UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1201 ELM STREET, SUITE 500
DALLAS, TEXAS 75270

Office of the Regional Administrator

DEC 1 6 2019

Rachel Conn
Projects Director
Amigos Bravos
P.O. Box 238
Taos, NM 87571

Re: A Petition by Amigos Bravos for a Determination that Storm Water Discharges in Los Alamos County Contribute to Water Quality Standards Violations and Require a Clean Water Act Permit ("Petition")

Dear Ms. Conn:

Thank you for your letter dated June 30, 2014, transmitting the above referenced Petition. The Petition alleges that non de minimus stormwater discharges from Los Alamos County that are currently unregulated under the National Pollutant Discharges Elimination System (NPDES) program are contributing to exceedances of New Mexico water quality standards (WQS) in impaired waters. The Petition requests that EPA use its Residual Designation Authority under 40 CFR 122.26(a)(9)(i)(D) to require NPDES permit coverage for those discharges pursuant to Section 402(p) of the Clean Water Act.

After careful analysis of the Petition, comments on EPA's Preliminary Designation (March 17, 2015, 80 FR 13852) and all available information, the Regional Administrator of EPA Region 6 hereby designates for NPDES permitting as regulated small MS4s the following:

- MS4s located in the portion of Los Alamos County, New Mexico within the Los Alamos Urban Cluster as defined by the latest 2010 Decennial Census, and
- MS4s located on Los Alamos National Laboratory property located within Los Alamos County and Santa Fe County, New Mexico

EPA's designation includes MS4s owned or operated by the following entities on LANL property and in the Los Alamos Urban Cluster:

- LANL, including Triad National Security, LLC (Triad) and the U.S. Department of Energy's National Nuclear Security Administration (NNSA) located within Los Alamos County and Santa Fe County, New Mexico,
- Los Alamos County, New Mexico, located within the Los Alamos Townsite as defined by the latest 2010 decennial Census,
- New Mexico Department of Transportation (NMDOT) located within the Los Alamos Townsite as defined by the latest decennial Census, and
- NMDOT located within and interconnected with regulated LANL (Triad and NNSA) storm sewer systems in Los Alamos and Santa Fe Counties, New Mexico.

EPA appreciates your continuing stewardship concerning our natural resources. If you have any questions, please feel free to contact me at (214 665-2100), or your staff may contact, Ms. Nasim Jahan at 214-665-7522 (jahan.nasim@epa.gov).

Sincerely yours,

Ken McQueen
Regional Administrator

cc: Mr. James C. Kenney
Cabinet Secretary , New Meico Environmental Department

Michael Sandoval
Cabinet Secretary, New Meico Department of Transportation