

Dunwoody Public Works Department - Riprap Request Affidavit

Many people want to address erosion of stream banks by armoring them with rock riprap. To ensure that riprap placement does not violate the City's stream buffer and erosion control ordinances, answer the questions below, sign the form and have it notarized, and return it to the City Engineer.

Project Address: \_\_\_\_\_, Dunwoody, GA

1. Questions about your project that will determine if variances and land disturbance permits are required:

\_\_\_ Yes \_\_\_ No a. Is this stream an intermittent or perennial stream? i.e. does it have water in it either year round, and/or during the wet season when groundwater intersects the stream bed and causes it to flow even when it hasn't rained recently? *If you answer yes, both a city stream buffer and a state waters buffer exist on this stream. See questions b&c below to determine whether variances will be required.*

\_\_\_ Yes \_\_\_ No b. As part of the riprap placement process, do you plan to disturb land in the 75 foot city stream buffer, which begins at the top of the stream bank and extends 75 feet away from the stream? *If you answer yes, you will need a city stream buffer variance from the zoning board of appeals. See the City Planner to obtain an application form.*

\_\_\_ Yes \_\_\_ No c. As part of the riprap placement process, do you plan to disturb more than 200 square feet of the state waters buffer? The state waters buffer is that area of the stream that begins at the point where vegetation is wrested from the stream bank by normal water flow, and extends away from the stream for 25 feet. *If you answer no, the activity will be classified as a minor land disturbing activity and will be exempt from the Erosion and Sediment Control ordinance. If you answer yes, you must obtain a state waters buffer variance from Georgia EPD.*

\_\_\_ Yes \_\_\_ No d. The work I am planning is wholly contained within the boundaries of the above project address. *If you answer no, you must obtain written permission to work off your property.*

2. Environmental Permits Affidavit. The activity you are proposing may require permits from the Federal Government to comply with the Clean Water Act. These are often referred to as Section 404 permits. The City of Dunwoody does not review the activity you are proposing for compliance with the Clean Water Act. We recommend that you retain the services of an environmental scientist to determine whether your proposed activity is regulated by the federal government and what permits you need to obtain. Accordingly, please review, sign and have notarized the attached "Environmental Permits Affidavit" and submit it along with this affidavit.

I swear that the statements made above are true. I understand that if my construction project changes such that my statements made above are no longer true, I must stop construction and obtain the appropriate variances and/or permits prior to resuming the work. Failure to do this may result in being cited for violation(s) of the Dunwoody Land Development Code.

Signature: \_\_\_\_\_

Print Name: \_\_\_\_\_  
Property Owner

\_\_\_\_\_  
Notary Public

Seal

City of Dunwoody

Environmental Permits Affidavit

We, \_\_\_\_\_, assert that we are the owner of the property at the following address: \_\_\_\_\_ (hereinafter "the Project"), and are seeking to armor the stream to prevent property erosion, which may require a land disturbance permit from the City of Dunwoody. We acknowledge that:

1. We are responsible for complying with all environmental laws and regulations promulgated as a result of such laws.
2. We understand that some of these regulations require compliance with General Permits issued by the Georgia Environmental Protection Division (also known as the NPDES General Permits for Storm Water Construction) or the United States Army Corps of Engineers (also known as "Nationwide" or "Individual" permits), and that, accordingly, agencies responsible for enforcing said General Permits may not review the Project prior to construction commencement.
3. We understand the meaning of these applicable laws, regulations, and General Permits or are relying on advice received from our design professional, \_\_\_\_\_ regarding the meaning of these applicable laws, regulations, or General Permits.
4. As a result of this knowledge or advice received from our design professional, we have determined that the Project is in compliance with said applicable laws, regulations and General Permits.
5. We acknowledge that the City of Dunwoody has not interpreted the meaning of said applicable laws, regulations and General Permits, nor has decided which are applicable to the Project.

\_\_\_\_\_  
Owner/Developer

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Notary Public

Seal