

ENVIRONMENTAL PROTECTION DIVISION
PUBLIC NOTICE
WATERSHED PROTECTION BRANCH

December 28, 2016
Notice Issue Date

Doraville, DeKalb County
City / County

January 30, 2017
Notice Close Date

BV-044-16-10
Control Number

Nexus – Mixed-Use Residential and Commercial Development
(5597 Buford Highway NE, Doraville, GA 30340)
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 immediately 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) and (h)

Description and Location of Proposed Activity:

The proposed project will consist of constructing a new mixed-use residential and commercial development and associated infrastructure at an abandoned Kmart shopping center on approximately 13 acres along Buford Highway near North DeKalb Drive in Doraville. This project will include an on-site stormwater management system (i.e., infiltration trench, stormwater wet pond and an oil-grit separator). Construction activities (including filling 284 linear feet of an unnamed perennial stream and streambank stabilization and restoration along 243 linear feet of an unnamed perennial stream) will result in buffer impacts to 527 linear feet total (20,261 square feet total) to two unnamed perennial streams, tributaries to North Fork Peachtree Creek in the Upper Chattahoochee Watershed.

Name and Address of Permit Applicant: Stephen Macauley, Principal
Macauley Investments
2970 Peachtree Road NW, Suite 150
Atlanta, GA 30305

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