

CITY OF ALBUQUERQUE

Planning Department
Brennon Williams, Director



Mayor Timothy M. Keller

June 16, 2021

JB2C. LLC. – Biju Cherian – bjucherian@hotmail.com
4551 Vista Fuente Rd. NW (Lot A2A)

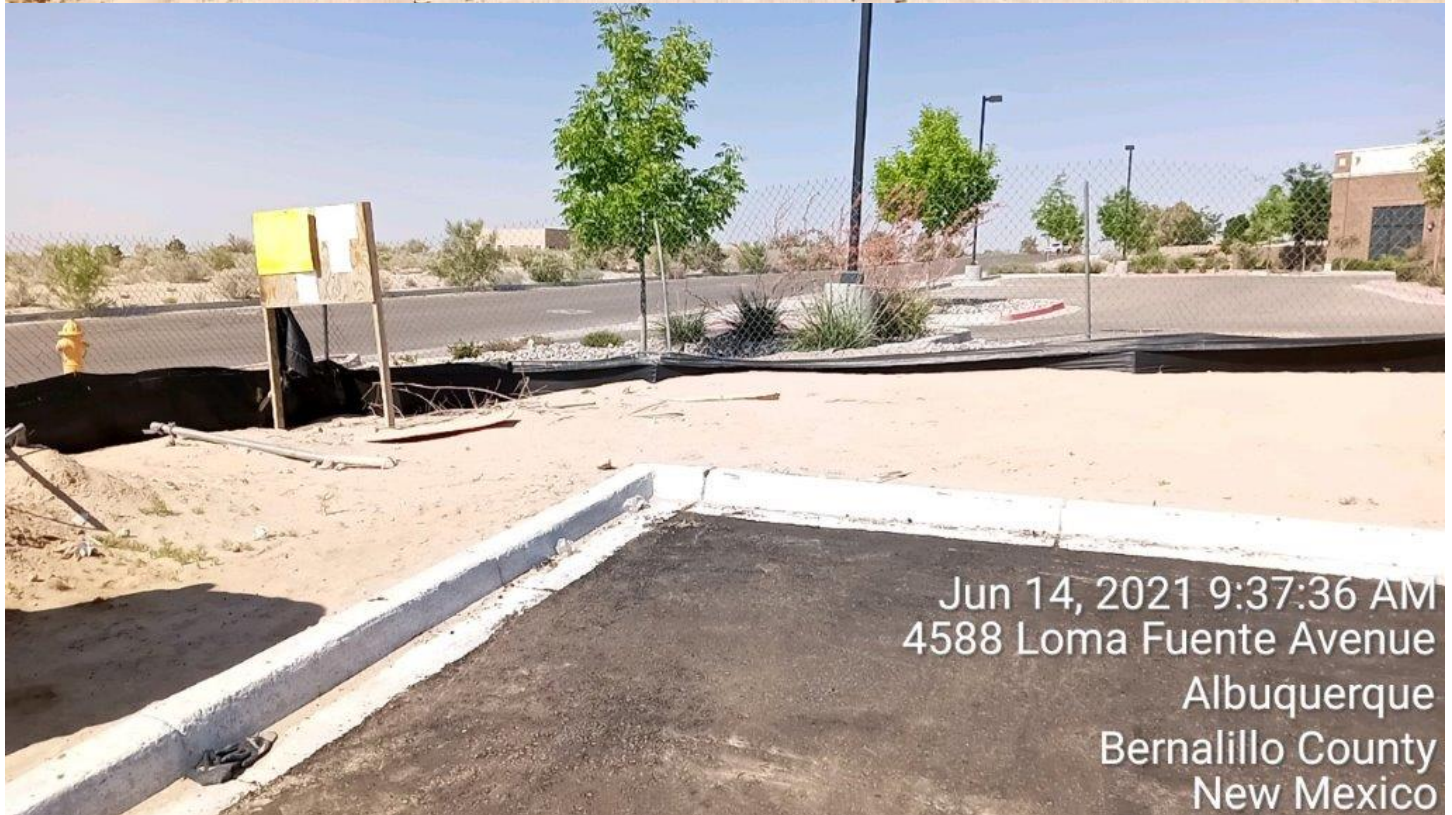
Sites: Fountain Hills Assisted Living C12E003B8

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

The following violations were observed at the inspection on Monday, 6/14/2021.

1. The SWPPP was not up-to-date (4th Violation notice). In addition, self-inspection and corrective action reports were missing.
2. BMPs - Silt Fence (2nd Violation notice) has holes in it and under it. It is missing along the northern perimeter of the disturbed area.





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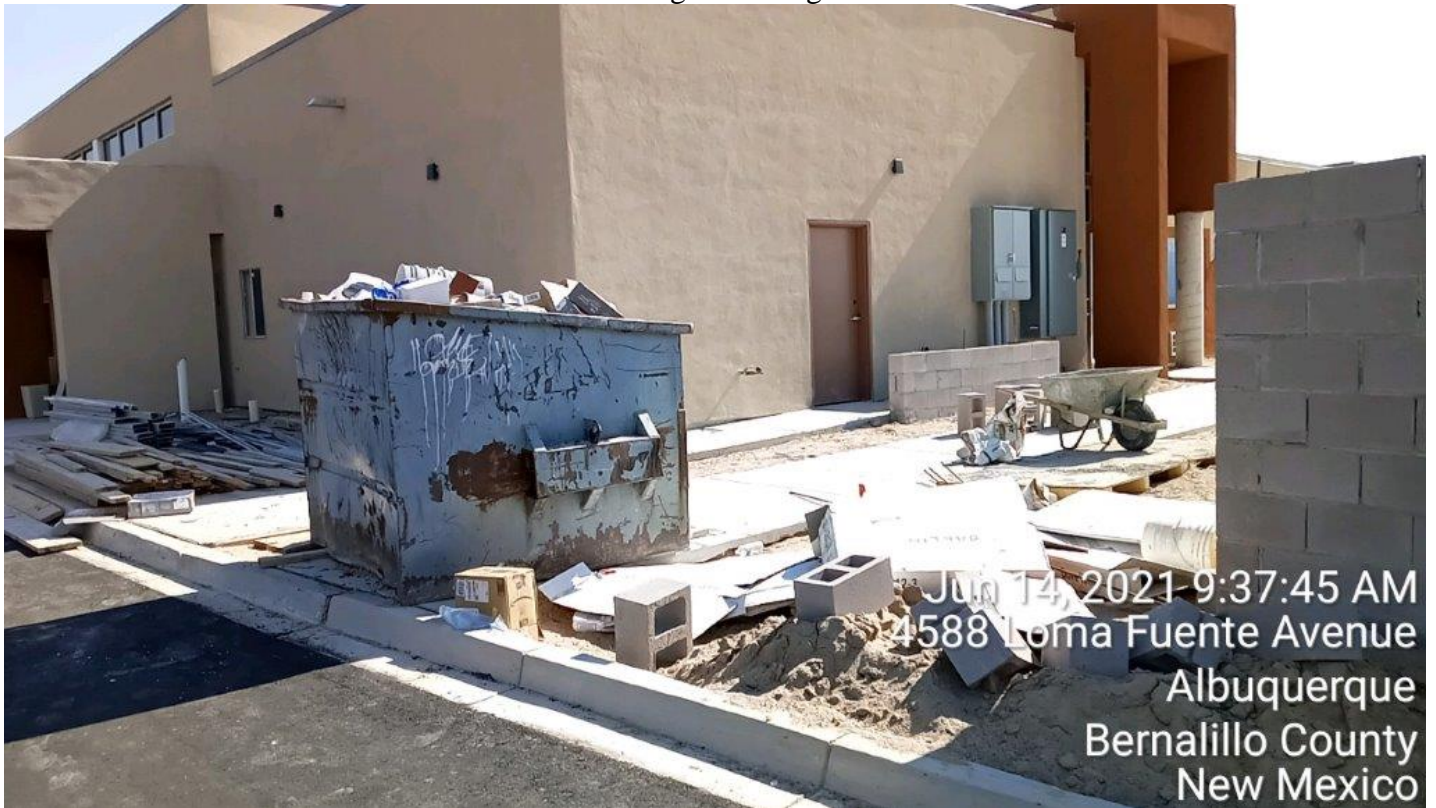


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3. Sediment washed into the street and sidewalk during the rain on 5/31 and was still not cleaned up on 6/14.



4. The waste container was full and overflowing onto the ground.



Required Mitigation:

1. The SWPPP must be kept up-to-date and available on-site per CGP 7. Provide a complete copy of the SWPPP, including an up-to-date SWPPP map, reports, staff training documentation, operator signatures, and areas of control.
2. 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 of all past self-inspection reports per CGP 4.7 and Corrective action reports per CGP 5.4. Provide copies of all future reports within 24 hours of the inspection.
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. Where sediment has been tracked out from your site onto paved roads and sidewalks, remove the deposited sediment by the end of the same business day CGP 2.2.4.d.
5. Where there is evidence of sediment accumulation adjacent to the inlet protection measure, remove the deposited sediment by the end of the same business day in which it is found or by the end of the following business day if removal by the same business day is not feasible CGP 2.2.10.
6. Dispose of construction and domestic waste in acceptable containers daily and use lids or tarps to cover waste containers when not in use. Clean up immediately if containers overflow per CGP 2.3.3.e.iv.

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Per these previous notices, the City is assessing a fine of \$6,500. This fine is for thirteen days, June 2nd, 3rd, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, and 14th. Additional days may be added if the violation is not mitigated within seven days. The non-compliance has been reported to the EPA.

If you would like to schedule a follow-up inspection at a day and time of your convenience, prior to seven days from the date of this letter, please let me know.

If you have any questions, you can contact me at 924-3420, jhughes@cabq.gov.

Sincerely,

James D. Hughes

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