

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

April 2, 2019  
Notice Issue Date

City of Kennesaw  
City/County

May 2, 2019  
Notice Close Date

BV-033-18-10  
Control Number

Proposed Pine Mountain Park/Single-Family Residential Subdivision  
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](mailto: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)}: H

Description and Location of Proposed Activity:

The applicant proposes to permanently impact 285 linear feet (16,775 ft<sup>2</sup>) along an unnamed tributary to Butler Creek with pipe and fill. The purpose of the project is to construct several additional lots for a proposed single-family residential development on a 44.3-acre site. The project is located off Pine Mtn. Rd. south of Cobb Parkway address is 4005 Pine Mtn. Rd.

Name and Address of Permit Applicant: Mr. Talmon Harber  
Beazer Homes, LLC  
6455 Shiloh Rd.  
Suites A & B  
Alpharetta, Georgia 30005

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