



MICHELLE LUJAN GRISHAM
GOVERNOR

JAMES C. KENNEY
CABINET SECRETARY

Notification provided via E-mail

April 10, 2024

Ron Bowan, hachitawater@vtc.net
Hachita MDWCA, NM3501309
PO Box 153
Hachita, NM 88040

RE: Notice of Violation – Failure to provide Public Notice

Dear Ron Bowan,

Our records indicate that the Hachita MDWCA was late to provide public notice certification to the New Mexico Environment Department-Drinking Water Bureau (NMED-DWB) as required for the Ground Water Rule (GWR) - Failure to Consult Notice of Violation (NOV) issued on February 14, 2023.

Pursuant to Section 20.7.10.100 NMAC [incorporating 40 CFR Section §141.203], the Hachita MDWCA was required to notify customers of the violation within one year from the date on the original NOV.

Pursuant to 20.7.10.100 NMAC [incorporating 40 CFR Section 141.31(d)], the Hachita MDWCA was required to certify that the notice was published and specify the method of publication by submitting a Public Notification Certification Form within 10 days of completing these requirements.

Certification was ultimately provided to NMED-DWB on July 25, 2023 indicating that public notice was provided through a separate mailing to customers on June 28, 2023. However, because certification was not provided to NMED-DWB within 10 days of publication of the notice, the Hachita MDWCA did not fully satisfy all requirements.

Notwithstanding this NOV, the Hachita MDWCA has since returned to compliance regarding this specific public notice and no further action is required.

Pursuant to the NMED Delegation Order dated February 19, 2024, the Cabinet Secretary has delegated the authority to issue Notice of Violations to DWB Compliance Supervisor Brandi Littleton.

Please note that your facility will appear on the Department's Enforcement Watch as a result of this NOV (<https://www.env.nm.gov/enforcement-watch/>). Further, the Department will issue a press release to local media highlighting your public water system as appearing on this webpage. Your public water system will remain on the Enforcement Watch website as an active matter until this matter is fully resolved.

If you have any questions or need clarification, please contact DWB Compliance Officer Aaron Beckworth at 505-372-8174 or by e-mail to: aaron.beckworth@env.nm.gov

Respectfully,



Brandi Littleton, Compliance Supervisor
Drinking Water Bureau
Water Protection Division

xc: Martin Torrez, PWSS Manager (electronic)
Aaron Beckworth, Compliance Officer (electronic)
Electronic Central File