

**SANTA FE COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**RESOLUTION NO. 2025 - 108**

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**A RESOLUTION AUTHORIZING THE COUNTY MANAGER TO DELEGATE  
SIGNATURE AND CERTIFICATION AUTHORITY TO THE PUBLIC WORKS  
DEPARTMENT DIRECTOR FOR NOTICE OF INTENT (NOI) AND NOTICE OF  
TERMINATION (NOT) FOR APPROVED COUNTY CONSTRUCTION PROJECTS  
SUBJECT TO THE ENVIRONMENTAL PROTECTION AGENCY (EPA)  
CONSTRUCTION GENERAL PERMIT (CGP)**

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**WHEREAS**, the National Pollution Discharge Elimination System (NPDES) permit program, created in 1972 by the Clean Water Act (CWA), helps address water pollution by regulating point sources that discharge pollutants to waters of the United States; and

**WHEREAS**, a Construction General Permit (CGP) is a type of NPDES permit issued by the United States Environmental Protection Agency (EPA) that regulates stormwater discharges from construction activities; and

**WHEREAS**, a CGP is designed to minimize the impact of construction activities on water quality on construction sites that disturb one or more acres of land, or sites that are part of a larger common plan of development; and

**WHEREAS**, a CGP authorizes stormwater discharges from construction activities which have met stormwater control requirements and implemented a Stormwater Pollution Prevention Plan (SWPPP); and

**WHEREAS**, the EPA issues general permits to simplify the process for discharges to obtain authorization to discharge, provide permit requirements for any eligible discharger that files a Notice of Intent (NOI) to be covered, and reduce the administrative workload for NPDES permitting authorities; and

**WHEREAS**, Santa Fe County meets the definition of an “operator” pursuant to the NPDES permit program under the CWA; and

**WHEREAS**, Santa Fe County has operational control over construction plans and specifications, the ability to make modifications to those plans and specifications, authorizes the

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development and construction activities, procures the project plans and specifications, and approves or disapproves of the project bids, plans, and specifications; and

**WHEREAS**, a CGP issued pursuant to the CWA, requires that any operator of an applicable construction activity submit a Notice of Intent (NOI) for each project; and

**WHEREAS**, pursuant to 40 C.F.R. § 122.22(A)(3), the CGP requires certification by a designated signature authority for each Notice of Intent (NOI) and Notice of Termination (NOT) by a principal executive officer or ranking elected official; and

**WHEREAS**, under 40 C.F.R. § 122.22(b) a principal executive officer of a municipality or public agency may, in writing, designate a duly authorized representative to sign NOIs and related documents, and the County Manager of Santa Fe County, as the principal executive officer, may delegate such authority to the Director of the Public Works Department for purposes of submitting and certifying NOIs and related Clean Water Act compliance documents; and

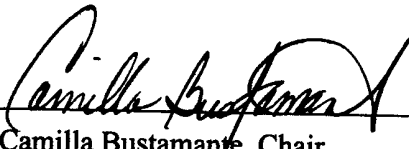
**NOW, THEREFORE, BE IT RESOLVED** by the Santa Fe County Board of County Commissioners that:

1. Pursuant to the Clean Water Act and for purposes of compliance with all Environmental Protection Agency Construction General Permits, the Santa Fe County Manager, in their capacity as the principal executive officer of Santa Fe County, is the official representative and is authorized to sign disbursement requests and all other documents necessary to fulfill the requirements of such permits.

2. The Santa Fe County Manager, as the principal executive officer of the County, is hereby authorized, pursuant to 40 C.F.R. § 122.22(b), to delegate in writing the authority to sign Notices of Intent and other Clean Water Act compliance documents to the Director of the Public Works Department, and to execute such delegation documents on behalf of the County.

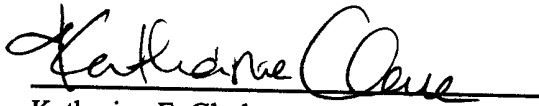
**PASSED, APPROVED, AND ADOPTED ON THIS 30th DAY OF SEPTEMBER, 2025.**

**SANTA FE COUNTY  
BOARD OF COUNTY COMMISSIONERS**

By:   
Camilla Bustamante, Chair

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ATTEST:



Katharine E. Clark  
Santa Fe County Clerk

Date: 10/02/2025

Approved as to form



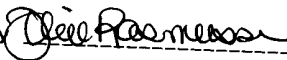
Walker Boyd  
Santa Fe County Attorney

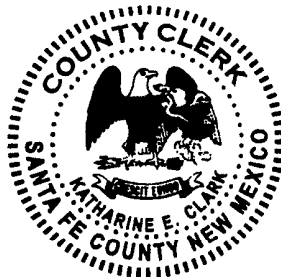
COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

BCC RESOLUTIONS  
PAGES: 3

I Hereby Certify That This Instrument Was Filed for  
Record On The 3RD Day Of October, 2025 at 11:39:26 AM  
and Was Duly Recorded as Instrument # 2068541  
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office

Deputy  Katharine E. Clark  
County Clerk, Santa Fe, NM



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