AQD EXHIBIT 5d

PENGAD 800-631-6989

Butt, Neal T.

From: Butt, Neal T.

Sent: Monday, December 06, 2010 8:59 AM

To: 'Bob Trudo'

Cc: 'Donnell & Tibby Jerome'; 'Ed & Mable Plunkett'; 'Gary Beyer'; 'Rory Ogle'; Stonesifer, Jeff W.; Tavarez, Isreal L.; Nieto, Margaret ; Stebleton, Matt B.; Rocha, Dario W.; Reyes, Damon R.; Kearny, Adelia W.

Subject: RE: Open Burning Rule - See Attachment for More Details

Mr. Trudo,

I apologize for the incorrect date of the hearing. It is scheduled for March 9, 2011, this Wednesday we will be presenting proposed amendments to Fees and GHGs not Open Burning (see http://www.cabq.gov/airquality/aqcb/events/December-8-2010/).

The proposed amendments to the Open Burning rule will be in stakeholder review until 12/20/10; it will then be in public review until the hearing. Anyone wishing to present technical testimony at the hearing must file an NOI by 2/22/11.

Thanks,

Neal

"Full fathom five thy father lies;
Of his bones are coral made;
Those are pearls that were his eyes:
Nothing of him that doth fade,
But doth suffer a sea-change
Into something rich and strange.
Sea-nymphs hourly ring his knell:
Ding-dong.
Hark! now I hear them—Ding-dong, bell."

William Shakespeare - The Tempest - Ariel's Song

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sent 12/1/10 1:56pm

Mr.. Trudo,

Thank you for your comments. I believe that the proposed 15-day period affects the only the permit request, and not the actual day you must conduct the burn. Nevertheless, the Air Quality Division will withdraw its proposal to extend the timeframe to 15 days, and revert back to the current language of 5 days. In addition, the Air Quality Division will be presenting this proposal to the Albuquerque - Bernalillo County Air Quality Control Board on December 8th, if you would like to attend and/or provide testimony.

Neal Butt

Environmental Health Scientist

Air Quality Division

(505) 768-2660

"Only when the last tree has been cut down,

Only when the last river has been poisoned,

Only when the last fish has been caught,

Only then will you find that money cannot be eaten."

—Cree Indian Prophecy

From: Bob Trudo [mailto:ratrudo@nmia.com]
Sent: Friday, October 22, 2010 6:20 PM
To: Butt, Neal T.
Cc: Bob Trudo; Donnell & Tibby Jerome; Ed & Mable Plunkett; Gary Beyer; Rory Ogle
Subject: FW: Open Burning Rule - See Attachment for More Details

Mr. Butt,

As a homeowner and representative of my neighborhood association, I am concerned about the effects of uncontrolled (or out of control) open burning. The images of the homes set ablaze in Los Alamos come vividly to mind. Hindsight showed this was caused by a systemic failure to adequately forecast weather conditions, and extreme pressure placed on the Forest Service burn control officer to

"get the job done."

I guess I am confused about the proposed extension of time required for notification of a burn event from five days to fifteen days. As you well know, weather forecasting is, at best, an inexact science. Forecasters are 'lucky' to get tomorrow's weather close to their predictions. A fifteen day delay makes accurate forecasting virtually impossible. Is there something in the code that would allow the burn event to slide forward to track inclement weather conditions? I.E., Don't burn today because of high winds – but, burn tomorrow when winds are supposed to be calm? The way I read this, one would have to apply for another 15-day window if the original 'burn event date' failed to materialize. Am I incorrect in assuming this? I fail to see what the notification extension time accomplishes.

Robert Trudo
President
Enchanted Park Neighborhood Association
PO Box 11096
Albuquerque, NM 87192-0096
505-270-1181 (C)

From: Winklepleck, Stephani I. [mailto:SWinklepleck@cabq.gov]
Sent: Friday, October 22, 2010 3:56 PM
Subject: Open Burning Rule - See Attachment for More Details

Questions - please direct them to:

Neal Butt

Environmental Health Scientist

Air Quality Division

(505) 768-2660