

ENVIRONMENTAL PROTECTION DIVISION
PUBLIC NOTICE
WATERSHED PROTECTION BRANCH

February 22, 2022
Advisory Issue Date

Forsyth County
City/County

March 23, 2022
Advisory Close Date

BV-058-22-01
Control Number

State Route (SR) 9 from Post Road to SR 141
(GPS Coordinates: 34.154497, -84.206378)

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, S.W. Suite 418 West Atlanta, Georgia 30334. Please contact Ms. Arnettia Murphy at (470) 607-2940 or e-mail 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 MLK Jr., Dr., SW Suite 1462 East, Atlanta, Georgia 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)}: (a), (h) & (k)(1)

Description and Location of Proposed Activity:

The proposed project will impact the buffer of Perennial Stream (PS) 10 (tributary to Big Creek), Intermittent Stream (IS) 13b, IS 14, Buffered State Water (BSW) J3a, BSW K4, and BSW K5. The project will widen 3.56 miles of State Route (SR) 9/Atlanta Highway from east of Post Road/Mullinax Road to south of SR 141/Bethelview Road in Forsyth County. The project will impact the state mandated 25-ft buffer within the Upper Chattahoochee watershed (HUC 03130001). The disturbance will cover 3,424 square feet and include clearing for construction access, construction of slopes, roadway widening, placement of riprap, and the installation of Best Management Practices (BMPs).

Name and Address of Permit Applicant: Mr. Eric Duff
Georgia Department of Transportation
Office of Environmental Services
600 W. Peachtree Street, NW, 16th Floor
Atlanta, Georgia 30308

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:

Josh Hanselman, Environmental Compliance Specialist
EPD, Watershed Protection Branch
Non-Point Source Program
2 MLK Jr. Dr. SW, Suite 1462 East
Atlanta, Georgia 30334
Telephone: (470) 524-0599