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GOVERNOR

JAMES C. KENNEY
CABINET SECRETARY

Original via Electronic Mail

July 27, 2026,

Greg Kaufman, Environment Director
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Bernalillo, New Mexico, 87004
GKaufman@sandiapueblo.nsn.org

Troy C. Hill, P.E., Director
Water Division (6WD)
U. S. Environmental Protection Agency
1201 Elm Street, Suite 500
Dallas, Texas 75202
Hill.Troy@epa.gov

Re: **State of New Mexico as a Downstream State; Comments on the Draft NPDES permit for the Town of Bernalillo Wastewater Treatment Plant, NPDES Permit No. NM0023485**

Dear Director Greg Kaufman and Director Troy Hill,

Thank you for the opportunity to review and comment as a downstream state on the proposed National Pollutant Discharge Elimination System (NPDES) permit for the Town of Bernalillo Wastewater Treatment Plant, NPDES permit number NM0023485, which discharges to the tribal waters of the Rio Grande on Pueblo of Sandia Tribal lands.

Enclosed, please find the comments for the proposed National Pollutant Discharge Elimination System (NPDES) permit NM0023485 for the Town of Bernalillo Wastewater Treatment Plant.

Please contact Susan A. Lucas Kamat at (505) 946-8924 or PSRS.Program.Manager@env.nm.gov if you have any questions concerning these comments.

Sincerely,

Shelly Lemon, Bureau Chief
Surface Water Quality Bureau

cc: (w/ enclosures)

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State of New Mexico CWA Downstream State Comments
Town of Bernalillo Wastewater Treatment Plant
NPDES Permit No. NM0023485
July 27, 2026

Comments:

1. Part I. Requirements for NPDES Permits, Section A. Limitations and Monitoring Requirements, Subsection 1. OUTFALL 001 – FINAL Effluent Limits – 0.8 MGD Design Flow

NMED requests EPA to address the discrepancy in the Fact Sheet and draft permit regarding the monitoring frequency of *E. Coli*. The pollutant *E. Coli* has a monitoring frequency of 1/week. The Fact Sheet, Section V. Draft Permit Rationale and Conditions, Subsection D. Monitoring Frequency for Limited/Monitored Parameters states the monitoring should be 3/week.

2. Part I. Requirements for NPDES Permits, C. Monitoring and Reporting (Minor Dischargers)

The permit requires that monitoring data and reports be sent to the email address ARosebrough@sandiapueblo.nsn.us. NMED requests that EPA confirm with the Pueblo of Sandia the current email for electronic submittal for discharge monitoring reports and other written reports.

3. Part III. Standard Conditions for NPDES Permits, Section D. Reporting Requirements, Subsection 7. Twenty-Four Hour Reporting

The contact number for the Pueblo of Sandia is listed as 505-827-0187, which is the NMED SWQB contact number. NMED requests EPA correct the Pueblo of Sandia contact information. According to [Pueblo of Sandia Environment Department](#), the contact phone number should be 505-867-4533.