

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

August 21, 2020  
Notice Issue Date

Dunwoody / DeKalb County  
City / County

September 21, 2020  
Notice Close Date

BV-044-20-17  
Control Number

City of Dunwoody Department of Public Works  
Peeler Road Sidewalk Project  
Equestrian Way – Cherring Lane, Dunwoody, GA 30338  
(GPS Coordinates: 33.934717, -84.306676 / 33.935824, -84.295378)

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)}: (k)(2)

Description and Location of Proposed Activity:

This project will consist of constructing a new sidewalk on the south side of Peeler Road between Equestrian Way and Cherring Lane in Dunwoody. The proposed project will include stormwater drainage improvements and bicycle lanes on both sides of Peeler Road. Mitigation for the buffer impacts will consist of the purchase of 287 stream mitigation credits from a United States Army Corps of Engineers approved stream mitigation bank located within the Primary Service Area (PSA) serving the 8-digit HUC (HUC 03130001 – Upper Chattahoochee Watershed). This project will result in approximately 192 linear feet total (2,310 square feet total) of buffer disturbances along an unnamed perennial stream, a tributary to Nancy Creek, in the Upper Chattahoochee Watershed.

Name and Address of Permit Applicant: Ishri Shankar, Capital Projects Manager  
City of Dunwoody Department of Public Works  
4800 Ashford Dunwoody Road  
Dunwoody, GA 30338

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