

CITY OF ALBUQUERQUE

Planning Department
Alan Varela, Director



Mayor Timothy M. Keller

September 29, 2022

Albuquerque Housing Authority, Daniel Foster, dfoster@abqha.org , 505-764-3925

Sites: Broadway McKnight Apartments – 300 McKnight Ave. NE – H14E112 – NMR1003ZY

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

Inspection History – The first two inspections were emailed on 8/15/22 and 8/29/22 and included the following general categories of violations:

1. SWPPP - 8/15/22
2. BMPs – Silt fence 8/15/22, Trackout pad 8/29/22
3. Sediment – 8/15/22, 8/29/22

The following conditions were observed during a City follow-up inspection on 9/26/22 and 9/28/22.

1. The SWPPP wasn't available on site because the contractor's trailer was locked and there was no contact phone number posted. Corrective Action reports weren't available at the time of inspection.
2. BMPs - The trackout pad is full of sediment and still needs reset (see previous report 8/29/22).



Sep 26, 2022 at 2:26:30 PM
333 McKnight Ave NE
Albuquerque NM 87102
United States

3. There is excessive sediment in the adjacent street.



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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 requires the property owner to comply with the Construction General Permit (CGP) [2022 Construction General Permit \(CGP\) | US EPA](#).

Required Mitigation:

1. The SWPPP must be kept up-to-date per CGP 7.1 and available on-site per CGP 7.3. If an on-site location is unavailable to keep the SWPPP when no personnel are present, notice of the plan's location must be posted near the main entrance of your construction site CGP 7.3. Email copies of the Self Inspection and Corrective Action Reports during the last two months and make them available on site for all subsequent inspections.
2. Ensure that all stormwater controls (BMPs) are maintained and remain in effective operating condition during permit coverage per CGP 2.1.4. If at any time you find that a stormwater control needs routine Maintenance, you must immediately initiate the needed maintenance work, and complete such work by the close of the next business day. When the problem requires a new or replacement control or significant repair, install the new or modified control and make it operational, or complete the repair, by no later than seven (7) calendar days from the time of discovery per CGP 5.2.1. Implement additional track-out controls as necessary to ensure that sediment removal occurs prior to vehicle exit per CGP 2.2.4.c
3. Where sediment has been tracked-out from your site onto paved roads remove the deposited sediment by the end of the same business day per CGP 2.2.4.d,

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.

Sincerely,

James D. Hughes

James D. Hughes, P.E.
Principal Engineer, Hydrology/Stormwater Quality
Planning Dept.