

CITY OF ALBUQUERQUE

Planning Department
Brennon Williams, Director



Mayor Timothy M. Keller

November 6, 2020

Bob Prewitt, Double M Properties LLC, prewitt@swcp.com , NMR1000HM

Kevin Griffin, DR Horton Inc., ktgriffin@drhorton.com , NMR1001S6

Gary Illingworth, La Cuentista Units 1 & 2 HOAs, Gillingworth@hoamco.com

Site: La Cuentista Unit 2 (D10E002B)

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

While inspecting the site on Wednesday 11/4/2020 it was noted that few changes had occurred since the previous Notice of Violation dated 10/15/20. The area controlled by the two operators may overlap particularly where DH Horton is using the HOA tracts as staging areas. Double M Properties' SWPPP was available onsite and DR Horton's is reasonably up to date and but does not include any of the HOA tracts.

To summarize:

1. Concrete washout was still on the ground on Tract 1 and sediment was still on the street and sidewalk in front of Tract 1. Tract 1, still owned by Double M Properties, is being used as a staging area by Aspen Masonry, a subcontractor for DR Horton Inc.



2. The silt fence along the south side of the site was dilapidated. Additional BMPs were needed to prevent sediment from entering the streets at the HOA tracts that are not stabilized.
3. Permit NMR1000HR was not posted.
4. The SWPPP was not available onsite.
5. Self-inspection report was not provided.

Required Mitigation:

1. Direct wash water from concrete, paint, and stucco into a leak-proof container per CGP 2.3.4. Remove and dispose of hardened concrete with other waste in per CGP 2.2.3.
2. 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.
3. 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.
4. 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.
5. At a minimum a routine compliance self-inspection is required to review the project for compliance with the Construction General Permit once every 14 days and after any precipitation event of 1/4 inch or greater until the site construction has been completed and the site determined as stabilized by the city. Reports of these inspections shall be kept by the person or entity authorized to direct the construction activities on the site.

Per the previous Violation letter, 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 14 days from the date of this letter. 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 14 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.