

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

January 15, 2021  
Notice Issue Date

Henry County  
City/County

February 15, 2021  
Notice Close Date

BV-075-19-02  
Control Number

Kellytown Sewer Extension  
GPS Coordinates: 33.34 N, -84.13 W  
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 (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)}:   D  

Description and Location of Proposed Activity:

The applicant proposes to impact 1,492 linear feet (10,020 ft<sup>2</sup>) of stream buffer in 13 separate areas along an unnamed tributary to Big Cotton Indian Creek. The purpose of the impacts is to provide a sewer extension to existing and future residential and commercial developments in the Kellytown Rd./Ga. Hwy. 155 area. Impacts are for sewer line installation and best-management practices. Upon completion of land disturbance, the stream buffer will be re-vegetated to pre-existing conditions to the extent practicable.

Name and Address of Permit Applicant: Mr. Kibbee Elliott  
Elliott Construction Company  
2865 Camp Branch Rd.  
Buford, Georgia 30519

Summary of Rules Requirements for Variance Application:

The application for a variance must include an 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:

Peggy Chambers, Environmental Specialist  
EPD, Watershed Protection Branch  
NonPoint Source Program  
2 MLK Jr., Dr., SW  
Suite 1462 East  
Atlanta, Georgia 30334  
Telephone: 404/651-8549    FAX: 404/651-8455