

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

October 9, 2020  
Notice Issue Date

DeKalb County  
City / County

November 9, 2020  
Notice Close Date

BV-044-20-20  
Control Number

DeKalb County Department of Watershed Management  
Consent Decree – Sanitary Sewer System Improvements – PASARP 5 – Project 2

Line 1 – Berkeley Road, Avondale Estates, GA 30002  
Buffer Impacts – 0 linear feet total, 0 square feet total  
(GPS Coordinates: 33.771589, -84.266094 / 33.775442, -84.266078)

Line 2 – Santa Cruz Drive / Shoal Creek Boulevard, Decatur, GA 30032  
Buffer Impacts (unnamed tributary to Shoal Creek) – 355 linear feet total, 9,629 square feet total  
(GPS Coordinates: 33.738944, -84.266764 / 33.739811, -84.263603)

Line 3 – Glenwood Downs Drive, Decatur, GA 30035  
Buffer Impacts (unnamed tributary to Fowlers Branch) – 767 linear feet total, 18,487 square feet total  
(GPS Coordinates: 33.732394, -84.226736 / 33.732186, -84.224192)

Line 4 – Katherine Valley Road, GA 30032  
Buffer Impacts (unnamed tributary to Shoal Creek) – 145 linear feet total, 2,224 square feet total  
(GPS Coordinates: 33.726967, -84.265975 / 33.727675, -84.268039)

Line 5 – Miriam Lane / Edna Lane, Decatur, GA 30032  
Buffer Impacts (unnamed tributary to Shoal Creek) – 362 linear feet total, 11,941 square feet total  
(GPS Coordinates: 33.724972, -84.266072 / 33.725172, -84.267906)

Line 6 – Exchange Park / Shoal Creek Road, Decatur, GA 30034  
Buffer Impacts (tributary to Shoal Creek and Shoal Creek) – 452 linear feet total, 7,327 square feet total  
(GPS Coordinates: 33.702950, -84.258936 / 33.704681, -84.258608)

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)}: (d)

Description and Location of Proposed Activity:

The proposed sanitary sewer system improvement project will consist of abandoning-in-place and/or removing existing sanitary sewer lines and installing approximately 5,040 linear feet of 12" Ø DIP, 538 linear feet of polyethylene encasement and 105 linear feet of concrete encasement sanitary sewer lines and associated manholes in Avondale Estates and DeKalb County. All disturbed areas will be returned to original grade and stabilized with mulching and permanent vegetation and all open-cut trenches will be backfilled and restored to current conditions to the extent practicable. Construction activities will result in approximately 2,081 linear feet total (49,608 square feet total) of buffer disturbances along five unnamed perennial streams, tributaries to Shoal Creek and Fowlers Branch, and along Shoal Creek in DeKalb County in the *Upper Ocmulgee Watershed*.

Name and Address of Permit Applicant: Kian Baniassad  
DeKalb County Department of Watershed Management  
4572 Memorial Drive  
Decatur, GA 30032

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