

From: [Hughes, James D.](#)
To: [Cassandra Durkin](#)
Subject: RE: B20E067 8500 Glendale Ave
Date: Wednesday, September 30, 2020 6:58:00 PM
Attachments: [B20D067_BP_GP_SPBP_APPR.pdf](#)
[image002.jpg](#)
[image003.jpg](#)

Here is the G&D Base map. Has John already recorded the plat dedicating the 30 for Glendale?

From: Hughes, James D.
Sent: Wednesday, September 30, 2020 6:24 PM
To: 'Cassandra Durkin'
Subject: RE: B20E067 8500 Glendale Ave

Cassandra,

I have spoken with both John and Scott about the overlapping area. Right now John is using the neighboring lot for materials storage (including earthwork), and access to the arroyo. We don't resolve disputes over which operator is responsible, we hold them both responsible for the (support activity) that John is doing on Scott's property. Hopefully they can agree and work out the details of who is responsible for the controls, inspection, and stabilization. In the overlap. Scott must have a SWPPP and these two could share a SWPPP.

I already have a lot of pictures and will get more to better document the divide. You draw a line, I will draw a line, John draws a line, and Scott draws a line, hopefully we can agree and the agreement is clearly spelled out in the SWPPP(s). Define the area of overlap and see if John's total exceeds an acre.

Note that John's lot is 1.000000 acres including half of the Glendale right of way. The disturbed area includes the dirt portion of the right of way, 22' of the 30' right of way is dirt and is included on both Construction Sites. John's earthwork piles clearly crossed the south property line and the west property line. I am open to the idea that John's "Construction Site" is a hair less than one acre, but right now the evidence says its more. Scott Ashcraft has to agree to the divide between the two Construction Sites Especially if he takes all responsibility for the overlap area. See Scott's violation letter and inspection report attached and his contact info is in the report.

Sorry if I can't answer your question outright, but it depends on how these two operators cooperate.

[cid:image003.jpg@01D41F50.A8AE0A90](#)



DOUG HUGHES, P.E., CFM
principal engineer construction SWQ
o 505.924.3420
e jhughes@cabq.gov
cabq.gov/planning

From: Cassandra Durkin [<mailto:cassandra@inspectionsplus.com>]
Sent: Wednesday, September 30, 2020 2:58 PM
To: Hughes, James D. <jhughes@cabq.gov>
Subject: B20E067 8500 Glendale Ave

Hi Doug!!

A prospective customer emailed this to me. He said you gave him my number. I looked at your letter. As you stated this property is less than 1 acre but it is next to an arroyo that drains to the El Camino Pond then to the MS4 and the River via the North Diversion Channel Outfall Sedimentation Basin. He called me and complained about having to spend money that he does not have for a SWPPP. My question to you is this: In the interest of saving time (for me) and money (for the prospect), and since the site is relatively small, would you accept an Erosion Control Plan and Inspections with a maintenance contract?

The citation that you referenced states that only an Erosion Control Plan and Inspections are required:

- (A) For projects that disturb one acre or more, or less than one acre but are part of a larger common plan of development exceeding one acre, the property owner is to provide the Construction General Permit (CGP) Electronic Notice of Intent (eNOI) documentation that contains the property owner name and contact information a minimum of 14 days prior to earth disturbance and prior to obtaining Work Order or Building Permit approval. To be accepted, the eNOI is to be properly filled out and certified. If the eNOI is a Low Erosivity Waiver by the contractor, then an Erosion and Sediment Control Permit per § [14-5-2-11](#)(B) is to be approved by the city.
 - (B) For projects that are less than one acre and are not part of a larger common plan of development, but meet the criteria as specified in § [14-5-2-12](#)(B)(6), an approved Erosion and Sediment Control Permit is required prior to earth disturbance, Work Order approval and Building Permit approval.
 - (1) The Erosion and Sediment Control Permit or eNOI holder must be either the owner of the property or an authorized agent of the owner in order for the permit to legally cover the activities occurring at the site. If the permit holder is other than the owner, evidence of delegation of authority acceptable to the city shall be provided prior to issuance of a permit by the city.
 - (2) A project will be approved for earth disturbance, work order, or building permit only upon approval of plans and conditions by the City Engineer.
- [14-5-2-12 \(B\) \(6\) Sites with less than one acre of total land disturbance and that are not part of a larger common plan of development shall be required to obtain an Erosion and Sediment Control Permit if:](#)
- (a) The site is identified as having a significant potential for erosion, based on observation or site characteristics including very steep topography;
 - (b) The site is known to contain contaminated soils; or
 - (c) The site is directly adjacent to receiving waters such as directly connected storm drains, directly connected concrete arroyos or the Rio Grande.
 - (d) The site contains a building to be demolished and the building is 10,000 square feet or larger and was built or renovated prior to January 1, 1980.

Thank You,

Cassandra Durkin, CPESC, CESSWI
Environmental Compliance Manager
Inspections Plus
504 El Paraiso Rd NE Ste B
Albuquerque, NM 87113
505-344-9410
o|||||||o



=====
This message has been analyzed by Deep Discovery Email Inspector.