

# CITY OF ALBUQUERQUE

Planning Department  
Brennon Williams, Director



Mayor Timothy M. Keller

October 13, 2020

John Jones - [rtmf91@gmail.com](mailto:rtmf91@gmail.com)

Sites: 8500 Glendale Ave NE - B20E067

## Re: Drainage Ordinance (14-5-2-1) Violations for Erosion and Sediment Control

The following violations were observed while inspecting the Site on Friday October 9<sup>th</sup>.

1. The ESC Plan and NOI still have not been submitted to the City for approval. The disturbed area and construction activities overlap onto the adjacent property to the west, owned by Las Ventanas NM Inc. Construction support activities on the adjacent lot combined with this lot exceed one acre so NPDES coverage is required from all operators and the SWPPP must identify the areas of control of each Operator.





2. BMPs are missing and are required until final stabilization is accepted by the City.
3. NPDES coverage is not posted and self-inspection reports are missing. Both are required until final stabilization is accepted by the City.
4. Nearly all of the loose soil has been removed from the floodplain on this site, showing good progress in mitigation of the primary are of concern in the previous notice. A few small piles still need to be removed.

**Required Mitigation:**

1. The property owner's NOI and related documentation must be submitted and approved by the City.
2. The Erosion and Sediment Control Plan must be revised and submitted to the City for approval after the G&D Plan is revised and approved.
3. Ensure that all stormwater controls (BMPs) are maintained and remain in effective operating condition during permit coverage per CGP 2.1.4. If at any time you find that a stormwater control needs routine maintenance, you must immediately initiate the needed maintenance work, and complete such work by the close of the next business day. When the problem requires a new or replacement control or significant repair, install the new or modified control and make it operational, or complete the repair, by no later than seven (7) calendar days from the time of discovery per CGP 5.
4. Loose soil in the floodplain must be either compacted or removed as soon as it is exposed and not later than the end of same the day it is exposed.

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5. Conduct self-inspections Once every 14 calendar days and within 24 hours of the occurrence of a storm event of 0.25 inches or greater per CGP 4.2 and City ESC Ordinance § 14-5-2-11. Provide copies self-inspection reports per CGP 4.7 and Corrective action reports per CGP 5.4 when requested.
6. You must post a sign or other notice of your permit coverage at a safe, publicly accessible location in close proximity to the construction site.
7. The SWPPP must be kept up-to-date and available onsite per CGP 7. If an on-site location is unavailable to keep the SWPPP when no personnel are present, notice of the plan's location must be posted near the main entrance of your construction site.

8. Prior to the commencement of construction activities, you must ensure that the following personnel on the stormwater team understand the requirements of this permit and their specific responsibilities with respect to those requirements:
  - a. Personnel who are responsible for the design, installation, maintenance, and/or repair of stormwater controls (including pollution prevention controls);
  - b. Personnel responsible for the application and storage of treatment chemicals (if applicable);
  - c. Personnel who are responsible for conducting inspections as required in Part 4.1; and
  - d. Personnel who are responsible for taking corrective actions as required in Part 5.

If the violations are not mitigated within 9 days, the property owner is subject to a fine of \$500/day per the City's Drainage Control Ordinance and the non-compliance will be reported to the EPA.

If you have any questions, you can contact me at 924-3420, [jhughes@cabq.gov](mailto:jhughes@cabq.gov).

Sincerely,

*James D. Hughes*

James D. Hughes, P.E.  
Principal Engineer, Hydrology/Stormwater Quality  
Planning Dept.