

ENVIRONMENTAL PROTECTION DIVISION
PUBLIC NOTICE
WATERSHED PROTECTION BRANCH

June 13, 2019
Notice Issue Date

Athens-Clarke County
City / County

July 15, 2019
Notice Close Date

BV-029-19-01
Control Number

Athens Waterworks Reservoir – Category I Dam – V-Notch Dam Breach
(1180 Commerce Road, Athens, GA 30607)
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. Clara Davis at (404) 463-2382 or email 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 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:

The Athens Waterworks Reservoir is located along Commerce Road and State Route 10 Loop in Athens-Clarke County. The existing Category I Dam is not in compliance with the *Georgia Safe Dams Act*. Therefore, this project will consist of removing the existing principal spillway and all drainage structures and breaching the earthen dam (i.e., v-notch with a riprap lined channel with 3H:1V slope to the stream gradient). Mitigation will consist of planting native riparian vegetation along the v-notch channel (including Arrowwood, Buttonbush and Mapleleaf Viburnum and River Birch and Sugar Maple trees). The proposed project will result in approximately 98 linear feet total (4,971 square feet total) of buffer disturbances along an unnamed stream, a tributary to Sandy Creek in the *Upper Oconee Watershed*.

Name and Address of Permit Applicant: Brian Gianone
High Point Investors, LLC
1928 N Fremont Street
Chicago, IL 60614

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