



ENVIRONMENTAL PROTECTION DIVISION

Richard E. Dunn, Director

Watershed Protection Branch

2 Martin Luther King, Jr. Drive
Suite 1152, East Tower
Atlanta, Georgia 30334
404-463-1511

March 27, 2020

Mr. Eric Duff
Georgia Department of Transportation
Office of Environmental Services
600 W. Peachtree Street, NW, 16th Floor
Atlanta, Georgia 30308
Attention: David Hedeem

Re: Request for Variance under Provisions of
O.C.G.A. 12-7-6(b)(15)
GDOT Project PI # 621410
Old Alabama Road – Road Widening and Reconstruction
File: BV-008-20-01

Dear Mr. Duff:

Attached is a copy of the Environmental Protection Division's public notice for the subject project. The purpose of this public notice is to provide interested parties with the opportunity to submit comments about the proposed stream buffer variance. The public has 30 days from the date of publication of the public notice to comment on the proposed stream buffer variance. Written comments should be submitted to:

Program Manager, Nonpoint Source Program
Erosion and Sedimentation Control Unit
2 Martin Luther King Jr. Drive
Suite 1462 East
Atlanta, GA 30334

Site plans are immediately available for review and are available at the following Environmental Protection Division (EPD) office:

EPD Watershed Protection Branch
200 Piedmont Avenue SW
Suite 418 West
Atlanta, GA 30334

The public should contact Ms. Arnettia Murphy at (404) 656-4157 or email arnettia.murphy@dnr.ga.gov to schedule an appointment to review the site plans.

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In accordance with the Georgia Department of Natural Resources (DNR) Rules for Erosion and Sediment Control effective April 20, 2016, the applicant is no longer required to publish a public notice in the legal organ of the county/counties where the buffer disturbance will occur.

If additional information is required, please do not hesitate to contact me at (404) 463-3142 or ra-jendra.hunter@dnr.ga.gov.

Sincerely,

Rá-Jendra C. Hunter

Rá-Jendra C. Hunter
Environmental Specialist
Erosion and Sedimentation Control Unit

cc: Ty Sprayberry, GDOT PM
Jaime Collazo, GDOT Senior Ecology Team Leader
Stacy Stewart, Senior Environmental Scientist, of Jacobs Engineering Group
Daryl Williams, GDOT ECB
Lisa Westberry, GDOT Mitigation
GDOT IOEQ Inbox
Jim Hakala, DNR, Wildlife Resources Division - Region 1 Fisheries Management
Ben Ruzowicz, Georgia Soil and Water Conservation Commission
Greg Walker, Georgia Soil and Water Conservation Commission
Mick Smith, EPD – Mountain District
Steve Taylor, County Commissioner - Bartow County Board of Commissioners

ENVIRONMENTAL PROTECTION DIVISION
PUBLIC NOTICE
WATERSHED PROTECTION BRANCH

March 27, 2020
Advisory Issue Date

Bartow County
City/County

April 27, 2020
Advisory Close Date

BV-008-20-01
Control Number

Road Widening and Reconstuction - Old Alabama Road
Bartow County
(GPS Coordinates: 34.117057, -84.825061)

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. Arnettia Murphy at (404) 656-4157 or e-mail arnettia.murphy@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, K1

Description and Location of Proposed Activity: The proposed project would impact Pond 1, Stream 4, Stream 5d, Stream 5e, Stream 6, Stream 9, Stream 10 and Stream 11a for the road widening and reconstruction of Old Alabama Road in Bartow County. The proposed project would impact the 25-foot state mandated buffer under criteria 2(a, h & k1) within the Etowah Watershed, HUC 03150104. Disturbance activities would include clearing and grubbing, the placement of fill, and the placement of erosion and sedimentation control best management practices (BMPs) such as OBF.

Name and Address of Permit Applicant:

Mr. Eric Duff
Georgia Department of Transportation
Office of Environmental Services
600 W. Peachtree Street, NW, 16th Floor
Atlanta, Georgia 30308

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:

Rá-Jendra C. Hunter, Environmental Specialist
EPD, Watershed Protection Branch
NonPoint Source Program
2 MLK, Jr. Dr. S.W., Suite 1462 East
Atlanta, Georgia 30334
Telephone: 404.463.3142 FAX: 404.651.8556