

NMED Enforcement Section Report – Chuck Akeley

1. Staffing Issues

- Nine persons make a full staff but do to the state budget issues the following is the current situation:
 - Enforcement Coordinator position is vacant with a part-time person handling the hauler registrations.
 - EA-I – is filled by Bañales Monaghan
 - EA-II is filled by Ernie Gutierrez
 - EA-III is filled by Jo Vega, a new hire with past experience
 - EA-IV is vacant (request filed for an emergency hire)
 - EA-V is filled by Benny Kling
 - EA-VI is vacant and may not be filled

2. Miscellaneous

- Spate IW hospital cases were heard in December 2009
- There continues to be registration of many haulers under SWR
- Currently there is only one landfill for regulated asbestos waste (KEERS), but Lincoln/Otero modifications are pending

3. Case Discussion

- The Socorro landfill is operating very well.
- Lea Land, Inc. Landfill case was settled and they have agreed to submit new permit application and has new operation and monitoring plans.
- NMED prevailed at the hearing for the Vaughn Landfill; EVSWA stepped up to assist in municipal solid waste collection and disposal.
- The City of Raton Landfill case was settled by ACO for \$15,000.
- NCSWA-La Loma Transfer Station case was settled by ACO for unpermitted operations; \$32,000.

4. Pending Cases Matters

- Several hospitals/IW actions are pending for Plains Regional, Artesia, Carlsbad and Gila Regional.
- There is a major Asbestos Case w/AQB pending against Advantage Asphalt.