

**STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION**

**IN THE MATTER OF PETITION TO NOMINATE
SEGMENTS OF RIO GRANDE, RIO HONDO,
LAKE FORK, EAST FORK JEMEZ RIVER,
SAN ANTONIO CREEK, AND REDONDO CREEK
AS OUTSTANDING NATIONAL RESOURCE
WATERS,**

WQCC No. 21-62 (R)

**OUTDOOR RECREATION DIVISION, NEW
MEXICO DEPARTMENT OF ECONOMIC
DEVELOPMENT,**

Petitioner.

**ORDER SCHEDULING PUBLIC HEARING AND
DESIGNATING HEARING OFFICER**

THIS MATTER came before the Water Quality Control Commission (“Commission”) during its regularly scheduled meeting on December 14, 2021, on the Petition to Nominate Segments of Rio Grande, Rio Hondo, Lake Fork, East Fork Jemez River, San Antonio Creek, and Redondo Creek as Outstanding National Resource Waters (“Petition”) filed on December 3, 2021 by the Outdoor Recreation Division of the New Mexico Department of Economic Development (“Petitioner”) pursuant to 20.6.4.9(A) and (B) NMAC, requesting that the Commission hold a public hearing on the nomination of the named surface water segments as Outstanding National Resource Waters, and appoint a hearing officer to establish a procedural schedule for the public hearing, issue necessary orders, preside over the public hearing, and take any other actions consistent with 20.6.1 NMAC and in accordance with the direction of the Commission. The Commission heard from Tannis Fox of the Western Environmental Law Center, legal counsel for

Petitioner, and John Verheul, legal counsel for the New Mexico Environment Department (“Department”), duly considered the Petition, and was otherwise sufficiently advised in the premises. The Commission thereafter determined that the Petition is sufficient and a public hearing should be held on the Petitioner’s proposal, in accordance with 20.1.6.200(C) NMAC.

IT IS THEREFORE ORDERED:

1. Petitioner’s request for a public hearing is granted, and pursuant to 20.1.6.205 NMAC, the public hearing shall be held during the Commission’s regularly scheduled meeting on Tuesday, June 14, 2022, using a WebEx virtual meeting platform; the public hearing may be continued thereafter if the Commission deems it necessary.

2. Public notice of the public hearing shall be given as provided in 20.1.6.201 NMAC.

3. Petitioner shall pay all costs and expenses of the publication of public notice.

4. The public hearing shall be conducted in accordance with the Commission’s rulemaking procedures as set forth in 20.1.6 NMAC.

5. The Commission may choose to deliberate immediately following the conclusion of the public hearing or at a subsequent meeting, but shall reach its decision no later than sixty (60) days following the close of the record or the date the hearing officer’s report is filed, whichever is later, as required by 20.1.6.306(C) NMAC.

6. Pursuant to 20.1.6.100(B) NMAC, the Commission designates Gregory Chakalian as the hearing officer to conduct the public hearing, and to perform the functions and exercise all powers and duties prescribed under 20.1.6 NMAC.

7. The Commission may issue such orders specifying procedures for conduct of the public hearing, in addition to those provided by 20.1.6 NMAC, as may be necessary and appropriate to fully inform the Commission of the matters at issue in the public hearing or to control the conduct

of the public hearing, as provided by 20.1.6.200(D) NMAC.

Dated this 13th day of January, 2022.

Stephanie Stringer Digitally signed by Stephanie Stringer
Date: 2022.01.13 18:00:43 -07'00'

Stephanie Stringer, Chair
Water Quality Control Commission

Certificate of Service

I hereby certify that on January 14, 2022 a copy of the foregoing **Order** was emailed to the persons listed below. A copy will be mailed first class upon request.

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Pamela Jones

Digitally signed by Pamela Jones
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