

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

January 11, 2019  
Advisory Issue Date

Forsyth County  
City/County

February 10, 2019  
Advisory Close Date

BV-058-18-06  
Control Number

Mullinax Road Dam Breach Stream Restoration  
*(650 Mullinax Road)*  
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. 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)}: b

Description and Location of Proposed Activity:

The proposed stream restoration project will consist of breaching an earthen dam of an *existing* unnamed pond located along Mullinax Road in Forsyth County. Construction activities will include draining the existing pond, grading the dam area, removing old structures and planting 50-foot buffers along the restored stream channel. The 50-foot buffers will be revegetated with indigenous canopy, sapling/shrub plantings and herbaceous species. The proposed project will result in a total of 520 linear feet (15,250 square feet) of buffer impacts along the existing pond discharging to an unnamed perennial stream (tributary to Big Creek) in the *Upper Chattahoochee Watershed.*

Name and Address of Permit Applicant:

Mr. Jay Land  
Mullinax Road LLC  
3300 Cumberland Road, Suite 300  
Atlanta, Georgia 30339

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:

Sophia Grant-Branklyn, Environmental Specialist  
EPD, Watershed Protection Branch  
NonPoint Source Program  
2 MLK, Jr. Dr. S.W., Suite 1462 East  
Atlanta, Georgia 30334  
Telephone: 404-651-9404