

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

April 28, 2017  
Notice Issue Date

Fulton County  
City / County

May 30, 2017  
Notice Close Date

BV-060-17-02  
Control Number

Streambank Stabilization – Unnamed Tributary to Deep Creek  
(5070 Derrick Road, Atlanta, GA 30349)

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](mailto: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)}: (a)

Description and Location of Proposed Activity:

The proposed streambank stabilization project will consist of grading an eroding streambank to a more stable slope (4H:1V) and integrated bio-engineering practices (including a toe wood structure and soil encapsulated lifts with *Black Willow* live stake cuttings) along an unnamed perennial stream at a residential property on Derrick Road in Fulton County. This project will result in 98 linear feet (2,932 square feet) of buffer disturbances along an unnamed perennial stream, tributary to Deep Creek, in the *Middle Chattahoochee – Lake Harding Watershed.*

Name and Address of Permit Applicant:

Gayle T. Lesser  
5070 Derrick Road  
Atlanta, GA 30349

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