

CITY OF ALBUQUERQUE



February 9, 2016

Todd Walton –toddw@inlandconstruction.com
Affinity at Albuquerque Hand Delivered
Inland New Mexico LLC
1620 N. Mamer Rd Bldg B
Spokane, Washington 99216

**Re: Drainage Control Ordinance (14-5-2-1) and NPDES CGP Violations for
Erosion and Sediment Control, Trash and Pollution- Affinity at Albuquerque
Inland eNOI - NMR12B122
Affinity at Albuquerque eNOI- could not find eNOI on EPA website**

Dear Mr. Walton and Property Owner,

On December 22nd, the City issued a Violation Letter (Order) that listed the following violations:

August 27th, 2015, Inland New Mexico, LLC (Joe Caldarera) was notified of the following violations of the NDPEs CGP and the Drainage Control Ordinance:

1. Sediment in Fineland Dr.
2. Using a dirt ramp in Fineland Road, this puts sediment in the street.
3. The inlet in Fineland Dr. needed inlet protection.
4. The pipe in the northern pond needs protection to prevent sediment from entering the MS4.

PO Box 1293

Albuquerque

The same violations were found on 12-22-15.

In addition to the above violations, the additional violations were also found on 12-22-15:

1. A considerable amount of trash in numerous places around the site.
2. Stucco dumped on the dirt.
3. No silt fence along the west side of Fineland Dr. from Ellison Dr to Crown Rd.
4. The silt fence was damaged in numerous locations.
5. Sediment in Crown Road.

NM 87103

www.cabq.gov

You were also notified that “In addition, if the violations are not mitigated within 30 days or are found again after 30 days, the property owner is subject to a fine up to \$500/day per the City’s Drainage Control Ordinance.”

The same violations were observed during an inspection yesterday 2-8-16. They are listed below:

1. Sediment in Fineland Dr NW.
2. The inlet in Fineland Drive did not have inlet protection.
3. Stucco washout on the site.
4. The construction entrance to the lay-down yard requires maintenance. Sediment is being tracked into Fineland Dr.

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Per the previous Violation letter, the City is assessing a fine of \$500. This fine is for one day. Additional days may be added if the violations are not mitigated upon a follow-up inspection in seven days or violations are observed in future inspections.

In addition, the next violation(s) will be reported to the New Mexico Environment Department, Surface Water Quality Bureau to aid in the determination if this site is to be forwarded to the EPA.

Photos of the violations are attached .

If you have any questions, you can contact me at 924-3420.

Sincerely,

Curtis Cherne, P.E.

Principal Engineer, Stormwater Quality
Planning Dept.

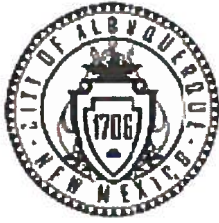
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C: Grant@inspectionsplusinc.com



**City of Albuquerque Planning Department
One Stop Shop-Development and Building Services
Drainage Control Ordinance
Violation Invoice
Date 2-9-16**

Permit Number: 2016 000 001

Category Code: 971

Project: Affinity at Albuquerque

Property Legal Description/Address: 10700 Fineland Dr NW, Albuquerque, NM 87114

Property Owner: Affinity at Albuquerque, LLC

**Property Contact/Invoice sent to: Hand delivered to Leasing Office
5740 Night Whisper Rd NW**

Description of Violation: Sediment in Fineland Dr., Inlet protection not provided

Date(s) of Violation: 2-8-16

Fine:

\$500/day	\$500.00
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Number of days:	1
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Total due:	\$500.00
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Total due is to be paid within 30 days of receipt of this invoice. After 30 days if payment is not made, a municipal lien will be placed on the property and non- payment will result in delay of future approvals related to the project.

The fine can be paid at any City of Albuquerque Treasury location. The most convenient may be at Plaza del Sol, 600 2nd St. NW. Provide a copy of the receipt to Stormwater Quality, Suite 400 600 2nd St. NW, or e-mail to ccherne@cabq.gov.







