December 19, 2024

Hughes Family LLC (029 004 Tract A unit B North Albuquerque Acres)

9404 Sally Ann Ln NE

Albuquerque, NM 87122-3792

**Sites: Lot A Blk 5 North Albuquerque Acres Tract A Unit B– Albuquerque Storage Partners, LLC – Luxelocker (B18E031)**

 **029 004 Tract A Unit B North Albuquerque Acres – Hughes Family LLC**

**Re: Drainage Ordinance (14-5-2-11) Violations for Erosion and Sediment Control**

To whom it may concern;

The City of Albuquerque Stormwater Quality Section performs routine Erosion and Sediment Control (ESC) Inspections for active construction sites. The City recently performed one of these inspections for the construction activity at 5601 San Diego Ave NE, adjacent to your property on the south across Beverly Hills Ave.

During that inspection, it was observed that the contractors have been using your property for materials storage and vehicle parking resulting in soil disturbance on your property without any plans submitted to the City about final stabilization measures for your property. The City received and approved an ESC Plan submitted by the owner of the construction site, but that plan did not include any activity on your property.

Since the City holds the property owners responsible for any violations of the EPA’s Construction General Permit (CGP) and City Ordinance §14-5-2-11 (included), you are being notified of unapproved construction activity on your property. A Notice of Violation (NOV) is being issued for both property owners and is included with this package. The intent is to ensure that stormwater controls are implemented for active land disturbing activities and that the criteria for Final Stabilization listed in CGP Part 2.2.14 will be met at the construction’s end.

The NOV has details and options for mitigation of these violations. If these violations are not mitigated by the next City stormwater inspection, financial penalties may occur as detailed in the Escalation Policy (included).

If you have any questions, please contact me at 924-3325 or cenglish@cabq.gov.

Sincerely,

Chancellor English, CPESC

Erosion and Sediment Control Specialist, Stormwater Quality - Planning Dept.