



Alan Varela, Director

Mayor Timothy M.

Keller

January 11, 2024

Sofia Hernandez  
Land Development Consultants, LLC  
950 South Cherry Street, Suite 510  
Denver, CO 80246

**Re: Circle K – Eagle Ranch & Irving at 9610 Eagle Ranch Blvd NW  
Erosion and Sediment Control Plan  
Engineer's Stamp Date – 1/2/2024 (C13E028)**

Ms. Hernandez,

Based upon the information provided in your submittal received 1/5/2024, the above referenced ESC Plan cannot be approved until the following comments have been addressed.

1. This plan shows a large gap in the silt fence at the low corner where you have located the southwest construction exit contrary to CGP 2.2.3 and contrary to standard Erosion and Sediment Control (ESC) practices. You must revise the design of your BMP controls to ensure that stormwater runoff is ponded before it leaves the site in accordance with CGP 2.2.3. At a minimum provide continuous silt fence across the low corner with no gaps. The construction exit located at the high corner of the site, the northeast corner, is acceptable.
2. Albuquerque Code § 14-5-2-11(a) requires the property owner's NOI. Based on the lease agreement provided 12/11/23, it appears that both Circle K Stores Inc. and RS Eagle Ranch LLC. have rights in the property such that both qualify as Owner/Operator, therefore each must provide and an NOI. Please provide the NOIs for both of these entities. The person who signs the certification statement at the end of the NOI must be a "responsible corporate officer" as defined in CGP Appendix G, Part G.11.1. Provide documentation in the form of articles of incorporation, bylaws, or board meeting minutes that the officer signing the NOI satisfies the requirements of the CGP. The officer may delegate his signatory authority to another member of the corporation in accordance with CGP G.11.2 for the purpose of signing the remaining documents in the SWPPP and the required reports.
3. The SWPPP must include site-specific interim and permanent stabilization per CGP 9.6.1.c.i. The Landscape Plan can be used to satisfy this requirement and should be submitted separate from the ESC Plan with the application to the Stormwater Quality Section of the Planning Department and they should be included in the SWPPP. Provide a specification on the ESC Plan for any disturbed areas not covered by the Landscape Plan or Work Order sheets. Please submit the Landscape Plan to the Stormwater Quality Team and include in the SWPPP. The Stormwater Quality Team does not have access to the construction documents and can only review what is submitted to us by the applicant.
4. Update the engineer's stamp date each time the ESC Plan is changed.

Construction exit has been removed and continuous silt fence is now provided.

Noted, for LDC to address.

The landscape plan is now included in the SWPPP.

The stamp date is updated.



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If you have any questions, you can contact me at 505-924-3325 or [cenglish@cabq.gov](mailto:cenglish@cabq.gov).

Sincerely,  
Chancellor English

*Chancellor English*

Erosion and Sediment Control Specialist, Planning Dept.  
Development and Review Services