

ENVIRONMENTAL PROTECTION DIVISION
PUBLIC NOTICE
WATERSHED PROTECTION BRANCH

July 22, 2016
Notice Issue Date

Gainesville/ Hall
City / County

August 22, 2016
Notice Close Date

BV-069-16-02
Control Number

Flat Creek Aquatic Ecosystem Restoration
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, and receipt of a request for certification pursuant to Section 401 of the Clean Water Act. 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 SE, Suite 418 West, Atlanta, GA 30334. Please contact Ms. Thais Edwards at (404) 463-2387 or email thais.edwards@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 pertaining to State waters buffer variance should be submitted to: Program Manager, NonPoint Source Program, Erosion and Sedimentation Control, 2 Martin Luther King Jr. Drive SE, Suite 1462 East, Atlanta, GA 30334. Written comments pertaining to Section 401 Water Quality Certification should be submitted to: Manager, Wetlands Unit, 7 Martin Luther King Jr. Drive SE, Suite 450, Atlanta, GA 30334.

Type of Permit Application: Variance to encroach within the 25-foot State waters buffer, and 401 Water Quality Certification

Applicable Law: Georgia Erosion and Sedimentation Act O.C.G.A. 12-7-1 et seq., and Federal Clean Water Act of 1987

Applicable Rules: Erosion and Sedimentation Control Chapter 391-3-7, and Section 401, Clean Water Act

Basis under which state waters buffer variance shall be considered: Rule 391-3-7-.11 (2)(a-k): (b)

Basis under which water quality certification shall be considered: compliance with Sections 301, 302, 303, 306 and 307 of the Clean Water Act

Description and Location of Proposed Activity:

The proposed project involves streambank stabilization and stream restoration using natural channel design methods. Activities will include reshaping streambanks, creating in-stream grade control structures and buffer enhancement. Buffers will be replanted with native hardwoods shrubs and grasses. The project's upstream segment is located between Dorsey Street and Atlanta Highway and the downstream segment is between Highland Terrace Road and Hilton Drive within the City of Gainesville, Hall County. The restoration activities will result in 1,762 linear feet of temporary buffer disturbance along Flat Creek within the Upper Chattahoochee River Watershed.

Name and Address of Permit Applicant:

Mr. Curtis Flakes
U.S. Army Corps of Engineers
P.O. Box 2288
Mobile, Alabama 36628

Summary of Rule Requirements for Buffer Variance Application:

The application for a variance must include an approved 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 Buffer Variance Information Contact: Michael Berry, Program Manager
EPD Watershed Protection Branch
NonPoint Source Program
2 Martin Luther King Jr. Drive SW, Suite 1462 East
Atlanta, GA 30334
Telephone: (404) 651-8554

For Additional 401 Certification Information Contact: Stephen Wiedl, Manager
EPD Watershed Protection Branch
Wetlands Unit
7 Martin Luther King Jr. Drive SE, Suite 450
Atlanta, GA 30334
Telephone: (404) 452-5060