

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

January 28, 2019  
Notice Issue Date

Clayton County  
City/County

February 27, 2019  
Notice Close Date

BV-031-19-01  
Control Number

GDOT Project SAS-2018-00522  
PI #751770, #751775

Battle Creek Road from Valley Hill Road to South Lake Parkway and Battle Creek Road/ Mt. Zion Boulevard  
from Southlake Parkway to Somerton Drive  
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, 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 proposed project would impact buffers to one Intermittent Stream (IS), and two Perennial Streams (PS) for the widening and reconstruction of Battle Creek Road. The project would impact the 25-foot state mandated buffer of unnamed tributaries to Jester and Panther Creeks within the Upper Flint and Upper Ocmulgee watersheds. Disturbance activities would consist of drainage structure extension, acquisition of Right of Way, and reconstruction of streams. The proposed project runs from the intersection of Valley Hill Road and Upper Riverdale Road to the intersection of Mt. Zion Boulevard and Rex Road.**

Name and Address of Permit Applicant:

Mr. Eric Duff  
Georgia Department of Transportation  
Office of Environmental Services  
600 W. Peachtree Street, NW, 16<sup>th</sup> Floor  
Atlanta, Georgia 30308

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:

Andrea Wahl, Environmental Specialist  
EPD, Watershed Protection Branch  
NonPoint Source Program  
2 MLK, Jr. Dr. S.W., Suite 1462 East  
Atlanta, Georgia 30334  
Telephone: 404-463-0003