

NPDES PERMIT NO. NM0031208 RESPONSE TO COMMENTS

RECEIVED ON THE SUBJECT DRAFT NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT IN ACCORDANCE WITH REGULATIONS LISTED AT 40 CFR §124.17

APPLICANT: Quail Run Services, LLC  
Post Office Box 570177  
Houston, TX 77257

ISSUING OFFICE: U.S. Environmental Protection Agency Region 6  
1201 Elm Street, Suite 500  
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PREPARED BY: Jim Afghani  
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NPDES Permitting and Wetlands Section (6WDPE)  
Water Division (6WD)  
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PERMIT ACTION: Final permit decision and response to comments received on the draft reissued NPDES permit publicly noticed on March 30, 2024.

DATE PREPARED: June 13, 2024

Unless otherwise stated, citations to 40 CFR refer to promulgated regulations listed at Title 40, Code of Federal Regulations, revised as of June 11, 2024.

SUBSTANTIAL CHANGES FROM DRAFT PERMIT:

There are no changes from the draft NPDES permit publicly noticed on March 30, 2024

STATE CERTIFICATION:

In a letter from Shelly Lemon, Bureau Chief, SWQB, to Troy C. Hill, P.E., Director, Water Division (EPA), dated May 14, 2024, the NMED certified that the discharge would comply with the applicable provisions of Section 208(e), 301, 302, 303, 306 and 307 of the Clean Water Act and with appropriate requirements of State law.

The NMED stated that to meet the requirements of State law, including water quality standards and appropriate basin plans as may be amended by the water quality management plan, each of the conditions cited in the draft permit and the State certification shall not be made less stringent. The State also stated that it reserves the right to amend or revoke this certification if such action is necessary to ensure compliance with the State's water quality standards and water quality management plan.

CONDITIONS OF CERTIFICATION:

There are no conditions of the State certification.

**COMMENTS THAT ARE NOT CONDITIONS OF STATE CERTIFICATION:**

Comment 1 received from NMED:

In Part I. Requirements for NPDES Permits, Section A. Limitations and Monitoring Requirements, 1. Outfall 001- Final Effluent Limits – 0.15 MGD, NMED requests EPA add a footnote for the PFAS Measurement Frequency stating that each sample needs be collected and analyzed in a separate calendar year.

Response 1:

Added a footnote as requested.

Comment 2 received from NMED:

In Part I, Section C. Permit Modification and Reopener, NMED requests that EPA correct the citation 40 CFR Part 122.62(s)(2) to 40 CFR Part 122.62(a)(2).

Response 2:

Corrected the citation as requested.

Comment 3 received from NMED:

In Part I, Section D. Overflow Reporting, NMED requests EPA update the language to include NMED email SWQ.Reporting@env.nm.gov (email preferred) after the NMED phone number (505) 827-0187 in the second paragraph.

Response 3:

The email is added in Part I, Section D as requested.

Comment 4 received from NMED:

In Part II, Section B. 24-Hour Oral Reporting: Daily Maximum Limitation Violations, NMED requests that EPA add reference to Part III.D.4, for EPA and NMED contact information or include NMED reporting email SWQ.Reporting@env.nm.gov in Part II.B.

Response 4:

Added the NMED email to Part II, Section B.