

# CITY OF ALBUQUERQUE



June 20, 2017

Troy Crutchfield: Pulte Homes: Troy.Crutchfield@pultegroup.com

Site: Mirehaven Pulte Traditional

Copy: Kevin Patton: Pulte Homes: kevin.patton@pultegroup.com

## **Re: Drainage Control Ordinance (14-5-2-1) Violations for Cement and Paint Pollution**

Dear Mr. Crutchfield,

On June 9<sup>th</sup>, the City issued a Violation Letter (Order) to:

1. Remove all instances of cement and paint pollution.
2. Provide an acceptable wash-out close enough to the work areas so that subcontractors will use it.
3. Perform maintenance/reinstall track-out pad at material storage yard.
4. The practice of having a functional spigot in the front yard of every home is encouraging wash-out. If you wish to continue to have a functional spigot in the front yard an acceptable wash-out (e.g. Outpak) facility should accompany the spigot.

You were also notified that "This fine is for one day. Additional days may be added if the violations are not mitigated upon a follow-up inspection in ten days. In addition, your non-compliance will be reported to the New Mexico Environment Department, Surface Water Quality Bureau to aid in the determination if this issue is to be forwarded to the EPA."

The following violations were observed at today's inspection:

1. Cement pollution at numerous lots. Pollution was observed at:  
9255 Timber Ridge NW  
9251 Time ridge NW  
9231 Timber Ridge NW  
1836 Cooke Canyon NW  
1828 Cooke Canyon NW  
1824 Cooke Canyon NW  
9208 Beaver Creek NW  
9224 Beaver Creek NW  
1815 Tent Rocks (trash receptacle lot) Paint pollution

2. An acceptable wash-out was not provided close enough to the work areas so that subcontractors will use it.

3. An acceptable wash-out facility close enough to the work areas so that subcontractors will use it was not provided. An acceptable wash-out (e.g. Outpak) facility was not provided by the front yard spigots.

4. Trash was observed on lots in the subdivision.



5. Per the approved Erosion and Sediment Control plan wattles were to be placed transverse to the flow direction in Vista Ciudad Dr to help prevent erosion and sediment deposition.

See photos on following pages (The City has only included a few of the numerous photos):



PO Box 1293

Albuquerque

Cement pollution 9255 Timber Ridge NW.

New Mexico 87103

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



Cement pollution 9251 Timber Ridge NW.



# CITY OF ALBUQUERQUE



Cement pollution 9224 Beaver Creek NW.

PO Box 1293

Albuquerque

New Mexico 87103

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



Trash at 9219 Timber Ridge NW

# CITY OF ALBUQUERQUE



Trash at NW corner of Hermit Peak NW and Cooke Canyon NW.

PO Box 1293

Albuquerque

New Mexico 87103

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



Long steep section of Vista Ciudad Dr.



# CITY OF ALBUQUERQUE



Bottom of long steep section of Vista Ciudad Dr.

PO Box 1293

Albuquerque

New Mexico 87103

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



Paint pollution 1815 Tent Rocks (trash receptacle lot).

# CITY OF ALBUQUERQUE



## Required Mitigation:

1. Remove all instances of cement and paint pollution.
2. Provide an acceptable wash-out close enough to the work areas so that subcontractors will use it.
3. In addition, the practice of having a functional spigot in the front yard of every home is encouraging wash-out. If you wish to continue to have a functional spigot in the front yard an acceptable wash-out (e.g. Outpak) facility should accompany the spigot.
4. Provide an effective erosion/sediment BMP for the long steep section of Vista Ciudad Dr. If the wattles will not be effective due to construction traffic, a sediment pond could be built.
5. Remove trash and provide trash receptacles close enough to the work areas so that subcontractors will use it.

PO Box 1293

Albuquerque

New Mexico 87103

Per the previous Violation letter, the City is assessing a fine of \$5,000. This fine is for ten days. Per our conversation today, we are meeting on June 27<sup>th</sup> to discuss mitigation. After this meeting, a time will be set for mitigation to be complete. Fines for additional days may be added if the violations are not mitigated upon the time set at the June 27<sup>th</sup> meeting.

Your non-compliance is being reported to the New Mexico Environment Department, Surface Water Quality Bureau to aid in the determination if this issue is to be forwarded to the EPA."

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

If you have any questions, you can contact me at 924-3420.

Sincerely,

Curtis Cherne, P.E.

Principal Engineer, Stormwater Quality  
Planning Dept.