This advisory 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. 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, 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) and (k)(1)

Description and Location of Proposed Activity:

The proposed project will consist of constructing a new parking lot adjacent to Akins Ford, an existing car dealership, on approximately 2.39 acres along W. May Street in Winder. This project will include an integrated stormwater management system (i.e., underground stormwater detention and StormFilter stormwater treatment system). Construction activities will result in permanent impacts (413 linear feet, 20,650 square feet) to an unnamed intermittent tributary to Marbury Creek in the Upper Oconee Watershed.

Name and Address of Permit Applicant:

Mr. Brad Akins
BSA Dealership, LLC
P.O. Box 280
234 W. May Street
Winder, GA 30680

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
Atlanta, GA 30334
Telephone: (404) 651-8550