

# CITY OF ALBUQUERQUE

Planning Department

David Campbell, Director



Timothy M. Keller

July 12, 2018

Frank & Maria Randall  
708 LAGUNA BLVD SW  
Albuquerque, NM 87122

**RE: Violation of the Drainage Ordinance 14-5-2-12 (General Administration)**  
At 8500 Glendale Ave NE

Dear Mr. & Ms. Randall:

Based on a site visit on 7/12/18, the above referenced tract of land is currently undergoing or has been graded without an approved Grading Plan with a Grading Permit issued by the City of Albuquerque Planning Department, Development & Review Services Division, Hydrology Section. Also, the fill brought to this site was placed in a FEMA recognized flood plain, which is a violation of the city's ordinance and FEMA's regulations. Attached are photos showing the illegal grading activity and the backfill material brought to this site.

According to The City of Albuquerque Drainage Ordinance, § 14-5-2-12-B-4, grading, cut, fill or importation of material in excess of 500 cubic yards, or grading of any area of one acre or more shall conform to drainage control, flood control, stormwater control, and erosion control policies and to standards, criteria and procedures established by the City Engineer with respect to drainage, flood control, stormwater control, and erosion control. A Grading Permit, issued by the City Engineer, is required for projects involving more than 500 cubic yards of material or one acre or more in area. According to our calculations, this site is less than one, but the amount of material brought in is approximately 1000 cubic yards, which exceeds the amount specified in our ordinance.

If a Grading Plan is not submitted to Hydrology and approved for Grading Permit within 30 days of this letter, the property owner is subject to the City of Albuquerque Code of Ordinances 1-1-99 (General Penalty) which sets a fine not to exceed \$500 and or imprisonment not exceed 90 days for each violation. With each day that passes and the violation persists this constitutes a separate violation.

If you have any questions, please contact me at 924-3986 or by email at [rael@cabq.gov](mailto:rael@cabq.gov).

Sincerely,

Rudy E. Rael, C.E., CFM  
Engineer Assistant, Hydrology  
Planning Department