**COASTAL MARSHLAND BUFFER**

**NOTIFICATION OF VARIANCE BY RULE**

**JULY 2016**

**Please print or type the Notification of Variance by Rule Form**

**VARIANCE BY RULE ACTIVITY *(Check Only One)***

* Activities where the area within the buffer is not more than 500 square feet.
* Activities that have a “minor buffer impact” (i.e, no additional above ground, man-made materials or structures within the buffer and maintains the original grade) as defined in 391-3-7-.01(r), provided that the total area of buffer impacts is less than 5000 square feet.

**Bank and shoreline stabilization structures**

**are not eligible for coverage under the variance by rule**

Owner’s Name: Phone:

Email Address:

Address: City: State: Zip Code:

Agent *(optional)*: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Phone: \_\_\_\_\_\_\_

Email Address:

Project Address: City: State: Zip Code:

Project Location: GPS Coordinates *(decimal degrees)* – Latitude \_\_\_\_\_\_\_ \_\_ Longitude \_\_\_\_\_\_\_\_\_\_

 City *(if within the City Limits)* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 County\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Detailed Directions to Site\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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Waterbody Impacted\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_

Area and Length of Buffer Impacted \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Estimated Length of Time for Project Completion\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Detailed Description of Project *(Attach Additional Pages if Necessary)* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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**ATTACHMENTS - Photographs of the affected area must be sumbitted with the Notification of Variance By Rule form.**

Signature\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**INSTRUCTIONS**

Notification of Variance by Rule forms must be submitted to the Department of Natural Resources, Environmental Protection Division for review at least 14 days prior to the commencement of land-disturbing activities. Unless notified by the Environmental Protection Division to the contrary, the applicant is authorized to encroach into the buffer 14 days after the notification form is received by the Environmental Protection Division. Notification must be submitted by return receipt mail (or similar service) to both EPD at the address below and the Local Issuing Authority (if applicable).

Georgia Environmental Protection Division

Watershed Protection Branch

NonPoint Source Program

2 Martin Luther King Jr. Drive

Suite 1462 East

Atlanta, Georgia 30334

**Coastal Marshland Buffer Variance by Rule is subject to the following requirements:**

* Documentation that existing buffer vegetation disturbance is minimized.
* Final stabilization must include a re-vegetation plan as described in the most recent publication of the Division’s “Streambank and Shoreline Stabilization” guidance. Native vegetation is recommended.
* Temporary vegetative measures must be implemented within 14 calendar days following the completion of any soil disturbance and the site shall be stabilized at the end of every day until project completion.
* Proper and full implementation of the erosion control measures in 391-3-7-.11(9)(g)1.ii of the Rules.
* Post construction stormwater management practices should be considered. Best Management practices can be found in the latest edition of the Georgia Stormwater Management Manual or the Coastal Supplement to the Georgia Stormwater Management Manual.
* All other applicable federal, state and local laws, rules and ordinances, including erosion and sedimentation control must be fully complied with prior to commencement of project construction.

**The following information must be maintained on-site until final stabilization of the site is complete:**

* Site Plan that shows the locations of all structures, impervious surfaces and the boundaries of the area of soil disturbance both inside and outside of the buffer. The exact area and length of the buffer to be impacted shall be accurately and clearly indicated. Please note that the plan must be kept on-site until final stabilization.
* Documentation that adequate erosion control measures are incorporated into the project plans and specifications. Please note that this documentation must be kept on-site until final stabilization.

**ANY ACTIVITY THAT DOES NOT MEET THE REQUIREMENTS OF 391-3-7-.11(9)(g)**

 **WILL BE CONSIDERED IN VIOLATION OF THE VARIANCE BY RULE**