

CITY OF ALBUQUERQUE



Planning Department
Alan Varela, Interim Director

Mayor Timothy M. Keller

December 29, 2021

SLG Holdings & TJT Group LTD. – Jeff Grady – jgrady@rayleehomes.com
Delegated Authority Raylee Homes Super – Sam Chavez -

Site: Raylee Homes at Juan Tabo Hills Estates – Popejoy St., Sunset St., Rodey Ave., SE - NMR1002FJ and NMR1002FM – M21E018_R

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

The Washout was first observed during a City compliance inspection on 4/19/2021 then again during an inspection on 11/19/2021. The first time you received an informal e-mail notification and the second time you received a formal Violation Notice #1. Washout was observed the third time during a City compliance inspection on 12/28/2021.

1. Washout on the ground on several lots. (2nd Violation Notice.)



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 provide an ESC Plan and the EPA's Notice of Intent (NOI) to the city for review and approval prior to issuing construction permits and prior to any land-disturbing activity. It also requires compliance with the Construction General Permit (CGP) <https://www.epa.gov/npdes/epas-2017-construction-general-permit-cgp-and-related-documents> .

Required Mitigation:

1. Direct wash water from concrete, paint, and stucco into a leak-proof container per CGP 2.3.4. Remove and dispose of hardened concrete with other waste in per CGP 2.2.3.

Per the previous Violation letter dated 11/23/2021, the City is assessing a fine of \$500. This fine is for one day, 12/29/2021. Additional days may be added if the violation is not mitigated within 7 days and the non-compliance will be reported to the EPA. Progressive enforcement escalation procedures will be used and strictly enforced for recalcitrant or repeat offenders.

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