical results of a reclaimed domestic wastewater sample indicate an exceedance of any of the 30-day average discharge limits for BOD<sub>5</sub>, turbidity, or fecal</p>

#	Terms and Conditions
	<p>coliform or E. coli bacteria set by this Discharge Permit (i.e., confirmed exceedance), the Permittee shall implement the Contingency Plan below.</p> <p><u>Contingency Plan</u></p> <ul style="list-style-type: none"> <li>a) Within 24 hours of becoming aware of a confirmed exceedance (as identified above), the Permittee shall: <ul style="list-style-type: none"> <li>i) notify NMED that the Permittee is implementing the Contingency Plan; and</li> <li>ii) submit copies of the recent analytical results indicating an exceedance to NMED.</li> </ul> </li> <li>b) The Permittee shall immediately cease discharging reclaimed domestic wastewater to the reuse area if the fecal coliform or E. coli bacteria maximum limit is exceeded.</li> <li>c) The Permittee shall examine the operation and maintenance log, required by the Record Keeping conditions of this Discharge Permit, for improper operational procedures.</li> <li>d) The Permittee shall conduct a physical inspection of the treatment system to detect abnormalities and shall correct any abnormalities discovered. The Permittee shall submit a report detailing the corrections made to NMED within 30 days following correction.</li> </ul> <p>When the analytical results from samples of reclaimed domestic wastewater, sampled as required by this Discharge Permit, no longer indicate an exceedance of any of the maximum discharge limits, the Permittee may resume discharging reclaimed domestic wastewater to the reuse area.</p> <p>If a Facility is required to implement the Contingency Plan more than two times in a 12-month period, the Permittee shall propose to modify operational procedures and/or upgrade the treatment process to achieve consistent compliance with the maximum and 30-day average discharge limits by submitting a Corrective Action Plan (CAP) for NMED approval. The Permittee shall ensure the CAP includes a schedule for completion of corrective actions and submit the CAP within 60 days following receipt of the analytical results confirming the exceedance. The Permittee shall initiate implementation of the CAP following approval by NMED. NMED may require, prior to recommencing discharge to the reuse area, additional sampling of any stored reclaimed domestic wastewater.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
44.	<p>In the event that the LADS (copy enclosed) show that the amount of nitrogen in wastewater applied in any 12-month period exceeds 200 pounds per acre, the Permittee shall propose the reduction of nitrogen loading to the reuse area by submitting a Corrective Action Plan (CAP) to NMED for approval. The Permittee shall ensure the CAP includes a schedule for completion of corrective actions and submit the CAP within 90</p>

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	<p>days following the end of the monitoring period in which the exceedance occurred. The Permittee shall implement the CAP following approval by NMED.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
45.	<p>In the event that an inspection reveals significant damage has occurred or is likely to affect the structural integrity of an impoundment or liner or their ability to contain contaminants, the Permittee shall propose the repair or replacement by submitting a CAP to NMED for approval. The Permittee shall submit the CAP to NMED within 30 days after discovery of the damage or following notification from NMED that significant damage is evident. The Permittee shall ensure the CAP includes a schedule for completion of corrective actions. The Permittee shall initiate implementation of the CAP following approval by NMED.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
46.	<p>In the event that an impoundment cannot preserve a minimum of two feet of freeboard, the Permittee shall take actions to restore the required freeboard as authorized by this Discharge Permit and all applicable local, state, and federal regulations.</p> <p>In the event that two feet of freeboard cannot be restored within a period of 72 hours following discovery, the Permittee shall propose actions to restore two feet of freeboard by submitting a short-term Corrective Action Plan (CAP) to NMED for approval. Examples of short-term corrective actions include the pumping and hauling of excess wastewater from the impoundment or reducing the volume of wastewater discharged to the impoundment. The Permittee shall ensure the CAP includes a schedule for completion of corrective actions. The Permittee shall submit the CAP within 15 days following the date the Permittee or the NMED discover the exceedance. The Permittee shall implement the CAP following NMED approval.</p> <p>In the event that the short-term corrective actions fail to restore two feet of freeboard, the Permittee shall submit to NMED a proposal for permanent corrective actions in a long-term CAP. The Permittee shall submit the long-term CAP within 90 days following failure of the short-term CAP. Examples corrective actions include the installation of an additional storage impoundment or a significant and permanent reduction in the volume of wastewater discharged to the impoundment. The Permittee shall ensure the long-term CAP includes a schedule for completion of corrective actions. The Permittee shall implement the CAP following NMED approval.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>

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47.	<p>In the event the average solids accumulation exceeds one-third of the maximum liquid depth in the impoundments, the Permittee shall propose a plan for the removal and disposal of the solids. The Permittee shall submit the solids removal and disposal plan to NMED for approval within 120 days following discovery and includes the following information.</p> <ul style="list-style-type: none"><li>a) A method for removal of the solids to a depth of less than six inches throughout the treatment impoundment in a manner that is protective of the impoundment liner.</li><li>b) A description of how the Permittee will contain, transport, and dispose of the solids in accordance with all local, state, and federal regulations, including 40 CFR Part 503.</li><li>c) A schedule for completion of the solids removal and disposal project.</li></ul> <p>The Permittee shall initiate implementation of the plan following approval by NMED.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
48.	<p>In the event that a release occurs that is not authorized under this Discharge Permit (commonly known as a “spill”), the Permittee shall take measures to mitigate damage from the unauthorized discharge and initiate the notifications and corrective actions required in Section 20.6.2.1203 NMAC and summarized below.</p> <p>Within <u>24 hours</u> following discovery of the unauthorized discharge, the Permittee shall verbally notify NMED and provide the following information.</p> <ul style="list-style-type: none"><li>a) The name, address, and telephone number of the person or persons in charge of the Facility, as well as of the owner and/or operator of the Facility.</li><li>b) The name and address of the Facility.</li><li>c) The date, time, location, and duration of the unauthorized discharge.</li><li>d) The source and cause of unauthorized discharge.</li><li>e) A description of the unauthorized discharge, including its estimated chemical composition.</li><li>f) The estimated volume of the unauthorized discharge.</li><li>g) Any actions taken to mitigate immediate damage from the unauthorized discharge.</li></ul> <p>Within <u>one week</u> following discovery of the unauthorized discharge, the Permittee shall submit written notification to NMED providing the information listed above and any pertinent updates.</p> <p>Within <u>15 days</u> following discovery of the unauthorized discharge, the Permittee shall submit a Corrective Action Plan (CAP) to NMED describing any corrective actions previously taken and corrective actions to be taken relative to the unauthorized discharge. The CAP shall include the following information.</p>

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	<p>a) A description of proposed actions to mitigate damage from the unauthorized discharge.</p> <p>b) A description of proposed actions to prevent future unauthorized discharges of this nature.</p> <p>c) A schedule for completion of proposed actions.</p> <p>In the event that the unauthorized discharge causes or may with reasonable probability cause water pollution in excess of the standards and requirements of Section 20.6.2.4103 NMAC, and the water pollution will not be abated within 180 days after notice is required to be given pursuant to Paragraph (1) of Subsection A of 20.6.2.1203 NMAC, NMED may require the Permittee to abate water pollution pursuant to Sections 20.6.2.4000 through 20.6.2.4115 NMAC.</p> <p>The Permittee shall not construe anything in this condition as relieving them of the obligation to comply with all requirements of Section 20.6.2.1203 NMAC.</p> <p>[20.6.2.1203 NMAC]</p>
49.	<p>In the event that NMED or the Permittee identifies any failures of the discharge plan, i.e., the application, or this Discharge Permit not specifically noted herein, NMED may require the Permittee to submit a Corrective Action Plan and a schedule for completion of corrective actions to address the failure(s). Additionally, NMED may require a discharge permit modification to achieve compliance with 20.6.2 NMAC.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection E of 20.6.2.3109 NMAC]</p>

#### D. CLOSURE PLAN

##### *Permanent Facility Closure Conditions*

#	Terms and Conditions
50.	<p>The Permittee shall perform the following closure measures in the event the Facility, or a component of the Facility, is proposed to be permanently closed.</p> <p>Within <u>90 days</u> of ceasing to discharge to the treatment system, the Permittee shall complete the following closure measures.</p> <p>a) Plug the line leading to the system so that a discharge can no longer occur.</p> <p>b) Evaporate wastewater in the system components and storage impoundment or discharged from the system to the reuse area as authorized by this Discharge Permit. The discharge of accumulated solids (sludge) to the reuse area is prohibited.</p>

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	<p>c) Contain, transport, and dispose of solids removed from the treatment system in accordance with all local, state, and federal regulations, including 40 CFR Part 503. The Permittee shall maintain a record of all solids transported for off-site disposal.</p> <p>Within <u>180 days</u> of ceasing to discharge to the treatment system (or unit), the Permittee shall complete the following closure measures.</p> <p>a) Remove all lines leading to and from the treatment system, or permanently plug and abandon them in place.</p> <p>b) Remove or demolish all treatment system components, and re-grade the area with suitable fill to blend with surface topography, promote positive drainage and prevent ponding.</p> <p>c) Perforate or remove the storage impoundment liner(s); fill the impoundment(s) with suitable fill; and re-grade the impoundment site(s) to blend with surface topography, promote positive drainage and prevent ponding.</p> <p>The Permittee shall continue groundwater monitoring until the Permittee meets the requirements of this condition and groundwater monitoring confirms for a minimum of eight consecutive quarterly groundwater sampling events that groundwater does not exceed the standards of Section 20.6.2.3103 NMAC. This period is referred to as “post-closure.”</p> <p>If at any time monitoring results show an exceedance of a groundwater quality standard in Section 20.6.2.3103 NMAC, the Permittee shall implement the Contingency Plan required by this Discharge Permit.</p> <p>Following notification from NMED that the Permittee may cease post-closure monitoring, the Permittee shall plug and abandon the monitoring well(s) in accordance with the attached Monitoring Well Guidance.</p> <p>When the Permittee has met all closure and post-closure requirements and verified appropriate actions with date stamped photographic evidence or an associated NMED inspection, the Permittee may submit to NMED a written request, including photographic evidence, for termination of the Discharge Permit.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection D of 20.6.2.4103 NMAC, 40 CFR Part 503]</p>
51.	<p>The Permittee shall perform the following closure measures in the event the Facility, or a component thereof, is proposed to be permanently closed.</p> <p>Within <u>60 days</u> of ceasing to discharge to the impoundment(s), the Permittee shall plug the impoundment influent lines so that a discharge can no longer occur.</p>



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	<p>Within <u>60 days</u> of ceasing to discharge to the impoundment(s), the Permittee shall discharge wastewater from the impoundment and any other wastewater system component to the reuse area. The Permittee shall not discharge accumulated solids (sludge) from the impoundment to the reuse area.</p> <p>Within <u>90 days</u> of ceasing to discharge to the impoundment(s), the Permittee shall submit a sludge removal and disposal plan to NMED for approval. The Permittee shall implement the plan within 30 days following approval by NMED. The sludge removal and disposal plan shall include the following information.</p> <ul style="list-style-type: none"><li>a) The estimated volume and dry weight of sludge planned for removal and disposal, including measurements and calculations.</li><li>b) Analytical results for samples of the sludge taken from the impoundment for TKN, NO<sub>3</sub>-N, percent total solids, and any other parameters tested (reported in mg/kg, dry weight basis).</li><li>c) The method of sludge <i>removal</i> from the impoundment(s).</li><li>d) The method of <i>disposal</i> for all the sludge (and its contents) removed from the impoundment(s). The method shall comply with all local, state and federal regulations, including 40 CFR Part 503. <i>Note: A proposal that includes the surface disposal of sludge may be subject to Groundwater Discharge Permitting requirements pursuant to 20.6.2.3104 NMAC that are separate from the requirements of this Discharge Permit.</i></li><li>e) A schedule for completion of sludge removal and disposal not to exceed two years from the date discharge to the impoundment(s) ceased.</li></ul> <p>Within <u>one year</u> following completion of the sludge removal and disposal, the Permittee shall complete the following closure measures.</p> <ul style="list-style-type: none"><li>a) Remove all lines leading to and from the impoundment(s), or permanently plug and abandon the lines in place.</li><li>b) Remove or demolish any other wastewater system components and re-grade area with suitable fill to blend with surface topography, promote positive drainage and prevent ponding.</li><li>c) Characterize, remove and dispose of all solids from the impoundments in accordance with local, state, and federal regulations, and maintain a record of solids transported for off-site disposal, including the volume of solids transported and the disposal location.</li><li>d) Remove and dispose of the impoundment liners at a solid waste facility. If there is evidence of contaminated soil below the liners, assess the impact, report that assessment to NMED, and mitigate the impacts following NMED approval.</li><li>e) Fill the impoundment(s) with suitable fill.</li></ul>

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	<p>f) Re-grade the impoundment site and the locations of ancillary equipment, e.g., influent piping, to blend with surface topography, promote positive drainage and prevent ponding.</p> <p>The Permittee shall continue groundwater monitoring until the Permittee meets the requirements of this condition met and groundwater monitoring confirms for a minimum of eight consecutive quarterly groundwater sampling events that groundwater does not exceed the standards of Section 20.6.2.3103 NMAC. This period is referred to as “post-closure.”</p> <p>If at any time monitoring results show an exceedance of a groundwater quality standard in Section 20.6.2.3103 NMAC, the Permittee shall implement the Contingency Plan required by this Discharge Permit.</p> <p>Following notification from NMED that the Permittee may cease post-closure monitoring, the Permittee shall plug and abandon the monitoring well(s) in accordance with the attached Monitoring Well Guidance.</p> <p>When the Permittee has met all closure and post-closure requirements and verified appropriate actions with date stamped photographic evidence or an associated NMED inspection, the Permittee may submit to NMED a written request, including photographic evidence, for termination of the Discharge Permit.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection D of 20.6.2.4103 NMAC, 40 CFR Part 503]</p>

#### E. GENERAL TERMS AND CONDITIONS

#	Terms and Conditions
52.	<p>RECORD KEEPING - The Permittee shall maintain a written record of the following:</p> <ul style="list-style-type: none"> <li>• Information and data used to complete the application for this Discharge Permit;</li> <li>• Information, data, and documents demonstrating completion of closure activities;</li> <li>• Any releases (commonly known as “spills”) not authorized under this Discharge Permit and reports submitted pursuant to 20.6.2.1203 NMAC;</li> <li>• The operation, maintenance, and repair of all facilities/equipment used to treat, store or dispose of wastewater;</li> <li>• Facility record drawings (plans and specifications) showing the actual construction of the Facility and bear the seal and signature of a licensed New Mexico professional engineer;</li> </ul>

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	<ul style="list-style-type: none"> <li>• Copies of logs, inspection reports, and monitoring reports completed and/or submitted to NMED pursuant to this Discharge Permit;</li> <li>• The volume of wastewater or other wastes discharged pursuant to this Discharge Permit;</li> <li>• Groundwater quality and wastewater quality data collected pursuant to this Discharge Permit;</li> <li>• Copies of construction records (well log) for all sampled groundwater monitoring wells pursuant to this Discharge Permit;</li> <li>• The maintenance, repair, replacement or calibration of any monitoring equipment or flow measurement devices required by this Discharge Permit; and</li> <li>• Data and information related to field measurements, sampling, and analysis conducted pursuant to this Discharge Permit, including:               <ul style="list-style-type: none"> <li>○ the dates, location and times of sampling or field measurements;</li> <li>○ the name and job title of the individuals who performed each sample collection or field measurement;</li> <li>○ the sample analysis date of each sample</li> <li>○ the name and address of the laboratory, and the name of the signatory authority for the laboratory analysis;</li> <li>○ the analytical technique or method used to analyze each sample or collect each field measurement;</li> <li>○ the results of each analysis or field measurement, including raw data;</li> <li>○ the results of any split, spiked, duplicate or repeat sample; and</li> <li>○ a copy of the laboratory analysis chain-of-custody as well as a description of the quality assurance and quality control procedures used.</li> </ul> </li> </ul> <p>The Permittee shall maintain the written record at a location accessible to NMED during a Facility inspection for the lifetime of the Discharge Permit. The Permittee shall make the record available to the department upon request.</p> <p>[Subsections A and D of 20.6.2.3107 NMAC]</p>
53.	<p>SUBMITTALS – The Permittee shall submit both a paper copy and an electronic copy of all notification and reporting documents required by this Discharge Permit, e.g., monitoring reports. The Permittee shall submit paper and electronic documents to the NMED Permit Contact identified on the Permit cover page.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>
54.	<p>INSPECTION and ENTRY – The Permittee shall allow NMED to inspect the Facility and its operations that are subject to this Discharge Permit and the WQCC regulations. NMED may upon presentation of proper credentials, enter at reasonable times upon or through</p>

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	<p>any premises in which a water contaminant source is located or in which any maintained records required by this Discharge Permit, the regulations of the federal government, or the WQCC are located.</p> <p>The Permittee shall allow NMED to have access to and reproduce for their use any copy of the records, and to perform assessments, sampling or monitoring during an inspection for the purpose of evaluating compliance with this Discharge Permit and the WQCC regulations.</p> <p>No person shall construe anything in this Discharge Permit as limiting in any way the inspection and entry authority of NMED under the WQA, the WQCC Regulations, or any other local, state or federal regulations.</p> <p>[Subsection D of 20.6.2.3107 NMAC, NMSA 1978, §§ 74-6-9.B and 74-6-9.E]</p>
55.	<p>DUTY to PROVIDE INFORMATION - The Permittee shall, upon NMED's request, allow for NMED's inspection/duplication of records required by this Discharge Permit and/or furnish to NMED copies of such records.</p> <p>[Subsection D of 20.6.2.3107 NMAC]</p>
56.	<p>MODIFICATIONS and/or AMENDMENTS – In the event the Permittee proposes a change to the Facility or the Facility's discharge that would result in a change in the volume discharged; the location of the discharge; or in the amount or character of water contaminants received, treated or discharged by the Facility, the Permittee shall notify NMED prior to implementing such changes. The Permittee shall obtain NMED's approval (which may require modification of this Discharge Permit) prior to implementing such changes.</p> <p>[Subsection C of 20.6.2.3107 NMAC, Subsections E and G of 20.6.2.3109 NMAC]</p>
57.	<p>PLANS and SPECIFICATIONS – In the event the Permittee proposes to construct a wastewater system or change a process unit of an existing system such that the quantity or quality of the discharge will change substantially from that authorized by this Discharge Permit, the Permittee shall submit construction plans and specifications of the proposed system or process unit to NMED for approval prior to the commencement of construction.</p> <p>In the event the Permittee implements changes to the wastewater system authorized by this Discharge Permit that result in only a minor effect on the character of the discharge, the Permittee shall report such changes (including the submission of record drawings where applicable) to NMED prior to implementation.</p>

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	[Subsections A and C of 20.6.2.1202 NMAC, NMSA 1978, §§ 61-23-1 through 61-23-32]
58.	<p>CIVIL PENALTIES - Any violation of the requirements and conditions of this Discharge Permit, including any failure to allow NMED staff to enter and inspect records or facilities, or any refusal or failure to provide NMED with records or information, may subject the Permittee to a civil enforcement action. Pursuant to WQA 74-6-10(A) and (B), such action may include a compliance order requiring compliance immediately or in a specified time, assessing a civil penalty, modifying or terminating the Discharge Permit, or any combination of the foregoing; or an action in district court seeking injunctive relief, civil penalties, or both. Pursuant to WQA 74-6-10(C) and 74-6-10.1, civil penalties of up to \$15,000 per day of noncompliance may be assessed for each violation of the WQA 74-6-5, the WQCC Regulations, or this Discharge Permit, and civil penalties of up to \$10,000 per day of noncompliance may be assessed for each violation of any other provision of the WQA, or any regulation, standard, or order adopted pursuant to such other provision. In any action to enforce this Discharge Permit, the Permittee waives any objection to the admissibility as evidence of any data generated pursuant to this Discharge Permit.</p> <p>[20.6.2.1220 NMAC, NMSA 1978, §§ 74-6-10 and 74-6-10.1]</p>
59.	<p>CRIMINAL PENALTIES – No person shall:</p> <ul style="list-style-type: none"> <li>• Make any false material statement, representation, certification or omission of material fact in an application, record, report, plan or other document filed, submitted or maintained under the WQA;</li> <li>• Falsify, tamper with or render inaccurate any monitoring device, method or record maintained under the WQA; or</li> <li>• Fail to monitor, sample or report as required by a permit issued pursuant to a state or federal law or regulation.</li> </ul> <p>Any person who knowingly violates or knowingly causes or allows another person to violate the requirements of this condition is guilty of a fourth-degree felony and shall be sentenced in accordance with the provisions of NMSA 1978, § 31-18-15. Any person who is convicted of a second or subsequent violation of the requirements of this condition is guilty of a third-degree felony and shall be sentenced in accordance with the provisions of NMSA 1978, § 31-18-15. Any person who knowingly violates the requirements of this condition or knowingly causes another person to violate the requirements of this condition and thereby causes a substantial adverse environmental impact is guilty of a third-degree felony and shall be sentenced in accordance with the provisions of NMSA 1978, § 31-18-15. Any person who knowingly violates the requirements of this condition and knows at the time of the violation that he is creating a substantial danger of death</p>

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	<p>or serious bodily injury to any other person is guilty of a second degree felony and shall be sentenced in accordance with the provisions of NMSA 1978, § 31-18-15.</p> <p>[20.6.2.1220 NMAC, NMSA 1978, §§ 74-6-10.2.A through 74-6-10.2.F]</p>
60.	<p>COMPLIANCE with OTHER LAWS - Nothing in this Discharge Permit shall be construed in any way as relieving the Permittee of the obligation to comply with any other applicable federal, state, and/or local laws, regulations, zoning requirements, nuisance ordinances, permits or orders.</p> <p>[NMSA 1978, § 74-6-5.L]</p>
61.	<p>RIGHT to APPEAL - The Permittee may file a petition for review before the WQCC on this Discharge Permit. Such petition shall be in writing to the WQCC within thirty days of the receipt of postal notice of this Discharge Permit and shall include a statement of the issues raised and the relief sought. Unless the Permittee files a timely petition for review, the decision of NMED shall be final and not subject to judicial review.</p> <p>[20.6.2.3112 NMAC, NMSA 1978, § 74-6-5.O]</p>
62.	<p>TRANSFER of DISCHARGE PERMIT - Prior to the transfer of any ownership, control, or possession of this Facility or any portion thereof, the Permittee shall:</p> <ul style="list-style-type: none"> <li>• Notify the proposed transferee in writing of the existence of this Discharge Permit;</li> <li>• Include a copy of this Discharge Permit with the notice; and</li> <li>• Deliver or send by certified mail to NMED a copy of the notification and proof that the proposed transferee has received such notification.</li> </ul> <p>The Permittee shall continue to be responsible for any discharge from the Facility, until both ownership and possession of the Facility have been transferred to the transferee.</p> <p>[20.6.2.3111 NMAC]</p>
63.	<p>PERMIT FEES – The Permittee shall be aware that the payment of permit fees is due at the time of Discharge Permit approval. The Permittee may pay the permit fees in a single payment or they may pay the fee in equal installments on a yearly basis over the term of the Discharge Permit. The Permittee shall remit single payments to NMED no later than 30 days after the Discharge Permit issuance date. The Permittee shall remit initial installment payments to NMED no later than 30 days after the Discharge Permit issuance date; with subsequent installment payments remitted to NMED no later than the anniversary of the Discharge Permit issuance date.</p>

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	<p>Permit fees are associated with <u>issuance</u> of this Discharge Permit. No person shall construe anything in this Discharge Permit as relieving the Permittee of the obligation to pay all permit fees assessed by NMED. A Permittee that ceases discharging or does not commence discharging from the Facility during the term of the Discharge Permit shall pay all permit fees assessed by NMED. NMED shall suspend or terminate an approved Discharge Permit if the Permittee fails to remit an installment payment by its due date.</p> <p>[Subsection F of 20.6.2.3114 NMAC, NMSA 1978, § 74-6-5.K]</p>



## New Mexico Environment Department Ground Water Quality Bureau Discharge Permit Summary

### Facility Information

**Facility Name** Quill Wastewater Treatment Plant  
**Discharge Permit Number** DP-234  
**Legally Responsible Party** Anna Silva, Deputy Director  
State of New Mexico Facilities Management Division  
PO Box 6850  
Santa Fe, NM 87502  
(505) 827-2141

### Treatment, Disposal and Site Information

**Primary Waste Type** Domestic Wastewater  
**Facility Type** Wastewater Treatment Facility

#### Treatment Methods

Type	Designation	Description & Comments
Water Reclamation Facility (WRF)	Quill WRF	A wastewater reclamation facility authorized to receive, treat, and discharge up to 500,000 gpd. Treatment consists of headworks, anoxic/aeration basins, membrane bioreactors, and chlorine disinfection. Sludge is dewatered and transported and disposed of at a permitted facility.

#### Discharge Locations

Type	Designation	Description & Comments
Impoundment	Storage for Irrigation	<ul style="list-style-type: none"><li>Cell Capacity: 19,953,000 gallons</li><li>Surface Area: 5.56 acres</li></ul>
Reuse Area	South Field	38 acres of rangeland
Reuse Area	North Field	57 acres of rangeland

#### Flow Metering Locations

Type	Designation	Description & Comments
Primary Measurement Device	Influent Entrance Works	Parshall flume equipped with head sensing ultrasonic flow meter and chart recording.
Totalizing Flow Meter	Reuse pump station	Run time flow meter

#### Ground Water Monitoring Locations

Type	Designation	Description & Comments
Monitoring Well 1	MW-1	Intended to be located hydrologically upgradient and 50 feet northeast of stabilization impoundment #2.





## New Mexico Environment Department Ground Water Quality Bureau Discharge Permit Summary

Monitoring Well 2	MW-2	Intended to be located hydrologically downgradient and 50 feet northwest of stabilization impoundment #1.
Monitoring Well 3	MW-3	Intended to be located hydrologically downgradient and 40 feet west of stabilization impoundment #1.
Monitoring Well 4	MW-4	Intended to be located hydrologically downgradient and within 20-50 feet west of the north reuse area's irrigated boundary.
Monitoring Well 5	MW-5	Intended to be located hydrologically downgradient and within 20-50 feet of the 95-acre rangeland reuse area. Required to be installed.

Depth-to-Ground Water 90 feet  
Total Dissolved Solids (TDS) 170 mg/L

### Permit Information

Original Permit Issued	June 28, 1983
Permit Renewal	July 5, 1988
Permit Renewal	June 27, 1994
Permit Modification	October 15, 1998
Permit Renewal and Modification	June 12, 2000
Permit Renewal and Modification	November 20, 2006
Permit Renewal	August 15, 2012
Permit Renewal and Modification	June 29, 2018
<b>Current Action</b>	<b>Permit Modification</b>
Application Received	December 14, 2018
Public Notice Published	[not yet published]
Permit Issued (Effective Date)	[effective date]
Permitted Discharge Volume	500,000 gallons per day

### NMED Contact Information

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