

# CITY OF ALBUQUERQUE

Hydrology Section Planning Department  
David S. Campbell, Director



Timothy M. Keller, Mayor

June 5, 2018

Greg Barns  
9616 Village Green Dr. NE  
Albuquerque, NM 87107

**Re: Flooding at 5550 Midway Park Pl. NE.**

Dear Mr. Greg Barns,

The problem is that drainage from your neighbor's site at 5540 Midway Park Pl is flowing into your lot and causing flooding of your building. The main source of the flooding is from the recent blockage of the common swale that runs between the two buildings causing water to pond and seep through the brick wall. The site at 5540 is not graded and does not drain in accordance with hydrology records of the plan that was approved for that site in 1991.

PO Box 1293

Normally the preferred solution is for each lot owner to provide an adequate drainage out fall, without any cross lot drainage, unless there is a cross lot drainage easement. That does not preclude a cross lot surface drainage solution if the two owners agree on it or if a court so stipulates.

Albuquerque

NM 87103

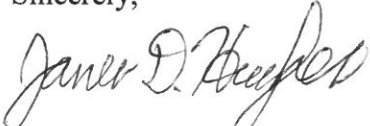
Hydrology does not settle drainage disputes between private property owners. We investigate complaints and make recommendations. We are not in a position to compel either lot owner to do anything. If the two lot owners cannot resolve the issue among themselves then the matter may have to be settled in a court of law.

[www.cabq.gov](http://www.cabq.gov)

The most apparent solution is to lower the grade of the swale between the two buildings and remove the obstruction near the front of the buildings so that the flow can be conveyed to the street. Hopefully you and your neighbor can agree on a specific plan for lowering the grade and controlling the drainage.

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

Sincerely,

A handwritten signature in cursive script, reading "James D. Hughes".

James D. Hughes, P.E.  
Principal Engineer, Planning Dept.  
Development and Review Services

C: file