

NPDES PERMIT NO. NM0031235 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: Eastern New Mexico Water Utility Authority
801 Pile Street, Suite 214
Clovis, NM 88101

ISSUING OFFICE: U.S. Environmental Protection Agency
Region 6
1201 Elm Street, Suite 500
Dallas, TX 75270

PREPARED BY: Jim Afghani
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PERMIT ACTION: Final permit decision and response to comments received on the proposed NPDES permit publicly noticed on September 6, 2025.

DATE PREPARED: October 8, 2025

Unless otherwise stated, citations to 40 CFR refer to promulgated regulations listed at Title 40, Code of Federal Regulations, revised as of September 29, 2025.

SUBSTANTIAL CHANGES FROM DRAFT PERMIT:

None

STATE CERTIFICATION:

On October 8, 2025, Shelly Lemon, Bureau Chief of the SWQB, sent a letter to Scott Mason IV, Regional Administrator of EPA Region 6, in which the New Mexico Environment Department (NMED) certified that the discharge will comply with the relevant provisions of the Clean Water Act, including Sections 208(e), 301, 302, 303, 306, and 307, as well as the applicable requirements of state law.

The NMED emphasized that to meet state law requirements-such as water quality standards and relevant basin plans, which the water quality management plan may amend-none of the conditions specified in the draft permit or the state certification shall be made less stringent.

Additionally, the state reserves the right to amend or revoke this certification if necessary to ensure compliance with the state's water quality standards and water quality management plan.

COMMENTS THAT ARE CONDITIONS OF CERTIFICATION:

None

OTHER COMMENTS RECEIVED ON DRAFT PERMIT:

None