

ENVIRONMENTAL PROTECTION DIVISION
PUBLIC NOTICE
WATERSHED PROTECTION BRANCH

July 16, 2018
Notice Issue Date

City of Dalton/Whitfield County
City/County

August 15, 2018
Notice Close Date

BV-155-18-01
Control Number

McLellan Creek Bank Stabilization/Stormwater Improvements
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 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 & B

Description and Location of Proposed Activity:

Applicant proposes to impact 250 linear feet (6970 ft²) of stream buffer along the east side of McLellan Creek to stabilize the streambank. An existing depression that intersects with McLellan Creek will be modified to a constructed enhanced dry swale with 3 grade control structures to prevent additional erosion and address flood attenuation issues on private residential property and stormwater from adjacent residential properties. The streambank will be re-vegetated with native live stakes upon completion of land-disturbance. Project is located at 323 N. Tibbs Rd. within the city limits of Dalton.

Name and Address of Permit Applicant: Mr. Louis M. Guerrero-Zavala
323 N. Tibbs Rd.
Dalton, Georgia 30720

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