



Jeffrey W. Cown, Director

Watershed Protection Branch

2 Martin Luther King, Jr. Drive
Suite 1456, East Tower
Atlanta, Georgia 30334
404-463-1511

Nov 06, 2023

Mr. Dwayne Fowler
Cherokee Water and Sewer Authority
140 West Main Street
Canton, GA 30114

Re: Buffer Variance (BV-028-18-06)—TIME EXTENSION
Riverchase Sanitary Sewer Replacement Phase II
Cherokee County

Dear Mr. Fowler:

The Georgia Environmental Protection Division (EPD) has received your letter dated October 25, 2023 requesting a buffer variance time extension for the above referenced project. The authorization of BV-028-18-06 is set to expire on April 2, 2024. As per DNR Rule 391-3-7-.05(8), a buffer variance time extension may be granted for a period of up to five years.

This extension to a previously approved buffer variance will not affect the project's original concept, does not change the amount of buffer encroachments and is only an extension of the proposed expiration date. ***Buffer impacts authorized by the original variance must be completed within five years of the date of this letter. A buffer variance time extension may be issued only once.*** Conditions 1-6 specified in the attached April 2, 2019, approval remain in effect.

You remain obligated and responsible for complying with the provisions of any other law or regulations of any federal, local or additional State authority; however, the aforementioned are not obligated to permit this project if they do not concur with its concept of development/control.

If you have any questions concerning this letter, please contact Madison McCrary, Environmental Compliance Specialist, Erosion and Sedimentation Control Unit, Nonpoint Source Program, at (470) 524-0622.

Sincerely,

Jeffrey W. Cown
Director

JWC:mm

Dwayne Fowler
Cherokee Water and Sewage Authority
Page 2

File: BV-028-18-06
Attachment

cc: William Livingston, Atkins Realis
Bob Kendall, Kendall & Associates, Inc.
Harry Johnston, Chairman, Cherokee County
Ben Morgan, County Engineer
Jim Hakala, Wildlife Resources Division, Region 1 Fisheries Management
Robert Amos, Georgia Soil and Water Conservation Commission, Region I
Brian Boutelle, EPD Mountain District Office, Cartersville