

REGIONAL REVIEW FINDING

Atlanta Regional Commission • 229 Peachtree Street NE | Suite 100 | Atlanta, Georgia 30303 • ph: 404.463.3100 fax: 404.463.3205 • atlantaregional.org

DATE: APRIL 23, 2024

TO: MAYOR RUSTY PAUL, City of Sandy Springs

ATTN TO: HELEN OWENS, ZONING ADMINISTRATOR, City of Sandy Springs

FROM: Anna Roach, Executive Director, Atlanta Regional Commission

ARC has completed a regional review of the following proposal and made the below finding. ARC reviewed the proposed project's relationship to regional plans, goals, and policies and impacts it might have on the activities, plans, goals, and policies of other local jurisdictions and state, federal, and other agencies.

Name of Proposal: RC-24-01SS 380 Ferry Landing Submitting Local Government: City of Sandy Springs

<u>Date Opened:</u> March 15, 2024 <u>Date Closed: April 23, 2024</u>

<u>FINDING:</u> ARC staff have completed a review of an application for a MRPA Certificate for this proposed project in the Chattahoochee River Corridor. ARC's finding is that the project is consistent with the Chattahoochee River Corridor Plan.

Additional Comments:

Comments received from the National Park Service are attached and are summarized as follows:

No-Disturb River Buffers – This project was previously reviewed in 1977 (RC-77-07FC) and found to be inconsistent with the Chattahoochee River Corridor Plan in 1977 due to a violation of the 150-foot impervious surface setback; however, mitigating circumstances included a sewer easement in the front yard. Additionally, according to this document, the intrusion into the buffer was proposed to be only five feet, and the applicant proposed leaving the 100-foot buffer undisturbed. The current home and deck encroach into the impervious surface buffer more than the described 5-feet and the proposed plan includes an increase in this encroachment. Finally, the 100-foot "undisturbed" buffer appears to be regularly mowed and maintained.

Recommendation: Implement ARC's recommendation in the Fulton County: Chattahoochee Corridor Riverfront Survey (1988) stating: "Require[d] revegetation of the 100-foot buffer included in the original review, with dedication of that buffer to the County as a negative easement to be recorded on the property

deed." ARC also proposed the "Removal of all impervious surfaces not permitted in the 1977 review." The previous review and conditions of the review should be considered and honored.

Introduce/Promote Non-native Species – Construction activities have the potential to transport exotic invasive plant and animal species.

Recommendation: Wash all equipment and remove any mud and debris that may transport unwanted pests before being brought on-site. Use only native grass seed or native vegetation for stabilizing the project area following construction.

Landscaping with Native Species – Landscaping with native plant species provides a beautiful, hardy, drought resistant yard that benefits the natural environment; requires less water, fertilizer, and pesticides; and promotes stewardship of our natural heritage by supporting pollinators, birds, and other wildlife while supporting biological diversity and ecological functions.

Recommendation: Use native plant species for landscaping to reduce the spread of exotic species into natural areas.

Erosion and Sedimentation – To protect the stream and water quality during construction, Best Management Practices (BMPs) should be designed and implemented to comply with Manual for Erosion and Sediment Control in Georgia (Georgia Soil and Water Conservation Commission) standards. An approved erosion and sedimentation control plan should be implemented before soil disturbances occur within the project site to avoid violating the Erosion and Sedimentation Act of 1975.

Currently, the Chattahoochee River near the proposed project site is listed as impaired on the state of Georgia's 303(d) listing for not fully meeting its designated uses. CRNRA is vested in improving the current state of this water body, and any addition of sediment or run-off would further disrupt the current water quality condition. Caution is advised to prevent a flush of sediment deposits during the construction process.

Recommendation: After proper installation, continued and unfailing maintenance and repair of the BMP's should be guaranteed in order to ensure their effectiveness and specifically to control, as far as possible, the effects of this project on the river.

Installation of Impervious Surface – The addition of impervious surface contributes to the growing problem of uncontrolled storm water runoff and resulting pollutant loads. This leads to adverse effects on hydrology and ecological functions of the Chattahoochee River and its tributaries.

Recommendation: Construct the new driveway with pervious materials.

| COBB COUNTY | HISTORIC RIVERLINE |
|-------------|---|
| | nald Shockey at (470) 378-1531 or <u>dshockey@atlantaregional.org</u> . This C website at https://atlantaregional.org/plan-reviews. |
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United States Department of the Interior

National Park Service Chattahoochee River National Recreation Area 1978 Island Ford Parkway Sandy Springs, GA 30350



IN REPLY REFER TO:

1.A.2

March 26, 2024

Donald Shockey Atlanta Regional Commission 229 Peachtree Street NE Suite 100 Atlanta, Georgia 30303

Dear Mr. Shockey:

This letter is a notification of receipt of the MRPA Review Notification RC-24-01SS 380 Ferry Landing in Fulton County, Georgia. This project will involve construction of a garage, game room, pool deck, and pool. The analysis estimates that 12,223 sqft of land disturbance and 8,912 sqft of impervious area meet the criteria for vulnerability categories C and E.

Congress established the Chattahoochee River National Recreation Area (CRNRA), a unit of the National Park Service (NPS), in 1978 to assure the preservation and protection of a 48-mile stretch of the Chattahoochee River from Buford Dam to Peachtree Creek. CRNRA consists of the river and its bed along with the lands, waters, and interests within the park's authorized boundary. Congress expressly provided the Secretary of the Interior, acting through the National Park Service (NPS) and CRNRA, with the authority to protect the "natural, scenic, recreation, historic and other values" of the Chattahoochee River. We are concerned that the project could cause detrimental impacts to park resources if proper Best Management Practices (BMPs) are not followed and maintained. It is with these concerns in mind that NPS offers the following comments and recommendations:

No-Disturb River Buffers

This project was previously reviewed in 1977 (RC-77-07FC). According to the Fulton County: Chattahoochee Corridor Riverfront Survey (1988), the project was found to be inconsistent with the Chattahoochee River Corridor Plan in 1977 due to a violation of the 150-foot impervious surface setback; however, mitigating circumstances included a sewer easement in the front yard. Additionally, according to this document, the intrusion into the buffer was proposed to be only five feet, and the applicant proposed leaving the 100-foot buffer undisturbed. The current home and deck encroach into the impervious surface buffer more than the described 5-feet and the proposed plan includes an increase in this encroachment. Finally, the 100-foot "undisturbed" buffer appears to be regularly mowed and maintained.

Recommendation: We request the recommendation proposed by ARC in the Fulton County: Chattahoochee Corridor Riverfront Survey (1988) be implemented. This recommendation is for the "Require[d] revegetation of the 100-foot buffer included in the original review, with dedication of that buffer to the County as a negative easement to be recorded on the property deed." ARC also proposed the "Removal of all impervious surfaces not permitted in the 1977 review." The previous review and conditions of the review should be considered and honored.

Introduce/Promote Non-native Species

Construction activities have the potential to transport exotic invasive plant and animal species. **Recommendation:** We request that all equipment be washed and cleaned of mud and debris that may transport unwanted pests before being brought on-site. The NPS encourages the project applicant to use only native grass seed or native vegetation for stabilizing the project area following construction. Non-native species are easily transported downstream.

Landscaping with Native Species

Landscaping with native plant species provides a beautiful, hardy, drought resistant yard that benefits the natural environment. It requires less water, fertilizer, and pesticides, therefore costing less in maintenance. Furthermore, native plants promote stewardship of our natural heritage by supporting pollinators, birds, and other wildlife while supporting biological diversity and ecological functions.

Recommendation: NPS encourages the use native plant species for landscaping to reduce the spread of exotic species into natural areas.

Erosion and Sedimentation

In general, to protect the stream and water quality during construction, Best Management Practices (BMPs) should be designed and implemented to comply with the standards and specifications outlined in the *Manual for Erosion and Sediment Control in Georgia* (Georgia Soil and Water Conservation Commission). An approved erosion and sedimentation control plan should be implemented before soil disturbances occur within the project site to avoid violating the Erosion and Sedimentation Act of 1975.

Currently, the Chattahoochee River near the proposed project site is listed as impaired on the state of Georgia's 303(d) listing for not fully meeting its designated uses. CRNRA is vested in improving the current state of this water body, and any addition of sediment or run-off would further disrupt the current water quality condition. Caution is advised to prevent a flush of sediment deposits during the construction process.

Recommendation: After proper installation, continued and unfailing maintenance and repair of the BMP's should be guaranteed in order to ensure their effectiveness and specifically to control, as far as possible, the effects of this project on the river.

<u>Installation of Impervious Surface</u>

The addition of impervious surface contributes to the growing problem of uncontrolled storm water runoff and resulting pollutant loads. This leads to adverse effects on hydrology and ecological functions of the Chattahoochee River and its tributaries.

Recommendation: We request that the applicant seriously consider constructing the driveway of pervious materials.

We appreciate your consideration of these comments. Please feel free to the park directly if you have any questions or concerns that we could help to address. We can be reached at 678-538-1321 or by email at Beth_Wheeler@nps.gov.

Sincerely,

Ann Honious Superintendent

APPLICATION FOR METROPOLITAN RIVER PROTECTION ACT CERTIFICATE

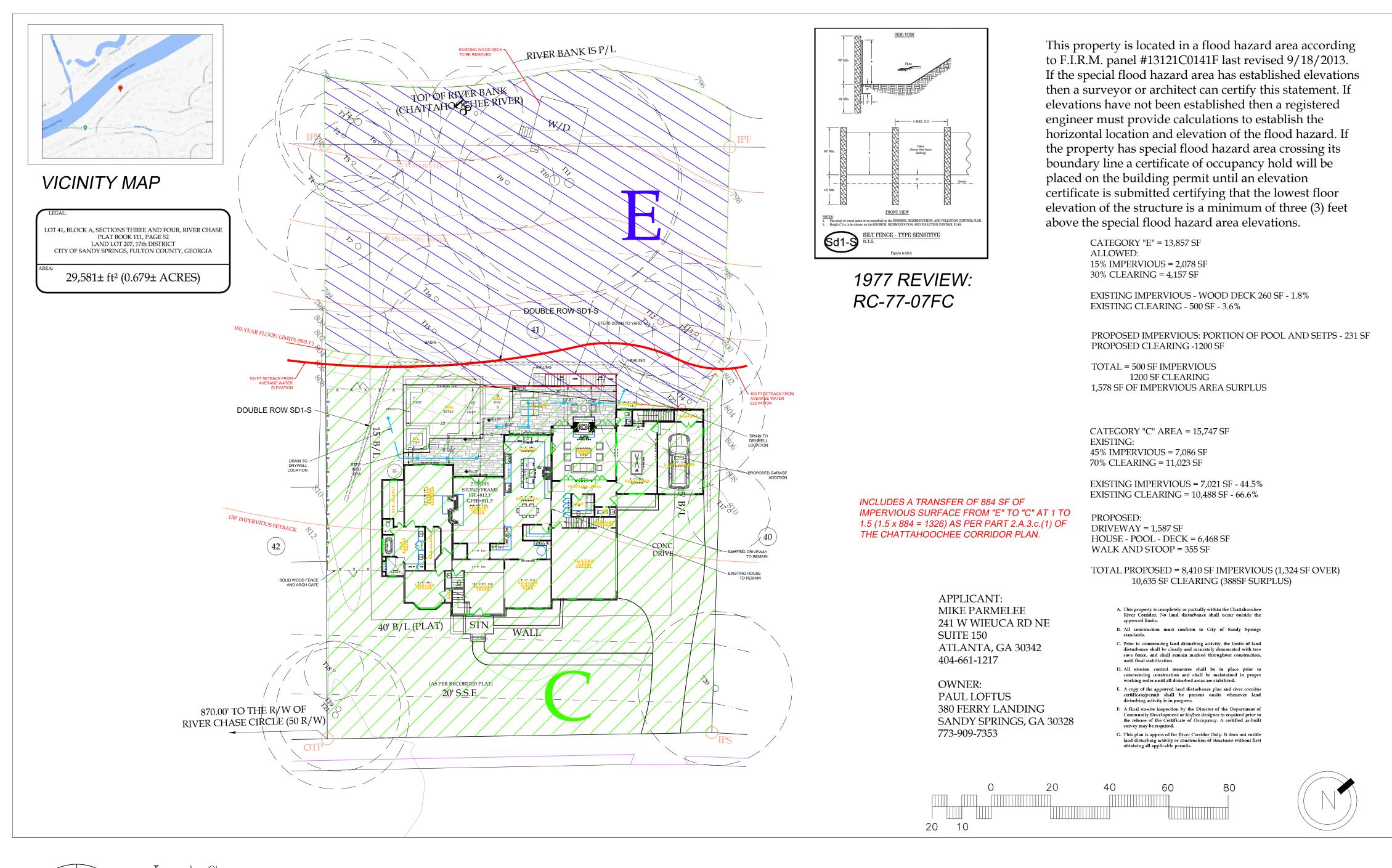
| 1. | Name of Local Go | overnment: CITY OF SANDY SPRINGS |
|----|-------------------|---|
| 2. | Owner(s) of Reco | rd of Property to be Reviewed: |
| | | PAUL LOFTUS |
| | | ress: 380 FERRY LANDING NW |
| | | 94 1PRINGS State: 6A Zip: 30328 |
| | | ne Numbers (w/Area Code): |
| | Daytime | Phone: 773 - 909 - 7353 Fax: |
| | Other Nu | ımbers: |
| 3 | Applicant(s) or A | pplicant's Agent(s): |
| J. | | Mike Parmeuse |
| | Mailing Add | ress: 241 WEST WIDICA RO NE SUITE 150 |
| | | TANTY State: 64 Zip: 36342 |
| | | ne Numbers (w/Area Code): |
| | | |
| | Other No | Phone: 404 - 661 - 1217 Fax: |
| | Other Ni | Impers: |
| 4. | Proposed Land o | r Water Use: |
| | Name of Dev | velopment: |
| | Description | of Proposed Use: CURRENTLY A SINGUE FAMILY RESIDENCE - WILL |
| | REMAIN | AND WILL ADD A PURL PLUS NEW BARAGE. |
| | 2001 | |
| 5. | | tion (Attach Legal Description and Vicinity Map): |
| | Land Lot(s) | District, Section, County: LAW LOT 207, 17th DISTRICT, FULTER COM |
| | Subdivision | Lot, Block, Street and Address, Distance to Nearest Intersection: |
| | ZWA C | HACE LOT 41 BLOCK A 350 FROM LANDIAL 870 TO PLYET CLOSE |
| | Size of Deve | Lot, Block, Street and Address, Distance to Nearest Intersection: HASE LOT 41, BLOCK A 380 FREEL CANDING, 870' TO PLUE CLASS LODDING (Use as Applicable): CIRCLE |
| | Acres: | |
| | 110100 | Outside Corridore |
| | | Total: 68 |
| | Lots: | Inside Corridor: |
| | Lots. | |
| | | Outside Corridor: Total: |
| | Units: | Total: Inside Corridor: |
| | | Outside Corridor: |
| | | Total: |
| | Other Size I | Descriptor (i.e., Length and Width of Easement): |
| | | Inside Corridor: |
| | | Outside Corridor: |
| | | Total: |

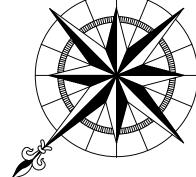
| B. Has an border | ny part of the prop ring this land, prev lor review approva | erty in this applicationsly received a certification. | ion, or any right-of tificate or any other | |
|----------------------------|---|---|---|---|
| 7. How Will S A. Septic | <u>UARY 1977</u> Sewage from this D tank | evelopment be Trea | ited? | DING - RC-77-07FC lude the appropriate |
| site. B. P | ublic sewer system | h department appro SEWER nalysis of Proposed 1 | | |
| Vulnerability Category | Total Acreage (or Sq. Footage) | Total Acreage (or Sq. Footage) | (or Sq. Footage) | Percent Percent Land Imperv. |
| | | Land Disturbance | Imperv. Surface | <u>Disturb.</u> <u>Surf.</u> (Maximums Shown In Parentheses) |
| A | | Land Disturbance | | <u>Disturb.</u> <u>Surf.</u> (Maximums Shown In |
| A B | | | | <u>Disturb.</u> <u>Surf.</u> (Maximums Shown In Parentheses) |
| В | | | | Disturb. Surf. (Maximums Shown In Parentheses) (90)(75) |
| BC15, | 747 SF | 11,023 SF | 8,412 SF* | Disturb. Surf. (Maximums Shown In Parentheses) |
| B C15, | 747 SF | 11,023 SF | 8,412 SF* | Disturb. Surf. (Maximums Shown In Parentheses) (90) (75) (80) (60) (70) 70 (45) 54.3 |

^{*} INCLUDES A TRANSFEROF 884SF OF IMPERVIOUS SURFACE FROM "E" TO "C" AT 1 TO 1.5 (1.5 x 884 = 1,326) AS PER PART 2.A.3.c.(1) OF THE CHATTAHOOCHEE CORRIDOR PLAN

| 9. | Is any of this Land within the 100-Year Floodplain of the Chattahoochee River? 159 If "yes", indicate the 100-year floodplain elevation: 803.1 NOTE: The 100-year river floodplain is defined as the natural land surface below the one |
|-----|---|
| | hundred- (100) year flood elevations shown in the Flood Profiles of the most recent |
| | floodplain study for the Chattahoochee River approved by the United States |
| | Federal Emergency Management Agency for each Corridor jurisdiction. NOTE: All river 100-year floodplain is assigned to the "E" Category; its allowable |
| | allocations can be combined with those of other "E" land in the review. Also, 100- |
| | year floodplain cannot be reanalyzed and cannot accept transfers. |
| 10. | Is any of this land within the 500-year floodplain of the Chattahoochee River? No If "yes", indicate the 500-year flood plain elevation: |
| | NOTE: The 500-year floodplain is defined as the natural land surface below the five |
| | hundred- (500) year flood elevations shown in the Flood Profiles of the most |
| | recent floodplain study for the Chattahoochee River approved by the United |
| | States Federal Emergency Management Agency for each Corridor |
| | jurisdiction. NOTE: Plan Standards include a 35-foot height limit above the pre-construction grade |
| | within the 500-year floodplain (includes the 100-year floodplain). Adherence |
| | to this standard must be noted on the submitted plans (see Part 2.B.(4) of the |
| | Chattahoochee Corridor Plan). |
| 11. | The following is a checklist of information required to be attached as part of the |
| | application. Individual items may be combined. |
| FO | R ALL APPLICATIONS: |
| ro | Description of land in the application and any additional land in the project (attach legal |
| | description or surveyed boundaries). |
| | Name address and phone number(s) of armon(s) of record of the land in the application |
| | Name, address, and phone number(s) of owner(s) of record of the land in the application. (Space provided on this form) |
| | |
| | Written consent of all owners to this application. (Space provided on this form) |
| | Name, address, and phone number(s) of applicant or applicant's agent. (Space provided |
| | on this form) |
| | Description of proposed use(s). (Space provided on this form) |
| | |
| | _ Existing vegetation plan. |
| 0 | Proposed grading plan. |
| | Certified as-builts of all existing land disturbance and impervious surfaces. |
| | _ Approved erosion control plan. |
| | Detailed table of land-disturbing activities (Both on this form and on the plans) |

| | and rights-of -way; 100- and 500-year river floodplains; vuln boundaries; topography; any other information that will clari- | erability category | ements |
|-----|--|--|----------------|
| - | Documentation on adjustments, if any. | | |
| - | Cashier's check or money order (for application fee). | | |
| | SINGLE-STEP APPLICATIONS (NON-SUBDIVISION): Site plan. | | |
| | Land-disturbance plan. | | |
| FOR | TWO-STEP SINGLE-FAMILY SUBDIVISION APPLICATI Concept plan. | ONS ONLY: | |
| | Lot-by-lot and non-lot allocation tables. | | |
| | I (we), the undersigned, authorize and request review of this a under the provisions of the Metropolitan River Protection Act necessary) | pplication for a certifi : (use additional shee | icate ts as |
| | Signature(s) of Owner(s) of Record | 10.13,2023 Date | |
| 13. | I (we), the undersigned, authorize and request review of this a under the provisions of the Metropolitan River Protection Act. MICHAEL PARMEUSE | pplication for a certific | cate |
| - | Signature(s) of Applicant(s) or Agent(s) | OCT 13, 2023 Date | |
|] | The governing authority of The City of Sandy Springs review by the Atlanta Regional Commission of the above-descr Provisions of the Metropolitan River Protection Act. | ribed use under the | quests |
| _ | Helen Owens | 10/25/2023 | |
| | Signature of Chief Elected Official or Official's Designee | Date | |





JOEA. GAYLE & ASSOCIATES

241 West Wieuca Rd. NE Atlanta, Georgia 30342 Suite 150 (404) 252-6120

LOFTUS RESIDENCE

REVISED: 3/9/2024

380 FERRY LANDING 10/16/2023

