

CITY OF ALBUQUERQUE

Planning Department
Brennon Williams, Director



Mayor Timothy M. Keller

May 13, 2021

Aean Holdings, LLC – Aleem Hasham – aleem.hasham@Kiddieacademy.net

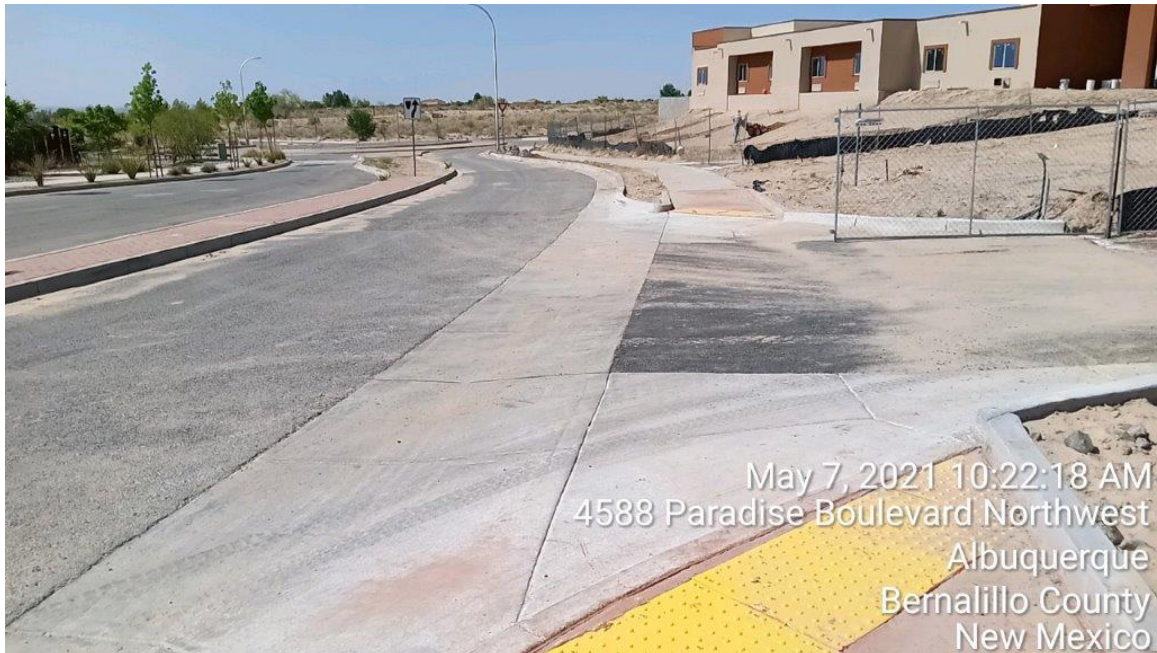
Site: Kiddie Academy – C12E004
4590 Paradise Blvd NW

Re: Drainage Ordinance (14-5-2-1) Violations

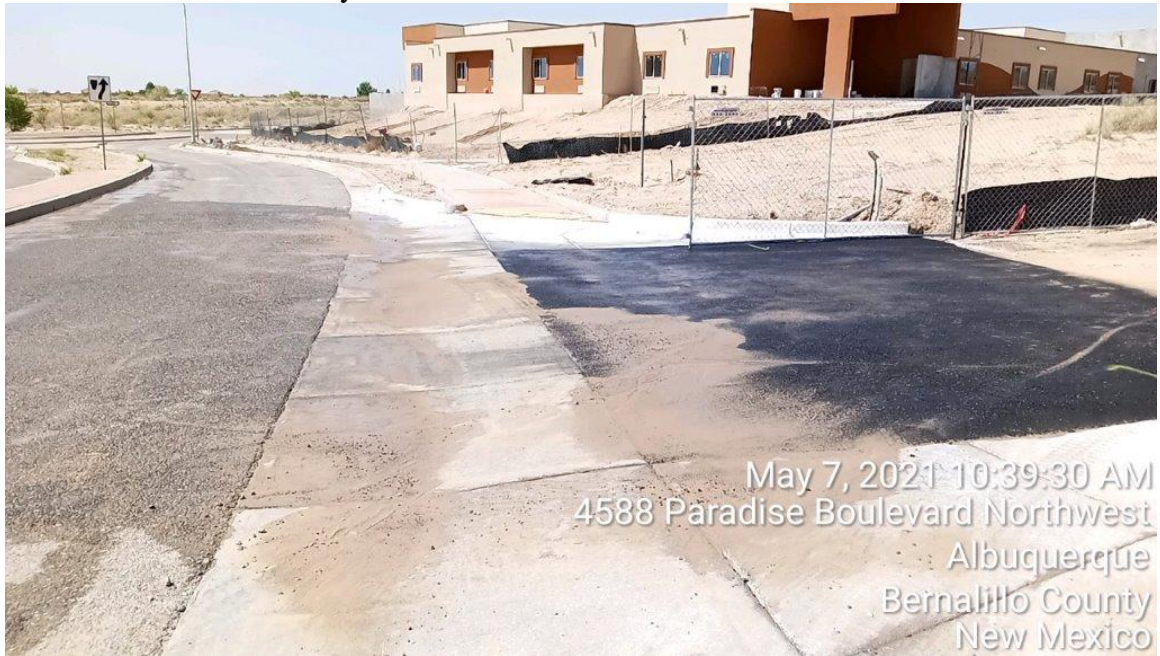
The following violations were observed at the inspection on 5/7/21.

1. Sediment and Styrofoam rasping were discharged from your site into the adjacent street and then washed into inlets using the water truck from your site. Trackout Occoured twice before Trackout and sediment in the street The Construction entrance was still missing after the violation was reported a week ago, and trackout has remained and grown worse for a week.

Trackout at the east entrance stretching several hundred feet downstream in the gutters of the street.



The east entrance driveway was washed into the street.



Then the water truck washed the street...



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Street washing...



Sediment being washed in the street immediately south of the east entrance.



Sediment being washed through the median opening 175' south of the east entrance.



Sediment washed being washed around the cul-de-sac 275' south of the east entrance.



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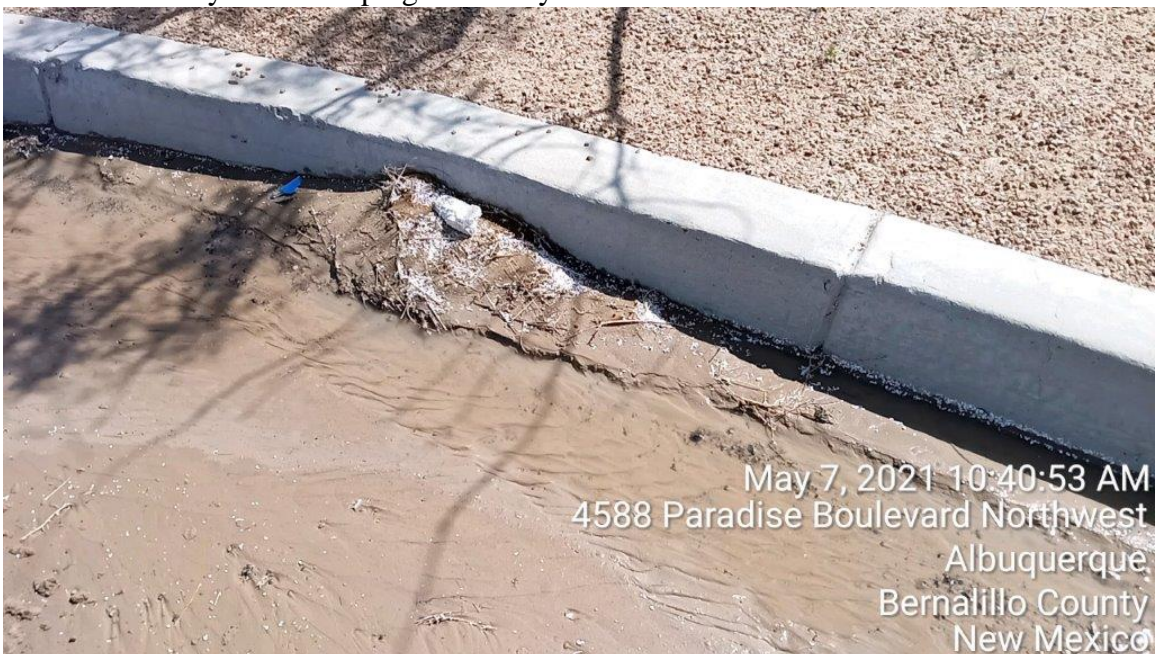


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Sediment and styrofoam washed into an a city storm drain inlet 750' south of the site.



Sediment and styrofoam rasping in the city streat between the sit and the inlet.



Styrofoam rasping onsite the ground next to building. Tarps and vacuum not in use.



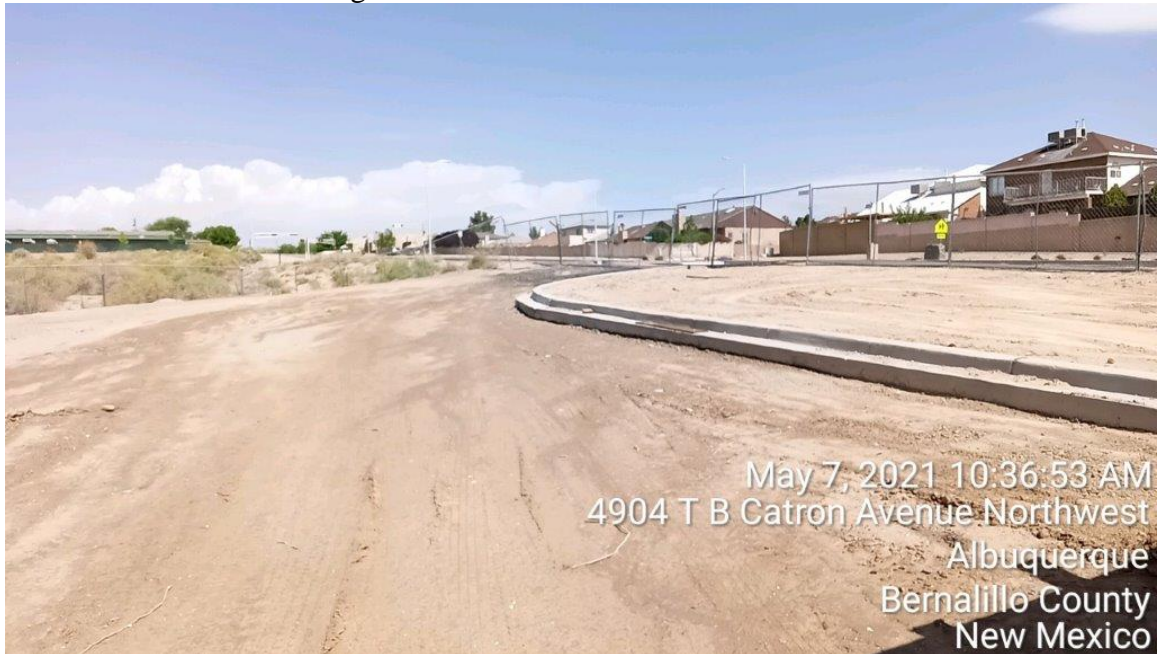
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2. Silt Fence is missing west side of site.



Silt Fence is missing west side of site



Silt fence missing south side of the site, and trackout pad missing. Disturbed areas south of the site appear to be inactive and must be stabilized.



Holes in silt fence north east corner of site and SWPPP sign inaccessible to public view.



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Posting of NPDES permit coverage not in a safe, publicly accessible location (not visible from the road)



Required Mitigation:

1. 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 in which the track-out occurs per CGP 2.2.4.d. **Do not wash sediment into city storm drains.**
2. Implement additional trackout controls, such as wheel washing, rumble strips, and rattle plates, as necessary to ensure that sediment removal occurs prior to vehicle exit per CGP 2.2.4.c.
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. Implement and maintain stabilization measures in areas that remain inactive for 14 days or more. Measures must be initiated within 14 days and complete the installation not later than 14 days. **Stabilize the offsite disturbed areas.**
5. Prevent polystyrene rasping and other wastes from leaving the site. On business days, cleanup and dispose of construction and domestic waste in designated waste containers per CGP 2.3.3.e.iii. Include good housekeeping procedures to prevent adverse environmental impact of Exterior Insulation Finish Systems (EIFS) rasping in the SWPPP and provide copies. Core Safety Group solutions include:
 - a. Enclosing scaffolding with netting to help contain Styrofoam fines and prevent transport via wind drift.
 - b. Housekeeping measures, including periodic vacuuming of foam particles that fall to the ground or drift out of the containment netting.
 - c. Inspections of nearby areas and housekeeping as needed to reduce off-site impact.

There are commercially available rasping tools with vacuum attachments available for use. **Control rasping at the source. Contain the work area and vacuum.**

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 per CGP 1.5 **The notice must be legible from the public road.**

You were warned about trackout twice before, once on August 14 and again on August 21 2020. Deposited sediment is to be removed not washed into the city's storm drain. Per the Violation letter dated 8/21/2020, the City is assessing a fine of \$500. This fine is for 1 day. Additional days may be added if the violation is not mitigated within 7 days.

This incident is being reported to the EPA. It seems you committed a Knowing Violation on May 7, 2021 by washing sediment and Styrofoam rasping into a city inlet. The EPA's CGP appendix I.1.2.1.b provides that any person who knowingly violates permit conditions is subject to a fine of not less than \$5,000 nor more than \$50,000 per day of the violation or by imprisonment for not more than 3 years, or both.

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.