

ENVIRONMENTAL PROTECTION DIVISION  
PUBLIC NOTICE  
WATERSHED PROTECTION BRANCH

May 5, 2016  
Notice Issue Date

City of Atlanta  
City/County

June 6, 2016  
Notice Close Date

BV-060-16-02  
Control Number

Former Ft. McPherson Military Base/Commercial Development  
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. Thais Edwards at (404) 463-2387 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)}: A & H

Description and Location of Proposed Activity:

Applicant proposes to impact a total of 4,303.4 linear feet (80,468.7 ft<sup>2</sup>) of stream and buffer along an unnamed tributary to South Utoy Creek and three impoundments to South Utoy Creek for commercial redevelopment of the former Ft. McPherson military base. Impacts include 63 linear ft. under criteria "h" for pipe and fill, and 4,240 linear ft. under criteria "a" for stormwater rehabilitation improvements. Project is located off McGee St. within the City of Atlanta.

Name and Address of Permit Applicant: Mr. Scott Samples  
45 Fortified, LLC  
3300 Continental Colony Parkway  
Atlanta, Georgia 30331

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