

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

April 24, 2020  
Notice Issue Date

City of Brookhaven  
City / County

May 26, 2020  
Notice Close Date

BV-044-20-03  
Control Number

Rosenkoetter Residence Development – Phase II Brookhaven, GA  
(GPS Coordinates: 33.887236, -84.331614)

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)

Description and Location of Proposed Activity:

This project will consist of preventing further erosion by constructing a seawall and planting native vegetation along lakeside property. The level of erosion has been proven to be severe enough to warrant such measures, and mitigation through a specific planting plan (85-foot seawall x 75% = 64 feet of vegetation) will account for the permanent disturbance. Best management practices such as double rowed silt fencing, temporary and permanent stabilization, and protective fencing around trees will help to prevent erosion and sedimentation during and after the project. Additionally, a stormwater management system will be installed on site to treat the first 1.2” of rain runoff from impervious surfaces. The proposed project will result in approximately 85 linear feet (286 square feet) of buffer disturbance lasting approximately 8 weeks located at Silver Lake, off of Ragley Hall Road in the City of Brookhaven, in the Upper Chattahoochee Watershed.

Name and Address of Permit Applicant: Mr. and Mrs. Glenn and Janet Rosenkoetter  
420 Thornwyck Trail  
Roswell, GA 30076

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: Victoria A. Adams, Environmental Specialist  
EPD Watershed Protection Branch  
NonPoint Source Program  
2 Martin Luther King Jr. Drive SW, Suite 1462 East  
Atlanta, GA 30334  
Telephone: (404) 463-0003