

STATE OF NEW MEXICO  
ENVIRONMENTAL IMPROVEMENT BOARD

COPY



**IN THE MATTER OF PROPOSED ADOPTION OF:**

*Section 111(d) State Plan for Implementing  
Municipal Solid Waste Landfills  
Emission Guidelines*

No. EIB 16-06 (R)

**AND PROPOSED AMENDMENTS TO:**

*20.2.64 NMAC – Municipal Solid Waste Landfills*

**NEW MEXICO ENVIRONMENT DEPARTMENT'S  
NOTICE OF INTENT TO PRESENT TECHNICAL TESTIMONY**

Pursuant to 20.1.1.302 NMAC, the New Mexico Environment Department (“Department”), Air Quality Bureau (“AQB”) files this Notice of Intent to Present Technical Testimony for the hearing in this matter currently scheduled for April 28, 2017.

1. **Entity for whom the witness will testify:** The New Mexico Environment Department.
2. **Identity of witnesses:** Cindy Hollenberg is an Environmental Analyst within the AQB. Her resume is attached as NMED Exhibit 1. A copy of Ms. Hollenberg’s written testimony is attached as NMED Exhibit 4. The Department will also make available Richard Goodyear, Bureau Chief of the AQB, and George Schuman, Permit Section Manager of the Solid Waste Bureau, as panel witnesses for questions about the proposed State Plan, including the proposed amendments to 20.2.64 NMAC, and its relation to the Department’s air quality programs. Mr. Shuman’s and Mr. Goodyear’s resumes are attached as NMED Exhibits 2 and 3, respectively.
3. **List of Exhibits:** A complete list of exhibits the Department intends to offer into evidence in this matter is attached to this Notice.

4. **Proposed Statement of Reasons:** The Department includes in its Notice of Intent to Present Technical Testimony a Proposed Statement of Reasons, NMED Exhibit 28, for the Environmental Improvement Board's consideration and signature should it adopt the proposed State Plan and associated amendments to 20.2.64 NMAC.

Respectfully submitted,

NEW MEXICO ENVIRONMENT DEPARTMENT  
OFFICE OF GENERAL COUNSEL



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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of foregoing was sent via the stated methods below to the following parties on April 7, 2017:

*Via hand delivery:*

Pam Castañeda, Board Administrator  
Environmental Improvement Board  
1190 South Saint Francis Drive, Suite 2102  
Santa Fe, NM 87505

*Via hand delivery:*

John Grubestic  
Assistant General Counsel  
New Mexico Attorney General  
Post Office Drawer 1508  
Santa Fe, New Mexico 87504  
*Counsel for the Environmental Improvement Board*

  
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Lara Katz

### **EIB 16-06 (R) Exhibit List**

NMED Exhibit 1	Resume – Cindy Hollenberg
NMED Exhibit 2	Resume – Richard Goodyear
NMED Exhibit 3	Resume – George Schuman
NMED Exhibit 4	Written testimony – Cindy Hollenberg
NMED Exhibit 5	Original Proposed State Plan
NMED Exhibit 6	Proposed Amendments to Part 64
NMED Exhibit 7	Subpart Cf, Federal Register version
NMED Exhibit 8	Guidance Document, excerpts
NMED Exhibit 9	Revised proposal – Repeal of Part 64
NMED Exhibit 10	Revised proposal – Replacement of Part 64
NMED Exhibit 11	Revised Proposed State Plan
NMED Exhibit 12	EPA letter received May 21, 1998 regarding Increments of Progress
NMED Exhibit 13	Request for comments regarding Increments of Progress
NMED Exhibit 14	Mike Crepeau response (notes of phone call) regarding Increments of Progress
NMED Exhibit 15	October 7, 2016 email notice for October 18, 2016 informational meeting in Albuquerque
NMED Exhibit 16	October 18, 2016 presentation slides
NMED Exhibit 17	October 18, 2016 handouts
NMED Exhibit 18	December 20, 2016 web notice (screen shot)
NMED Exhibit 19	Fact sheet for MSWLs available through web notice
NMED Exhibit 20	NM Register hearing notices – English and Spanish
NMED Exhibit 21	Albuquerque Journal hearing notices – English and Spanish
NMED Exhibit 22	Updated web notice (screen shot)
NMED Exhibit 23	Email notice for public hearing

- NMED Exhibit 24 Letter to Small Business Regulatory Advisory Commission (March 17, 2017)
- NMED Exhibit 25 Comment letters received 2/28/17 and 3/15/17
- NMED Exhibit 26 Comment summary and NMED response
- NMED Exhibit 27 Letter from SBCRA (March 20, 2017)
- NMED Exhibit 28 Proposed Order and Statement of Reasons

