



Alan Varela, Director

Mayor Timothy M. Keller

July 17, 2024

Colleen Ruiz, PE
Stantec
733 Marquette Ave, Suite 1000
Minneapolis MN 55402

**Re: Westpointe Data Center at 8401 Daytona Rd. NW
Erosion and Sediment Control Plan
Engineer's Stamp Date - missing (H09E001B)**

Ms. Ruiz,

Based on the information provided in your submittal, received on 7/10/24 and on 7/16/24, the above-referenced ESC Plan cannot be approved until the following comments have been addressed.

1. The owner information, "Oppidan Holdings, LLC." shown on the Information Sheet, and the Operator Name, "James Galliera," shown on NMR1006JH, and the Developer, CLOP Albuquerque NM LLC," shown on the IIA for the public improvements, all disagree with the available Bernalillo County records which show "98th & I-40 Land, LLC" owns the property. Property rights may have changed hands recently, if so, please provide documentation in the form of a recorded deed or lease. The accurate name and contact information for the entity controlling the property rights is required on the Information Sheet, the Notice of Intent (NOI) filed with the EPA, the SWPPP, and the ESC Plan per city ordinance § 14-5-2-11. Include this information with the resubmittal. If more than one entity is in control of the property and the Work Order, then you will need separate NOIs for each.
2. The person who signs the certification statement at the end of the NOI must be a "responsible corporate officer" as defined at CGP G.11.1. Provide the Operating Agreement (AKA Certificate of Formation or Certificate of Organization) for each LLC as proof the officer signing the NOI satisfies the CGP's requirements. The officer may delegate his signatory authority to another member of the corporation per CGP G.11.1.2 to sign the remaining documents in the SWPPP and the required reports.
3. Temporary sediment basins and sediment traps are required for this site since it exceeds 5 acres. The design volumes satisfy CGP 2.2.12, but dimensions (L, W, and D) and elevations are missing and must be specified for both ponds. Also, specify the overflow inverts, dimensions, and material. Include volume and hydraulic design calculations, construction specifications, maintenance schedules, and inspection criteria, per CGP 9.6.1(C)(i).
4. Wash water from concrete, paint, and stucco must be directed into a leak-proof container per CGP 2.3.4. Correct general erosion note #6 on sheet ESC-002 and Keyed note #5 on ESC-003 accordingly.
5. The Date is missing from the engineer's stamp. Provide the engineer's signature and date adjacent to the seal/stamp per N.M. Code R. § 16.39.3.12. Update the signature & date each time the plan changes.

If you have any questions, contact me at 924-3420 or jhughes@cabq.gov.

Sincerely,

James D. Hughes

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