

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

December 3, 2018  
Notice Issue Date

City of Dunwoody/DeKalb County  
City/County

January 2, 2019  
Notice Close Date

BV-044-18-08  
Control Number

The Terraces Office Park  
Recreational Viewing Area and Footpath Construction  
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. Thais Edwards at (404) 463-2382 or e-mail [thais.edwards@dnr.ga.gov](mailto:thais.edwards@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)}: F

Description and Location of Proposed Activity:

The applicant proposes to impact 136 linear feet (1,579 ft<sup>2</sup>) of stream buffer along an approximately 2.4-acre impoundment to Nancy Creek to construct a 39-ft x 39-ft recreational viewing area and access as well as access to a non-buffered recreational viewing area, both of which are to be used for public access. The disturbance has been limited to the amount necessary to construct the approaches and viewing areas. Upon completion of land-disturbance, the applicant will restore the buffer to a naturally vegetated state to the extent practicable, or to current existing conditions. The project is located on Perimeter Center Pl. 0.3-mi. from the intersection with Perimeter Center W.

Name and Address of Permit Applicant: Stacey Milam  
ML Terraces LLC  
3500 Lenox Rd.  
Suite 1800  
Atlanta, Georgia 30326

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