

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

June 22, 2020  
Notice Issue Date

Tallulah Falls / Rabun County  
City / County

July 22, 2020  
Notice Close Date

BV-119-20-01  
Control Number

J & D Irvin Holdings, LLC  
Residential Multi-Level Deck with Access Stairs – Tallulah Falls Lake  
Main Street / Hickory Nut Road, Tallulah Falls, GA 30573  
(GPS Coordinates: 34.740615, -83.402559)

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)}: (a), (f)

Description and Location of Proposed Activity:

The proposed project will consist of constructing a multi-level covered deck (12 ft X 16 ft) and access stairs to Tallulah Falls Lake (12 ft X 12 ft) with a concrete pad along the rock ledge at a residential property on Main Street near Hickory Nut Road in Tallulah Falls. Mitigation for the permanent buffer impacts will consist of planting native riparian trees and shrubs within the disturbed areas along Tallulah Falls Lake adjacent to the proposed concrete pad. The proposed project will result in buffer impacts to approximately 40 linear feet total (625 square feet total) along Tallulah Falls Lake in the Tugaloo Watershed.

Name and Address of Permit Applicant: Mr. David Irvin  
J & D Irvin Holdings, LLC  
P.O. Box 219  
Tallulah Falls, GA 30573

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