

RECEIVED

APR 24 2024

*Mada...  
OFF*

STATE OF NEW MEXICO  
BEFORE THE SECRETARY OF THE ENVIRONMENT

IN THE MATTER OF THE APPLICATIONS  
OF SHORT LINE, LLC  
FOR AIR QUALITY PERMITS  
NO. 10129, LAS VEGAS HMA PLANT and  
NO. 10131, LAS VEGAS CRUSHER/SCREENING PLANT

AQB 24-19(P)

---

NOTICE OF FILING THE PUBLIC HEARING DETERMINATIONS

---

COMES NOW, the New Mexico Environment Department's ("Department") Air Quality Bureau ("Bureau"), pursuant to 20.1.4.200(A) NMAC, and respectfully submits this Notice of Filing of the Public Hearing Determinations in the above captioned matter, and respectfully requests that the Office of Public Facilitation docket this matter. The Hearing Determinations are attached.

/s/ Chris Vigil  
Assistant General Counsel  
New Mexico Environment Department  
121 Tijeras Ave. NE, Ste. 1000  
Albuquerque, NM 87102  
Phone: (505) 469-4696  
Email: christopherj.vigil@env.nm.gov

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing *Notice of Filing* was served by email on the following on April 23, 2024:

Louis W. Rose  
Kari Olsen  
[lrose@montand.com](mailto:lrose@montand.com)  
[kolsen@montand.com](mailto:kolsen@montand.com)

*Counsel for Short Line, LLC*

/s/ Chris Vigil  
Chris Vigil



MICHELLE LUJAN GRISHAM  
GOVERNOR

JAMES C. KENNEY  
CABINET SECRETARY

MEMORANDUM

**Date:** January 10, 2024

**To:** James Kenney, Cabinet Secretary

**Through:** Sydney Lienemann, Deputy Secretary  
Michelle Miano, Division Director  
Dana Bahar, Deputy Division Director

**From:** Liz Bisbey-Kuehn, Air Quality Bureau Chief, AQB

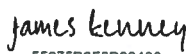
**Subject:** Request for Public Hearing Determination for Air Quality Permit Application for Short Line LLC – Las Vegas Hot Mix Asphalt Plant

The Air Quality Bureau received 5 written public comments from 12 interested citizens regarding this air quality permit application.

20.2.72.206.A.4 and B NMAC provide the opportunity for public comment and for a public hearing if the Department Secretary determines there is significant public interest. The application was received by the Bureau on October 26, 2023, and ruled complete November 25, 2023. The Public Notice was published December 1, 2023, with the comment period ending January 2, 2024. If a hearing is approved, the anticipated timing for the hearing would be Spring 2024.

In general, the comment letters focused on air pollution concerns, threats to livestock, and other non-air quality related matters. None of the letters requested a public hearing. However, based upon the comments and interest, the Bureau is recommending that a public hearing be held on the air permit application.

I concur

DocuSigned by:  
  
 55675B6F3B62408...

I do not concur

---

James Kenney  
Cabinet Secretary

---

James Kenney  
Cabinet Secretary



MICHELLE LUJAN GRISHAM  
GOVERNOR

JAMES C. KENNEY  
CABINET SECRETARY

## MEMORANDUM

**Date:** January 10, 2024

**To:** James Kenney, Cabinet Secretary

**Through:** Sydney Lienemann, Deputy Secretary  
Michelle Miano, Division Director  
Dana Bahar, Deputy Division Director

**From:** Liz Bisbey-Kuehn, Air Quality Bureau Chief, AQB

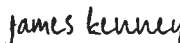
**Subject:** Request for Public Hearing Determination for Air Quality Permit Application for Short Line LLC – Las Vegas Aggregate Crusher and Screening Plant

The Air Quality Bureau received 5 written public comments from 12 interested citizens regarding this air quality permit application.

20.2.72.206.A.4 and B NMAC provide the opportunity for public comment and for a public hearing if the Department Secretary determines there is significant public interest. The application was received by the Bureau on October 26, 2023, and ruled complete November 25, 2023. The Public Notice was published December 1, 2023, with the comment period ending January 2, 2024. If a hearing is approved, the anticipated timing for the hearing would be Spring 2024.

In general, the comment letters focused on air pollution concerns, threats to livestock, and other non-air quality related matters. None of the letters requested a public hearing. However, based upon the comments and interest, the Bureau is recommending that a public hearing be held on the air permit application.

I concur

DocuSigned by:  
  
55675B6F3B62408...

I do not concur

---

James Kenney  
Cabinet Secretary

---

James Kenney  
Cabinet Secretary