



# State of New Mexico

## Office of the Governor

Bill Richardson  
Governor

April 23, 2009

Mr. Lawrence E. Starfield  
Acting Regional Administrator  
United States Environmental Protection Agency, Reg. 6  
Dallas, TX 75202

Dear Mr. Starfield:

This letter is submitted to fulfill Bernalillo County's requirements under Section 107 (d)(1) of The Clean Air Act, which requires all state governors to submit initial designations within one year of the promulgation of a new or revised National Ambient Air Quality Standard (NAAQS). The U.S. Environmental Protection Agency (EPA) revised the NAAQS for Lead (Pb) on October 15, 2008, which became effective January 12, 2009 (73 FR 219; November 12, 2008). Therefore, the Governor's letter recommending initial designations to EPA is due by October 15, 2009.

The City of Albuquerque Air Quality Division (AQD) is not currently monitoring for lead, and thus does not have data to classify Bernalillo County as being in attainment or not. Therefore, our recommendation for all areas of Bernalillo County, New Mexico under the jurisdiction of the AQD, as the agent for the Albuquerque-Bernalillo County Air Quality Control Board is "unclassifiable" until sufficient monitoring data is available to make an informed recommendation.

Per 73 FR 219, a plan for establishing Pb monitoring sites in accordance with the requirements of Appendix D to 40 CFR 58 shall be submitted to the EPA Regional Administrator no later than July 1, 2009 as part of the annual network plan required in Paragraph (a)(1) of § 58.10, *Annual monitoring network plan and periodic network assessment*. The plan shall provide for the required source-oriented Pb monitoring sites to be operational by January 1, 2010. Bernalillo County is not required to install a Source-oriented monitor. Those states, in which a Core Based Statistical Area (CBSA) exceeding 500,000 people resides, are required to install a non-source-oriented Pb monitor. Therefore, Bernalillo County, which has a CBSA exceeding 500,000, is required to install a non-source oriented Pb monitor, which must be operational by January 1, 2011.

EPA requires that AQD submit specific locations for those sites scheduled to be operational by January 1, 2011, to the Regional Administrator by July 1, 2010 as part of their annual network

plan. However, the AQD anticipates that these locations will be identified in its July 1, 2009 annual network plan.

Per § 58.13, *Monitoring network completion*, Paragraph (b): "Notwithstanding specific dates included in 40 CFR 58, beginning January 1, 2008, when existing networks are not in conformance with the minimum number of required monitors specified in 40 CFR 58, additional required monitors must be identified in the next applicable annual monitoring network plan, with monitoring operation beginning by January 1 of the following year. To allow sufficient time to prepare and comment on Annual Monitoring Network Plans, only monitoring requirements effective 120 days prior to the required submission date of the plan (i.e., 120 days prior to July 1 of each year) shall be included in that year's annual monitoring network plan".

Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Bill Richardson". The signature is written in black ink and is positioned above the printed name and title.

Bill Richardson  
Governor of New Mexico

BR/am