

Petition to Adopt a Landfills Plan and Amend Regulations - Parts 63, 64, and 71

AQCB Petition No. 2017-1

**Presented by Carol Parker
Assistant City Attorney
City of Albuquerque**

Petition Overview

- Landfill Air Pollutants
- EPA adopted new rules
- EHD needs to propose a plan for existing landfills
- Parts 71, 63, 64
- Legal Authority

Environmental Health Department Proposal

- EHD requests that the Air Board schedule a hearing to consider:
 - Adopting a plan for existing landfills
 - Amending Part 71 to implement the landfills plan
 - Amending Parts 63 and 64 to incorporate recently updated federal regulations
 - Authorizing EHD to request EPA to update EHD's delegated authority to implement & enforce these regulations
- Designate a hearing officer and authorize EHD to provide a court reporter for the hearing

Air Board Authority

- New Mexico Air Quality Control Act, NMSA 1978, § 74-2-5(B):
 - Authorizes and requires the Board to:
 - Adopt, amend, or replace air quality regulations and standards
 - Adopt air quality plans
- City of Albuquerque Ordinances, § 9-5-1-4(B)
- Bernalillo County Ordinances, § 30-33(b)

Thank you