



July 12, 2023

Steve Sederwall
Pinon Hills RV Park, NM3502514
PO Box 750
Capitan, NM 88316

RE: Notice of Violation – Failure to provide Public Notice

Dear Steve Sederwall:

Our records indicate that the Pinon Hills RV Park water system did not provide public notice to your customers and did not return the public notice certification form to New Mexico Environment Department-Drinking Water Bureau (NMED-DWB) for the February, March and April 2022 RTCR Monitor & Reporting Notice of Violations (NOVs) issued on March 18, 2022, April 15, 2022, and May 20, 2022.

Pursuant to Section 20.7.10.100 NMAC [incorporating 40 CFR Section 141.204], you were required to notify your customers of the violations by **mail or other direct delivery to each customer** and any other methods as necessary to inform the public, within a year from the date on the original NOVs.

Pursuant to 20.7.10.100 NMAC [incorporating 40 CFR Section 141.31(d)] the Pinon Hills RV Park water system was required to certify, within 10 days of completing the public notices, that the public notices were published and the method of publication, by submitting a completed copy of the Public Notification Certification Form.

Because the public notices and public notice certification forms were not provided to NMED-DWB, the Pinon Hills RV Park water system is in violation.

The Pinon Hills RV Park water system is still required to provide public notices and return the Public Notice Certification Forms to NMED-DWB for the NOV issued on March 18, April 15, and May 20, 2022. Please complete the public notice requirements and return the public Notices and Public Notice Certification Forms to Chet Markham by email to chet.markham2@env.nm.gov.

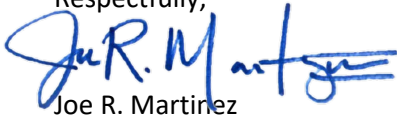
NMED-DWB reserves the right to take additional enforcement action regarding the violations identified in these NOVs, to include the issuance of an Administrative Compliance Order compelling compliance and issuing civil penalties.

Pursuant to the NMED Delegation Order dated March 24, 2023, the Cabinet Secretary has delegated the authority to issue Notice of Violations to DWB Bureau Chief Joe R. Martinez.

Please note that your facility will appear on the Department's Enforcement Watch as a result of these NOVs (see: <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 or members of your staff have questions, please feel free to contact please contact Chet Markham at 505-629-3085 or by email to chet.markham2@env.nm.gov.

Respectfully,



Joe R. Martinez

Drinking Water Bureau

Water Protection Division

cc: Brandi Littleton, Southern Compliance Supervisor (electronic)
Chet Markham, RTCR Administrator (electronic)
Electronic Central File