

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

January 4, 2017  
Notice Issue Date

Clayton County  
City/County

February 3, 2017  
Notice Close Date

BV-031-16-01  
Control Number

Access to Property for Telecommunications Tower Compound Construction/  
Retaining Wall Construction  
Moreland Site  
(REVISED TO REFLECT APPLICANT'S CORRECT ADDRESS)  
Activity

This notice is issued to inform the public of a receipt of an Application for a variance submitted pursuant to a state environmental Law. The public is invited to comment during the 30-day period on the proposed activity. Site Plans are immediately available for review and are located in the following EPD office: Watershed Protection Branch 200 Piedmont Avenue, S.W. Suite 418 West Atlanta, Georgia 30334. Please contact Ms. Jarell Singleton at (404) 463-2382 or e-mail [jarell.singleton@dnr.ga.gov](mailto:jarell.singleton@dnr.ga.gov) to schedule an appointment to review the plans. Since the EPD has no authority to zone property or determine land use, only those comments addressing environmental issues related to air, water, and land protection will be considered in the application review process. Written comments should be submitted to: Program Manager, NonPoint Source Program, Erosion and Sedimentation Control, 2 MLK Jr., Dr., SW Suite 1462 East, Atlanta, Georgia 30334

Type of Permit Application: Variance to encroach within the 25-foot State waters buffer.

Applicable Law: Georgia Erosion and Sedimentation Act O.C.G.A. 12-7-1 et seq.

Applicable Rules: Erosion and Sedimentation Control Chapter 391-3-7

Basis under which variance shall be considered {391-3-7.05 (2)(A-K)}: A & C

Description and Location of Proposed Activity:

Applicant proposes to impact a total of 98 linear feet (1,846 ft<sup>2</sup>) of stream buffer along Upton Creek to provide an 12-foot wide gravel access road for the construction of a 100'x100' telecommunications tower compound. The telecommunications compound itself will be located outside the stream buffer. There is no other means to access the public right of way without encroachment into the buffer. A 59-foot long 4-foot high retaining wall will be constructed next to the access road for stabilization due to the close proximity of the road to Upton Creek. The project site is approximately 10.2 mi. from the intersection of Moreland Rd. and Ga-42.

Name and Address of Permit Applicant:

Ms. Doris K. Stephens and Ms. Judy Sims  
2110 Smyrna Rd.  
Conyers, Georgia 30094

Summary of Rules Requirements for Variance Application:

The application for a variance must include an Erosion and Sediment Control Plan with control measures based on sound conservation and engineering practices which meet or exceed the standards in the "Manual for Erosion and Sediment Control in Georgia" and which will minimize erosion and deposition of sediments on adjacent lands or into State waters.

For Additional Information Contact:

Peggy Chambers, Environmental Specialist  
EPD, Watershed Protection Branch  
NonPoint Source Program  
2 MLK Jr., Dr., SW  
Suite 1462 East  
Atlanta, Georgia 30334  
Telephone: 404/651-8549    FAX: 404/651-8455