CITY OF ALBUQUERQUE



September 21, 2016

Richard J. Berry, Mayor

Scott M. McGee, P.E. SMMPE, LLC 9700 Tanoan Dr. NE Albuquerque, NM, 87111

RE: Perez Collision Center

Grading and Drainage Plan

Engineer's Stamp Date 7-28-16 (File: H14D039)

Dear Mr. McGee:

Based upon the information provided in your submittal received 8-2-2016, the above-referenced plan is approved for Building Permit and SO-19 Permit with the following conditions:

PO Box 1293

1. The 4" PVC drains across the sidewalk need to be completed through an SO-19 Permit. Attached are the Standard SO-19 Notes, please ensure that they are forwarded to the Contractor prior to Construction. Work in the Right of Way needs to be pre-authorized and accepted by the City. Removals of sidewalk will need to be made at the nearest joint.

Albuquerque

2. Provide first flush calculations (required vs provided).

New Mexico 87103

3. Label the areas that will be gravel surfaced and asphalt surfaced.

www.cabq.gov

Please attach a copy of this approved plan in the construction sets when submitting for a building permit. Prior to Certificate of Occupancy release, Engineer Certification per the DPM checklist will be required; the Certification will need to include the conditions above.

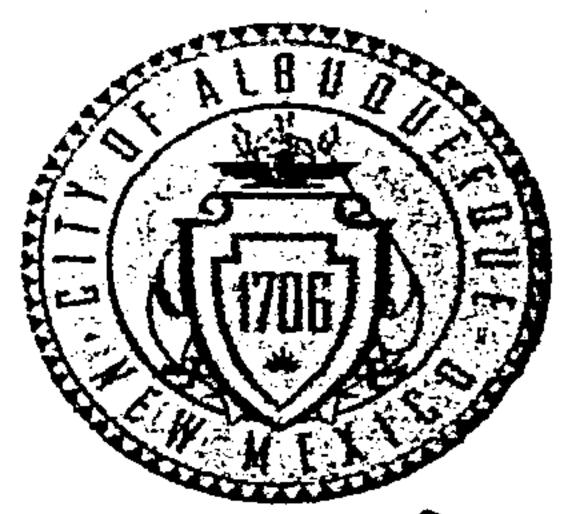
If you have any questions, you can contact me at 924-3986.

Sincerely,

Abiel Carrillo, P.E.

Principal Engineer, Planning Dept. Development Review Services Orig: Drainage file

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Planning Department

Development & Building Services Division

4140039

DRAINAGE AND TRANSPORTATION INFORMATION SHEET (REV 09/2015)

Project Title: PEREZ AUTO OLL/S/07/ DRB#: EPC#:	Building Permit	Work On	 -	nage #: <u>H-14</u>
Legal Description: TR, A-1 LANDS OF COMFOR	TAIR	SYSTEM	5	
City Address: 24/5 ZND STREET NW				
Engineering Firm: SMMPE		Contact:	SCOTT	McGEE
Address: 9700 TANOAN DR NE	······································			
Phone#: 263-2905 Fax#:		E-mail:	scott m m	cqee@qmqi
Owner: JORDAN PEREZ		Contact:		
Address:				
Phone#: Fax#:		E-mail:		
Architect: CASA DESIGN STUDIO		Contact:	WILLY	AMAYA
Address:		·		
Phone#: Fax#:		E-mail:		
Other Contact:		Contact:		
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CITY OF ALBUQUERQUE



August 31, 2016

Freddie P. Montoya Casa Design Studio 1250 Angel Rd Corrales, NM 87048

Re:

Perez Collision Center

2415 2nd St NW

Traffic Circulation Layout

Architect's Stamp dated 08-24-16 (H14D039)

Dear Mr. Montoya,

The TCL submittal received 08-25-16 is approved for Building Permit. A copy of the stamped and signed plan will be needed for each of the building permit plans. Please keep the original to be used for certification of the site for final C.O. for Transportation.

When the site construction is completed and a Certificate of Occupancy (C.O.) is requested, use the original City stamped approved TCL for certification. Redline any minor changes and adjustments that were made in the field. A NM registered architect or engineer must stamp, sign, and date the certification TCL along with indicating that the development was built in "substantial compliance" with the TCL. Submit this certification TCL with a completed <u>Drainage and Transportation Information Sheet</u> to front counter personnel for log in and evaluation by Transportation.

Albuquerque

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PO Box 1293

Once verification of certification is completed and approved, notification will be made to Building Safety to issue Final C.O. To confirm that a final C.O. has been issued, call Building Safety at 924-3690.

New Mexico 87103

www.cabq.gov

Racquel M. Michel, P.E.

Sincerely,

Traffic Engineer, Planning Dept. Development Review Services

mao via: email C: CO Clerk, File





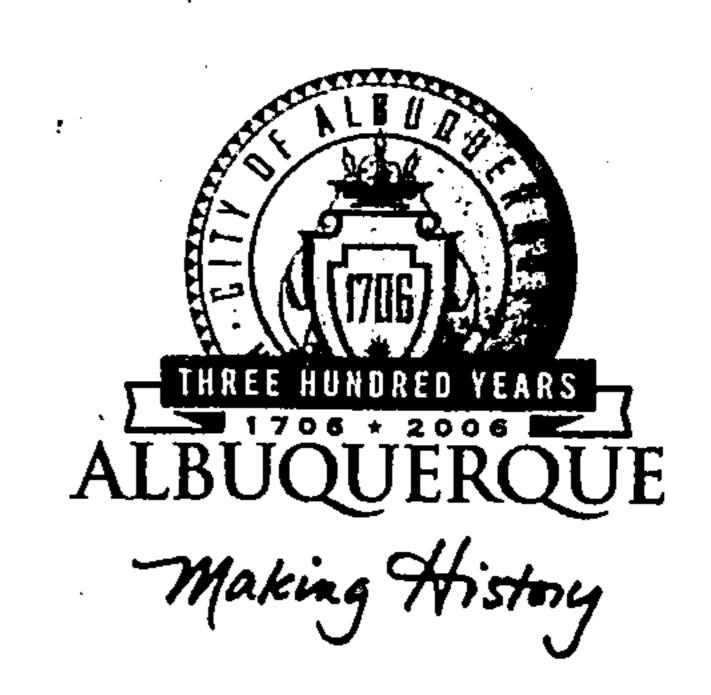
Planning Department

Development & Building Services Division

DRAINAGE AND TRANSPORTATION INFORMATION SHEET (REV 10/2015)

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Project Title: 1 E C CUISION	Building Permit #:	Flydrology File #: Litter
DRB#:	EPC#:	work Order#:
Legal Description: TRACTAIL	LANDS OF COMPORT AL	r systems iuc.
City Address: 2415 2ND STREI	ET NW, ALBUQUERQUE	E, NM 87102
	_	
Applicant: OSMALDO AMATA	CASA DESIGN STUDIO	Contact: SWALBO AMAG
Address: 1250 ANGEL PD.		
Phone#: 505 - 908 - 0066	• • • • • • • • • • • • • • • • • • •	E-mail: 05waldo, amaya Qya
Other Contact: PERE COLLS	DO CENTER	Contact: JORDAN PEREZ
Address: 2520 2ND ST, N	W, ALBUQUEREQUE NO	<u> 87102</u>
Phone#: 505-934-2317		· · · · · · · · · · · · · · · · · · ·
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COA STAFF: ELECTRONIC SUBMITTAL RECEIVED):\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	

CITY OF ALBUQUERQUE



November 5, 2004

Ray Padilla 12400 Menaul Blvd NE Albuquerque, NM 87112

Drainage Complaint at 2413 Second Street NW (H-14/D039) Re:

Dear Mr. Padilla,

In February of 2000 and again in January of 2001, letters were sent to you (copies enclosed) asking you to address the problem created when runoff from your property enters the property to the south (2415 Second Street). To date, nothing has been done to rectify this problem. I am very concerned about the inaction and would like you to contact my office to discuss this situation. Please contact me at 924-3986.

Albuquerque

P.O. Box 1293

New Mexico 87103

Bradley L. Bingham, PE

City Hydrologist

www.cabq.gov

RJ Marney, 6812 Tokay N. 87113

file

ALBUQUERQUE NEW MEXICO

City of Albuquerque

P.O. BOX 1293 ALBUQUERQUE, NEW MEXICO 87103 January 9, 2001

Mr.Rav Padilla, Esq.
Ray Finilla & Assoc.
12400 Menaul Blvd. NE
Albuquerque, NM 87112

CERTIFIED MAIL

RE: DRAINAGE REQUIREMENTS REGARDING PROPERTY AT 2413 SECOND STREET NW (H14-D39).

Dear Mr.Padillo:

A year ago next month, City Hydrology apprised you of deficiencies in/problems with the existing drainage conditions for the 2413 Second Street NW property. (Enclosure)

Storm runoff from this property was intended to discchage to Second Street and on into the storm drain system. The current condition still has the runoff from the north and west portions of your building/site discharge across the adjacent property to the south. This crosslot drainage is prohibited by ordinance. While the gutter (channel) installed at the base of the south side of your building now collects and prevents direct discharge of roof runoff onto the neighboring property, its location along/on the property line will make for difficult, if not, impossible maintenance once that neighboring property is developed.

Your neighbor is quite anxious to develop his property for business; however, he cannot do so with any degree of assurance until the storm drainage issues/problems associated with your property are addressed. A Professional Engineer specializing in Drainage should be engaged to evaluate your site and to recommend the necessary measures to meet the Drainage Ordinace requirements. Your neighbor will be required to do the same in developing his site.

***Please inform us of your anticipated schedule to rectify these conditions.

If we can be of further assistance, please feel free to contact me at 924-3980 or John Murray at 924-3984

Encl.

c: R.J. Marmey

Whitney Reierson

File

Sincerely, Mins Mins

Loren Meinz, P.E.

Chief, Hydrology Division



February 11, 2000

Mr. Ray Padilla, Esq.
Ray Padilla & Assoc.
12400 Menaul Blvd .NE
Albuquerque, N.M.87112

REGISTERED MAIL

RE: DRAINAGE INQUIRY/COMPLAINT REGARDING PROPERTY AT 2413 SECOND STREET NW.

Dear Mr.

The property owner to your south at 2409 Second Street NW is concerned about the existing drainage (storm water runoff) conditions from your property and the adverse effects thereof on his property. In order for him to develop/improve/utilize his property in confidence, the cross lot drainage situation needs to be addressed.

Undoubtedly, this is an inherited situation on your part. The dainage plan of record, H14/D39. dates from 1984 when the north half of your building was added. That plan indicated that all the runoff would be directed to Second Street. It also indicated that the roof drainage from the existing building (the south half) was to the west..

A field inspection of the site on January 27, 2000 showed that the plan of record had not been followed and/or was altered over the years. At the present time, the original building or south half roof drainage is to the southside with the gutter draining to the west and the downspout at the southwest corner of the building. Several small diameter plastic pipe downspouts had been added and an awkward trough (gutter) installed near ground level to bring the roof drainage back to the southeast corner of the building. The uneven condition of the parking lot would interfere with runoff discharging to Second Street. When your neighbor secures his property with fence or wall, the improvised trough/gutter would be inaccessible for maintenance.

The roof drainage from the newer part of the building discharges through canales to the west side of the building, It does not appear that this runoff can get to Second Street but drains southward along the west side of the entire building. Any vestage of ponds has all but been obiterated. Again, storm runoff would drain onto the adjacent property.

P.2 Drainage inquiry/complaint re 2413 Second Street NW

In order to correct the apparent drainage problems on your property, it would be well to have a Professional Engineer evaluate the current situation. The Yellow Pages have a listing under Engineers-Drainage who are familiar will the City's drainage requirements, Your neighbor will go through the same process when he develops his property.

If I can be of further assistance, please feel free to contact me at 924-3984.

Sincerely,

R.J. Marney

WR

File

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Wail Only; No Insurance Coverage Provided)

m	Article Sent To:		
296	Mr. Rai	, Padilla.	E5q.
20	Postage	\$	0
1 1 1	Certified Fee		D
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	DS Form 3800 : July 19		See Reverse for Instructions (

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is not available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a Return Receipt may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

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- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.
- Article Addressed to:

Mr. Ray Padilla, Esg. Ray Padilla + Assoc. 12400 Menaul Blvd., NF Albuguerque, NM 87112

COMPLETE THIS SECTION ON DELI	VERY
A. Received by (Please Print Clearly)	B. Date of Delivery
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X Duanna Safton	☐ Agent☐ Addressee
D. Is delivery address different from item If YES, enter delivery address below	v: XNo

3. Service Type

Certified Mail

☐ Express Mail

☐ Registered

Return Receipt for Merchandise

☐ Insured Mail

□ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

2720 2963



First-Class Mail Postage & Fees Paid USPS Permit No. G-10

Sender: Please print your name, address, and ZIP+4 in this box

CITY OF ALBUQUERQUE
PUBLIC WORKS DEPARTMENT
ENGINEERING DIVISION/DESIGN REVIEW SECTION
P.O. Box 1293
Albuquerque. N.M. 87103

ATT: LOREN MEINZ



U.S. Postal Service IFIED MAIL RECEIPT Domestic Mail Only; No Insurance Coverage Provided Article Sent To: Michelle Hale **Postage** \$ Certified Fee **Postmark** Return Receipt Fee Here (Endorsement Required) Restricted Delivery Fee -9-01 (Endorsement Required) Total Postage & Fees Name (Please Print Clearly) (To be completed by mailer) uutman + Street, Apt. No.; or PQ Box No. lexanderNE, & Scribe B City, State, ZIP+ 4

See Reverse for Instructions I

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- For an additional fee, a Return Receipt may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".
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IMPORTANT: Save this receipt and present it when making an inquiry.

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SENDER: COMPLETE THIS SECTION

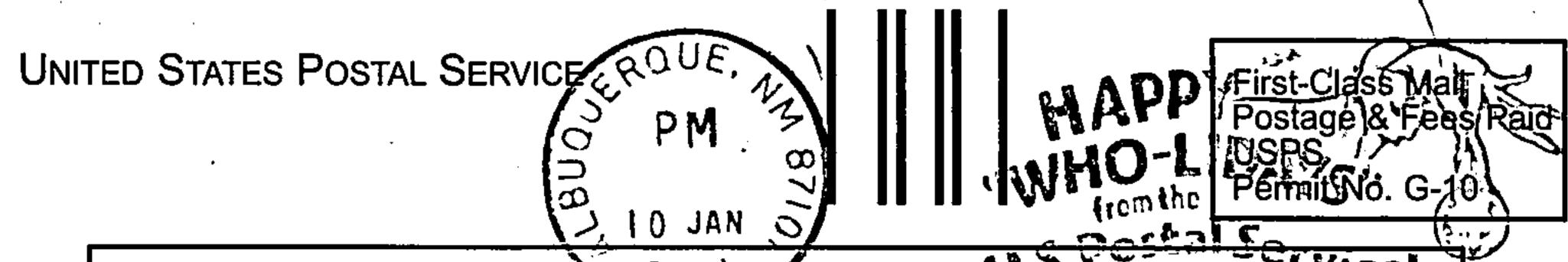
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.
- 1. Article Addressed to:

Ms. Michelle Hale Customer Service Manager Kaufman & Broad 4921 Alexander NE, Suite B Albuquerque, NM 87107

COMPLETE THIS SECTION ON DELIVERY
A. Received by (Please Print Clearly) B. Date of Delivery
C. Signature D. Agent Addressee
D. Is delivery address different from item 1? Yes If YES, enter delivery address below: No
3. Service Type Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee)

2. Article Number (Copy from service label)

7099: 3220 0001 272012956111111 1111111



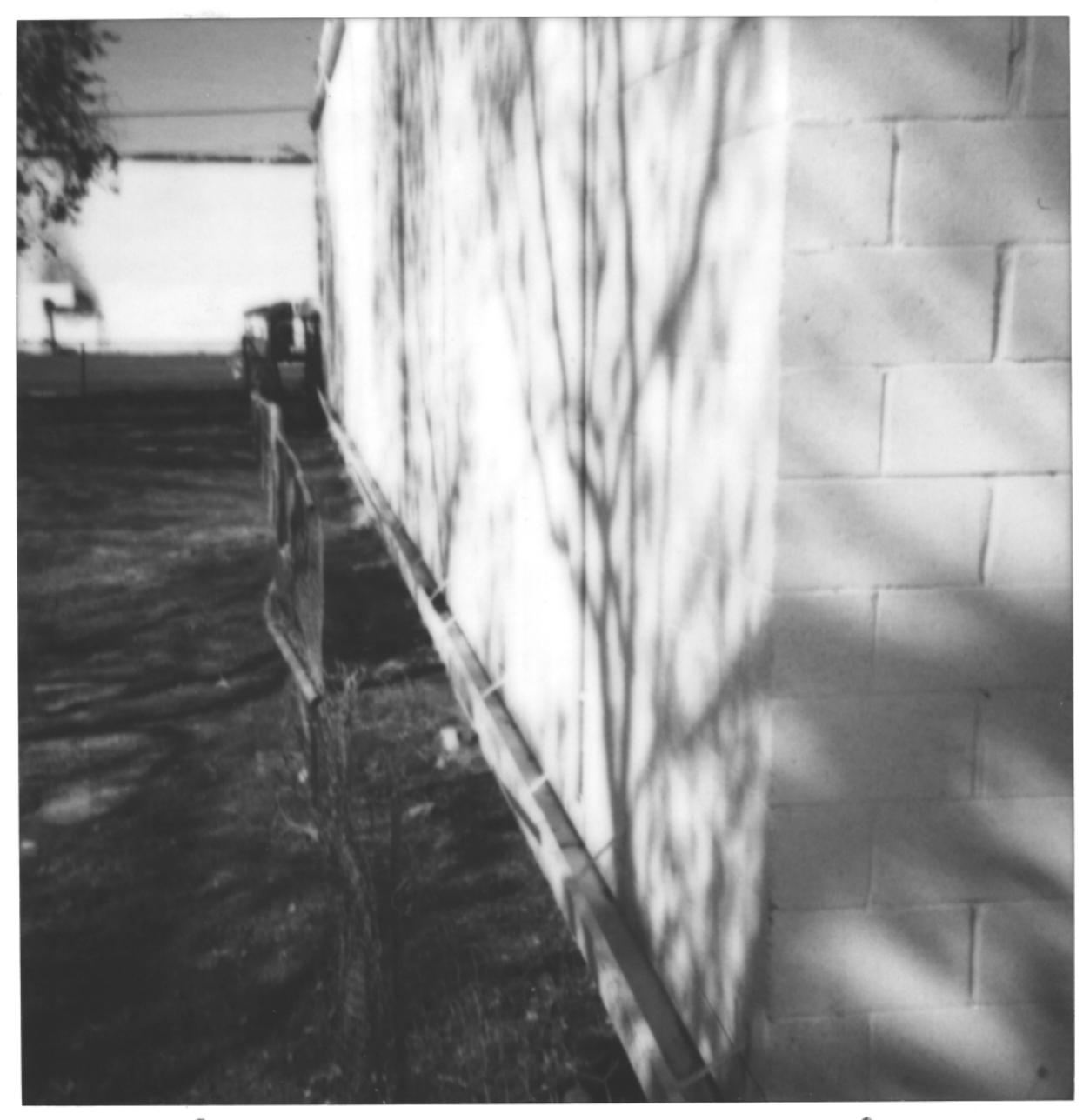
• Sender: Please print your name, address, and ZIP+4 in this box

CITY OF ALBUQUERQUE
PUBLIC WORKS DEPARTMENT
ENGINEERING DIVISION/DESIGN REVIEW SECTION
P.O. Box 1293
Albuquerque, N.M. 87103

ATTN: John Murray P.E



11/9/00 24/5 2M05Tim



11/9/00 2415 2MDXW



14/9/00 2415 2NDNW

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IMPORTA	ANT MESSAGE		
FOR	///3 TIME ///3AM:		
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PHONE NO.	975-1227		
TELEPHONED	RET'D YOUR CALL		
PLEASE CALL	URGENT		
WILL CALL AGAIN	WANTS TO SEE YOU		
MESSAGE	1-0003		
8920/2	655 Pacq		
SIGNED	87/22		

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P.O. BOX 1293 ALBUQUERQUE, NEW MEXICO 87103 January 9, 2001

Mr.Ray Padilla, Esq.
Ray Padilla & Assoc.
124,00 Menaul Blvd. NE
Albuquerque, NM 87112

CERTIFIED MAIL

RE: DRAINAGE REQUIREMENTS REGARDING PROPERTY AT 2413 SECOND STREET NW (H14-D39).

Dear Mr.Padillo:

A year ago next month, City Hydrology apprised you of deficiencies in/problems with the existing drainage conditions for the 2413 Second Street NW property.

Storm runoff from this property was intended to discchage to Second Street and on into the storm drain system. The current condition still has the runoff from the north and west portions of your building/site discharge across the adjacent property to the south. This crosslot drainage is prohibited by ordinance. While the gutter (channel) installed at the base of the south side of your building now collects and prevents direct discharge of roof runoff onto the neighboring property, its location along/on the property line will make for difficult, if not, impossible maintenance once that neighboring property is developed.

Your neighbor is quite anxious to develop his property for business; however, he cannot do so with any degree of assurance until the storm drainage issues/problems associated with your property are addressed. A Professional Engineer specializing in Drainage should be engaged to evaluate your site and to recommend the necessary measures to meet the Drainage Ordinace requirements. Your neighbor will be required to do the same in developing his site.

***Please inform us of your anticipated schedule to rectify these conditions.

If we can be of further assistance, please feel free to contact me at 924-3980 or John Murray at 924-3984.

Sincerely,

Loren Meinz, P.E.

Chief, Hydrology Division

c: R.J. Marney
Whitney Reierson

H14/D39

February 11, 2000

Mr. Ray Padilla, Esq. Ray Padilla & Assoc. 12400 Menaul Blvd .NE Albuquerque, N.M.87112

Coutified

REGISTERED MAIL

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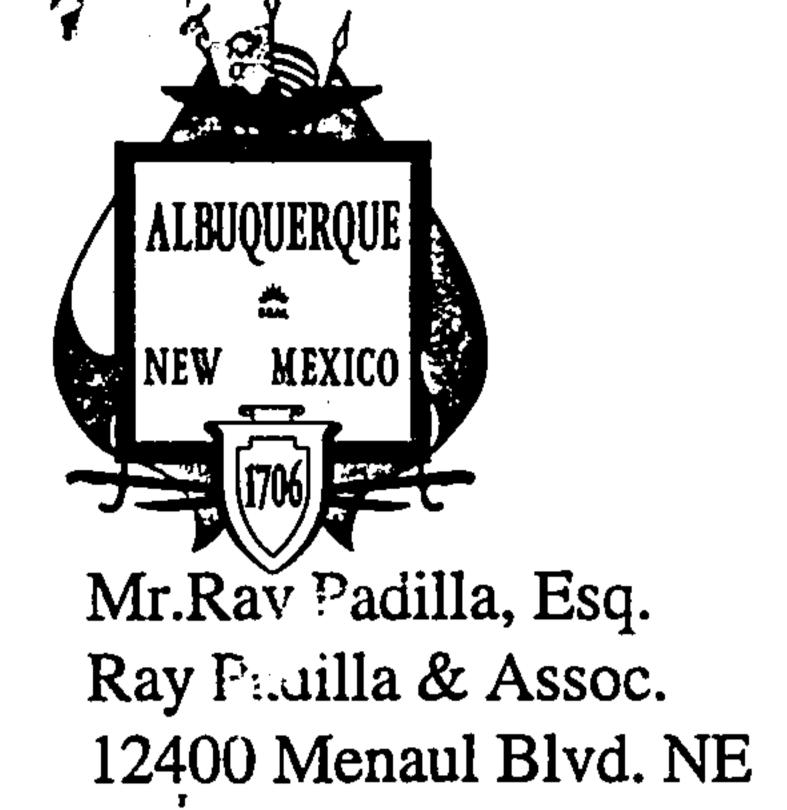
If I can be of further assistance, please feel free to contact me at 924-3984.

Sincerely,

John P. Murray, P.E. Hydrology

c: R.J. Marney WR File

NEW 20/016)



Albuquerque, NM 87112

City of Albuquerque

P.O. BOX 1293 ALBUQUERQUE, NEW MEXICO 87103 January 9, 2001

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Encl.

c: R.J. Marmey

Whitney Reierson

File

Sincerely, Mens Many

Loren Meinz, P.E.

Chief, Hydrology Division



P.O. BOX 1293 ALBUQUERQUE, NEW MEXICO 87103

February 11, 2000

Mr. Ray Padilla, Esq. Ray Padilla & Assoc. 12400 Menaul Blvd .NE Albuquerque, N.M.87112

REGISTERED MAIL

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Sincerely,

John P. Murray, P.E.

Hydrology

c: R.J. Marney

WR

File

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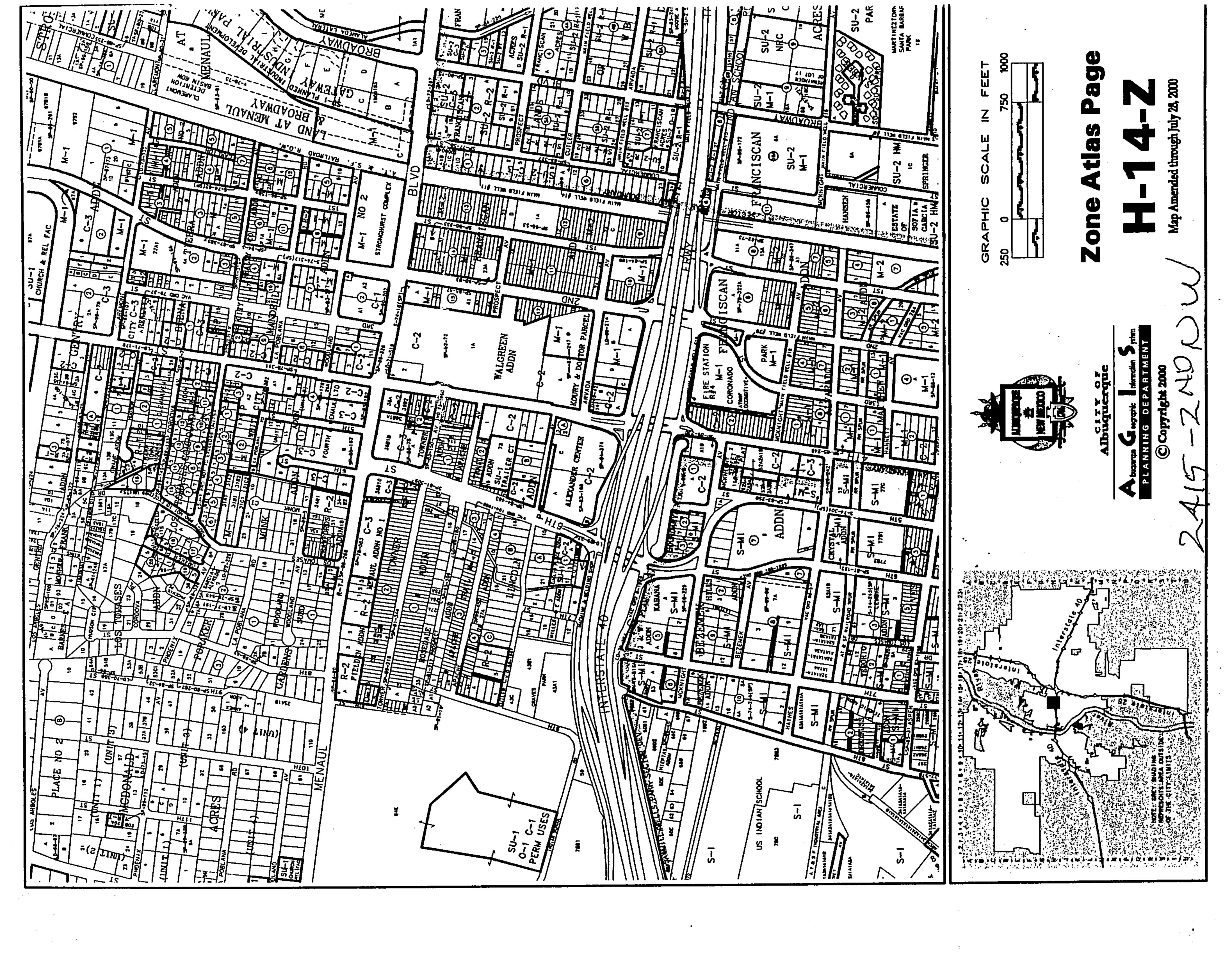
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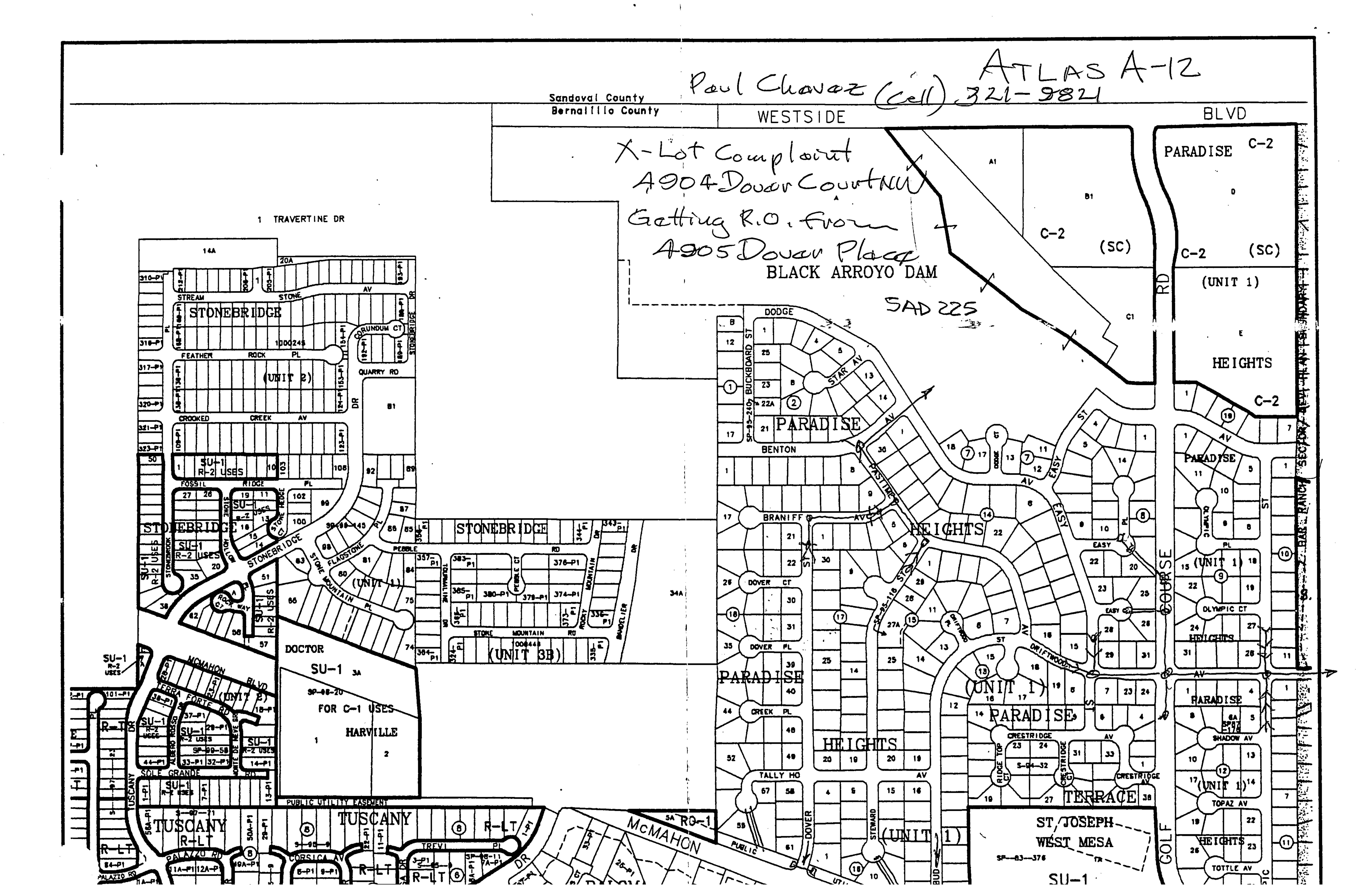
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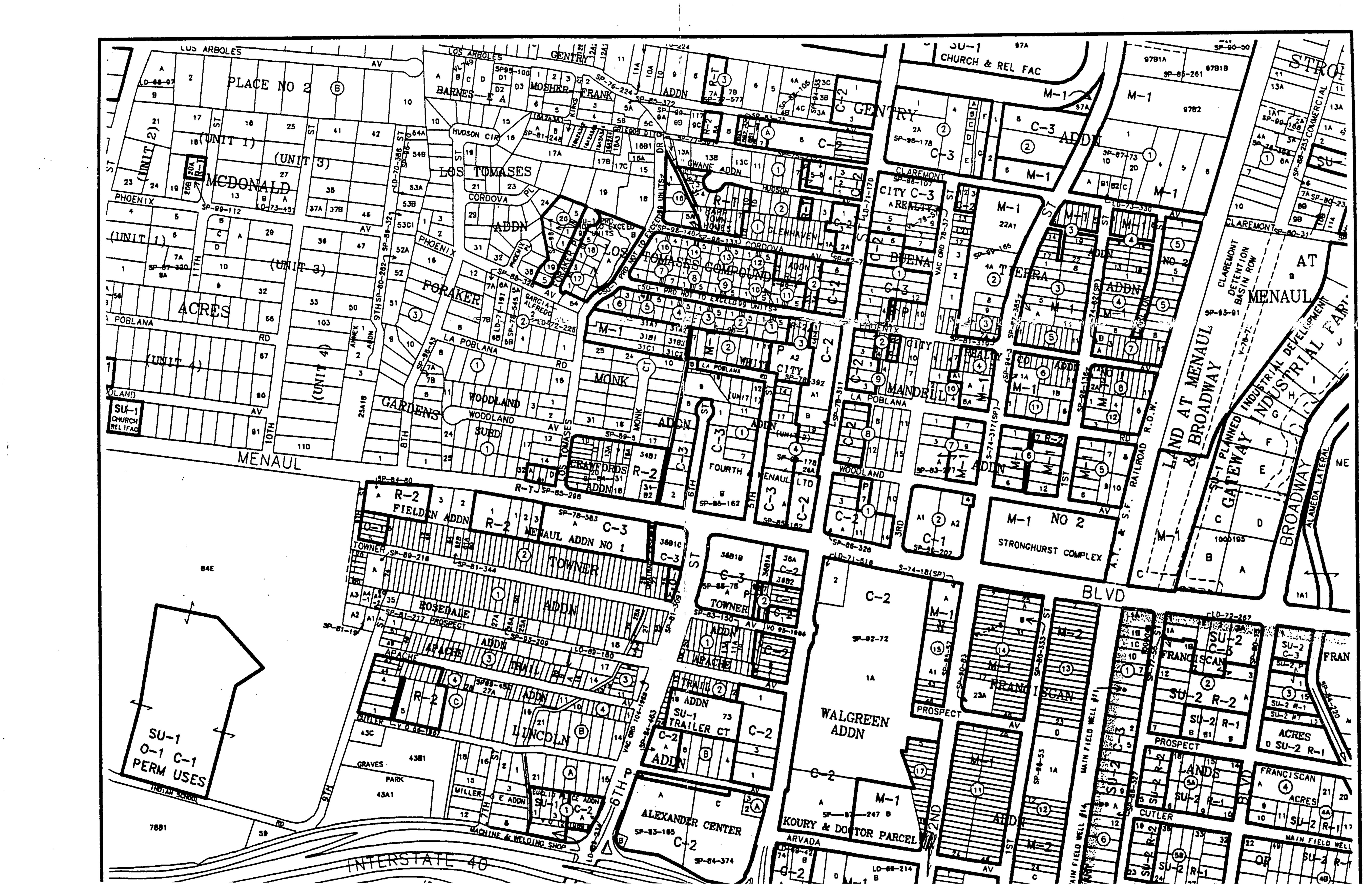
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ALBQ 87113



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February 11, 2000

Mr. Ray Padilla, Esq. Ray Padilla & Assoc. 12400 Menaul Blvd .NE Albuquerque, N.M.87112

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RAY A. PADILLA, P.C. ATTORNEY AT LAW

12400 Menaul Blvd., NE, Suite 120 Albuquerque, NM 87112 Telephone (505)298-5130

DATE: November 16, 2004

TIME:

OPERATOR: Dianna

FAXING 2 PAGES, including this page, TO FAX NO.: 924-3864

TO: Brad Bingham

FROM: RAY A. PADILLA, P.C.
RAY A. PADILLA, Esq.
12400 Menaul Blvd. NE, Suite 120
Albuquerque, New Mexico 87112

505/298-5130/298-8778(FAX)

COMMENTS: See Attached.

FILE NAME/NO.: 2413 Second St. NW

CONFIDENTIALITY NOTICE

The documents accompanying this fax transmission contain information from the law firm of RAY A. PADILLA & ASSOCIATES, P.A., which is confidential and/or legally privileged. The information is intended only for the use of an individual or entity named on this transmission sheet.

If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, action, or reliance upon the contents of the documents is strictly prohibited.





February 11, 2000

004 270,1984

Mr. Ray Padilla, Esq. Ray Padilla & Assoc. 12400 Menaul Blvd .NE Albuquerque, N.M.87112 2415 22 ST, NW

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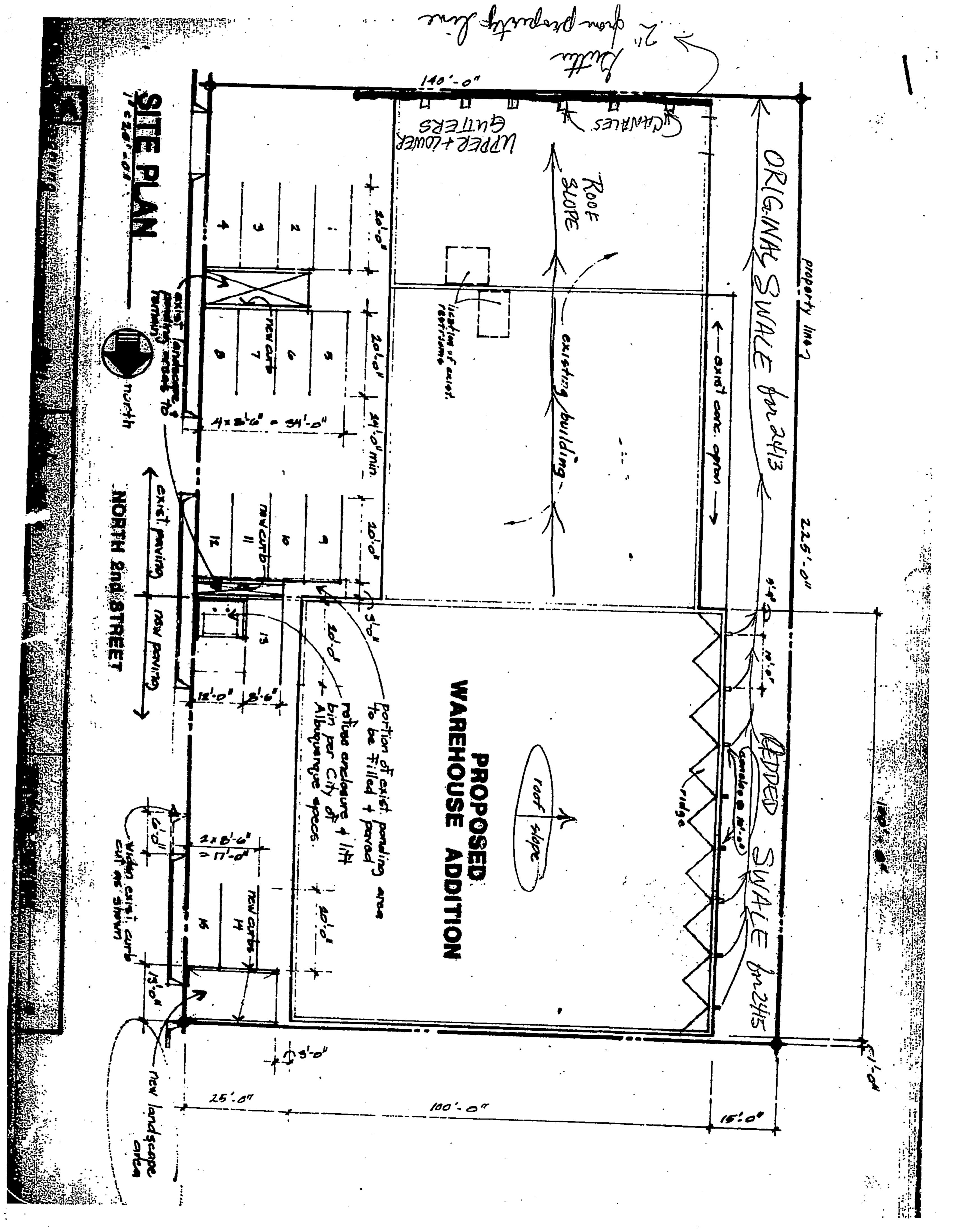
Sincerely,

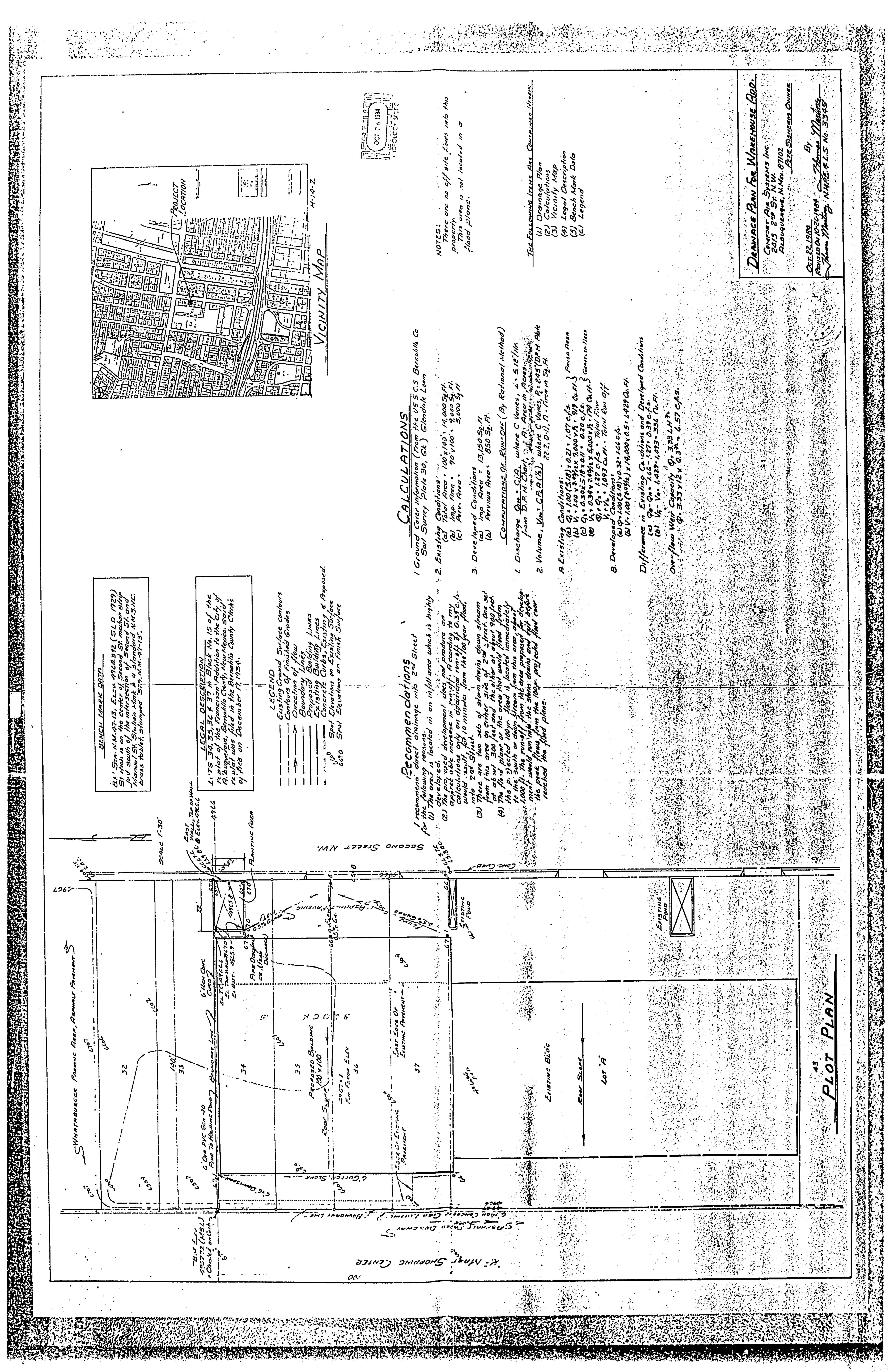
ohn P. Murray, P

Hydrology

c: $\sqrt{R.J.}$ Marney

WR File





Telephone (505) 889-866 2412-D Monroe Straff. The Albushand New Mexico 87110 MERSIS SURVEYING, INC.

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of record: that there are no encreptingence from the soid property onto adjoining properties of the shows the location of engineer and entire soid property onto adjoining properties of the shows the location of engineering the soid properties of the short soid properties of the short soid survey. shown hereon are based on the Plot or Deed of Record, unless otherwise indicated nerein, Ind: knowledge and belief, and meets the minimum standards for land surveys in the State of hex לחב סמפייב לבגרושבם מומפרלץ מחם לחמו לחב מופל מברבסה לרמאה וג מ נועב מחם כפירבב: וכמוכגבחנכן L Anthony L Horis, o Protessional Surreyor, licensed under the laws of the State of ther Mexit

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SURVEYOR'S CERTIFICATE

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VOL. D. FOLIO 13.

LOT 42, BLOCK 15

FILED: 12-17-1934 IN

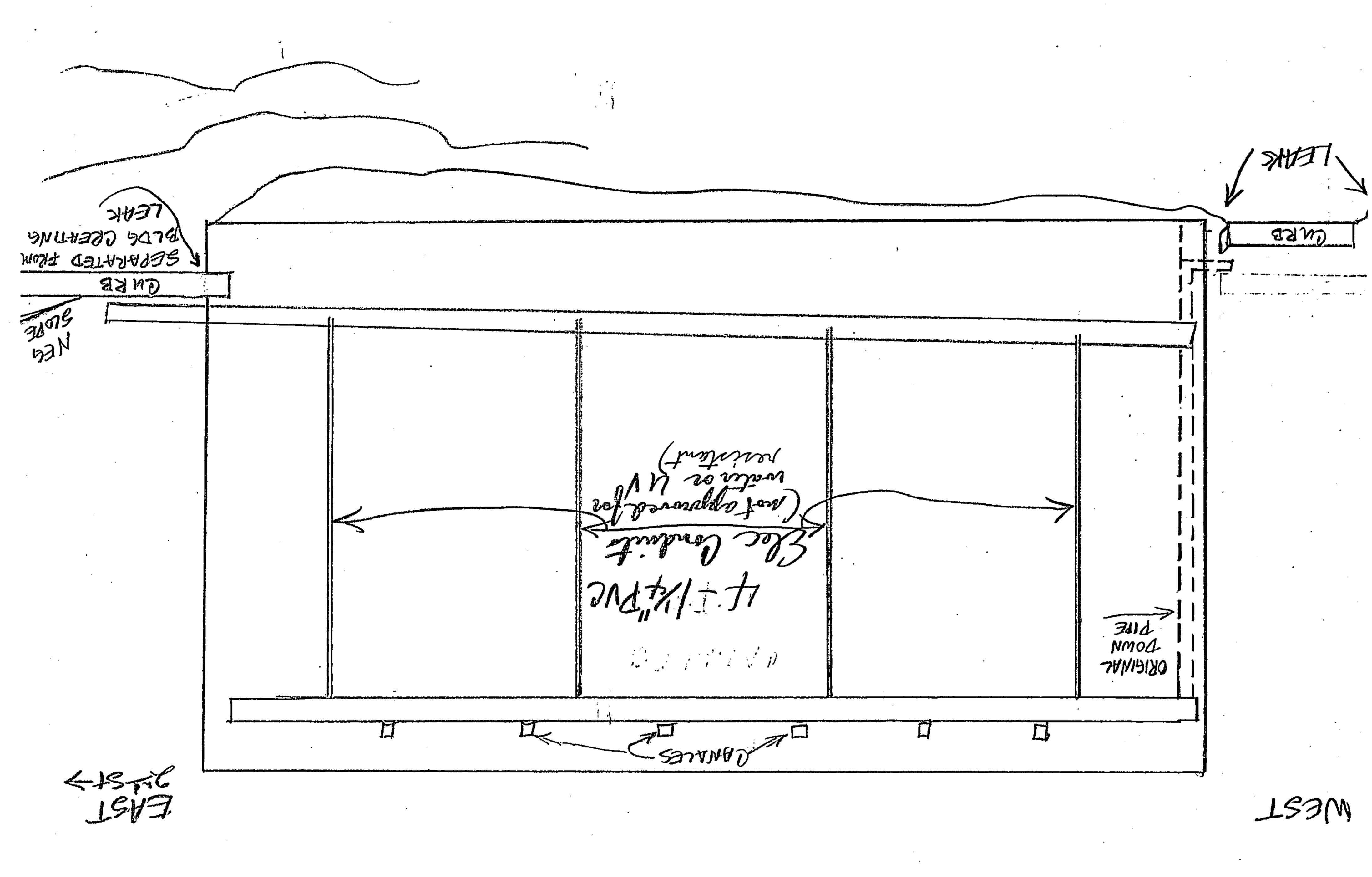
THE FRANCISCAN ADD.

#35001CC332D Doted: 5-20 100 year flood plain. Zone" X ", FIRW The property shown hereon is Act w

> Oroered By ಾರೆಂಪ Field Book Orde- No., 99-1446 2001c. 1 = 50.

IN PLAT BOOK D, FOLIO 13 THE OFFICE OF THE COUNTY CLERK OF BERNALILLG COUNTY, NEW ME TAJS EHT YO GETANDIZED DNA WWOHZ ZI EMAZ EHT ZA ODIXEM WEN IN BLOCK NUMBERED FIFTEEN (15), OF THE FRANCISCAN ADDITION, T(LOT NUMBERED FORTY-THREE (43), FORTY-FOUR (24), FORTY-FOUR (24),

LEGAL DESCRIPTION.



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Summary:

Question: Is it not illegal to alter a component or a system that originally required approval, permit, and inspection without going through the approval process again?

When a property deteriorates to a point where it becomes a safety hazard, or is no longer in compliance with the original approved building design, does the City have recourse to force correction or compliance?

Where is the paper file on this property? A copy of the entire file is needed to pursue a legal remedy to this problem.

Is there a letter written in year 2000 from a hydrology engineer sent to Brad Bingham addressing the drainage problems on this property? The owner says it was sent to Brad Bingham in response to Brad's letter to him.

The original system for the south building was deficient and has been allowed to deteriorate to a point where it no longer functions. This problem has caused the building to settle and the walls to crack. Weeds have been allowed to grow high enough to make it difficult to see a new break in the swale, but can still be located.

The building code was violated and the problem was exacerbated by the failure to build the engineered system when the north addition was constructed. (See drawings in file H14/D39. Ref letter by John Murray)

The building code was violated again when the substandard and unapproved alterations of 1 1/4" PVC conduits were added and runoff was dumped on adjoining property.

The building code was violated again when the lower substandard gutter was added dumping water into a parking lot that does not drain. In addition this gutter will become inaccessible for maintenance and repairs when I start utilizing my property.

The parking lot has deteriorated with large cracks creating a safety hazard.

Because the parking lot does not drain, the required parking is no longer being provided due to water standing for several days.

The current lease expires today, 3/31/05. The tenant is moving, leaving the building empty and creating an opportune time to make the needed corrections.



P.O. BOX 1293 ALBUQUERQUE, NEW MEXICO 87103 January 9, 2001

Mr.Ray Padilla, Esq.
Ray Γi.uilla & Assoc.
12400 Menaul Blvd. NE
Albuquerque, NM 87112

CERTIFIED MAIL

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Encl.

c: R.J. Marmey

Whitney Reierson

File

Sincerely, Minches

Loren Meinz, P.E.

Chief, Hydrology Division



February 11, 2000

Mr. Ray Padilla, Esq.
Ray Padilla & Assoc.
12400 Menaul Blvd .NE
Albuquerque, N.M.87112

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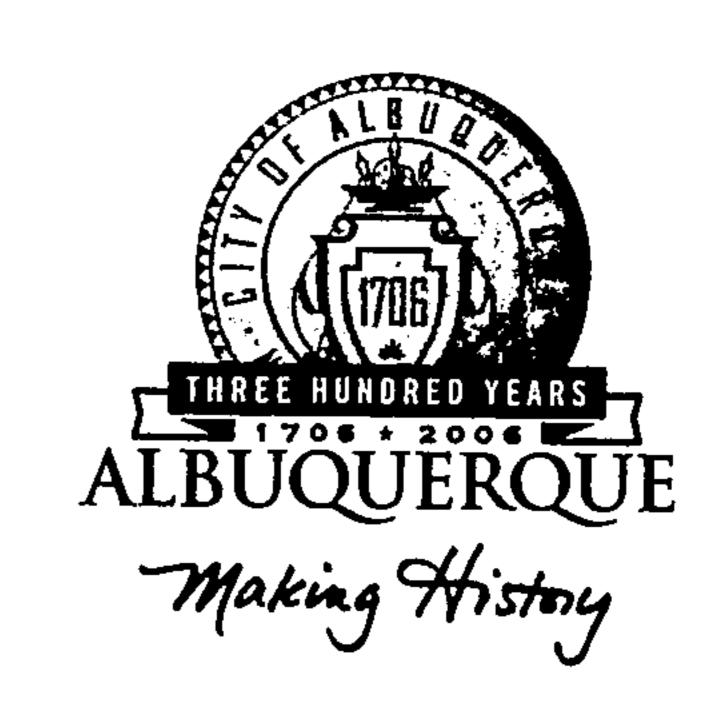
Hydrology

c: 🗸 R.J. Marney

WR

File

CITY OF ALBUQUERQUE



November 5, 2004

Ray Padilla 12400 Menaul Blvd NE Albuquerque, NM 87112

Re: Drainage Complaint at 2413 Second Street NW

Dear Mr. Padilla,

In February of 2000 and again in January of 2001, letters were sent to you (copies enclosed) asking you to address the problem created when runoff from your property enters the property to the south (2415 Second Street). To date, **nothing** has been done to rectify this problem. I am very concerned about the inaction and would like you to contact my office to discuss this situation. Please contact me at 924-3986.

Albuquerque

P.O. Box 1293

New Mexico 87103

Bradley L. Bingham, PE

Sincerely,

City Hydrologist

www.cabq.gov

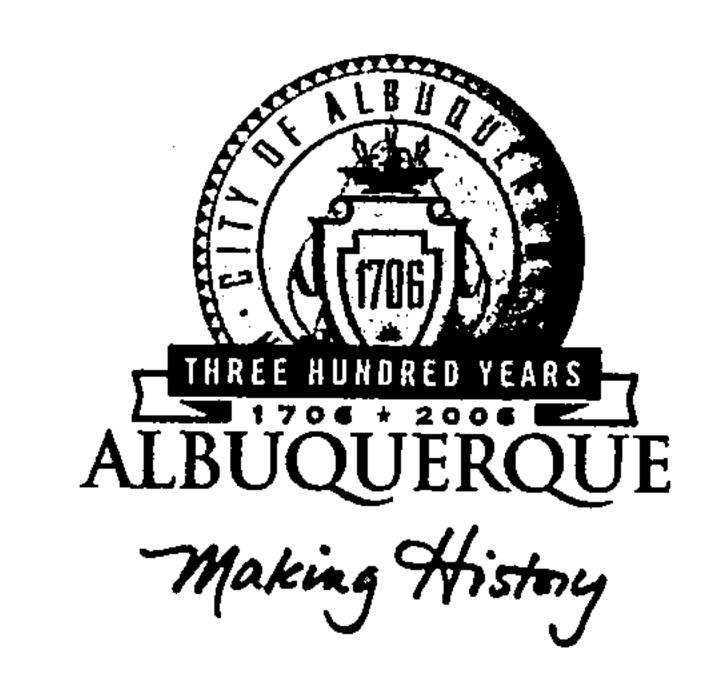
C: RJ Marney, 6812 Tokay NE, 87113

file

CITY OF ALBUQUERQUE

April 14, 2005

Ray Padilla 12400 Menual Blvd. NE Albuquerque, NM 87112



RE: Storm Drainage runoff from 2415 Second Street NW onto 2413 Second Street NW

Dear Mr. Padilla,

It has come to my attention that there is storm water runoff generated from 2415 Second Street NW flowing onto 2413 Second Street located just south of your property. This storm water issue has been brought to your attention in previous letters to you from Mr. John Murray, PE dated Feb. 11, 2000, Mr. Loren Meinz, PE dated Jan. 9, 2001 and Mr. Bradley Bingham, PE dated Nov. 5, 2004 (letters enclosed).

Mr. Bradley Bingham of the City Engineer's office recently conducted a site inspection of your property. Your property is presently draining across and/or into 2413 Second Street without an easement, which is a violation of the Drainage Ordinance, Section 12(B)(1) (copy enclosed). This section states "Construction, grading or paving on any lot within the jurisdiction of the City of Albuquerque shall not increase the damage potential P.O. Box 129% upstream, downstream or adjacent properties or public facilities...."

A New Mexico Professional Registered Engineer specializing in drainage should be engaged to evaluate your site and to recommend the necessary measures to comply with the requirements of the Drainage Ordinance.

Please contact my office at 924-3999 and notify me as for when we can expect to hear New Mexico 1769 your engineer.

Thank you in advance for your cooperation.

www.cabq.gov

Sincerely,

Richard Dourte, PE

City Engineer

Cc: R. J. Marney (enclosures)

Richard Dineen, AIA, Planning Director Bradley Bingham, PE, City Hydrologist Kevin Curran, Esq., Assist. City Attorney



February 11, 2000

Mr. Ray Padilla, Esq. Ray Padilla & Assoc. 12400 Menaul Blvd .NE Albuquerque, N.M.87112 2415 2 St NN

REGISTERED MAIL

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Sincerely,

ohn P. Murray, P

Hydrology

c: R.J. Marney

WR

File



P.O. BOX 1293 ALBUQUERQUE, NEW MEXICO 87103 January 9, 2001

Mr.Rav Padilla, Esq.
Ray Padilla & Assoc.
12400 Menaul Blvd. NE
Albuquerque, NM 87112

CERTIFIED MAIL

RE: DRAINAGE REQUIREMENTS REGARDING PROPERTY AT 2413 SECOND STREET NW (H14-D39).

Dear Mr.Padillo:

A year ago next month, City Hydrology apprised you of deficiencies in/problems with the existing drainage conditions for the 2413 Second Street NW property. (Enclosure)

Storm runoff from this property was intended to discchage to Second Street and on into the storm drain system. The current condition still has the runoff from the north and west portions of your building/site discharge across the adjacent property to the south. This crosslot drainage is prohibited by ordinance. While the gutter (channel) installed at the base of the south side of your building now collects and prevents direct discharge of roof runoff onto the neighboring property, its location along/on the property line will make for difficult, if not, impossible maintenance once that neighboring property is developed.

Your neighbor is quite anxious to develop his property for business; however, he cannot do so with any degree of assurance until the storm drainage issues/problems associated with your property are addressed. A Professional Engineer specializing in Drainage should be engaged to evaluate your site and to recommend the necessary measures to meet the Drainage Ordinace requirements. Your neighbor will be required to do the same in developing his site.

***Please inform us of your anticipated schedule to rectify these conditions.

If we can be of further assistance, please feel free to contact me at 924-3980 or John Murray at 924-3984

Encl.

c: R.J. Marmey

Whitney Reierson

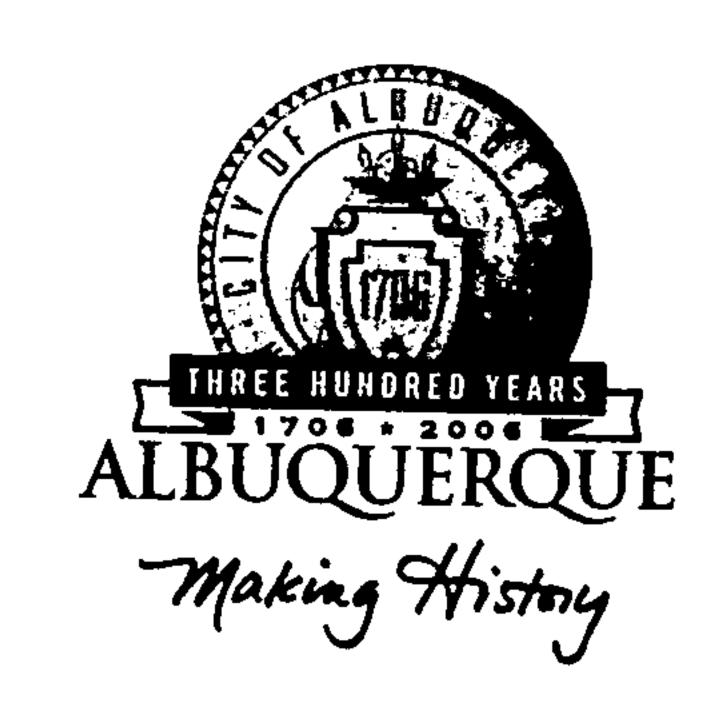
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Sincerely, mens Min

Loren Meinz, P.E.

Chief, Hydrology Division

CITY OF ALBUQUERQUE



November 5, 2004

Ray Padilla 12400 Menaul Blvd NE Albuquerque, NM 87112

Drainage Complaint at 2413 Second Street NW Re:

Dear Mr. Padilla,

In February of 2000 and again in January of 2001, letters were sent to you (copies enclosed) asking you to address the problem created when runoff from your property enters the property to the south (2415 Second Street). To date, nothing has been done to rectify this problem. I am very concerned about the inaction and would like you to

contact my office to discuss this situation. Please contact me at 924-3986.

Albuquerque

P.O. Box 1293

1 1 1

New Mexico 87103

Bradley L. Bingham, PE

Sincerely,

City Hydrologist

www.cabq.gov

RJ Marney, 6812 Tokay NE, 87113

file

Albuquerque Code of Ordinances

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criteria and standards formulated by the City Engineer and in accordance with the policies established in §§ 14-5-2-1 et seq.

- (B) All construction activities within the jurisdiction of the city shall conform to the requirements of the City Engineer with respect to drainage control, flood control and erosion control. Original construction and modifications and/or additions to existing structures constituting less than 500 square feet, in plan view, are excluded.
- (1) Construction, grading or paving-on-any-lot within the jurisdiction of the city-shall not increase the damage potential to upstream, downstream or adjacent properties or public facilities. Damages shall be defined as those caused by flooding from the 100-year design storm and all smaller storms and from erosion and sedimentation resulting from the 10-year design storm and all smaller storms.
- (2) During the months of July, August or September, any grading within or adjacent to a watercourse defined as a major facility shall provide for erosion control and the safe passage of the 10-year design storm runoff during the construction phase.
- grading of any area of one acre or more shall conform to drainage control, flood control and erosion control policies and to standards, criteria and procedures established by the City Engineer with respect to drainage, flood control and erosion control. A grading permit, issued by the City Engineer, shall be required for projects involving more than 500 cubic yards of material or one acre or more in area. Applications for development of areas known to have been sanitary landfills shall be accompanied by a report which discusses potential health and soil mechanics problems and their solutions. Such reports shall be prepared by a New Mexico Professional Engineer competent in soil mechanics.
- (4) Paving an area larger than 1,000 square feet shall require a paving permit. Applications for paving permit shall be accompanied by a drainage plan if deemed necessary by City Engineer. Repaving of existing paved areas in which no grading is planned is excluded.
- (5) The City Engineer shall not issue a grading or paving permit unless the proposed grading or paving is in compliance with the policies of §§ 14-5-2-1 et seq. and the standards and criteria of the City Engineer as provided for by § 14-5-2-13.
- (C) The city may participate with the private sector, other public bodies and agencies operating within the jurisdiction of this policy in order to accomplish the goals and implement the policies adopted in §§ 14-5-2-1 et seq. This includes, but shall not be limited to, the development and adoption of master plans, participation in the construction of projects and exercising control through the planning, platting, zoning, and permitting processes. Projects involving city funding shall be prioritized, funded and scheduled within the guidelines of the CIP and with CIP Projects.

Mr. John Murray
City of Albuquerque PWD - Hydrology Dept.
Plaza del Sol Building
600 Second St. N.W.
Albuquerque NM 87104

Re: Letter of February 11, 2000 to Ray Padilla concerning drainage issues as 2413 Second Street N.W.

Dear John,

In follow-up to our phone conversation last week I am enclosing a "mark-up" drawing of the existing drainage plan for the property at 2413 Second Street. As I explained last week, Mr. Padilla has made improvements (as noted in your letter) that prevent any drainage from the south building from discharging onto the residential property to the south. At the present time all run-off from Mr. Padilla's property is either retained on-site or freely discharges to Second Street.

After reviewing the existing drainage plan, Mr. Padilla has expressed an interest in taking advantage of the "free discharge" provision of the plan as appears to be intended by the "recommendations" section of the plan. The "mark-up" plan as enclosed would accomplish this goal and would address all of your concerns as outlined in your letter.

Mr. Padilla is prepared to consider this remedy under the condition that the City verifies the improvements on an administrative level. The prospect of processing an updated drainage plan through the City DRC process would likely result in engineering costs in excess of construction costs, and in this case would be of no additional benefit to the City. In any event, Mr. Padilla will ultimately require a letter from the City that confirms that no run-off from his property is discharging to the residential property to the south, and that all run-off from his property is either retained on-site or discharges freely to Second Street as allowed by the existing approved drainage plan.

Thanks in advance for your help in resolving this matter, If you would like to discuss this situation further with me, I can be reached at (505) 235-2790 or a message can be left at (505) 881-5357. We await your recommendations on how best to proceed.

Sincerely,

Carlos G. Padilla, P.E.

Copy: Ray A. Padilla, Esq.



P.C. BOX 1293 ALBUQUERQUE, NEW MEXICO 87103

SURVEY SECTION 123 Central NW, Albuquerque, NM 67102 (505) 766-5048

October 26, 1984

Mr. Tom Martinez P.O. Box 556 Cedar Crest, NM 87008

RE: Drainage Plan for Warehouse Construction (H-14/C-39)

Received October 23, 1984

Dear Tom:

The above referenced plan, dated October 23, 1984 is approved.

Please attach a copy of this approved plan to the construction set prior to hydrology sign-off.

If I can be of further assistance, please contact me at 766-7644.

Sincerely,

Carlos A. Montoya

City/County Flood Plain Administrator

CAM/jr

cc: Pete Sisneros

MUNICIPAL DEVELOPMENT DEPARTMENT

C. Dwayne Sheppard, P.E., City Engineer

ENGINEERING DIVISION

Telephone (505) 768-7487

AN EQUAL OPPORTUNITY EMPLOYER

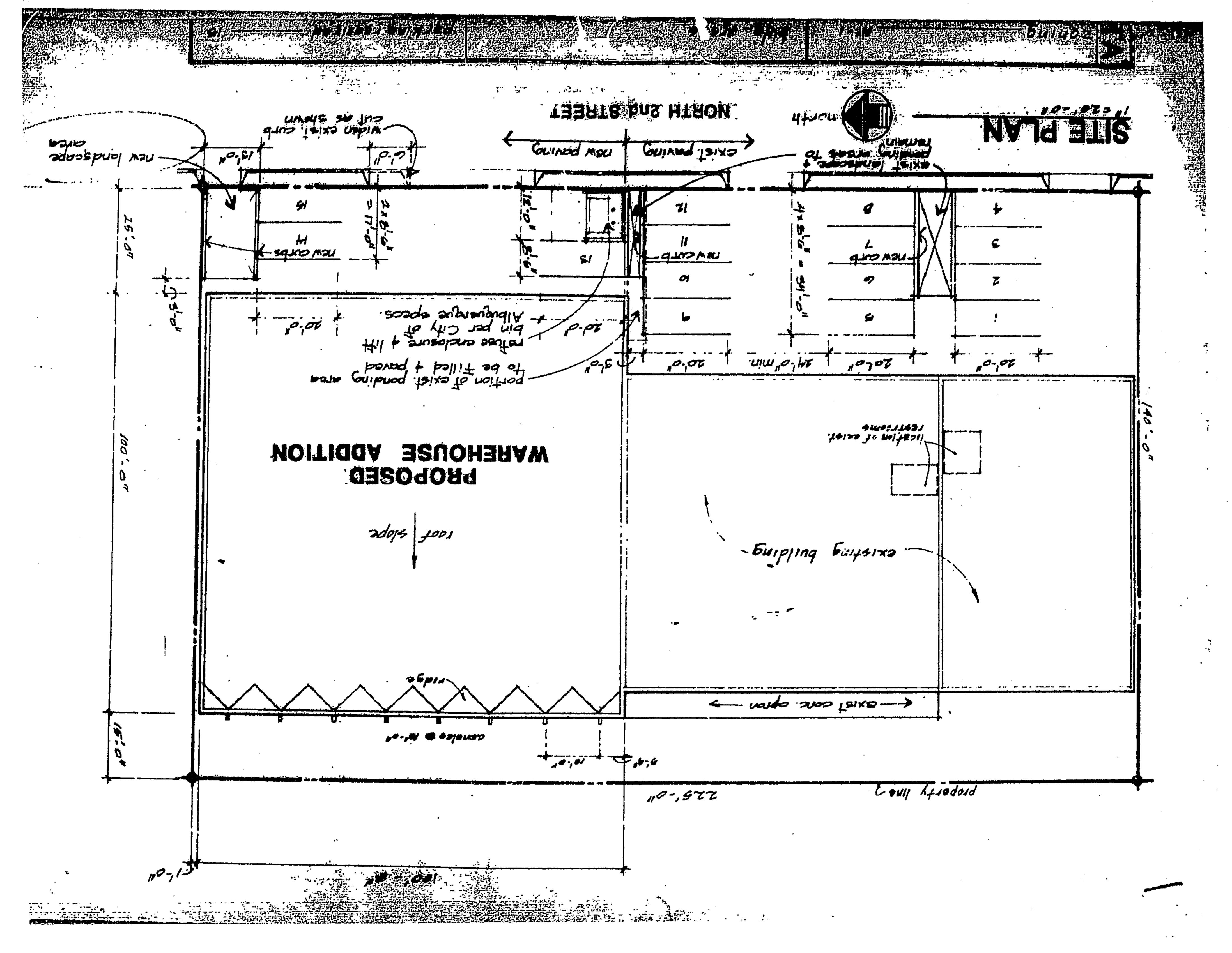
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RS Marney



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