

ENVIRONMENTAL PROTECTION DIVISION
PUBLIC NOTICE
WATERSHED PROTECTION BRANCH

October 17, 2017
Notice Issue Date

Cherokee County
City / County

November 16, 2017
Notice Close Date

BV-028-17-03
Control Number

The Orchards of Cherokee Station – Stream Restoration
(4647 Hickory Road, Canton, GA 30115)
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. Jarell Singleton at (404) 463-2382 or email jarell.singleton@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-.11 (2)(a-k)}: (b)

Description and Location of Proposed Activity:

The proposed stream restoration project will consist of breaching the dam of *existing* unnamed pond located along Hickory Road in Cherokee County. Construction activities will include draining the existing pond and restoring the stream channel, grading the streambanks to a more stable slope (4H:1V) and planting a 75-foot buffer along the restored stream channel with native riparian vegetation (including River Birch, Tulip Poplar, Sycamore, Swamp White Oak and Bald Cypress trees). The proposed stream restoration project (including construction access) will result in 119 linear feet (3,507 square feet) of buffer disturbances along the existing pond discharging to an unnamed perennial stream (tributary to Mill Creek) in the *Etowah Watershed*.

Name and Address of Permit Applicant: Stephen Winch, General Manager
The Orchards Group, LLC
11660 Alpharetta Highway, Suite 515
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:

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