

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC ADVISORY  
WATERSHED PROTECTION BRANCH

March 3, 2016  
Advisory Issue Date

Gilmer County  
City / County

April 4, 2016  
Advisory Close Date

TSV-061-15-03  
Control Number

Residential Pond Maintenance  
(94 Cantrell Road, Ellijay, GA 30536)

Activity

This advisory 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. 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 Martin Luther King Jr. Drive SW, Suite 1462, Atlanta, Georgia 30334.

Type of Permit Application: Variance to encroach within the 50-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)

Description and Location of Proposed Activity:

The proposed project involves the maintenance of an *existing* residential pond along Cantrell Road in Gilmer County. This project will consist of re-grading and stabilizing the *earthen* dam and replacing the existing spillway pipe with a new 36" Ø CMP spillway pipe. The buffer vegetation will be restored to current existing conditions (i.e., fescue sod). Activities will result in temporary buffer impacts to 214 linear feet (4,950 square feet) along an unnamed pond on an unnamed tributary to the Cartecay River in the *Coosawattee Watershed*.

Name and Address of Permit Applicant:

Mr. Roger Andrews  
94 Cantrell Road  
Ellijay, GA 30536

Summary of Rules Requirements for 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 Information Contact:

Frank M. Carubba, Environmental Engineer  
EPD Watershed Protection Branch  
NonPoint Source Program  
2 Martin Luther King Jr. Drive SW, Suite 1462  
Atlanta, GA 30334  
Telephone: (404) 651-8550