

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

December 8, 2021  
Advisory Issue Date

Paulding/Cobb  
County

January 7, 2022  
Advisory Close Date

BV-110-21-02  
Control Number

SR 92 from Old Burnt Hickory Road to SR 3/US 41  
Paulding & Cobb County (PI # 0006866 & 0006857)  
(GPS Coordinates: 34.034643,-84.738831)

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. Arnetia Murphy at (404) 656-4157 or e-mail [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 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

Description and Location of Proposed Activity: Georgia Department of Transportation Project (GDOT) PI No. 0006866 & 0006857 is a road widening project which would widen SR 92 from Old Burnt Hickory Road to US 41. The project would impact Intermittent Stream (IS) 2, IS 7, IS 14, IS 22, IS 29, and Open Water (OW) 32 under criteria a and h. Impacts include clearing, pavement construction, grading of slopes, cut and fill, and the placement of best management practices (BMPs). The project is located in the Etowah River watershed and would result in 387 linear feet/11,193 square feet of non-exempt buffer impacts. The project requires the purchase of 179 stream credits from a USACE approved mitigation bank. All disturbed land will be revegetated with a native riparian grass seed mixture per GDOT's Standard Specification 700.

Name and Address of Permit Applicant:

Mr. Eric Duff  
Georgia Department of Transportation  
Office of Environmental Services  
600 W. Peachtree Street, NW, 16<sup>th</sup> 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:

Andres H. Santana, Environmental Specialist  
EPD, Watershed Protection Branch  
NonPoint Source Program  
2 MLK, Jr. Dr. S.W., Suite 1462 East  
Atlanta, Georgia 30334  
Telephone: 404.463.3142    FAX: 404.651.8556