



TOWN OF RED RIVER

(575) 754-2277
www.redriver.org
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PO Box 1020
Red River, NM 87558

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REGIONAL HEARING CLERK
EPA REGION VI

July 30, 2018

Regional Hearing Clerk (6RC-D)
U.S. EPA, Region 6
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733

Mr. Tucker Henson (6RC-EW)
U.S. EPA, Region 6
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733
(*email henson.tucker@epa.gov*)

Re: Docket Number: CWA-06-2018-1786
NPDES Permit Number: NM0024899
First Amended Administrative Complaint

Dear Mr. Henson,

The Town of Red River has received the Notice of the Proposed Assessment of Class I Civil Penalty. The Town would like to propose a possible settlement for the civil penalty of \$5,000.00 by providing a Supplemental Environmental Project (SEP). The Town pictures the project fitting into two categories; Environmental Restoration and Protection (To improve the condition of the water in the area damaged by the violation, fish kill) or Environmental Merit (stocking of fish after a fish kill in the receiving stream).

During the chemical spill at the wastewater treatment plant on January 5, 2018, we had an upset and pass through in the treatment plant. The incident caused permit violations and resulted in a fish kill in the receiving stream. It is unfortunate that the wastewater plant had a chemical spill. Steps have been put in place so that it doesn't happen again.

The Town proposes to stock the Red River, a cold-water fishery, with rainbow trout from a vendor approved by the New Mexico Department of Game and Fish. I have spoken to Eric Frey, Sportfish Program Manager, from the Dept. of Game and Fish, and stocking fish would be

acceptable to the New Mexico Department of Game and Fish. The Town of Red River is a high traffic area for fishermen, so we know that any loss of fish affects the sportsman that come to fish in the area. As soon as the SEP is approved we can begin stocking fish in the Red River.

Thank you for your consideration,

Linda Calhoun

Linda Calhoun, Mayor
Town of Red River

Cc: Mr. Michael Tillman, EPA - *email*
Mr. Tucker Henson, EPA - *email*
Ms. Shelly Lemon, Bureau Chief, NMED, SWQB - *email*
Mr. Russell Church, Town of Red River, Environmental Compliance Manager
Mr. Jimmy Baca, Town of Red River, Plant Supervisor – *email*
Mr. Eric Frey, Sportfish Program Manager, NMDGF-*email*