

## Braganza, Bonnie

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**From:** Peter Ford <Peter.Ford@nmgco.com>  
**Sent:** Thursday, May 02, 2013 4:41 PM  
**To:** Braganza, Bonnie  
**Cc:** Robinson, Jeffrey; Marcelle Fiedler; Moncrieffe, Marcia  
**Subject:** RE: Receipt of synthetic minor permit  
**Attachments:** NMGC Redonda CS v0 5.pdf; Tand E and archeological review Redonda.pdf; valencia county species list.pdf; Valencia T&E map.pdf; redonda arch map.pdf

**Categories:** Red Category

Hello,

Thank you for spending some time with us on the phone. Per our conversation we have attached an electric copy of the application. We have also developed a document describing the archeology and endangered species at this location.

After review of the endangered species data for the area NMGC has found no species of concern in or around the facility. The cultural study that was done before the facility was built also had no indication of any sites at the facility.

We would be happy to come to your office and discuss further. Please let us know when will work for you. Can you please let us know if this application has been deemed complete? If there are any other questions please don't hesitate to ask.

Respectfully,

*Peter Ford*

Engineering Manager

*Pipeline Engineering, ROW, Environmental, Drafting*

505 697 3510

505 269 1800 cell

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**From:** Braganza, Bonnie [mailto:Braganza.Bonnie@epa.gov]  
**Sent:** Monday, April 22, 2013 9:39 AM  
**To:** Peter Ford  
**Cc:** Robinson, Jeffrey  
**Subject:** Receipt of synthetic minor permit  
**Importance:** Low

Sir:

I am the EPA R6 permit writer for tribal permits. We received an application addressed to the Compliance and Enforcement Division, Marcia Moncrieffe. If possible could you please forward me the electronic copy. We have put all permit applications on our website: <http://yosemite1.epa.gov/r6/Apermit.nsf/AirP?OpenView#D>

Upon consultation with our Compliance and Enforcement Division, I will contact you if I need additional information. Just FYI, before EPA can issue any permit, we will need to do an evaluation of:

- Endangered Species Act (ESA) Section 7(a)(2) states that each Federal agency shall, in consultation with the Secretary, insure that any action they authorize, fund, or carry out is not likely to **jeopardize the continued** existence of a listed species or result in the destruction or **adverse modification of designated** critical habitat. This section of the Act defines the consultation process, which is further developed in regulations promulgated at 50 CFR §402.“

And

- The National Historic Preservation Act (NHPA- Section 106) of 1966 requires EPA to ensure historic properties are considered during Federal project planning and execution, that requires EPA to “take into account” how each of its undertaking could affect historic properties which includes issuance of permits by EPA.

I understand that this is an existing operation, however an evaluation is needed. Therefore if you have had any permits issued for water or even have undergone a “NEPA” review for this facility, I will be happy to review and use that analyses for this permit. Otherwise we will need additional information of the location and ESA or biological analyses for this site.

If you have additional questions please contact me. Thank you

Bonnie Braganza P.E.  
Air Permits  
US Environmental Protection Agency  
Region 6  
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