

# CITY OF ALBUQUERQUE

Planning Department  
Alan Varela, Director



Mayor Timothy M. Keller

August 22, 2022

505 Solutions, LLC. – Rachel Bevan, rachelbevan06@gmail.com

**Sites: Coors Pavilion Subdivision – 4111 Coors Blvd NW -**

**Re: Drainage Ordinance (14-5-2-11) Violations for Erosion and Sediment Control**

Sediment was first observed during a City compliance inspection on 8/4/22 and then again during a follow-up inspection on 8/19/22. The following violations were observed on 8/19/22. A combination of street sweeper and water truck had been used to push the sediment around rather than to pick it up.







Piles of sediment begin inside the private gated community at McKay Way,





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with tracks leading all of the way to the intersection of Spain and Royal Oak Dr.



Sediment deposited at the intersection of Royal Oak St and Royal Oak Dr., and at







The intersection of Royal Oak St and Royal Oak Ave.



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Albuquerque's Erosion and Sediment Control (ESC) ordinance § 14-5-2-11 at link [https://codelibrary.amlegal.com/codes/albuquerque/latest/albuquerque\\_nm/0-0-0-19897](https://codelibrary.amlegal.com/codes/albuquerque/latest/albuquerque_nm/0-0-0-19897) requires the property owner to comply with the Construction General Permit (CGP) [2022 Construction General Permit \(CGP\) | US EPA](#).

## **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 CGP 2.2.4.d, and implement additional track-out controls as necessary to ensure that sediment removal occurs prior to vehicle exit CGP 2.2.4.c.

If all of the violations are not mitigated within seven 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. Repeat violations are also subject to a fine of \$500/day.

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.