

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

March 19, 2021  
Notice Issue Date

Brookhaven / DeKalb County  
City / County

April 19, 2021  
Notice Close Date

BV-044-20-14  
Control Number

City of Brookhaven – Parks and Recreation Department  
Brookhaven Park Improvements  
Osborne Road NE / Peachtree Road NE, Brookhaven, GA 30319  
(GPS Coordinates: 33.864034, -84.340689)

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 available for review and are located in the following EPD office: Watershed Protection Branch, 200 Piedmont Avenue SW, Suite 418 West, Atlanta, GA 30334. Please contact Ms. Arnettia Murphy at (404) 656-4147 or email [arnettia.murphy@dnr.ga.gov](mailto:arnettia.murphy@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 Martin Luther King Jr. Drive SW, Suite 1462 East, Atlanta, GA 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)}: (h)

Description and Location of Proposed Activity:

The proposed project will consist of removing the existing buildings and playground area, regrading the site and constructing a new parking area with access walkways, pavilions and restroom facilities, a playground area and trails in Brookhaven Park in Brookhaven. Stormwater runoff has caused severe streambank erosion and loss of property along an unnamed perennial stream located in Brookhaven Park – creating a safety hazard. Therefore, this project will consist of realigning and regrading the existing stormwater drainage system (i.e., extending the existing 48" Ø RCP culvert and replacing the existing outlet structure and riprap channel protection – approximately 82 linear feet total). In addition, this project will include a new on-site stormwater management system (including a stormwater pond, bioslopes and a BaySaver Technologies® Barracuda® hydrodynamic stormwater separator). Land-disturbing activities will result in permanent buffer impacts (82 linear feet total, 4,137 square feet total) along an unnamed perennial stream, a tributary to Nancy Creek in the Upper Chattahoochee Watershed.

Name and Address of Permit Applicant: Brian Borden, Parks and Recreation Director  
City of Brookhaven – Parks and Recreation Department  
4632 Peachtree Road NE  
Brookhaven, GA 30319

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 East  
Atlanta, GA 30334  
Telephone: (404) 651-8550