

CITY OF ALBUQUERQUE

Planning Department
Alan Varela, Director



Mayor Timothy M. Keller

March 16, 2022

MDS Investments, LLC – Kyle Bodhaine – kyle@sc3intl.com 505-681-9932

RE: Violation of the Drainage Ordinance 14-5-2-12 (General Administration)
Tract 7 Bulk Land Plat of Mesa Del Sol – UPC 101304828849410101
Adjacent to 9601 Broadway Blvd. SE
Hydrology file: U13E001

Dear Mr. Bodhaine:

Based on a site visits by City personnel on 3/13/2022, the tract of land was graded without an approved Grading Plan for Grading Permit issued by the City of Albuquerque Planning Department Development & Review Services Division Hydrology Section for a Grading Permit. There is also a large pile of what appeared to be milling onsite.

PO Box 1293

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According to The City of Albuquerque Drainage Ordinance 14-5-2-12-B-4, Grading, cut, fill or importation of material in excess of 500 cubic yards or grading of any area of one acre or more shall conform to drainage control, flood control, stormwater control, and erosion control policies and to standards, criteria and procedures established by the City Engineer with respect to drainage, flood control, stormwater 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.

The current condition of the site threatens public safety. A grading plan must be approved by Hydrology within 30 days of this letter. On day 31, the property owner is subject to the City of Albuquerque Code of Ordinances 1-1-99 (General Penalty) which sets a fine not to exceed \$500 or imprisonment not exceed 90 days for each Violation, with each day that the violation persists constituting a separate violation.

If you have any questions, please contact me at 924-39896 or earmijo@cabq.gov.

Sincerely,

PO Box 1293

Albuquerque

Ernest Armijo, P.E.
Principal Engineer, Planning Dept.
Development Review Services

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