



Jeffrey W. Cown, Director

EPD Director's Office

2 Martin Luther King, Jr. Drive
Suite 1456, East Tower
Atlanta, Georgia 30334
404-656-4713

Jun 03, 2024

Victor Maxey
121 Hawkins Island Circle
Saint Simons Island, GA 31522

RE: Request for Variance under the Provisions of O.C.G.A. § 12-7-6(b)(17)
Hawkins Island Retaining Wall
Glynn County
File: CMV-063-24-01

Dear Victor Maxey:

The Georgia Environmental Protection Division (EPD) has reviewed your buffer variance application for the above-referenced project. The review was conducted to consider the potential impacts of the proposed project's encroachment on buffers to State waters within the context of the Georgia Erosion and Sedimentation Act. This review, and the variance granted herein, is limited to only the request(s) in the buffer variance application for permission to conduct land-disturbing activities within the 25-foot buffer along coastal marshlands as measured horizontally from the coastal marshland-upland interface in accordance with the Coastal Marshlands Protection Act.

Pursuant to Ga. Comp. R. and Regs. 391-3-7-.11(2)(a) and subject to the conditions and contingencies described further below, authorization is hereby granted to encroach within the 25-foot buffer adjacent to State waters as delineated in your application dated March 19, 2024. Buffer impacts authorized by this variance must be completed within five years of the date of this approval letter. If the approved buffer impacts cannot be completed prior to the expiration date, a time extension must be requested in writing at least 90 calendar days prior to the expiration date with justifiable cause demonstrated.


Authorization for the above referenced project is subject to the following conditions and contingencies:

- 1) All graded slopes 3:1 or greater must be hydroseeded and covered with Georgia DOT approved wood fiber matting or coconut fiber matting. If not hydroseeded, Georgia DOT approved matting that has been incorporated with seed and fertilizer must be used. All slopes must be properly protected until a permanent vegetative stand is established;
- 2) The amount of land cleared during construction must be kept to a minimum;

- 3) All disturbed areas must be seeded, fertilized, and mulched as soon as the final grade is achieved. Also, these disturbed areas must be protected until permanent vegetation is established;
- 4) A double row of Georgia DOT type "C" silt fence or an approved high performance silt fence must be installed between the land disturbing activities and State waters where appropriate;
- 5) Buffer variance conditions must be incorporated into any Land Disturbing Activity Permit issued by Glynn County for this project; and
- 6) This project must be conducted in strict adherence to the approved erosion and sedimentation control plan and any Land Disturbing Activity Permit issued by Glynn County.

The granting of this approval does not relieve you of any obligation or responsibility for complying with the provisions of any other law or regulations of any federal, local or additional State authority, nor does it obligate any of the aforementioned to permit this project if they do not concur with its concept of development/control. As a delegated "Issuing Authority," Glynn County is expected to ensure that the stream buffer variance requirements are met for this project and is empowered to be more restrictive in this regard.

If you have questions concerning this letter, please contact Madison McCrary, Erosion and Sedimentation Control Unit, Nonpoint Source Program, at (470) 524-0622.

Sincerely,


Jeffrey W. Cown
Director

JWC:mm

cc: Drew Miller, Roberts Civil Engineering
Beth Willis-Stevenson, EPD Coastal District
Robert Amos, Georgia Soil and Water Conservation Commission
Tim Barrett, Wildlife Resources Division, Region 6 Fisheries Management
Wayne Neal, Chairman and District 3 Commissioner, Glynn County
Stacy Culbreath, Planning and Development Glynn County
Beth Byrnes, Coastal Permit Coordinator

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