

ENVIRONMENTAL PROTECTION DIVISION
PUBLIC NOTICE
WATERSHED PROTECTION BRANCH

September 16, 2019
Notice Issue Date

Cherokee County
City/County

October 16, 2019
Notice Close Date

BV-028-19-04
Control Number

Buice Lake-Proposed Mixed Use Development
Dam Rehabilitation & Access to western portion of property
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. Clara Davis at (404) 463-2382 or e-mail clara.davis@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)}: A & C

Description and Location of Proposed Activity:

The applicant proposes to impact 400 linear feet (9,030 ft²) of stream buffer along an impoundment (Buice Lake) that feeds to Owl Creek to widen an existing road over the impoundment for access to the western side of the property to provide connectivity within the development. The road will be widened from 14-feet to 24-feet and the surface will be upgraded from existing gravel to asphalt. The dam will be widened on the face side to allow more freeboard per Cherokee County Requirements. The project is located at the intersection of Old Bascomb Ct. and Bells Ferry Rd.

Name and Address of Permit Applicant: Mr. Scott Mueller
D.R. Horton
8800 Roswell Rd.
Building B, Suite 100
Sandy Springs, Georgia 30350

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