

GW - 305

**GENERAL
CORRESPONDENCE**

YEAR(S):

2008

Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Wednesday, January 30, 2008 6:27 PM
To: 'ferguson@fergusoncc.com'
Subject: Renewal for Discharge Permit GW-305 (for Ferguson Construction - Lovington Facility)
Attachments: Renewal WQCC Notice Regs.pdf; Discharge Plan App Form.pdf; Guidelines For Discharge Plans.pdf; PN Flow Chart.20.6.2renewal.pdf

Dear Discharge Permit (GW-305) Holder (Mark Wieser):

The New Mexico Oil Conservation Division's (OCD) records indicate that the following discharge permit will expire this year:

GW-305 Ferguson Construction Co. (Lea County)

Expiration Date: 7/20/2008

New Mexico Water Quality Control Commission regulations (WQCC) Section 3106.F (20.6.2.3106.F NMAC) specifies that if a discharger submits a discharge permit renewal application at least 120 days before the discharge permit expires and is in compliance with the approved plan, then the existing discharge permit will not expire until the application for renewal has been approved or disapproved. Please submit a permit renewal application, identifying any changes and updates, with a filing fee (20.6.2.3114 NMAC) of \$100.00 at least 120 days before the discharge permit expires (no later than March 20, 2008). Please make all checks payable to the **Water Quality Management Fund** and addressed to the OCD Santa Fe Office. There is also a discharge permit fee, based on the type of facility, which OCD will assess after processing your application. An application form and guidance document is attached in order to assist in expediting this process.

In accordance with the public notice requirements (Subsection A of 20.6.2.3108 NMAC) of the newly revised (July 2006) WQCC regulations, "...to be deemed administratively complete, an application shall provide all of the information required by Paragraphs (1) through (5) of Subsection F of 20.6.2.3108 NMAC and shall indicate, for department approval, the proposed locations and newspaper for providing notice required by Paragraphs (1) through (4) of Subsection B or Paragraph (2) of Subsection C of 20.6.2.3108 NMAC." You are required to provide the information specified above in your permit renewal application submittal. Attached are a flow chart and the regulatory language pertaining to the new WQCC public notice requirements for your convenience. After the application is deemed administratively complete, the revised public notice requirements of 20.6.2.3108 NMAC must be satisfactory demonstrated to OCD. OCD will provide public notice pursuant to the revised WQCC notice requirements of 20.6.2.3108 NMAC to determine if there is any public interest.

Please contact me by phone 505-476-3489 or email <mailto:edwardj.hansen@state.nm.us> if you have any questions regarding this matter.

Sincerely,

Edward J. Hansen
Hydrologist
Environmental Bureau

1/30/2008