



MICHELLE LUJAN GRISHAM  
GOVERNOR

JAMES C. KENNEY  
CABINET SECRETARY

January 8, 2025

7022 0410 0002 7255 9620

Alex Manriquez  
Arctic Labs  
3961 E. Lohman Ave Suite 9  
Las Cruces, NM 88011

## NOTICE OF VIOLATION

Dear Alex Manriquez:

This letter is to inform you that you are in violation of the New Mexico Environment Department (NMED), New Mexico Public Aquatic Venues Regulations 7.18.1 NMAC.

Information received by the department and information gathered during a site investigation on January 8, 2025, confirmed the installation of a cold plunge with recirculation at 3961 E. Lohman Ave Suite 9 Las Cruces, NM. This type of aquatic venue, as it was installed and being used, is required to meet the Department's Aquatic Venues Regulations 7.18.1 NMAC.

## Violation

### 7.18.1.12 CONSTRUCTION PERMITS:

- A. No person shall construct/install or substantially alter a public aquatic venue or part thereof, or convert a private aquatic venue without first:
1. Submitting a construction permit application that shall include plans, specifications, supporting material, and other information required by NMED.
  2. Receiving a construction permit: and
  3. Paying all applicable fees.

## Compliance

- 1) Cease usage of the aquatic venues at 3961 E. Lohman Ave Suite 009 and 1300 El Paseo Road Suite 226 in Las Cruces, NM.
- 2) Submit plans and specifications to the department per the Public Aquatics Venue Regulations 7.18.1 NMAC. The regulations may be obtained from the New Mexico Environment Departments website <https://www.env.nm.gov/pools/>
- 3) Submit to me your intentions on how you are going to correct this violation.

## Penalty

7.18.2.56 PENALTY: Any person who violates any provision of this rule shall be subject to the penalty provisions in NMSA 1978, Section 74-I-10 of the Environmental Improvement Act, in addition to any other penalties provided for the Public Aquatic Venue rules. [7.18.2.56 NMAC- Rp, 7.18.2.56 NMAC, 07/30/08]

Please submit required information to as soon as possible.

Pursuant to the NMED Delegation Order dated November 26, 2024, the Cabinet Secretary has delegated the authority to issue a Notice of Violation to the Bureau Chief of the Environmental Health Bureau.

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

If you have any questions, please contact Kristy B. Ziehl (575) 649-6136 or submit an email to [aquatics.program@env.nm.gov](mailto:aquatics.program@env.nm.gov).

Sincerely,

  
Digitally signed by William  
Date: 2025.01.10 10:51:20 -07'00'

William Chavez  
Bureau Chief, Environmental Health Bureau [  
New Mexico Environment Department

cc: Pool Program  
Michael Kesler, District Manger  
Steven Kokovay, District Staff Manger  
File