



MICHELLE LUJAN GRISHAM  
GOVERNOR

JAMES C. KENNEY  
CABINET SECRETARY

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

November 17, 2025

Margaret Ragle, Community Homeowners Association Manager  
Rancho Viejo South Community Association  
6401 Richards Avenue, Room 124-B  
Santa Fe, New Mexico 87508

**RE: Draft Discharge Permit Renewal, DP-1857, Rancho Viejo South Community Association**

Dear Margaret Ragle:

The New Mexico Environment Department (NMED) hereby provides notice to you of the proposed approval of Ground Water Discharge Permit Renewal, DP-1857, (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 [jennifer.fullam@env.nm.gov](mailto:jennifer.fullam@env.nm.gov) or to [pps.general@env.nm.gov](mailto: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) 670-2496.

Sincerely,

Jennifer Fullam, Water Reuse Team Leader

Encl: Draft Discharge Permit Renewal, DP-1857



**NEW MEXICO**  
**ENVIRONMENT DEPARTMENT**  
 Ground Water Quality Bureau  
 1190 Saint Francis Drive / PO Box 5469  
 Santa Fe, NM 87502-5469  
 Phone (505) 827-2900 Fax (505) 827-2965  
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**Draft: November 17, 2025**

**GROUND WATER QUALITY BUREAU**  
**DISCHARGE PERMIT**  
**Issued under 20.6.2 NMAC**

**Facility Name:** Rancho Viejo South Community Association  
**Discharge Permit Number:** DP-1857  
**Facility Location:** Rancho Viejo South Subdivision  
 Santa Fe, New Mexico

**County:** Santa Fe

**Permittee:** Rancho Viejo South Community Association  
**Mailing Address:** 6401 Richards Avenue, Room 124-B  
 Santa Fe, New Mexico 87508

**Facility Contact:** Margaret Ragle  
**Telephone Number/Email:** (505) 428-1993 / [mragle@hoamco.com](mailto:mragle@hoamco.com)

**Permitting Action:** Renewal  
**Permit Issuance Date:** DATE  
**Permit Expiration Date:** DATE  
 [20.6.23109.H(4) NMAC]

**NMED Permit Contact:** Jennifer Fullam  
**Telephone Number/Email:** (505) 670-2496 / [jennifer.fullam@env.nm.gov](mailto:jennifer.fullam@env.nm.gov) or  
 505-827-2900 / [pps.general@env.nm.gov](mailto:pps.general@env.nm.gov)

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

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Date

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Discharge Permit Summary  
Fertilizer Log

draft

## I. INTRODUCTION

The New Mexico Environment Department (NMED) issues this groundwater discharge permit Renewal (Discharge Permit or DP-1857) to the Rancho Viejo South Community Association (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 Rancho Viejo South Subdivision (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 receives treated domestic wastewater (reclaimed domestic wastewater) at a volume of up to 130,000 gallons per day (gpd). Reclaimed domestic wastewater discharges to 13.92 acres of reuse area.

### Discharge Permit Location Information:

Physical Address	Common areas within Rancho Viejo South Subdivision
Nearest Town/City	Santa Fe
Section, Township, Range	Sections 28, 29 and 30, Township 16 North, Range 09 East
County	Santa Fe
Depth to Groundwater	250
Pre-Discharge TDS	640

### Discharge Permit Issuance History:

Original Permit Issuance	June 14, 2018
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The application (i.e., discharge plan) associated with this Discharge Permit consists of the materials submitted by Margaret Ragle on behalf of the Permittee dated December 20, 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 <sub>5</sub>	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 <sub>3</sub> -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 <sub>3</sub> -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 receive Class 1A reclaimed domestic wastewater up to 130,000 gpd from Ranchland Utilities (DP-1164). This Discharge Permit authorizes the Permittee to discharge reclaimed domestic wastewater to 13.92 acres of common landscaped areas within the Rancho Viejo South Subdivision (i.e., reuse areas).

[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.	The Permittee shall implement the following operational plan to ensure compliance with Title 20, Chapter 6, Parts 2 and 4 NMAC.  [Subsection C of 20.6.2.3109 NMAC]
2.	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.  [20.6.2.3101 NMAC, 20.6.2.3103 NMAC, Subsection C of 20.6.2.3109 NMAC]

**Operational Actions with Implementation Deadlines**

#	Terms and Conditions
3.	<p>Within 180 days following the issuance date of this Discharge Permit (<b>by DATE</b>), the Permittee shall submit an up-to-date diagram of the layout of the entire Facility to NMED. The diagram shall include the following elements:</p> <ul style="list-style-type: none"> <li>• a north arrow;</li> <li>• the issuance date of the diagram;</li> <li>• all reuse areas and associated distribution pipelines;</li> <li>• all backflow prevention methods/devices;</li> <li>• all flow measurement devices; and</li> <li>• all wastewater sampling locations.</li> </ul> <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>

**Operating Conditions**

#	Terms and Conditions																							
4.	<p>The Permittee shall ensure that Class 1A reclaimed domestic wastewater received from Ranchland Utilities (DP-1164) does not exceed the following discharge limits.</p> <table border="1" data-bbox="407 1377 1312 1833"> <thead> <tr> <th data-bbox="414 1377 634 1419"><u>Test</u></th> <th data-bbox="634 1377 964 1419"><u>30-day Average</u></th> <th data-bbox="964 1377 1305 1419"><u>Maximum</u></th> </tr> </thead> <tbody> <tr> <td data-bbox="414 1419 634 1461">Total Nitrogen</td> <td data-bbox="634 1419 964 1461"></td> <td data-bbox="964 1419 1305 1461"><b>10 mg/L</b></td> </tr> <tr> <td data-bbox="414 1461 634 1503">Fecal coliform</td> <td data-bbox="634 1461 964 1503"><b>5 CFU or MPN/100 mL</b></td> <td data-bbox="964 1461 1305 1503"><b>23 CFU or MPN/100 mL</b></td> </tr> <tr> <td data-bbox="414 1503 634 1545">OR</td> <td data-bbox="634 1503 964 1545"><b>OR</b></td> <td data-bbox="964 1503 1305 1545"><b>OR</b></td> </tr> <tr> <td data-bbox="414 1545 634 1587">E. coli bacteria</td> <td data-bbox="634 1545 964 1587"><b>3 CFU or MPN/100 mL</b></td> <td data-bbox="964 1545 1305 1587"><b>15 CFU or MPN/100 mL</b></td> </tr> <tr> <td data-bbox="414 1587 634 1629">BOD<sub>5</sub></td> <td data-bbox="634 1587 964 1629"><b>10 mg/L</b></td> <td data-bbox="964 1587 1305 1629"><b>15 mg/L</b></td> </tr> <tr> <td data-bbox="414 1629 634 1833">Turbidity</td> <td data-bbox="634 1629 964 1833"><b>3 mg/L</b></td> <td data-bbox="964 1629 1305 1833"><b>5 mg/L</b></td> </tr> </tbody> </table>			<u>Test</u>	<u>30-day Average</u>	<u>Maximum</u>	Total Nitrogen		<b>10 mg/L</b>	Fecal coliform	<b>5 CFU or MPN/100 mL</b>	<b>23 CFU or MPN/100 mL</b>	OR	<b>OR</b>	<b>OR</b>	E. coli bacteria	<b>3 CFU or MPN/100 mL</b>	<b>15 CFU or MPN/100 mL</b>	BOD <sub>5</sub>	<b>10 mg/L</b>	<b>15 mg/L</b>	Turbidity	<b>3 mg/L</b>	<b>5 mg/L</b>
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TRC OR UV Transmissivity	<b>Monitor Only</b>	<b>Monitor Only</b>		
5.	<p data-bbox="293 499 1443 569">The Permittee shall ensure adherence to the following general requirements for above-ground use of reclaimed domestic wastewater.</p> <ol data-bbox="293 579 1443 1812" style="list-style-type: none"> <li>a) The Permittee shall install and maintain signs in English and Spanish at all reuse areas such that they are visible and legible for the term of this Discharge Permit. The Permittee shall post signs at the entrance to reuse areas and at other locations where public exposure to reclaimed domestic wastewater may occur. The signs shall state: <b>NOTICE: THIS AREA IS IRRIGATED WITH RECLAIMED WASTEWATER - DO NOT DRINK. AVISO: ESTA ÁREA ESTÁ REGADA CON AGUAS NEGRAS RECOBRADAS - NO TOMAR.</b> The Permittee may submit alternate wording and/or graphics to NMED for approval.</li> <li>b) Reclaimed domestic wastewater systems shall have no direct or indirect cross connections with public water systems or irrigation wells pursuant to the latest revision of the New Mexico Plumbing Code (14.8.2 NMAC) and New Mexico Mechanical Code (14.9.2 NMAC).</li> <li>c) Above-ground use of reclaimed domestic wastewater shall not result in excessive ponding of wastewater and shall not exceed the water consumptive needs of the crop. The Permittee shall not discharge reclaimed domestic wastewater at times when the reuse areas are saturated or frozen.</li> <li>d) The Permittee shall confine discharge of reclaimed domestic wastewater to the reuse areas.</li> <li>e) The Permittee shall not discharge reclaimed domestic wastewater to crops used for human consumption.</li> <li>f) Water supply wells within 200 feet of a reuse area shall have adequate wellhead construction pursuant to 19.27.4 NMAC.</li> <li>g) Existing and accessible portions of the reclaimed domestic wastewater distribution system (with the exception of application equipment such as sprinklers or pivots) shall be colored purple or clearly labeled as being part of a reclaimed domestic wastewater distribution system. Piping, valves, outlets, and other plumbing fixtures shall be purple pursuant to the latest revision of the New Mexico Plumbing Code (14.8.2 NMAC) and New Mexico Mechanical Code (14.9.2 NMAC) to differentiate piping or fixtures used to convey reclaimed wastewater from those intended for potable or other uses.</li> <li>h) Valves, outlets, and sprinkler heads used in reclaimed wastewater systems shall be accessible only to authorized personnel.</li> </ol>			

#	Terms and Conditions
	<p>The Permittee shall demonstrate adherence to these requirements by submitting documentation consisting of narrative statements and date-stamped photographs as appropriate. The Permittee shall submit the documentation to NMED once during the term of this Discharge Permit in the next required periodic monitoring report after the issuance of the Discharge Permit.</p> <p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1–78, § 74-6–5.D]</p>
6.	<p>The Permittee shall meet the following setbacks, access restrictions and equipment requirements for spray irrigation using Class 1A reclaimed domestic wastewater.</p> <ul style="list-style-type: none"><li>a) No required setback between any dwellings or occupied establishments and the edge of the reuse areas.</li><li>b) Postpone irrigation using reclaimed domestic wastewater at times when windy conditions may result in drift of reclaimed wastewater outside the reuse areas.</li><li>c) No required access control.</li><li>d) Limit spray irrigation system to low trajectory spray nozzles.</li></ul> <p>[Subsections B and C of 20.6.2.3109 NMAC, NMSA 1–78, § 74–5.D]</p>
7.	<p>The Permittee shall institute a backflow prevention method to protect wells and public water supply systems from contamination by reclaimed domestic wastewater prior to discharging to the reuse areas. Backflow prevention shall be achieved by a total disconnect (physical air gap separation between the discharge pipe and the liquid surface at least twice the diameter of the discharge pipe), or by a reduced pressure principal backflow prevention assembly (RP) installed on the line between the fresh water supply wells or public water supply and the reclaimed domestic wastewater delivery system. The Permittee shall maintain backflow prevention at all times.</p> <p>The Permittee shall have RP devices inspected and tested by a certified backflow prevention assembly tester at the time of installation, repair or relocation and at least on an annual basis thereafter. The backflow prevention assembly tester shall have successfully completed a 40-hour backflow prevention course based on the University of Southern California’s Backflow Prevention Standards and Test Procedures, and obtained certification demonstrating completion. The Permittee shall have all malfunctioning RP devices repaired or replaced within 30 days of discovery. The Permittee shall cease using supply lines associated with the RP device until repair or replacement is complete.</p> <p>The Permittee shall maintain copies of the inspection and maintenance records and test results for each RP device associated with the backflow prevention program at a location available for inspection by NMED.</p>

#	Terms and Conditions
	[Subsection C of 20.6.2.3109 NMAC]

**B. MONITORING AND REPORTING**

#	Terms and Conditions
8.	The Permittee shall conduct the monitoring, reporting, and other requirements listed below in accordance with the monitoring requirements of this Discharge Permit.  [Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]
9.	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.  [Subsection B of 20.6.2.3107 NMAC]

***Due Dates for Monitoring Reports***

#	Terms and Conditions
10.	Semi-annual monitoring - The Permittee shall perform monitoring and other Permit required actions during the following periods and shall submit semi-annual reports to NMED by the following due dates: <ul style="list-style-type: none"> <li>• January 1<sup>st</sup> through June 30<sup>th</sup> – <b>due by August 1<sup>st</sup></b>; and</li> <li>• July 1<sup>st</sup> through December 31<sup>st</sup> – <b>due by February 1<sup>st</sup></b>.</li> </ul> [Subsection A of 20.6.2.3107 NMAC]

***Facility Monitoring Conditions***

#	Terms and Conditions
11.	The Permittee shall obtain the total monthly volume and calculate the daily average volume of wastewater received by the Facility each month from Ranchland Utilities’ using the totalizing flow meters located on the lines for each reuse area (Clock). The Permittee shall submit the totalized volumes for each calendar month to NMED in the semi-annual monitoring reports.  [Subsection A of 20.6.2.3107 NMAC, Subsections C and H of 20.6.2.3109 NMAC]

#	Terms and Conditions
12.	<p>The Permittee shall keep a Fertilizer Log (copy enclosed) of all additional nitrogenous fertilizer applied to each of the reuse areas. The Log shall contain the date of fertilizer application, the type (organic or inorganic) and form (granular or liquid), nitrogen concentration (in percent), the amount of fertilizer applied (in pounds per acre), and the amount of nitrogen applied (in pounds per acre) for each location. The Permittee shall submit the log, or a statement that application of fertilizer did not occur, to NMED in the subsequent semi-annual monitoring report.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>

**C. CONTINGENCY PLAN**

#	Terms and Conditions
13.	<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>
14.	<p>In the event that the Facility exceeds the authorized discharge volume set in this Discharge Permit, the Permittee shall initiate the following Contingency Plan.</p> <p><u>Contingency Plan</u></p> <ol style="list-style-type: none"> <li>a) Notify NMED within seven days of the discovery of the discharge volume exceedance that the Facility exceeded the authorized discharge volume.</li> <li>b) The Permittee shall conduct a physical inspection of the discharge system, i.e., inflow and infiltration issues, the discharge meter(s)/ to detect abnormalities and report the findings to NMED within 30 days of the discovery of the discharge volume exceedance. The Permittee shall correct any abnormalities detected with NMED's concurrence.</li> </ol>

#	Terms and Conditions
	<p>c) If the Permittee does not detect any abnormalities and with NMED’s concurrence, the Permittee shall submit a discharge permit modification for the increase in discharge quantity to NMED within 90 days of the discovery of the discharge volume exceedance. The discharge permit modification must include demonstration that the volume increase is sufficient for the design capacity or plans and specifications to upgrade the system to accommodate the discharge volume increase.</p> <p>[Subsection A of 20.6.2.3107 NMAC]</p>
15.	<p>In the event that analytical results of a reclaimed domestic wastewater sample collected by the Ranchland Utilities (DP-1164) exceed the maximum limit for fecal coliform or E. coli bacteria for Class 1A reclaimed domestic wastewater, the Permittee is not authorized to receive reclaimed domestic wastewater for discharge until the contingency conditions under the Ranchland Utilities-Rancho Viejo Discharge Permit (DP-1164) have been resolved.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection C of 20.6.2.3109 NMAC]</p>
16.	<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"> <li>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.</li> <li>b) The name and address of the Facility.</li> <li>c) The date, time, location, and duration of the unauthorized discharge.</li> <li>d) The source and cause of unauthorized discharge.</li> <li>e) A description of the unauthorized discharge, including its estimated chemical composition.</li> <li>f) The estimated volume of the unauthorized discharge.</li> <li>g) Any actions taken to mitigate immediate damage from the unauthorized discharge.</li> </ol> <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>

#	Terms and Conditions
	<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> <ul style="list-style-type: none"> <li>a) A description of proposed actions to mitigate damage from the unauthorized discharge.</li> <li>b) A description of proposed actions to prevent future unauthorized discharges of this nature.</li> <li>c) A schedule for completion of proposed actions.</li> </ul> <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 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>
17.	<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>

**D. CLOSURE PLAN**

***Permanent Facility Closure Conditions***

#	Terms and Conditions
18.	<p>The Permittee shall perform the following closure measures in the event the Facility, or a component of the Facility, is proposed to be permanently closed.</p> <p>Within <u>90 days</u> of ceasing discharge to the reuse areas, the Permittee shall complete the</p>

#	Terms and Conditions
	<p>following closure measures.</p> <p>a) Plug the line leading to the system so that a discharge can no longer occur.</p> <p>b) Contain, transport, and dispose of solids removed from the treatment system 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> <p>Within <u>180 days</u> of ceasing to discharge to the treatment system (or unit), the Permittee shall complete the following closure measures.</p> <p>a) Remove all lines leading from the treatment system, or permanently plug and abandon them in place.</p> <p>When the Permittee has met all closure and post-closure requirements and verified appropriate actions with date stamped photographic evidence or an associated NMED inspection, the Permittee may submit to NMED a written request, including photographic evidence, for termination of the Discharge Permit.</p> <p>[Subsection A of 20.6.2.3107 NMAC, Subsection D of 20.6.2.4103 NMAC, 40 CFR Part 503]</p>

**E. GENERAL TERMS AND CONDITIONS**

#	Terms and Conditions
19.	<p>RECORD KEEPING - The Permittee shall maintain a written record of the following:</p> <ul style="list-style-type: none"> <li>• Information and data used to complete the application for this Discharge Permit;</li> <li>• Information, data, and documents demonstrating completion of closure activities;</li> <li>• Any releases (commonly known as “spills”) not authorized under this Discharge Permit and reports submitted pursuant to 20.6.2.1203 NMAC;</li> <li>• The operation, maintenance, and repair of all facilities/equipment used to treat, store or dispose of wastewater;</li> <li>• 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;</li> <li>• Copies of logs, inspection reports, and monitoring reports completed and/or submitted to NMED pursuant to this Discharge Permit;</li> <li>• The volume of wastewater or other wastes discharged pursuant to this Discharge Permit;</li> <li>• Groundwater quality and wastewater quality data collected pursuant to this Discharge Permit;</li> </ul>

#	Terms and Conditions
	<ul style="list-style-type: none"> <li>• Copies of construction records (well log) for all sampled groundwater monitoring wells pursuant to this Discharge Permit;</li> <li>• The maintenance, repair, replacement or calibration of any monitoring equipment or flow measurement devices required by this Discharge Permit; and</li> <li>• Data and information related to field measurements, sampling, and analysis conducted pursuant to this Discharge Permit, including:               <ul style="list-style-type: none"> <li>○ the dates, location and times of sampling or field measurements;</li> <li>○ the name and job title of the individuals who performed each sample collection or field measurement;</li> <li>○ the sample analysis date of each sample;</li> <li>○ the name and address of the laboratory, and the name of the signatory authority for the laboratory analysis;</li> <li>○ the analytical technique or method used to analyze each sample or collect each field measurement;</li> <li>○ the results of each analysis or field measurement, including raw data;</li> <li>○ the results of any split, spiked, duplicate or repeat sample; and</li> <li>○ a copy of the laboratory analysis chain-of-custody as well as a description of the quality assurance and quality control procedures used.</li> </ul> </li> </ul> <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>
20.	<p><b>SUBMITTALS</b> – 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> <p>[Subsection A of 20.6.2.3107 NMAC]</p>
21.	<p><b>INSPECTION and ENTRY</b> – 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</p>

#	Terms and Conditions
	<p>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>
22.	<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>
23.	<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>
24.	<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 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>
25.	<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</p>

#	Terms and Conditions
	<p>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>
26.	<p><b>CRIMINAL PENALTIES – No person shall:</b></p> <ul style="list-style-type: none"> <li>• 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;</li> <li>• Falsify, tamper with or render inaccurate any monitoring device, method or record maintained under the WQA; or</li> <li>• Fail to monitor, sample or report as required by a permit issued pursuant to a state or federal law or regulation.</li> </ul> <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 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>
27.	<p><b>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</b></p>

#	Terms and Conditions
	<p>federal, state, and/or local laws, regulations, zoning requirements, nuisance ordinances, permits or orders.</p> <p>[NMSA 1978, § 74-6-5.L]</p>
28.	<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>
29.	<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"><li>• Notify the proposed transferee in writing of the existence of this Discharge Permit;</li><li>• Include a copy of this Discharge Permit with the notice; and</li><li>• Deliver or send by certified mail to NMED a copy of the notification and proof that the proposed transferee has received such notification.</li></ul> <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>
30.	<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 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>

#	<b>Terms and Conditions</b>
	[Subsection F of 20.6.2.3114 NMAC, NMSA 1978, § 74-6-5.K]

draft



## New Mexico Environment Department Ground Water Quality Bureau Discharge Permit Summary

### Facility Information

<b>Facility Name</b>	Rancho Viejo South Community Association
<b>Discharge Permit Number</b>	DP-1857
<b>Legally Responsible Party</b>	Rancho Viejo South Community Association Margaret Ragle, Community Homeowners Association Manager 6401 Richards Avenue, Room 124-B Santa Fe, New Mexico 87508 (505) 920-9950

### Treatment, Disposal and Site Information

<b>Primary Waste Type</b>	Reclaimed Domestic Wastewater
<b>Facility Type</b>	Reuse Application - Landscaping

#### Treatment Methods

Type	Designation	Description & Comments
Wastewater Treatment Facility	DP-1164	Up to 130,000 gpd of treated domestic wastewater received from DP-1164.

#### Discharge Locations

Type	Designation	Description & Comments
Reuse Area	Clock 1	2.13 acres of common areas using Class 1A reclaimed domestic wastewater from DP-1164.
Reuse Area	Clock 2	2.53 acres of common areas using Class 1A reclaimed domestic wastewater from DP-1164.
Reuse Area	Clock 3	0.91 acres of common areas using Class 1A reclaimed domestic wastewater from DP-1164.
Reuse Area	Clock 5	1.21 acres of common areas using Class 1A reclaimed domestic wastewater from DP-1164.
Reuse Area	Clock 6	1.32 acres of common areas using Class 1A reclaimed domestic wastewater from DP-1164.
Reuse Area	Clock 7	1.23 acres of common areas using Class 1A reclaimed domestic wastewater from DP-1164.
Reuse Area	Clock 8	1.91 acres of common areas using Class 1A reclaimed domestic wastewater from DP-1164.
Reuse Area	Clock 9	0.95 acres of common areas using Class 1A reclaimed domestic wastewater from DP-1164.
Reuse Area	Clock 10	1.73 acres of common areas using Class 1A reclaimed domestic wastewater from DP-1164.

#### Flow Metering Locations

Type	Designation	Description & Comments
Totalizing Flow Meter	DP-1164 Effluent Meter	Located at the wastewater treatment facility (DP-1164) after the impoundment on the line to Rancho Viejo South Subdivision.



**New Mexico Environment Department Ground Water Quality Bureau  
Discharge Permit Summary**

Totalizing Flow Meter	C-01 Meter	Flow meter on the effluent line to reuse area in Clock 1.
Totalizing Flow Meter	C-02 Meter	Flow meter on the effluent line to reuse area in Clock 2.
Totalizing Flow Meter	C-03 Meter	Flow meter on the effluent line to reuse area in Clock 3.
Totalizing Flow Meter	C-05 Meter	Flow meter on the effluent line to reuse area in Clock 5.
Totalizing Flow Meter	C-06 Meter	Flow meter on the effluent line to reuse area in Clock 6.
Totalizing Flow Meter	C-07 Meter	Flow meter on the effluent line to reuse area in Clock 7.
Totalizing Flow Meter	C-08 Meter	Flow meter on the effluent line to reuse area in Clock 8.
Totalizing Flow Meter	C-09 Meter	Flow meter on the effluent line to reuse area in Clock 9.
Totalizing Flow Meter	C-10 Meter	Flow meter on the effluent line to reuse area in Clock 10.

Ground Water Monitoring Locations  
No Ground Water Monitoring Required

**Depth-to-Ground Water** 250 feet  
**Total Dissolved Solids (TDS)** 640 mg/L

**Permit Information**

<b>Original Permit Issued</b>	June 14, 2018
<b>Current Action</b>	<b>Renewal</b>
Application Received	December 20, 2022
Public Notice Published	[not yet published]
Permit Issued (Issuance Date)	[issuance date]
Permitted Discharge Volume	130,000 gallons per day

**NMED Contact Information**

<b>Mailing Address</b>	Ground Water Quality Bureau P.O. Box 5469 Santa Fe, New Mexico 87502-5469
<b>GWQB Telephone Number</b>	(505) 827-2900
<b>NMED Lead Staff</b>	Jennifer Fullam
<b>Lead Staff Telephone Number</b>	(505) 670-2496
<b>Lead Staff Email</b>	<a href="mailto:jennifer.fullam@env.nm.gov">jennifer.fullam@env.nm.gov</a> or <a href="mailto:pps.general@env.nm.gov">pps.general@env.nm.gov</a>

# Fertilizer Log

## New Mexico Environment Department Ground Water Quality Bureau



DATE:

MONITORING REPORT DUE DATE:

FACILITY NAME:

REPORTING PERIOD (i.e., from \_\_\_ to \_\_\_):

DP#:

FIELD:<sup>1</sup>

# ACRES IN FIELD:

DAY, MONTH & YEAR OF APPLICATION <sup>2</sup>	A TYPE  organic = O inorganic = I	B FORM  granular = G liquid = L	C NITROGEN CONCENTRATION  %	D FERTILIZER: TOTAL AMOUNT APPLIED  lbs	E NITROGEN: TOTAL AMOUNT APPLIED  lbs/acre (C X D) / # acres	NOTES <sup>3</sup>
DD - MM - YY	I	G	10	200	5 (field size 4 acres)	
<b>TOTALS</b>						

<sup>1</sup>One Fertilizer Log form should be used for each field.  
<sup>2</sup>Each form must reflect the *most recent* 12 months of fertilizer application.  
<sup>3</sup>In the event application did not occur, please report "no application" in the NOTES column.