



City of Albuquerque Stormwater Construction Site Inspection Report

General Information

Project Name and Location	Chedden's Casual Cafe Randy Hayden 4865 Pan American Rwy NE		
Site Contact Name & Agency	Randy Hayden South Fork Construction	Contact Phone #/ E-mail	214 596-6708
Date of Inspection	1-17-17	Start/End Time	9:10/9:15
Inspector Name, COA Dept.	Curtis Cherne, Stormwater Quality		
Inspector Phone / E-mail	505-924-3420/ccherne@cabq.gov		
Inspector Qualifications	Qualified Compliance Inspector of Stormwater- Stormwater One		
Describe Present Phase of Construction	Stabilized		

Type of Inspection:

- ☒ Regular
 ☐ During storm event
 ☒ Post-storm event (> 0.5 inch)
 ☐ 311 / Complaint Response
 ☐ Follow-Up

Weather Information

Weather at time of this inspection?

Temperature: ~ 49 F°

- ☒ Clear
 ☐ Cloudy
 ☐ Rain
 ☐ Sleet
 ☐ Fog
 ☐ Snowing
 ☐ Windy

Has there been a storm event since the site was Permitted? ☐ Yes ☒ No

Amount: ☐ < 1/4" ☒ 1/4" to 3/4" ☐ > 3/4" ☐ Snow _____"

Erosion & Sediment Control Inspection

- Entrance / Track-Out N/A
- Sediment Controls / Silt Fence, Check Dams, Waddles, etc. _____
- Erosion Controls / Mulch, Seed, gravel, pavement
- Housekeeping/Pollutant Controls ↓
- Debris/Pollutants/Sediment in MS4 Stabilized
- Notes _____

Is site being maintained in compliance with the Drainage Ordinance? ☒ Yes ☐ No

Signature

Date



City of Albuquerque Stormwater Construction Site Inspection Report

General Information

Project Name and Location	<u>cheddar's casual cafe</u>	ESC PERMIT #	<u>F17 E006</u>
Site Contact Name & Agency	<u>Randy Hayden</u> <u>South Fork Construction Inc.</u>	Contact Phone #	<u>214-596-6200</u>
Date of Inspection	<u>5-20-13</u>	Start/End Time	<u>9:30 10:00 AM</u>
Inspector Name, COA Dept.	<u>Curtis Chorne</u>		
Inspector Phone / E-mail	<u>924-3986 cchorne@cabq.gov</u>		
Inspector Qualifications	<u>"COA Planning Certification"</u>		
Describe Present Phase of Construction	<u>Framing</u>		

Type of Inspection:

☒ Regular
 ☐ Drive-By/Random
 ☐ During storm event
 ☐ Post-storm event
 ☐ 311 / Complaint Response

Weather Information

Weather at time of this inspection? Temperature: ~ 76 F°
☒ Clear
 ☐ Cloudy
 ☐ Rain
 ☐ Sleet
 ☐ Fog
 ☐ Snowing
 ☐ High Winds
 ☐ Other: _____

Has there been a storm event since the site was Permitted? ☐ Yes ☒ No

Amount: ☐ < 1/4" ☐ 1/4" to 3/4" ☐ > 3/4" Intensity: ☐ Light ☐ Med. ☐ Hvy. ☐ Snow _____

Erosion & Sediment Control Inspection

Check any BMPs that have FAILED or REQUIRE MAINTENANCE

- ☐ Entrance / Off Tracking _____
☐ Sediment Controls / Silt Fence, Check Dams, Waddles, etc. _____
☐ Erosion Controls / Mulch, Seed, _____
☐ Wind Blown Erosion _____
☐ Housekeeping / Pollutant Controls _____
☐ _____

Site BMPs are in compliance with the Approved ESC Plan ☒ Yes ☐ No
 -- IF "YES" -- Sign at right, and file Inspection Report with DBS Hydrology
 -- IF "NO, then continue inspection with detailed review on Page 2

Curtis Chorne
Signature

5-20-13
Date

CITY OF ALBUQUERQUE



April 26, 2013

Randy Hayden
Southfork Construction Inc.
144 Greenlawn Dr.
San Antonio, TX 78201
Email: randy@southforkconstruction.com

**Re: Erosion and Sediment Control Permit F17E006-OP -Cheddar's Casual Cafe
Permit Compliance Inspection**

Dear Mr. Hayden,

Per the City's MS4 permit, the City is required to perform an inspection of all construction sites. Since this is the second violation of the posting requirement and off-tracking, our process requires written notification. The City inspected the above referenced site on 4-26-13 at 9:00 AM and provides the following violations and comments.

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

OK 1. The site was not posted as required per paragraph 1.5 of the Construction General Permit (CGP). This was discussed with you on 3-27-13, wherein you informed the City it would be posted the following day.

OK 2. An additional construction site entrance was added on the north side of the site. This entrance is not shown on the approved Erosion and Sediment Control (ESC) Plan. More importantly, dirt was placed in the gutter as a ramp to get over the curb. The purpose of the Construction Sites Program is to prevent sediment (dirt) from leaving the site. Placing dirt in the gutter does not support this purpose. As an alternative, you could use cold mix with a drain pipe in the gutter. Update the site plan to include this entrance.

OK 3. The culvert at the northeast corner of the site was mostly plugged with cobbles. This will back up flows and may cause local flooding.

OK 4. A SWPPP was not onsite nor was notice of the SWPPP location provided per paragraph 7.3 of the CGP.

OK 5. There was a section of silt fence approximately 20 feet long missing along the southern boundary.

OK 6. There was minor off-tracking into the NMDOT I-25 frontage road. Streets are to be cleaned at the end of every day if off-tracking is present. Off-tracking was present during the previous inspection.

7. Runoff from the site along the southern boundary (PNM site) may leave the site east of the outfall location and erode under the silt fence. A swale should be graded or a berm constructed. A berm was shown on the approved grading plan.

CITY OF ALBUQUERQUE



The above violations and comments are to be addressed within 7 days per the CGP. The City will revisit the site on or after that date to verify that the corrective actions have been completed.

If you have any questions, you can contact me at 924-3986.

Sincerely,

Curtis Cherne, P.E.
Principal Engineer, Planning Dept.
Development and Building Services

PO Box 1293

Copy: Sarah Holcomb, NMED
Joe Mutti-Owner

Albuquerque

NM 87103

www.cabq.gov



City of Albuquerque Stormwater Construction Site Inspection Report

General Information

Project Name and Location	<u>Cheddar's</u> <u>4865 Pan American Fwy</u>	ESC PERMIT #	<u>F17E006-0P</u> <u>-0</u>
Site Contact Name & Agency	<u>Randy Hayden</u> <u>Southfork Construction Inc.</u>	Contact Phone #	<u>210-262-8931</u>
Date of Inspection	<u>4-26-13</u>	Start/End Time	<u>9 Am / 10 Am</u>
Inspector Name, Agency	<u>Curtis Cherne, COA</u>		
Inspector Phone / E-mail	<u>924-3986, ccherne@cabq.gov</u>		
Inspector Qualifications	<u>"COA Planning Certification"</u>		
Describe Present Phase of Construction	<u>recently graded - plumbing rough-in</u>		
Type of Inspection:	<input checked="" type="radio"/> Regular • Drive-By/Random • During storm event • Post-storm event • 311 / Complaint Response		

Weather Information

Weather at time of this inspection? Temperature: ~65 °F

• ☒ Clear • Cloudy • Rain • Sleet • Fog • Snowing • High Winds • Other: _____

Has there been a storm event since the site was Permitted? • Yes • ☒ No

Amount: • < 1/4" • 1/4" to 3/4" • > 3/4" Intensity: • Light • ☒ Med. • Hvy. • Snow _____"

Erosion & Sediment Control Inspection

Check any BMPs that have FAILED or REQUIRE MAINTENANCE

- Entrance / Off Tracking not fogged OK - just entrance minor off-tracking
- Sediment Controls / Silt Fence, Check Dams, Waddles, etc. missing 20' silt fence near PNM site
- Erosion Controls / Mulch, Seed, none present, site firmly graded
- Wind Blown Erosion not present
- Housekeeping / Pollutant Controls site relatively clear, minor trash & debris
- _____

- NO
Site BMPs are in compliance with the Approved ESC Plan
-- ONLY Check this box and sign here if there are NO site specific inspection notes on page 2
- Signature _____ Date _____

Overall Site Issues: Below are some general site issues that should be assessed during inspections.

	BMP / Activity	Implemented?	Maintenance Required?	Corrective Action Needed and Notes
1	Are all slopes and disturbed areas not actively being worked, properly stabilized?	• Yes • <u>No</u>	• Yes • No	Can't tell how long since its been graded
2	Are natural resource areas (e.g., streams, wetlands, mature trees, etc.) protected with barriers or similar BMPs?	• <u>Yes</u> • No	• Yes • No	
3	Are perimeter controls and sediment barriers adequately installed (keyed into substrate) and maintained?	• Yes • <u>No</u>	• <u>Yes</u> • No	missy 20' along pm boundary
4	Are discharge points and receiving waters free of any sediment deposits?	• <u>Yes</u> • No	• Yes • No	
5	Are storm drain inlets properly protected?	• <u>Yes</u> • No	• Yes • No	
6	Is the construction exit preventing sediment from being tracked off-site, to the street?	• Yes • <u>No</u>	• <u>Yes</u> • No	minor off tracking
7	Is trash/litter from work areas collected and placed in covered dumpsters?	• Yes • <u>No</u>	• <u>Yes</u> • No	.
8	Are washout facilities (e.g., paint, stucco, conc.) available, clearly marked, and maintained?	• Yes • <u>No</u>	• Yes • No	not req'd at this phase
9	Are vehicle & equipment fueling, cleaning, and maintenance areas free of spills, leaks, or any other deleterious material?	• <u>N/A</u> • No	• Yes • No	
10	Are materials that are potential stormwater contaminants stored inside or under cover?	• <u>N/A</u> • No	• Yes • No	
11	Are non-stormwater discharges (e.g., wash water, dewatering) properly controlled?	• <u>Yes</u> • No	• Yes • No	
12	Is SWPPP being maintained in compliance with Const. Gen. Permit?	• Yes • No	• Yes • No	SWPPP not on site. location not given

Non-Compliance

Describe any incidents of non-compliance not documented above:

① site entrance on the north not on ESC plan. gutter filled in with dirt to create a ramp over the curb ② should grade Swale along pm frontage to direct water to inlet in SW corner ③ culvert plugged northeast corner ④ posting board not present. SWPPP not on site

PRINT: Name and Title: Curbs CherneSignature: Curbs CherneDate: 4-26-13

Cherne, Curtis

From: Randy Hayden [randy@southforkconstruction.com]
Sent: Friday, April 26, 2013 7:30 PM
To: Cherne, Curtis
Cc: Verhage, Kathleen M.; 'Holcomb, Sarah, NMENV'; dlandis@dlandis.com; 'Chuck Lawson'; Randy Hayden
Subject: RE: Cheddar's cafe Construction site compliance inspection- Corrective actions required
Attachments: 036.jpg; 039.jpg; 040.jpg; 046.jpg; 048.jpg; 051.jpg; 052.jpg



036.jpg (103 KB)



039.jpg (63 KB)



040.jpg (68 KB)



046.jpg (68 KB)



048.jpg (46 KB)



051.jpg (50 KB)



052.jpg (43 KB)

Here

are a few pictures for your file.
We will get the erosion gaps & inlet taken care of.
Thanks for your help.

FYI

Sincerely,
Randy Hayden
President / Owner
Southfork Construction, Inc.
144 Greenlawn Drive
San Antonio, TX 78201

Mobile: 210.262.8931
Office: 210.733.6610
eFax: 877.850.0247

www.southforkconstruction.com

Samsung 900X

-----Original Message-----

From: Randy Hayden [mailto:randy@southforkconstruction.com]
Sent: Friday, April 26, 2013 6:50 PM
To: 'Cherne, Curtis'
Cc: 'Verhage, Kathleen M.'; 'Holcomb, Sarah, NMENV'; dlandis@dlandis.com; Chuck Lawson; Randy Hayden
Subject: RE: Cheddar's cafe Construction site compliance inspection- Corrective actions required

Curtis,
I just noticed your voice mail when I saw your email and checked.
Lately my phone doesn't ring or anything - then I notice a voice mail.

I did listen to your voice mail & also read your email that contained your Erosion & Sediment Control Inspection.

I will respond to each one of the items on your report.

1. Site not posted - the high winds yesterday tore our signs down for the 3rd time - I picked up new a dust permit yesterday and had plywood and frames made today. We were screwing the frames together when I noticed your email - I will forward current pictures of the frames made and installed pictures later today.

2. The site entrance was not added - it is on our plans. Not sure why the plans you have are different - we can correct any difference. We can add cold mix if you wish.

3. Culvert at the NE corner clogged with cobbles - we can remove - this was an existing condition.

4. SWPPP is onsite. My superintendent was coordinating signs and frames - and also our building permit was released this morning for this project.

5. Northern boundary missing 20 ft. of silt fence - will confirm this is in place - maybe high winds removed it, will repair as needed.

6. We have been watching and cleaning any off-tracking - very minimal since our rock entrance has settled - this is working good for us.

7. The site grading at this location is not complete - in progress - this specific item will be verified. There is no wash out at this time - I have confirmed that personally.

I will follow up with pictures clarifying any issues the inspection discovered today. Thanks again for your help.

Sincerely,
Randy Hayden
President / Owner
Southfork Construction, Inc.
144 Greenlawn Drive
San Antonio, TX 78201

Mobile: 210.262.8931
Office: 210.733.6610
eFax: 877.850.0247

www.southforkconstruction.com

Samsung 900X

-----Original Message-----

From: Cherne, Curtis [mailto:CCherne@cabq.gov]

Sent: Friday, April 26, 2013 5:55 PM

To: randy@southforkconstruction.com

Cc: Verhage, Kathleen M.; Holcomb, Sarah, NMENV

Subject: Cheddar's cafe Construction site compliance inspection- Corrective actions required

Randy,

I have attached the results of our Construction Sites Program inspection that was performed this morning.

I left you a voicemail this afternoon to discuss the letter.

If you have any questions, please contact me.

Curtis Cherne P.E., CFM
505-924-3986

No virus found in this message.

Checked by AVG - www.avg.com

Version: 2013.0.3272 / Virus Database: 3162/6250 - Release Date: 04/17/13 Internal Virus Database is out of date.

No virus found in this message.

Checked by AVG - www.avg.com

Version: 2013.0.3272 / Virus Database: 3162/6250 - Release Date: 04/17/13 Internal Virus Database is out of date.



City of Albuquerque

Planning Department

Interoffice Memorandum

April 26, 2013

To: Curtis Cherne, City Hydrologist, Planning Department
Cc: Shahab Biazar, Senior Engineer Hydrology, Planning Department
From: Paul Olson, Senior Engineer Construction Management, Planning Department
Subject: Cheddars SWPPP Inspection on April 26, 2013

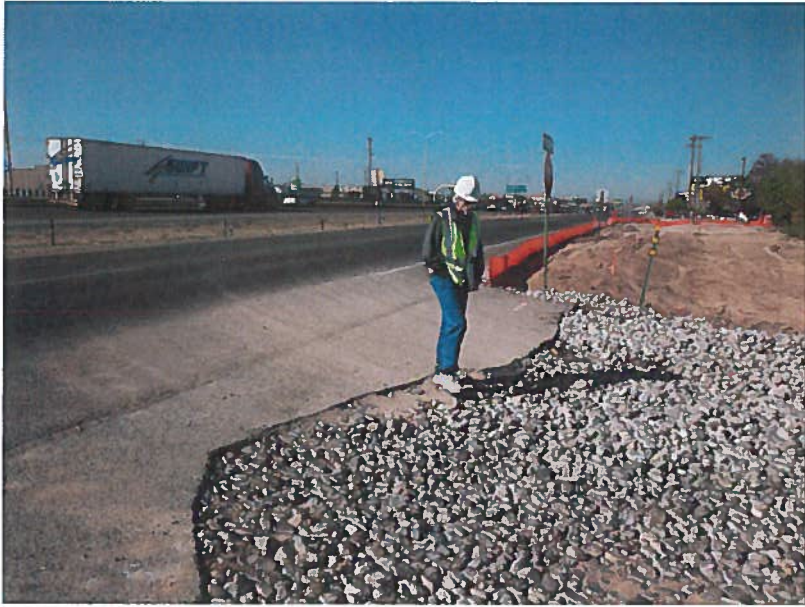
Attendees: Curtis Cherne, Shahab Biazar, and Paul Olson from City of Albuquerque

Findings:

The site consisted of building construction with the entire property graded and denuded of vegetation. The ground was compacted and would likely resist most wide erosion. For the most part the site has the required silt fence for dust protection and the entrances have adequate construction stabilized entrances. Overall the site appears to have low risk for erosion offsite with the exceptions of the following items of concern.

Items of Concern:

1. SWPPP sign was not present and SWPPP was not on site and no documentation of where it was located. No phone numbers of responsible person(s) was present.
2. A new entrance was added that needs to be shown on the ESC plan. The entrance has the appropriate rock on the property sign, but can not use dirt for a ramp over the curb. Cold mix asphalt with a temporary pipe may be acceptable at this location.
3. The upstream (northeast) culvert is blocked. It does not appear that any blockage or treatment is necessary here, but the cobble risks upstream properties. Remove.
4. The south end of the channel along the frontage road should use cobble for a silting basin rather than the orange silt fencing. In addition, if the silt fencing does hold back water it would direct to the frontage road. Remove silt fencing and use gravel or appropriate material for a sediment trap set lower than the adjacent roadway.
5. The southern edge of the property should be graded to direct water to the sediment basin at the southwest corner. The silt fence on fill material is not adequate to protect the neighboring property and will likely wash out.
6. The construction entrance to the frontage road requires continued regular sweeping.



Construction entrance requiring sweeping.



Northeast culvert that needs cobbles removed.



Silt fence at southeast corner to be removed and replaced with appropriate material



Southside of site that needs to be graded to sediment basin.

3-27-13
u



Cherne, Curtis

From: Cherne, Curtis
Sent: Wednesday, March 27, 2013 3:10 PM
To: 'Brian Patterson'
Cc: 'Kevin Patton'
Subject: Cheddar's grading

Attachments: Scanned from a Xerox multifunction device001.pdf



Scanned from a
Xerox multifunc...

Brian/Kevin,
This letter conditionally approves the grading. Please read.

When submitting the ESC plan. When Richard and I were out at the site. I saw a gully near the southwest corner. The invert was about 6 feet below the silt fence and full of debris.

As one could guess, the bottom of the silt fence should actually touch the ground. Contractor should remove the debris and fill in the gully early in the process.

Hints on ESC plan:

1. Construction entrance- site was off-tracking today
2. Perimeter fence
3. Offsite flows? If yes then quantify with 10 year storm.
4. What do you want around the inlet at SW corner? They currently have a 6" waddle. Hard to tell if it is enough with 10 to 15 cfs. Whatever barrier is used, it must pass flows or you can provide a sediment/pond area upstream of it.
5. Show average slope of project area.
6. One of the notes should address cleaning up sediment, trash and pollutants that may have left the site.
7. One item for erosion control, if an area of the site is not worked for 21 days, erosion control is required. Hydromulch, bark, gravel, seed.

We have a couple at the office if you wish to review.

Curtis

3-27-13

1. Site visit - gr importing fill ~10,000 yds and grading the site

The building ~~and~~ other structures was demolished and left on site.

They ~~had~~ didn't have the Supp on site, didn't have an entrance board w/ postings. They did have silt fence and the are inlet ^{prohibit} permit. They don't have a grader or an eroser and Sediment control permit.

We told them to stop grading activities. They didn't have a ^{proper} construction entrance and were old tracking into the NMDOT ROW.

First Notice of Violation 3-27-13

Spoke to Mark Sear of Aztec, informed him of necessary permits.

Spoke w/ Randy Hayben the GC project manager. Inform him of req'd permits and path to compliance.



City of Albuquerque Stormwater Construction Site Inspection Report

General Information

Project Name and Location	Cheddar's Casual Cafe 4865 Pan American NE	ESC PERMIT #	Don't have a permit
Site Contact Name & Agency	Randy Hayden Southfork Constr Inc	Contact Phone #	cell 210-262-8937 office 210-733-6616
Date of Inspection	3-27-13	Start/End Time	11:20 → noon
Inspector Name, Agency	Curtis Cherne, COA		
Inspector Phone / E-mail	924-3986		
Inspector Qualifications	"COA Planning Certification"		
Describe Present Phase of Construction	Early stages of grading and demolition		

Type of Inspection:

- Regular • ☒ Drive-By/Random • During storm event • Post-storm event • 311 Complaint Response

Weather Information

Weather at time of this inspection?

- ☒ Clear • Cloudy • Rain • Sleet • Fog • Snowing • High Winds • Other: _____

Temperature: ~ 70 °F

Has there been a storm event since the site was Permitted? • Yes • ☒ No

Amount: • < 1/4" • 1/4" to 3/4" • > 3/4" Intensity: • Light • Med. • Hvy. • Snow _____

Erosion & Sediment Control Inspection

Check any BMPs that have FAILED or REQUIRE MAINTENANCE

- Entrance / Off Tracking off-tracking present, no construction entrance BMP
- Sediment Controls / Silt Fence, Check Dams, Waddles, etc. _____
- Erosion Controls / Mulch, Seed, _____
- Wind Blown Erosion _____
- Housekeeping / Pollutant Controls _____
- NO STOPP on site, no posting board

- Site BMPs are in compliance with the Approved ESC Plan NO

-- ONLY Check this box and sign here if there are NO site specific inspection notes on page 2

Signature

Date

Curtis Ch 3-27-13
there is no plan at this time

Cherne, Curtis

From: Cherne, Curtis
Sent: Wednesday, March 27, 2013 12:37 PM
To: Lubar, Suzanne G.; Conrad, Matthew A.
Cc: Dourte, Richard H.
Subject: Cheddar's restaurant grading violations and DRB
Attachments: imported fill.JPG; graded site.JPG

Suzy,

Good afternoon.

Before the DRB meeting this morning, Carol Dumont of the Parks Dept. showed me some pictures of the demolition and possible grading work that was occurring at the proposed Cheddar's site. One of her photos showed a large dirt pile, which meant they most likely started grading operations.

I mentioned this condition at DRB, and told them I could not give them an approval today based on initial information. (They are in violation of the drainage control ordinance.)

Immediately after DRB Richard and I visited the site to determine the extent of the work. I have attached a couple of photos.

The site does not have a Grading Permit or an Erosion and Sediment Control Permit. Both are required for the work being done. There are also violations of their federal SWPPP, if they have one.

We told them to stop their grading operations, but could continue to remove the rubble in accordance with their demolition permit.

To get them up and running again, we could approve their grading plan for grading permit (it's not acceptable for Building Permit), have them submit an Erosion and Sediment Control Plan, get that approved, this would allow them to submit an application for their Erosion and Sediment Control Permit, if they have submitted their Notice of Intent (NOI) to the EPA (there is a 14 day waiting period on the NOI).

I will speak to the GC project manager.

Curtis

3/27/2013



City of Albuquerque

Planning Department

Development & Building Services Division

OWNER

Erosion and Sediment Control (ESC) PERMIT APPLICATION

ESC plans and permits are required for any new development and redevelopment site with 1-acre or more of land disturbing area, including projects less than 1-acre that are part of a larger common plan of development.

(REV 02/2013)

Project Name: Cheddars Casual Cafe City ESC #: F17 E006
Date of Application: 3/28/2013 Start Date: 3/28/2013
Applicant Name: Joe Mutti
eNOI #: NM212A143
Legal Description: Tract A-1-C-1A & A-1-C-2-A, Cryer Property
Project Address: 4865 Pan American Fwy NE ABQ, NM 87109
Number of Project Acres: 6 Number of Disturbed Acres: 6
General Purpose of Land Disturbing Activity: Commercial Development

Operator (Person with day-to-day Control of activities occurring at the construction site):

Name: Randy Hayden Company: Southfork Construction, Inc
Address: 2250 W. John Carpenter Fwy #560, Irving, Tx 75063
Office Phone: 214-596-6700 Cell Phone: _____ Fax: _____
E-mail: rmorton@

Owner Information:

Name: Randy Hayden for Joe Mutti Company: Cheddars Casual Cafe, Inc
Address: 2250 W. John Carpenter Fwy #560, Irving Tx 75063
Office Phone: 214-596-6700 Cell Phone: _____ Fax: _____
E-mail: _____

Owner Signature: [Signature] Date: 3/28/2013

Additional Information:

The undersigned Applicant hereby agrees to defend, indemnify and hold the City, its officers, and employees harmless from any and all claims, damages or suits of any kind arising directly or indirectly out of commission by the Applicant, or any employee, agent, assign, contractor or subcontractor of the Applicant, in connection with the Applicant's NPDES General Permit and/or City Stormwater Permit.

To be completed by the City Staff:

Permit Fee (based on size of Project): _____ Permit No: F17 E006-0
Date Effective: 3-28-13 Name: Richard Douste Signature: [Signature]
Termination Date: 9-01-13 Name: Richard Douste Signature: [Signature]
Responsible Party After Termination of This Permit: _____
eNOI # for the responsible Party: _____ Permit No: _____