



MICHELLE LUJAN GRISHAM
GOVERNOR

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CABINET SECRETARY

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

February 21, 2025

David Flowers, President
Rocket Industries, Inc.
PO BOX 229237
Glenwood, FL. 32720

RE: Draft Discharge Permit Renewal, DP-948, Rocket Industries Inc.

Dear David Flowers:

The New Mexico Environment Department (NMED) hereby provides notice to Rocket Industries, Inc. of the proposed approval of Ground Water Discharge Permit Renewal, DP-948, (copy enclosed), pursuant to Subsection H of 20.6.2.3108 NMAC. NMED will publish notice of the availability of the draft Discharge Permit in the near future for public review and comment and will forward a copy of that notice to you.

Prior to making a final ruling on the proposed Discharge Permit, NMED will allow 30 days from the date the public notice is published in the newspaper for any interested party, including the Discharge Permit applicant, i.e., yourself, to submit written comments and/or a request a public hearing. A hearing request shall set forth the reasons why a hearing is requested. NMED will hold a hearing in response to a timely hearing request if the NMED Secretary determines there is substantial public interest in the proposed Discharge Permit.

Please review the enclosed draft Discharge Permit carefully. Please be aware that this Discharge Permit may contain conditions that require the permittee to implement operational, monitoring or closure actions by a specified deadline.

Please submit written comments or a request for hearing to my attention at the address below, via email to jayson.romero@env.nm.gov or to pps.general@env.nm.gov, or directly into the NMED Public Comment Portal at <https://nmed.commentinput.com/comment/search>. If NMED does not receive written comments or a request for hearing during the public comment period, the draft Discharge Permit will become final.

Thank you for your cooperation during the review process. Feel free to contact me with any questions at (505) 531-7230.

Sincerely,

Jayson A. Romero, Water Resources Professional II

cc: Chauncey Puls, Operator, soulmates69_4ever@hotmail.com



NEW MEXICO
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Draft: February 21, 2025

GROUND WATER QUALITY BUREAU
DISCHARGE PERMIT
Issued under 20.6.2 NMAC

Facility Name:	Rocket Industries, Inc.
Discharge Permit Number:	DP-948
Facility Location:	304 South Alphon Street and 1151 Curry Road Clovis, New Mexico 88102
County:	Curry
Permittee:	Rocket Industries, Inc.
Mailing Address:	David Flowers, President P.O. Box 229237 Glenwood, FL, 32720
Facility Contact:	David Flowers, President
Telephone Number/Email:	575-760-3943 / rocket_industries_inc@yahoo.com
Permitting Action:	Renewal
Permit Issuance Date:	DATE
Permit Expiration Date:	DATE
NMED Permit Contact:	Jayson A. Romero
Telephone Number/Email:	505-531-7230 / jayson.romero@env.nm.gov or 505-827-2900 / pps.general@env.nm.gov

JUSTIN D. BALL
 Chief, Ground Water Quality Bureau
 New Mexico Environment Department

Date

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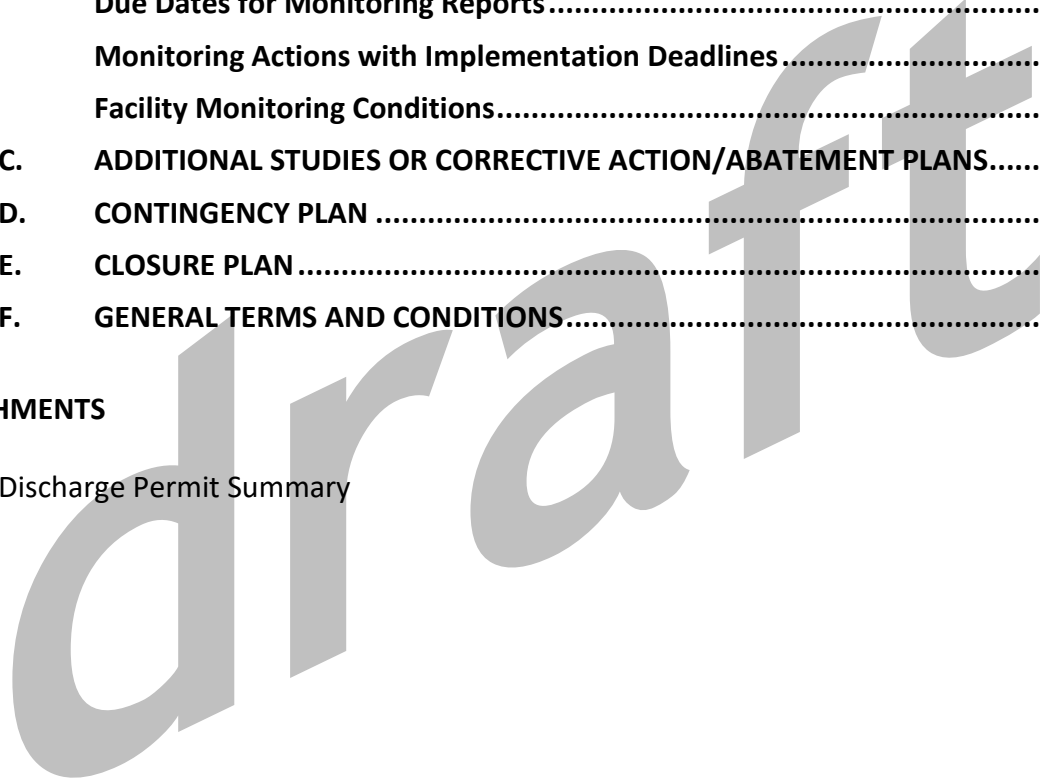
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Discharge Permit Summary



I. INTRODUCTION

The New Mexico Environment Department (NMED) issues this groundwater discharge permit Renewal (Discharge Permit or DP-948) to Rocket Industries, Inc. (Permittee) pursuant to the New Mexico Water Quality Act (WQA), NMSA 1978 §§74-6-1 through 74-6-17, and the New Mexico Water Quality Control Commission (WQCC) Ground and Surface Water Protection Regulations, 20.6.2 NMAC.

NMED's purpose in issuing this Discharge Permit, and in imposing the requirements and conditions specified herein, is to control the discharge of water contaminants from Rocket Industries, Inc. (Facility) in order to protect groundwater and those segments of surface water gaining from groundwater inflow for present and potential future use as domestic and agricultural water supply and other uses, and to protect public health. It is NMED's determination in issuing this Discharge Permit that the Permittee has met the requirements of Subsection C of 20.6.2.3109 NMAC. The Permittee is responsible for complying with the terms and conditions of this Discharge Permit pursuant to Section 20.6.2.3104 NMAC; failure to do so may result in enforcement action by NMED (20.6.2.1220 NMAC).

Described below are the activities that produce the discharge, the location of the discharge, and the quantity, quality, and flow characteristics.

The Facility processes up to 2,000 gallons per day (gpd) of domestic septage, 2,000 gpd of vehicle related grit trap waste, 10,000 gpd of food-related grease trap/interceptor waste, and 10,000 gpd of whey (24,000 gpd total). The waste is processed at two locations, 304 South Alphon Street and 1151 Curry Road. The Permittee is NOT authorized to dispose of any waste onsite.

Discharge Permit Location Information:

Physical Address	304 South Alphon Street, Clovis, NM 88102 & 1151 Curry Road, Clovis, NM 88102
Nearest Town/City	Clovis
Section, Township, Range	South Alphon- Section 13, Township 2 North, Range 35 East Curry Road- Section 24, Township 2 North, Range 35 East
County	Curry
Depth to Groundwater	280
Pre-Discharge TDS	450 mg/L

Discharge Permit Issuance History:

Original Permit Issuance	April 23, 2001
Permit Renewal	December 29, 2010
Permit Renewal and Modification	June 12, 2017

The application (i.e., discharge plan) associated with this Discharge Permit consists of the materials submitted by Rocket Industries Inc. dated July 27, 2022, and materials contained in the administrative record prior to issuance of this Discharge Permit.

The Permittee shall manage the discharge in accordance with all conditions and requirements of this Discharge Permit.

NMED reserves the right to require a Discharge Permit modification in the event NMED determines that the Permittee is or may be violating, or is likely to violate in the future, the requirements of 20.6.2 NMAC or the standards of Section 20.6.2.3103 NMAC. NMED reserves this right pursuant to Section 20.6.2.3109 NMAC. An NMED requirement to modify the Discharge Permit may result from a determination by the department that structural controls and/or management practices approved under this Discharge Permit are insufficiently protective of groundwater quality and human health. NMED reserves the right to require the Permittee to implement abatement of water pollution and remediate groundwater quality.

NMED issuance of this Discharge Permit does not relieve the Permittee of the responsibility to comply with the WQA, WQCC Regulations, and any other applicable federal, state and/or local laws and regulations, such as zoning requirements and nuisance ordinances.

This Discharge Permit may use the following acronyms and abbreviations.

Abbreviation	Explanation	Abbreviation	Explanation
BOD ₅	biochemical oxygen demand (5-day)	NMED	New Mexico Environment Department
CAP	Corrective Action Plan	NMSA	New Mexico Statutes Annotated
CFR	Code of Federal Regulations	NO ₃ -N	nitrate-nitrogen
CFU	colony forming unit	NTU	nephelometric turbidity units
Cl	chloride	QA/QC	Quality Assurance/Quality Control
EPA	United States Environmental Protection Agency	TDS	total dissolved solids
Gpd	gallons per day	TKN	total Kjeldahl nitrogen
LAA	land application area	total nitrogen	= TKN + NO ₃ -N
LADS	Land Application Data Sheet(s)	TRC	total residual chlorine
mg/L	milligrams per liter	TSS	total suspended solids
mL	milliliters	WQA	New Mexico Water Quality Act
MPN	most probable number	WQCC	Water Quality Control Commission
NMAC	New Mexico Administrative Code	WWTF	Wastewater Treatment Facility

II. FINDINGS

In issuing this Discharge Permit, NMED finds the following.

1. The Permittee is discharging effluent or leachate from the Facility so that such effluent or leachate may move into groundwater of the State of New Mexico that has an existing concentration of 10,000 mg/L or less of TDS, within the meaning of Subsection A of 20.6.2.3101 NMAC, without exceeding standards of 20.6.2.3103 NMAC for any water contaminant.
2. The Permittee is discharging effluent or leachate from the Facility directly or indirectly into groundwater pursuant to this Discharge Permit and Sections 20.6.2.3000 through 20.6.2.3114 NMAC.
3. The discharge from this Facility has the potential to contain water contaminants or toxic pollutants elevated above the standards of Section 20.6.2.3103 NMAC and is not subject to the exemption at Subsection 20.6.2.3105 NMAC.

III. AUTHORIZATION TO DISCHARGE

The Permittee is responsible for ensuring that discharges authorized by this Discharge Permit are consistent with the terms and conditions herein pursuant to 20.6.2.3104 NMAC.

This Discharge Permit authorizes the Permittee to process up to 24,000 gpd of domestic/industrial wastewater consisting of: 2,000 gpd of domestic septage, 2,000 gpd of vehicle related grit trap waste, 10,000 gpd of food-related grease trap/interceptor waste, and 10,000 gpd of whey. This Discharge Permit authorizes the Permittee to process the waste at two locations, 304 South Alphon Street and 1151 Curry Road. The Permittee discharges aqueous waste to the City of Clovis Wastewater Treatment Plant (WWTP) and disposes of non-aqueous waste at an authorized solid waste facility (landfill) in accordance with all local, state, and federal regulations. This Discharge Permit does NOT authorize the Permittee to dispose of any waste onsite.

[20.6.2.3104 NMAC, Subsection C of 20.6.2.3106 NMAC, Subsection D of 20.6.2.3109 NMAC]

IV. CONDITIONS

NMED issues this Discharge Permit for the discharge of water contaminants subject to the following conditions.

A. OPERATIONAL PLAN

#	Terms and Conditions
1.	<p>The Permittee shall implement the following operational plan to ensure compliance with Title 20, Chapter 6, Parts 2 and 4 NMAC.</p> <p>[Subsection C of 20.6.2.3109 NMAC]</p>
2.	<p>The Permittee shall operate in a manner that does not violate standards and requirements of Sections 20.6.2.3101 and 20.6.2.3103 NMAC.</p> <p>[20.6.2.3101 NMAC, 20.6.2.3103 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>

Operational Actions with Implementation Deadlines

#	Terms and Conditions
3.	<p>Within 180 days following the issuance date of this Discharge Permit (by DATE), the Permittee shall submit separate up-to-date diagrams of the layouts for the South Alphon and Curry Road. Locations drawn to scale to NMED. The diagram shall include the following elements:</p> <ul style="list-style-type: none"> • a north arrow; • the issuance date of the diagram; • all components of the wastewater treatment system with ID Number and component description (i.e., totalizing flow meter, cone mixing tank, oil/water separator); • all flow measurement devices; and • all wastewater sampling locations. <p>The Permittee shall ensure that any element that cannot be directly shown due to its location inside of existing structures, or because it is buried without surface identification, shall be on the diagram in a schematic format and identified as such.</p> <p>[Subsection C of 20.6.2.3106 NMAC, Subsection A of 20.6.2.3107 NMAC]</p>
4.	<p>Within 180 days following the issuance date of this Discharge Permit (by DATE), the Permittee shall install 12" to 18" berms around the impervious drying beds to restrict waste migration and prevent surface water run-on and run-off. The Permittee shall inspect the berms on a monthly basis and after any major precipitation event and repair as necessary.</p>

#	Terms and Conditions
	<p>The Permittee shall submit documentation demonstrating berm installation that consists of date stamped photographs to NMED in the next required periodic monitoring report.</p> <p>The Permittee shall keep a log of the inspections that includes a date of the inspection, any findings and repairs, and the name of the person responsible for the inspection. The Permittee shall make the log available to NMED upon request.</p> <p>[Subsection C of 20.6.2.3109 NMAC]</p>
5.	<p>Within 30 days of the issuance date of this Discharge Permit (by DATE), the Permittee shall install fences around the Facility to control access by the general public and animals. The fences shall consist of a minimum of six-foot chain link or field fencing (4-strand minimum) and locking gates. Documentation of fence and lock installation shall consist of a narrative statement describing the location of fences, gates, and locks installed and date-stamped photographs. The Permittee shall submit the documentation to NMED in the next required periodic monitoring report.</p> <p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1978, § 74-6-5.D]</p>
6.	<p>Within 30 days of the issuance date of this Discharge Permit (by DATE), the Permittee shall post signs indicating that the wastewater at the Facility is not potable. The Permittee shall post signs at the Facility entrance and other areas where there is potential for public contact with wastewater. Posted signs shall be in English and Spanish and shall be legible during the term of this Discharge Permit.</p> <p>The Permittee shall submit documentation demonstrating sign installation that consists of date stamped photographs to NMED in the next required periodic monitoring report.</p> <p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1978, § 74-6-5.D]</p>
7.	<p>Within 90 days of the issuance date of this Discharge Permit (by DATE), the Permittee shall remove all waste from the impervious drying and holding beds at the Curry Road location to observe the integrity of the liner of the beds. The Permittee shall notify NMED personnel 10 days prior to completion of the waste removal to allow NMED personnel the opportunity to inspect the impervious pads with the Permittee.</p> <p>The Permittee shall submit documentation demonstrating the waste removal that consists of date stamped photographs and narrative to NMED within 30 days post inspection.</p>

#	Terms and Conditions
	<p>The Permittee shall dispose of the waste in a manner consistent with all local, state, and federal regulations.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
8.	<p>Within 90 days following the issuance date of this Discharge Permit (by DATE), the Permittee shall conduct an inspection of the septage holding pit at the South Alphon Street location. A person meeting the qualification requirements identified in Paragraph (2), Subsection B of 20.7.3.904 NMAC, Liquid Waste Disposal and Treatment Regulations shall perform the inspection.</p> <p>The qualified person shall perform the inspection according to the following procedures:</p> <ol style="list-style-type: none"> a) Removal of the waste in the unit and spray down the unit with water to reveal the floor and walls. b) Remove wastewater from septage holding pit. c) Evaluate the unit to determine its material composition, dimensions and structural integrity. d) Collect photographic documentation of the condition of the unit while the unit is empty. e) Dispose of all waste in accordance all local, state, and federal regulations, including 40 CFR Part 503. <p>The Permittee shall notify NMED 10 days prior to completion of the inspection to allow NMED personnel the opportunity to inspect the septage holding pit with the Permittee.</p> <p>The Permittee shall submit a report for each unit evaluated to NMED within 30 days following the evaluation. The report shall include the date of the evaluation, Property Owner (name, mailing address, phone), Evaluator Information (name of company, name of individual conducting the evaluation, Evaluator Qualification [i.e., MM-98, MM-01, MS-03, MS-01, PE, NSF]), Evaluator License/Certification number with expiration date, written evaluation findings, capacity (in gallons), and date stamped photographs of the unit's interior and exterior.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
9.	<p>Within 120 days of the issuance date of this Discharge Permit (by DATE), the Permittee shall place the 5,000-gallon Black Poly Holding Tank on an impervious surface capable of retaining 10% of the total volume of the Holding Tank.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
10.	<p>Within the third year following the issuance date of this Discharge Permit (by DATE), the Permittee shall conduct an evaluation of the Fats Oil and Grease (FOG) holding pit at the</p>

#	Terms and Conditions
	<p>South Alphon Street location. A person meeting the qualification requirements identified in Paragraph (2), Subsection B of 20.7.3.904 NMAC, Liquid Waste Disposal and Treatment Regulations shall perform the evaluation.</p> <p>The qualified person shall perform the evaluation according to the following procedures:</p> <ol style="list-style-type: none"> a) Removal of the waste in the unit and spray down the unit with water to reveal the floor and walls. b) Remove wastewater from FOG holding pit. c) Evaluate the unit to determine its material composition, dimensions and structural integrity. d) Collect photographic documentation of the condition of the unit while the unit is empty. e) Dispose of all waste in accordance all local, state, and federal regulations, including 40 CFR Part 503. <p>The Permittee shall notify NMED 10 days prior to completion of the removal of the FOG to allow NMED personnel the opportunity to evaluate the FOG holding pit with the Permittee.</p> <p>The Permittee shall submit a report for each unit evaluated to NMED within 30 days post evaluation. The report shall include the date of the evaluation, Property Owner (name, mailing address, phone), Evaluator Information (name of company, name of individual conducting the evaluation, Evaluator Qualification [i.e., MM-98, MM-01, MS-03, MS-01, PE, NSF]), Evaluator License/Certification number with expiration date, written inspection findings, capacity (in gallons), and date stamped photographs of the unit's interior and exterior.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>

Operating Conditions

#	Terms and Conditions
11.	<p>The Permittee shall maintain numbered signs identifying each component of the treatment works, impervious drying beds and holding pits. The Permittee shall ensure the signs remain visible and legible for the term of this Discharge Permit.</p> <p>The Permittee shall submit documentation demonstrating sign replacement and/or maintenance that consists of date stamped photographs to NMED in the next required periodic monitoring report.</p>

#	Terms and Conditions
	<p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1978, § 74-6-5.D]</p>
12.	<p>The Permittee shall maintain 12" to 18" berms around the impervious drying beds to restrict waste migration and prevent surface water run-on and run-off. The Permittee shall inspect the berms on a monthly basis and after any major precipitation event and repair as necessary.</p> <p>The Permittee shall submit documentation demonstrating berm installation that consists of date stamped photographs to NMED in the next required periodic monitoring report.</p> <p>The Permittee shall keep a log of the inspections that includes a date of the inspection, any findings and repairs, and the name of the person responsible for the inspection. The Permittee shall make the log available to NMED upon request.</p> <p>[Subsection C of 20.6.2.3109 NMAC]</p>
13.	<p>The Permittee shall maintain existing fences around the Facility to restrict access by the general public and animals. The fences shall consist of a minimum of six-foot chain link or field fencing (4-strand minimum) and locking gates. The Permittee shall maintain the fences to serve the stated purpose throughout the term of this Discharge Permit.</p> <p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1978, § 74-6-5.D]</p>
14.	<p>The Permittee shall maintain signs indicating that the wastewater at the Facility is not potable. The Permittee shall post signs at the Facility entrance and other areas where there is potential for public contact with wastewater. The Permittee shall print signs in English and Spanish and shall ensure the signs remain visible and legible for the term of this Discharge Permit.</p> <p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1978, § 74-6-5.D]</p>
15.	<p>The Permittee shall maintain all treatment works components, holding pits, and drying beds to avoid conditions that could affect their structural integrity. Characterization of such conditions may include the following:</p> <ul style="list-style-type: none"> • erosion damage; • physical damage; • animal burrows or other damage; • the presence of vegetation including aquatic plants, weeds, woody shrubs or trees growing within five feet of the top inside edge of a sub-grade holding pit and drying bed, within five feet of the toe of the outside berm of an above-grade holding pit and drying bed, or within the holding pit itself;

#	Terms and Conditions
	<ul style="list-style-type: none"> • the presence of large debris or large quantities of debris; • evidence of seepage; or • evidence of berm subsidence. <p>The Permittee shall control vegetation growing in and around the treatment works components, holding pits, and drying beds by mechanical removal that is protective of all the treatment works, holding pits and drying beds.</p> <p>The Permittee shall visually inspect the treatment works components, holding pits, and drying beds on a monthly basis to ensure proper maintenance. In the event that inspection reveals any evidence of damage that threatens their structural integrity and may result in an unauthorized discharge, the Permittee shall implement the Contingency Plan set forth in this Discharge Permit.</p> <p>The Permittee shall create and maintain a log of all inspections which describes the date of the inspection, any findings and repairs and the name of the person responsible for the inspection. The Permittee shall provide the log to NMED upon request.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
16.	<p>The Permittee shall preserve a minimum of one foot of freeboard, i.e., the distance between the highest calculated waste level in the fats, oil, and grease holding pit and septage holding pit and the waste level which would result in the release of stored liquid from the component.</p> <p>In the event that the Permittee determines that it cannot preserve one foot of freeboard in the fats, oil, and grease holding pit or septage holding pit, the Permittee shall implement the Contingency Plan set forth in this Discharge Permit.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
17.	<p>The Permittee shall maintain a log for all waste received, including each load of waste taken directly from the point of origin to the City of Clovis WWTF. The manifests shall identify the name of the hauling company, date of receipt, the type of waste, name and address of waste origin, drivers name, waste volume, the disposal method, and disposal/discharge location.</p> <p>The Permittee shall submit copies of the logs and weigh tickets to NMED in the quarterly monitoring reports. Logs and weigh tickets shall be maintained onsite and made available to NMED upon request.</p>

#	Terms and Conditions
	[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]
18.	<p>The Permittee shall properly manage all solids generated by the treatment system to maintain effective operation of the system by removing solids as necessary and in accordance with associated equipment manufacturer’s specifications. The Permittee shall contain, transport, and dispose of all solids removed from the treatment process in accordance with all local, state, and federal regulations.</p> <p>The Permittee shall maintain logs for all solids transported from the treatment Facility for off-site disposal. The logs shall identify the name of the hauler, the date of off-site shipment, the volume of solids removed, the disposal method, and disposal location.</p> <p>The Permittee shall submit copies of the logs and weigh tickets to NMED in the quarterly monitoring reports. Logs and weigh tickets shall be maintained onsite and made available to NMED upon request.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
19.	<p>The Permittee shall inspect the oil/water separator on a monthly basis and remove accumulated grease and settled solids as needed to prevent them from exiting the unit.</p> <p>The Permittee shall create and maintain a log of all oil/water separator inspections which describes all findings, repairs, removals, the date of the inspection, and the name of the person responsible for the inspection. The Permittee shall make the log available to NMED upon request.</p> <p>The Permittee shall maintain records of grease/solids removal and disposal, including the volume of grease/solids removed, disposal method and disposal location. The Permittee shall make the records available to NMED upon request.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
20.	<p>The Permittee shall separate (dewater) the aqueous portion of the grit trap and oil/water separator waste from the solid portion on an impervious drying bed and dispose of the aqueous portion of grit trap waste by evaporation.</p> <p>[20.6.2.3109 NMAC]</p>
21.	<p>The Permittee shall store the separated solid portion of grit trap and oil/water separator waste temporarily at the Facility prior to disposal and it shall be contained on an impervious drying bed. The Permittee shall store and dispose of the separated solid</p>

#	Terms and Conditions
	<p>portion of grit trap and oil/water separator waste in a manner consistent with all local, state, and federal regulations.</p> <p>[20.6.2.3109 NMAC]</p>
22.	<p>The Permittee shall evaporate leachate generated from grit trap waste on an impervious pad or surface or dispose of at the City of Clovis WWTP.</p> <p>[20.6.2.3109 NMAC]</p>
23.	<p>The Permittee shall separate the aqueous portion of the grease trap/interceptor waste received at the facility from the non-aqueous portion (i.e. grease/oil and settleable solids) using dewatering equipment designed to achieve at least 90% separation of grease, oil, and solids from the aqueous portion. The Permittee shall discharge aqueous grease trap waste discharged from the onsite treatment system to the City of Clovis WWTP via municipal sewer line.</p> <p>[20.6.2.3109 NMAC]</p>
24.	<p>The Permittee shall discharge aqueous whey from the onsite treatment system to the City of Clovis WWTP via municipal sewer line. The Permittee is not authorized to surface dispose of any portion of the whey waste on-site under this Discharge Permit.</p> <p>[20.6.2.3109 NMAC]</p>
25.	<p>The Permittee shall contain separated non-aqueous grease trap/interceptor and non-aqueous whey waste temporarily at the facility prior to disposal on an impervious surface. The surface shall have a berm or curb to prevent waste migration, run-on and run-off from a storm event. The Permittee shall store and dispose of the separated non-aqueous portion of the grease trap/interceptor waste in accordance with all local, state, and federal regulations.</p> <p>[20.6.2.3109 NMAC]</p>
26.	<p>The Permittee shall combine non-aqueous whey with dried grit waste upon arrival to the facility. The Permittee is not authorized to store non-aqueous whey at the facility unless combined with dried grit waste.</p> <p>[20.6.2.3109 NMAC]</p>
27.	<p>The Permittee shall dispose of non-aqueous whey in a manner consistent with local, state, and federal solid waste disposal regulations.</p>

#	Terms and Conditions
	[20.6.2.3109 NMAC]
28.	<p>The Permittee shall inspect and clean the pump used to fill the 10,000-gallon processing tank as needed to prevent pump failure.</p> <p>The Permittee shall maintain a log of pump inspections, repairs, and cleanings. The Permittee shall make the record available to NMED upon request.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
29.	<p>The Permittee shall not mix septage with any other waste and shall not store septage at the Facility for longer than 24 hours before being pumped and hauled for discharge at the City of Clovis WWTP.</p> <p>[20.6.2.3109 NMAC]</p>

B. MONITORING AND REPORTING

#	Terms and Conditions
30.	<p>The Permittee shall conduct the monitoring, reporting, and other requirements listed below in accordance with the monitoring requirements of this Discharge Permit.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
31.	<p>METHODOLOGY – Unless otherwise specified by this Discharge Permit, or approved in writing by NMED, the Permittee shall use sampling and analytical techniques that conform with the references listed in Subsection B of 20.6.2.3107 NMAC.</p> <p>[Subsection B of 20.6.2.3107 NMAC]</p>

Due Dates for Monitoring Reports

#	Terms and Conditions
32.	<p>Quarterly monitoring - The Permittee shall perform monitoring and other Permit required actions during the following periods and shall submit quarterly reports to NMED by the following due dates:</p> <p>January 1st through March 31st – due by May 1st;</p> <p>April 1st through June 30th – due by August 1st;</p> <p>July 1st through September 30th – due by November 1st; and</p>

#	Terms and Conditions
	<p>October 1st through December 31st – due by February 1st.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>

Monitoring Actions with Implementation Deadlines

#	Terms and Conditions
33.	<p>Within 90 days following the issuance date of this Discharge Permit (by DATE), the Permittee shall install the following flow meters.</p> <p>a) One totalizing flow meter installed on the discharge line from the treatment system to the City of Clovis WWTP municipal sewer line to measure the volume of treated wastewater discharged to the City of Clovis WWTP.</p> <p>The Permittee shall submit confirmation of meter installation, type, calibration, and locations within 30 days of completed installation.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>

Facility Monitoring Conditions

#	Terms and Conditions
34.	<p>The Permittee shall on a monthly basis measure the volume of treated wastewater discharged from the treatment system to the City of Clovis WWTP municipal sewer line.</p> <p>To determine the discharge volume, the Permittee shall obtain readings from the totalizing flow meter and calculate the monthly and average daily discharge volume.</p> <p>The Permittee shall submit the flow meter readings to NMED in the quarterly monitoring reports.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsections C and H of 20.6.2.3109 NMAC]</p>
35.	<p>All flow meters shall be capable of having their accuracy verified under working (i.e., real-time in-the-field) conditions. The Permittee shall develop a field verification method for each flow meter and shall utilize that method to check the accuracy of each respective meter. The Permittee shall also perform field calibrations upon repair or replacement of a flow measurement device.</p>

#	Terms and Conditions
	<p>The Permittee shall calibrate each flow meter to its manufacturer's recommended specification which shall be no less accurate than plus or minus 10 percent of actual flow, as measured under field conditions. An individual knowledgeable in flow measurement shall perform field calibration and the installation/operation of the device in use. The Permittee shall prepare a flow meter calibration report for each flow measurement device calibration event. The flow meter calibration report shall include the following information.</p> <ul style="list-style-type: none">a) The location and meter identification.b) The method of flow meter field calibration employed.c) The measured accuracy of each flow meter prior to adjustment indicating the positive or negative offset as a percentage of actual flow as determined by an in-field calibration check.d) The measured accuracy of each flow meter following adjustment, if necessary, indicating the positive or negative offset as a percentage of actual flow of the meter.e) Any flow meter repairs made during the previous year or during field calibration.f) The name of the individual performing the calibration and the date of the calibration. <p>The Permittee shall maintain records of flow meter calibration(s) at a location accessible for review by NMED during Facility inspections.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsections C and H of 20.6.2.3109 NMAC]</p>
36.	<p>The Permittee shall visually inspect flow meters on a monthly basis for evidence of malfunction. The Permittee shall maintain a log of the inspections that includes a date of the inspection, findings and repairs, and the name of the inspector. The Permittee shall make the log available to NMED upon request.</p> <p>If a visual inspection indicates a flow meter is not functioning as required by this Discharge Permit, the Permittee shall repair or replace the meter within 30 days of discovery. For <i>repaired</i> meters, the Permittee shall submit a report to NMED with the next monitoring report following the repair that includes a description of the malfunction; a statement verifying the repair; and a flow meter field calibration report completed in accordance with the requirements of this Discharge Permit. For <i>replacement</i> meters, the Permittee shall submit a report to NMED with the next monitoring report following the replacement that includes a design schematic for the device and a flow meter field calibration report completed in accordance with the requirements of this Discharge Permit.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>

C. ADDITIONAL STUDIES OR CORRECTIVE ACTION/ABATEMENT PLANS

#	Terms and Conditions
37.	<p>Within 120 days following the issuance date of this Discharge Permit (by DATE), the Permittee shall evaluate the effectiveness of the oil/water separation equipment associated with the unit. The Permittee shall submit the evaluation to NMED for review and approval. The evaluation shall include the following:</p> <ul style="list-style-type: none"> • Ensure the separator operates within its designed flow rate capacity. • Ensure adequate retention time. • Verify the physical integrity of the unit. <p>If the evaluation indicates the oil/water separator is not functioning as required by this Discharge Permit, the Permittee shall repair or replace the unit within 30 days of discovery. For <i>repaired</i> units, the Permittee shall submit a report to NMED with the next monitoring report following the repair that includes a description of the malfunction; and a statement verifying the repair.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>

D. CONTINGENCY PLAN

#	Terms and Conditions
38.	<p>In the event that groundwater exceeds a groundwater protection standard identified in Section 20.6.2.3103 NMAC as a result of this discharge, the Permittee shall submit to NMED a Corrective Action Plan (CAP) that proposes, at a minimum, contaminant source control measures and an implementation schedule. The Permittee shall implement the CAP following approval by NMED.</p> <p>The NMED may require the Permittee to abate water pollution consistent with the requirements and provisions of Section 20.6.2.4101, Section 20.6.2.4103, Subsections C and E of 20.6.2.4106, Section 20.6.2.4107, Section 20.6.2.4108 and Section 20.6.2.4112 NMAC.</p> <p>[20.6.2.3103 NMAC, Subsection A of 20.6.2.3107 NMAC, Subsection E of 20.6.2.3109 NMAC]</p>
39.	<p>In the event that an impervious drying and holding bed evaluation reveals that the component is not structurally sound, or should the evaluation reveal damage to the component that could result in structural failure, the Permittee shall notify NMED within 30 days of the evaluation date.</p>

#	Terms and Conditions
	<p>The Permittee shall implement the following corrective actions upon notification from NMED.</p> <ul style="list-style-type: none"><li data-bbox="337 401 1443 703">f) Within 90 days following notification from NMED, repair or replace the component. If notified to do so by NMED, the Permittee shall submit plans and specifications for the proposed repair or replacement that bear the seal and signature of a licensed New Mexico professional engineer (pursuant to the New Mexico Engineering and Surveying Practice Act and the rules promulgated under that authority). The Permittee shall submit plans and specifications to NMED prior to construction for evaluation of compliance with the requirements of 20.6.2 NMAC.<li data-bbox="337 709 1443 1052">g) Within 30 days following repair or replacement of the component, repeat the evaluation to verify the effectiveness of the repair or replacement, and submit a report to NMED. The report shall include the date of the evaluation, the name of the individual that performed the evaluation, written inspection findings, photographic documentation of the unit's interior and exterior. If notified to do so by NMED, the Permittee shall also submit record drawings that bear the seal and signature of a licensed New Mexico professional engineer (pursuant to the New Mexico Engineering and Surveying Practice Act and the rules promulgated under that authority) that include the final, construction details of the unit.
40.	<p>In the event that a holding pit evaluation reveals that the component is not structurally sound, or should the evaluation reveal damage to the component that could result in structural failure, the Permittee shall notify NMED within 30 days of the evaluation date.</p> <p>The Permittee shall implement the following corrective actions upon notification from NMED.</p> <ul style="list-style-type: none"><li data-bbox="337 1352 1443 1654">a) Within 90 days following notification from NMED, repair or replace the component. If notified to do so by NMED, the Permittee shall submit plans and specifications for the proposed repair or replacement that bear the seal and signature of a licensed New Mexico professional engineer (pursuant to the New Mexico Engineering and Surveying Practice Act and the rules promulgated under that authority). The Permittee shall submit plans and specifications to NMED prior to construction for evaluation of compliance with the requirements of 20.6.2 NMAC.<li data-bbox="337 1661 1443 1885">b) Within 30 days following repair or replacement of the component, repeat the evaluation to verify the effectiveness of the repair or replacement, and submit a report to NMED. The report shall include the date of the evaluation, the name of the individual that performed the evaluation, written inspection findings, photographic documentation of the unit's interior and exterior. If notified to do so by NMED, the Permittee shall also submit record drawings that bear the seal

#	Terms and Conditions
	<p>and signature of a licensed New Mexico professional engineer (pursuant to the New Mexico Engineering and Surveying Practice Act and the rules promulgated under that authority) that include the final, construction details of the unit.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
41.	<p>In the event that an inspection performed by the Permittee of a treatment works component reveals significant damage has occurred, is likely to affect its structural integrity or its ability to contain contaminants, the Permittee shall propose the repair or replacement of the treatment works component by submitting a CAP to NMED for approval. The Permittee shall submit the CAP to NMED within 30 days after discovery of the damage or following notification from NMED that significant damage is evident. The Permittee shall ensure the CAP includes a schedule for completion of corrective actions. The Permittee shall initiate implementation of the Plan following approval by NMED.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
42.	<p>In the event that the fats, oil, and grease holding pit or septage holding pit cannot preserve a minimum of one foot of freeboard, the Permittee shall take actions to restore the required freeboard as authorized by this Discharge Permit and all applicable local, state, and federal regulations.</p> <p>In the event that one foot of freeboard cannot be restored within a period of 72 hours following discovery, the Permittee shall propose actions to restore one foot of freeboard by submitting a short-term CAP to NMED for approval. Examples of short-term corrective actions include the pumping and hauling of excess waste from a containment structure or reducing the volume of solids in the containment structure. The Permittee shall ensure the CAP includes a schedule for completion of corrective actions. The Permittee shall submit the CAP within 15 days following the date the Permittee or the NMED discover the exceedance. The Permittee shall implement the CAP following NMED approval.</p> <p>In the event that the short-term corrective actions fail to restore one foot of freeboard, the Permittee shall submit to NMED a proposal for permanent corrective actions in a long-term CAP. The Permittee shall submit the long-term CAP within 90 days following failure of the short-term CAP. Examples of corrective actions include the installation of an additional containment structure, replacement of the containment structure or a significant and permanent reduction in the volume of waste discharged to the containment structure. The Permittee shall ensure the long-term CAP includes a schedule for completion of corrective actions. The Permittee shall implement the CAP following NMED approval.</p>

#	Terms and Conditions
	[Subsection A of 20.6.2.3107 NMAC]
43.	<p>In the event that a release occurs that is not authorized under this Discharge Permit (commonly known as a “spill”), the Permittee shall take measures to mitigate damage from the unauthorized discharge and initiate the notifications and corrective actions required in Section 20.6.2.1203 NMAC and summarized below. A release is defined as such quantity as may with reasonable probability injure or be detrimental to human health, animal or plant life, or property, or unreasonably interfere with the public welfare or the use of property.</p> <p>Within <u>24 hours</u> following discovery of the unauthorized discharge, the Permittee shall verbally notify NMED and provide the following information.</p> <ol style="list-style-type: none"> a) The name, address, and telephone number of the person or persons in charge of the Facility, as well as of the owner and/or operator of the Facility. b) The name and address of the Facility. c) The date, time, location, and duration of the unauthorized discharge. d) The source and cause of unauthorized discharge. e) A description of the unauthorized discharge, including its estimated chemical composition. f) The estimated volume of the unauthorized discharge. g) Any actions taken to mitigate immediate damage from the unauthorized discharge. <p>Within <u>one week</u> following discovery of the unauthorized discharge, the Permittee shall submit written notification to NMED providing the information listed above and any pertinent updates.</p> <p>Within <u>15 days</u> following discovery of the unauthorized discharge, the Permittee shall submit a CAP to NMED describing any corrective actions previously taken and corrective actions to be taken relative to the unauthorized discharge. The CAP shall include the following information.</p> <ol style="list-style-type: none"> a) A description of proposed actions to mitigate damage from the unauthorized discharge. b) A description of proposed actions to prevent future unauthorized discharges of this nature. c) A schedule for completion of proposed actions. <p>In the event that the unauthorized discharge causes or may with reasonable probability cause water pollution in excess of the standards and requirements of Section 20.6.2.4103 NMAC, and the water pollution will not be abated within 180 days after notice is required to be given pursuant to Paragraph (1) of Subsection A of 20.6.2.1203 NMAC, NMED may</p>

#	Terms and Conditions
	<p>require the Permittee to abate water pollution pursuant to Sections 20.6.2.4000 through 20.6.2.4115 NMAC.</p> <p>The Permittee shall not construe anything in this condition as relieving them of the obligation to comply with all requirements of Section 20.6.2.1203 NMAC.</p> <p>[20.6.2.1203 NMAC]</p>
44.	<p>In the event that NMED or the Permittee identifies any failures of the discharge plan, i.e., the application, or this Discharge Permit not specifically noted herein, NMED may require the Permittee to submit a CAP and a schedule for completion of corrective actions to address the failure(s). Additionally, NMED may require a discharge permit modification to achieve compliance with 20.6.2 NMAC.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection E of 20.6.2.3109 NMAC]</p>

E. CLOSURE PLAN

#	Terms and Conditions
45.	<p>The Permittee shall commence the following closure measures on any components necessitating permanent or temporary closure.</p> <ol style="list-style-type: none"> a) Cease discharging waste to the component. b) Temporarily plug all lines leading to and from the component (if necessary). c) Remove wastewater from the component any other wastewater treatment system components as necessary. Dispose of wastewater in accordance with all local, state and federal regulations. The Permittee shall maintain a record of all wastewater transported for off-site disposal. d) Remove, contain, transport, and dispose of solids removed from the component in accordance with all local, state, and federal regulations, including 40 CFR Part 503. The Permittee shall maintain a record of all solids transported for off-site disposal. <p>Within <u>90 days</u> of ceasing to discharge to the component, the Permittee shall submit a wastewater/solids removal and disposal plan to NMED for approval. The wastewater/solids removal and disposal plan shall include the following information.</p> <ol style="list-style-type: none"> a) The estimated volume of wastewater planned to be evacuated and disposed of. b) The estimated volume and dry weight of solids planned to be removed and disposed of, including measurements and calculations. c) Laboratory analytical data results for samples of the wastewater taken from the component for TKN, NO₃-N, and Cl.

#	Terms and Conditions
	<p>d) Laboratory analytical data results for samples of the solids taken from the component for TKN, NO₃-N, and Cl (reported in mg/kg, dry weight basis).</p> <p>e) The method(s) of wastewater <i>removal</i> from the component.</p> <p>f) The method(s) of <i>disposal</i> for all solids removed from the component. The method(s) shall comply with all local, state and federal regulations, including 40 CFR Part 503.</p> <p>g) A schedule for completion of wastewater and solids removal and disposal.</p> <p>The Permittee shall initiate implementation of the plan within 30 days following approval by NMED.</p> <p>Following completion of the wastewater and solids removal and disposal, the Permittee shall complete repair or replacement of the component and return the component to service in accordance with the requirements of this Discharge Permit.</p> <p>Within <u>one year</u> following completion of the wastewater and solids removal and disposal, the Permittee shall complete the following closure measures for the component(s) that have been replaced.</p> <ol style="list-style-type: none"> a) Remove all lines leading to and from the component(s), or permanently plug and abandon them in place. b) Remove the component from facility and dispose of the component material in a manner that shall comply with all local, state and federal regulations, including 40 CFR Part 503. c) Fill the component(s) space with suitable fill if replacement is in a different location. d) Re-grade the impoundment site to blend with surface topography, promote positive drainage and prevent ponding. <p>[Subsection A of 20.6.2.3107 NMAC, Subsection D of 20.6.2.4103 NMAC, 40 CFR Part 503]</p>

F. GENERAL TERMS AND CONDITIONS

#	Terms and Conditions
46.	<p>RECORD KEEPING - The Permittee shall maintain a written record of the following:</p> <ul style="list-style-type: none"> • Information and data used to complete the application for this Discharge Permit; • Information, data, and documents demonstrating completion of closure activities; • Any releases (commonly known as “spills”) not authorized under this Discharge Permit and reports submitted pursuant to 20.6.2.1203 NMAC;

#	Terms and Conditions
	<ul style="list-style-type: none"> • The operation, maintenance, and repair of all facilities/equipment used to treat, store or dispose of wastewater; • Facility record drawings (plans and specifications) showing the actual construction of the Facility and bear the seal and signature of a licensed New Mexico professional engineer; • Copies of logs, inspection reports, and monitoring reports completed and/or submitted to NMED pursuant to this Discharge Permit; • The volume of wastewater or other wastes discharged pursuant to this Discharge Permit; • Groundwater quality and wastewater quality data collected pursuant to this Discharge Permit; • Copies of construction records (well log) for all sampled groundwater monitoring wells pursuant to this Discharge Permit; • The maintenance, repair, replacement or calibration of any monitoring equipment or flow measurement devices required by this Discharge Permit; and • Data and information related to field measurements, sampling, and analysis conducted pursuant to this Discharge Permit, including: <ul style="list-style-type: none"> ○ the dates, location and times of sampling or field measurements; ○ the name and job title of the individuals who performed each sample collection or field measurement; ○ the sample analysis date of each sample; ○ the name and address of the laboratory, and the name of the signatory authority for the laboratory analysis; ○ the analytical technique or method used to analyze each sample or collect each field measurement; ○ the results of each analysis or field measurement, including raw data; ○ the results of any split, spiked, duplicate or repeat sample; and ○ a copy of the laboratory analysis chain-of-custody as well as a description of the quality assurance and quality control procedures used. <p>The Permittee shall maintain the written record at a location accessible to NMED during a Facility inspection for a minimum of five years. The Permittee shall make the record available to NMED upon request.</p> <p>[Subsections A and D of 20.6.2.3107 NMAC]</p>
47.	<p>SUBMITTALS – The Permittee shall submit both a paper copy and an electronic copy of all notification and reporting documents required by this Discharge Permit, e.g., monitoring reports. The Permittee shall submit paper and electronic documents to the NMED Permit Contact identified on the Permit cover page.</p>

#	Terms and Conditions
	[Subsection A of 20.6.2.3107 NMAC]
48.	<p>INSPECTION and ENTRY – The Permittee shall allow NMED to inspect the Facility and its operations that are subject to this Discharge Permit and the WQCC regulations. NMED may upon presentation of proper credentials, enter at reasonable times upon or through any premises in which a water contaminant source is located or in which any maintained records required by this Discharge Permit, the regulations of the federal government, or the WQCC are located.</p> <p>The Permittee shall allow NMED to have access to and reproduce for their use any copy of the records, and to perform assessments, sampling or monitoring during an inspection for the purpose of evaluating compliance with this Discharge Permit and the WQCC regulations.</p> <p>No person shall construe anything in this Discharge Permit as limiting in any way the inspection and entry authority of NMED under the WQA, the WQCC Regulations, or any other local, state or federal regulations.</p> <p>[Subsection D of 20.6.2.3107 NMAC, NMSA 1978, §§ 74-6-9.B and 74-6-9.E]</p>
49.	<p>DUTY to PROVIDE INFORMATION - The Permittee shall, upon NMED’s request, allow for NMED’s inspection/duplication of records required by this Discharge Permit and/or furnish to NMED copies of such records.</p> <p>[Subsection D of 20.6.2.3107 NMAC]</p>
50.	<p>MODIFICATIONS and/or AMENDMENTS – In the event the Permittee proposes a change to the Facility or the Facility’s discharge that would result in a change in the volume discharged; the location of the discharge; or in the amount or character of water contaminants received, treated or discharged by the Facility, the Permittee shall notify NMED prior to implementing such changes. The Permittee shall obtain NMED’s approval (which may require modification of this Discharge Permit) prior to implementing such changes.</p> <p>[Subsection C of 20.6.2.3107 NMAC, Subsections E and G of 20.6.2.3109 NMAC]</p>
51.	<p>PLANS and SPECIFICATIONS – In the event the Permittee proposes to construct a wastewater system or change a process unit of an existing system such that the quantity or quality of the discharge will change substantially from that authorized by this Discharge Permit, the Permittee shall submit construction plans and specifications of the</p>

#	Terms and Conditions
	<p>proposed system or process unit to NMED for approval prior to the commencement of construction.</p> <p>In the event the Permittee implements changes to the wastewater system authorized by this Discharge Permit that result in only a minor effect on the character of the discharge, the Permittee shall report such changes (including the submission of record drawings where applicable) to NMED prior to implementation.</p> <p>[Subsections A and C of 20.6.2.1202 NMAC, NMSA 1978, §§ 61-23-1 through 61-23-32]</p>
52.	<p>CIVIL PENALTIES - Any violation of the requirements and conditions of this Discharge Permit, including any failure to allow NMED staff to enter and inspect records or facilities, or any refusal or failure to provide NMED with records or information, may subject the Permittee to a civil enforcement action. Pursuant to WQA 74-6-10(A) and (B), such action may include a compliance order requiring compliance immediately or in a specified time, assessing a civil penalty, modifying or terminating the Discharge Permit, or any combination of the foregoing; or an action in district court seeking injunctive relief, civil penalties, or both. Pursuant to WQA 74-6-10(C) and 74-6-10.1, civil penalties of up to \$15,000 per day of noncompliance may be assessed for each violation of the WQA 74-6-5, the WQCC Regulations, or this Discharge Permit, and civil penalties of up to \$10,000 per day of noncompliance may be assessed for each violation of any other provision of the WQA, or any regulation, standard, or order adopted pursuant to such other provision. In any action to enforce this Discharge Permit, the Permittee waives any objection to the admissibility as evidence of any data generated pursuant to this Discharge Permit.</p> <p>[20.6.2.1220 NMAC, NMSA 1978, §§ 74-6-10 and 74-6-10.1]</p>
53.	<p>CRIMINAL PENALTIES – No person shall:</p> <ul style="list-style-type: none"> • Make any false material statement, representation, certification or omission of material fact in an application, record, report, plan or other document filed, submitted or maintained under the WQA; • Falsify, tamper with or render inaccurate any monitoring device, method or record maintained under the WQA; or • Fail to monitor, sample or report as required by a permit issued pursuant to a state or federal law or regulation. <p>Any person who knowingly violates or knowingly causes or allows another person to violate the requirements of this condition is guilty of a fourth-degree felony and shall be sentenced in accordance with the provisions of NMSA 1978, § 31-18-15. Any person who is convicted of a second or subsequent violation of the requirements of this condition is guilty of a third-degree felony and shall be sentenced in accordance with the provisions</p>

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	<p>of NMSA 1978, § 31-18-15. Any person who knowingly violates the requirements of this condition or knowingly causes another person to violate the requirements of this condition and thereby causes a substantial adverse environmental impact is guilty of a third-degree felony and shall be sentenced in accordance with the provisions of NMSA 1978, § 31-18-15. Any person who knowingly violates the requirements of this condition and knows at the time of the violation that he is creating a substantial danger of death or serious bodily injury to any other person is guilty of a second degree felony and shall be sentenced in accordance with the provisions of NMSA 1978, § 31-18-15.</p> <p>[20.6.2.1220 NMAC, NMSA 1978, §§ 74-6-10.2.A through 74-6-10.2.F]</p>
54.	<p>COMPLIANCE with OTHER LAWS - Nothing in this Discharge Permit shall be construed in any way as relieving the Permittee of the obligation to comply with any other applicable federal, state, and/or local laws, regulations, zoning requirements, nuisance ordinances, permits or orders.</p> <p>[NMSA 1978, § 74-6-5.L]</p>
55.	<p>RIGHT to APPEAL - The Permittee may file a petition for review before the WQCC on this Discharge Permit. Such petition shall be in writing to the WQCC within thirty days of the receipt of postal notice of this Discharge Permit and shall include a statement of the issues raised and the relief sought. Unless the Permittee files a timely petition for review, the decision of NMED shall be final and not subject to judicial review.</p> <p>[20.6.2.3112 NMAC, NMSA 1978, § 74-6-5.O]</p>
56.	<p>TRANSFER of DISCHARGE PERMIT - Prior to the transfer of any ownership, control, or possession of this Facility or any portion thereof, the Permittee shall:</p> <ul style="list-style-type: none"> • Notify the proposed transferee in writing of the existence of this Discharge Permit; • Include a copy of this Discharge Permit with the notice; and • Deliver or send by certified mail to NMED a copy of the notification and proof that the proposed transferee has received such notification. <p>The Permittee shall continue to be responsible for any discharge from the Facility, until both ownership and possession of the Facility have been transferred to the transferee.</p> <p>[20.6.2.3111 NMAC]</p>
57.	<p>PERMIT FEES – The Permittee shall be aware that the payment of permit fees is due at the time of Discharge Permit approval. The Permittee may pay the permit fees in a single payment or they may pay the fee in equal installments on a yearly basis over the term of</p>

#	Terms and Conditions
	<p>the Discharge Permit. The Permittee shall remit single payments to NMED no later than 30 days after the Discharge Permit issuance date. The Permittee shall remit initial installment payments to NMED no later than 30 days after the Discharge Permit issuance date; with subsequent installment payments remitted to NMED no later than the anniversary of the Discharge Permit issuance date.</p> <p>Permit fees are associated with <u>issuance</u> of this Discharge Permit. No person shall construe anything in this Discharge Permit as relieving the Permittee of the obligation to pay all permit fees assessed by NMED. A Permittee that ceases discharging or does not commence discharging from the Facility during the term of the Discharge Permit shall pay all permit fees assessed by NMED. NMED shall suspend or terminate an approved Discharge Permit if the Permittee fails to remit an installment payment by its due date.</p> <p>[Subsection F of 20.6.2.3114 NMAC, NMSA 1978, § 74-6-5.K]</p>



New Mexico Environment Department Ground Water Quality Bureau Discharge Permit Summary

Facility Information

Facility Name	Rocket Industries, Inc.
Discharge Permit Number	DP-948
Legally Responsible Party	David Flowers, President Rocket Industries, Inc. PO Box 229237 Glenwood, FL 32720 (575) 760-3943

Disposal and Site Information

Primary Waste Type	Industrial
Facility Type	Transporter/Hauler

Processing Methods

Type	Designation	Description & Comments
Wastewater Processing System	Treatment Components (South Alphon)	14,277-gallon, Concrete Holding Pit (sub-grade, 30'x10'x5'), 5,000-gallon Black Poly Tank (above-grade, Emergency Use), 3,000-gallon Blue Metal Holding Tank Trailer, 3,250 Poly Cone-Bottom Mixing Tank, 10,000-gallon Fiberglass Processing Tank, Expandable Filter Press (15'3"-20'3"), Concrete Filter Press Holding Pit, 1,000-gallon Concrete Oil/Water Separator, 1,000-gallon Poly Gravity Feed Holding Tank to regulate flow to Totalizing Flow Meter, Concrete Grit Pit

Discharge Locations

Type	Designation	Description & Comments
Holding Pit	Septage Holding Pit (South Alphon)	Concrete (above-grade, 45'x45'x1.42')
Holding Pit	Solids Holding Pit (South Alphon)	Concrete (sub-grade, 29'x14'x.75')
Holding Tank	Aerated Holding Tank	White Metal Holding Tank Trailer, <u>No longer used</u> , replaced with Blue Tank
Sludge Drying Bed	Sludge Drying Bed (Curry Road)	Concrete Sludge Drying Bed (36'x60'x18"). Material is deposited here initially, then moved to the concrete holding pads for temporary storage
Holding Pad	Holding Pad (Curry Road)	Concrete Holding Pad (Needs berms)
Holding Tank	Holding Tank (Curry Road)	Metal (18'x30') FOG holding tank, No longer used. Still filled with waste up to the outlet.

Flow Metering Locations

Type	Designation	Description & Comments
Totalizing Flow Meter	Measurement Device	To be installed 90 after issuance of the Discharge Permit



New Mexico Environment Department Ground Water Quality Bureau Discharge Permit Summary

Depth-to-Ground Water 280 feet
Total Dissolved Solids (TDS) 450 mg/L

Permit Information

Original Permit Issued April 23, 2001
Permit Renewal December 29, 2010
Permit Renewal and Modification June 12, 2017

Current Action	Renewal
Application Received	August 4, 2022
Public Notice Published	[not yet published]
Permit Issued (Issuance Date)	[issuance date]
Permitted Discharge Volume	24,000 gallons per day

NMED Contact Information

Mailing Address Ground Water Quality Bureau
P.O. Box 5469
Santa Fe, New Mexico 87502-5469

GWQB Telephone Number (505) 827-2900

NMED Lead Staff Jayson A. Romero
Lead Staff Telephone Number (505) 531-7230
Lead Staff Email jayson.romero@env.nm.gov or pps.general@env.nm.gov