

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

June 10, 2022  
Notice Issue Date

Norcross/Gwinnett County  
City / County

July 11, 2022  
Notice Close Date

BV-067-22-09  
Control Number

5420 Buford Highway Multi-Family  
(GPS Coordinates: 33.945745, -84.200844)

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-.11 (2)(a-k)}: (h)

Description and Location of Proposed Activity:

This project will result in the construction of multi-family housing units with parking and infrastructure. During construction, permanent buffer impacts include a portion of the creek will be piped and covered with fill to support the proposed building structure. USACE Nationwide permit 29 and compensatory mitigation will be required. After construction, drainage basins, sewer systems, and a stormwater detention pond will protect downstream water quality and manage stormwater flows. The proposed project will result in 207 total linear (10,200 total square feet) of buffer disturbance lasting approximately 24 months located at an unnamed tributary 2.5 linear miles upstream of Bromolow Creek in the Upper Ocmulgee Watershed (03070103).

Name and Address of Permit Applicant: Mr. Carter Brehem  
Alliance Residential Company  
1720 Peachtree Street NW  
Atlanta, GA 30309

### 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:

Brian Kent, Environmental Engineer  
EPD Watershed Protection Branch  
Nonpoint Source Program  
2 Martin Luther King Jr. Drive SW, Suite 1462 East  
Atlanta, GA 30334  
Telephone: (470) 604-9419