

**Document Type:** EA-Administrative Record  
**Index Field:** Environmental Document  
**Project Name:** Palank Wetland Fill  
**Project Number:** 2003-68

## ENVIRONMENTAL ASSESSMENT

# **PALANK REQUEST FOR 26A PERMIT FOR EXCAVATION AND FILL AND A MINOR FILL ON FLOWAGE EASEMENT**

**Nottely Reservoir  
Union County, Georgia**

TENNESSEE VALLEY AUTHORITY

NOVEMBER 2003

## ENVIRONMENTAL ASSESSMENT

### PALANK REQUEST FOR 26A PERMIT FOR EXCAVATION AND FILL AND A MINOR FILL ON FLOWAGE EASEMENT - NOTTELY RESERVOIR UNION COUNTY, GEORGIA

TENNESSEE VALLEY AUTHORITY

NOVEMBER 2003

#### **The Proposed Decision and Need**

Tennessee Valley Authority (TVA) received a Section 26a permit request from Ms. Angelica Palank to excavate approximately 533 cubic yards of fill material in order to relocate the material within the 100-year floodplain on Tract Number NLR-193F at Nottely River Mile 38.0L. This tract is private land where TVA has an easement to flood (flowage easement) to the 1,785-foot contour elevation. The purpose of this request is to extend the area above the 1,777-foot contour elevation (full summer pool) lakeward, resulting in extending Ms. Palank's yard approximately 25 feet into the reservoir. The fill dirt will be obtained from the site at locations below the 1,777 and 1,785-foot contour elevation. Additionally, a minor amount of fill of approximately 23 cubic yards (obtained from above the 1,785-foot contour elevation) would be required as a result of removing an existing crosstie wall, which is between the 1,785- and 1,777-foot contour elevations. This minor fill would be required since the area to be excavated would not provide sufficient material to fill this site.

#### **Alternatives and Comparison**

Initially, the applicant proposed to excavate approximately 2,200 cubic yards of fill material and use the excavated material as fill to create more area above the 1,777-foot contour, potentially affecting 63,000 square feet (1.44 acres) of lake bottom (see Figures 1 and 2). The original scope was to scrape an area 210 feet long by 300 feet wide. TVA technical specialists reviewed the original request, performed a site inspection, and determined that the proposed activity would have unavoidable impacts to 2.47 acres of wetlands. Discussions to mitigate the wetlands' impacts led the applicant to revise her request as stated in the proposed decision to reduce the potential impacts to wetlands to 0.17 acre.

Under the No Action Alternative, the applicant would not excavate and fill as requested, resulting in no extension of her yard. Subsequently, no wetlands would be affected.

#### **Affected Environment and Evaluation of Impacts**

##### Site Description

This proposal as initially submitted would have adversely impacted 2.47 acres of wetlands classified Palustrine-Emergent-Persistent, artificially flooded. The proposed borrow area was 2.30 acres and the fill area 0.17 acre. The modified proposal involves relocating soil material within the 100-year floodplain and flood control storage zone. No unique aquatic

habitats are in the proposed excavation and fill area. Aquatic habitat is essentially shallow, featureless soil and gravel.

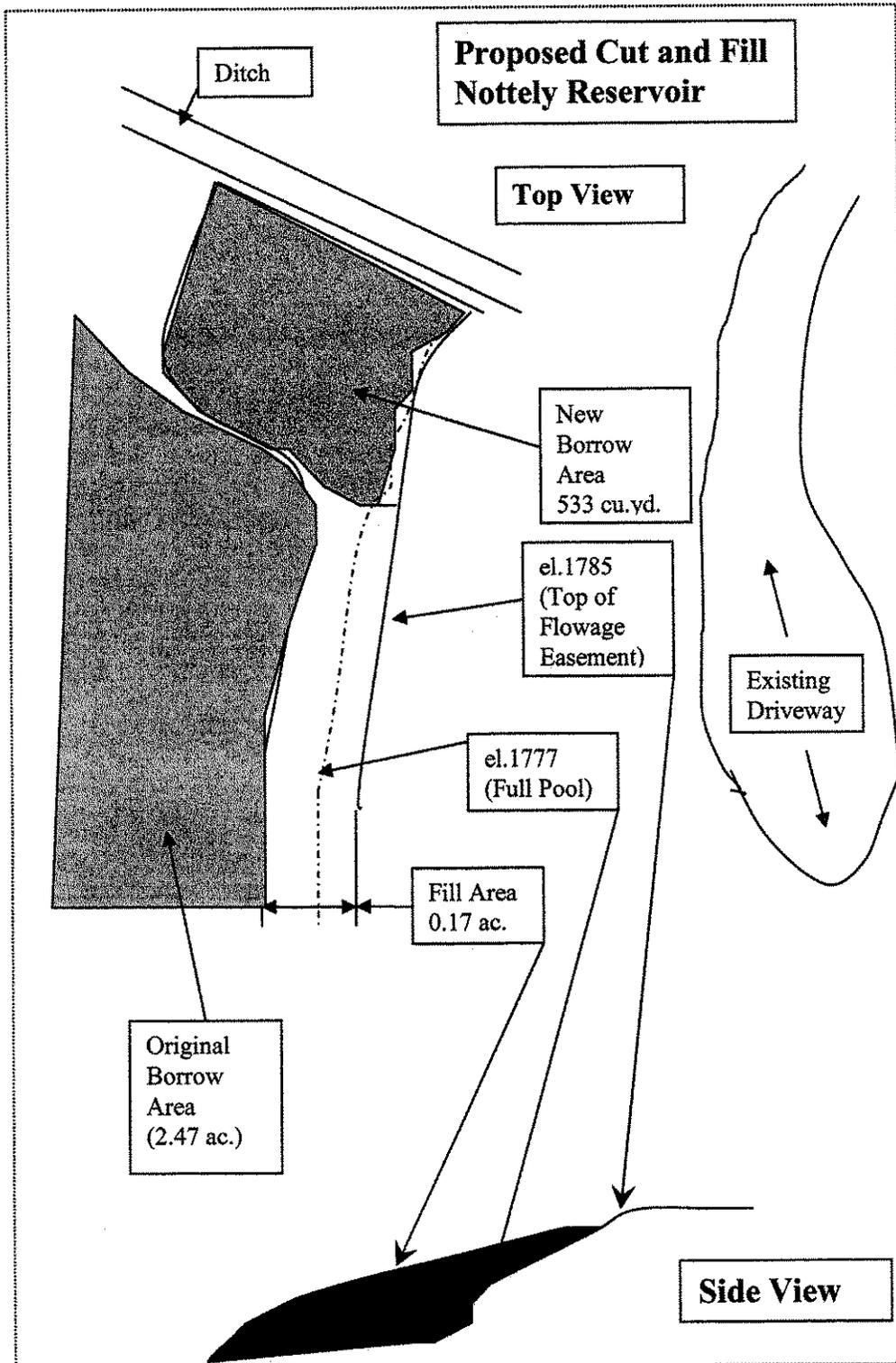
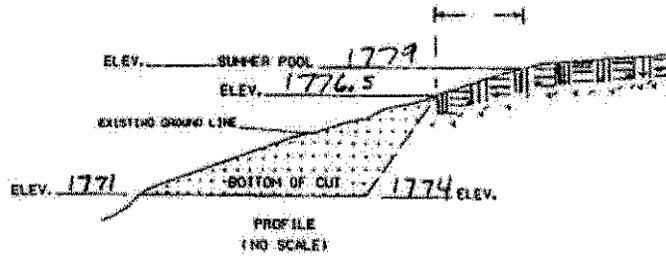
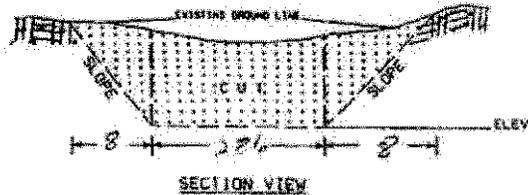
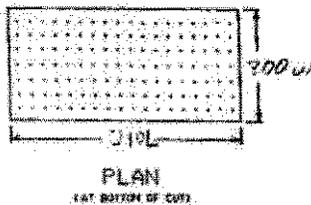


Figure 1. Proposed Action



NO. CU. YDS. OF SPOIL TO BE EXCAVATED 2200 NOTE: SPOIL MUST BE PLACED ABOVE \_\_\_\_\_ CONTOUR ELEV.  
 NO. SQ. FT. OF LAKE BOTTOM AFFECTED 63,000



APPLICANT	<i>Angelica Polank</i>
RESERVOIR	<i>Nottely</i>
RIVER	<i>Nottely</i> MILE <i>32.06</i>
SUBDIVISION	<i>N/A</i>
LOT	<i>N/A</i>
TRACT NO.	<i>NLR-193E</i> MAP NO. <i>12D</i>

**Figure 2. Original Proposal**

Impacts Evaluated

The project was evaluated for potential impacts to floodplains, surface water, aquatic habitat, and wetlands. TVA has determined no effect to historic properties or endangered and threatened species. Under Executive Order 11988, the project would be considered as a repetitive action in the floodplain that should not result in adverse impacts. The project would also comply with the TVA Flood Control Storage Loss Guideline because the majority of fill material would be relocated within the flood control storage zone, and only a minor amount of outside fill material would be needed to repair the area where the crosstie wall would be removed. No development is proposed for the project area. There are no stream channels, rock outcrops, or extensive areas of woody habitat that would be altered. Impacts to surface water and the aquatic environment resulting from the proposed activities would be insignificant with the implementation of TVA's General and Standard Conditions for Section 26a and land use actions (General Condition 9 and Standard Conditions 3c, 6a, 6d, and 6i).

The proposed action would affect 0.17 acre of wetlands classified as Palustrine-Emergent-Persistent, artificially flooded. Negotiations with the applicant have resulted in relocating all of the proposed fill material cut area out of the identified wetland area, reducing the impacted wetland area to less than 7 percent of the initial proposal. This action minimizes the impacts to the wetlands, thus ensuring consistency with Presidential Executive Order

11990 (Protection of Wetlands), which states, "to minimize the destruction, loss or degradation of wetlands, and to preserve and enhance the natural and beneficial values of wetlands" and TVA Administrative Code IX (Environmental Review).

### **Cumulative Impacts**

Wetlands of all types are in the minority of land cover types in the Nottely Reservoir vicinity due to the mountainous topography. The majority of the wetland acreage that does occur in this area is associated with the man-made impoundment (Nottely Reservoir). The predominate class of wetlands in the Nottely Reservoir vicinity are Palustrine-Emergent-Persistent, artificially flooded (Cowardin, et al., 1979). These occur within the upper, usually flatter, reaches of the drawdown zone between minimum winter pool and full summer pool elevations (approximately el. 1745-1777). This is irregularly inundated by the full pool of Nottely Reservoir (5 out of the previous 10 years). It is anticipated that the loss of the subject proposed 0.17 acre of emergent wetland habitat is negligible relative to the total acreage of this class of wetland on Nottely Reservoir which varies from year to year.

### **Mitigation Measures**

TVA's General and Standard Conditions for BMPs for erosion and sediment control (General Condition 9 and Standard Conditions 3c, 6a, 6d, and 6i) would apply to the Section 26a permit for this project. No significant adverse effects are expected to occur from the project provided these measures are implemented during construction. These conditions will also be listed as part of the Section 26a permit.

Identified mitigation for this proposal is the reduction of the size of wetlands that would be affected by the original proposal. By relocating all of the proposed excavation out of the identified wetland area, the impacted area was reduced to less than 7 percent of the initial proposal. To ensure this is achieved, the applicant will notify the watershed team when construction is completed, so that the site can be inspected to ensure the applicant adhered to the permitted actions.

### **Preferred Alternative**

TVA's preferred alternative is the modified proposal which reduces the size of the impacted wetland area to 0.17 acre.

### **TVA Preparers**

J. Scott Atkins, Team Biologist

Roger A. Milstead, Manager, Flood Risk and Data Management

Helen G. Rucker, Senior NEPA Specialist

Charles C. Williams, Team Land Use Specialist

### **Agencies and Others Consulted**

A letter was sent to the U.S. Army Corps of Engineers on December 16, 2002. Additionally, a copy of TVA's wetland review was sent on January 10, 2003.

The draft EA was distributed to the following agencies for intergovernmental review on June 17, 2003.

Ms. Robin Goodloe  
U.S. Fish and Wildlife Service  
380 Meigs Street  
Athens, Georgia 30601

U.S. Army Corps of Engineers  
The Plaza Suite 130  
1590 Adamson Parkway  
Morrow, Georgia 30260-1763

Ms. Debra S. Stephens, Administrator  
Georgia State Clearinghouse  
270 Washington Street., S.W.  
Atlanta, Georgia 30334-8500

Mr. Ray Luce  
State Historic Preservation Office  
Department of Natural Resources  
57 Forsyth Street NW, #500  
Atlanta, Georgia 30303

Col. Grant M. Smith  
District Engineer  
Savannah District, Corps of Engineers  
P.O. Box 889  
Savannah, Georgia 31420-0889

Mr. Nicholas Baggett  
U.S. Army Corps of Engineers  
Savannah District, Corps of Engineers  
The Plaza, Suite 130  
1590 Adamson Parkway  
Morrow, Georgia 30260-1763

Additionally, a public notice was issued by TVA on October 7, 2003, which appeared in the North Georgia News (see Attachment 2). TVA announced the availability of the draft EA and posted the EA on TVA's website. TVA requested comments on the proposal be sent in by November 7, 2003. The Georgia Office of Planning and Budget distributed the EA for state level review. The Office of Floodplain Management and the Georgia Geologic Survey determined that the project was consistent with state and regional goals, policies, plans, fiscal resources, criteria for developments of regional impact, environmental impacts, federal executive orders, acts and/or rules and regulations with which the organizations are concerned (see Attachment 3). The U.S. Fish and Wildlife Service determined no further action is required under Section 7(a)(2) of the Endangered Species Act (see Attachment 3).

### **Reference**

Cowardin, L. M., V. Carter, F. C. Golet, and E. T. LaRoe. 1979. Classification of Wetlands and Deepwater Habitats of the United States.

### **Attachments**

Attachment 1 Categorical Exclusion Checklist – Organization Identification RLR # 126115  
Attachment 2 TVA Published Public Notice  
Attachment 3 Comment Letters Received

## Attachment 1

### Categorical Exclusion Checklist for Proposed TVA Actions

<b>Categorical Exclusion Number Claimed</b>	<b>Organization ID Number</b> RLR # 128115	<b>Tracking Number (NEPA Administration Use Only)</b> 2101
<b>Form Preparer</b> Charles C. Williams Jr	<b>Project Initiator/Manager</b> Charles C. Williams Jr	<b>Business Unit</b> RSGE - Resource Stewardship
<b>Project Title</b> 26a Permit Application		<b>Hydrologic Unit Code</b> 06020002-120
<b>Description of Proposed Action (Include Anticipated Dates of Implementation)</b> <input type="checkbox"/> <b>Continued on Page 3 (if more than one line)</b> Land Activity Type: 26a Applicant(s): Ms Angelica Palank 12211 Park Drive Cooper City FL 33026		
<b>Initiating TVA Facility or Office</b> Hiwassee Watershed Team	<b>TVA Business Units Involved in Project</b> RSGE - Resource Stewardship	
<b>Location (City, County, State)</b> Union, GA, Reservoir Name: Nottely River Mile: Bank Location: Facility(s): Excavation		

Parts 1 through 4 verify that there are no extraordinary circumstances associated with this action:

#### Part 1. Project Characteristics

Is there evidence that the proposed action---	No	Yes	Information Source
1. Is major in scope?	X		Williams Jr C. C. 05/22/2003
2. Is part of a larger project/proposal involving other TVA actions or other federal agencies?	X		Williams Jr C. C. 05/22/2003
*3. Involves non-routine mitigation to avoid adverse impacts?	X		Williams Jr C. C. 05/22/2003
4. Is opposed by another federal, state, or local government agency?	X		Williams Jr C. C. 05/22/2003
*5. Has environmental effects which are controversial?	X		Williams Jr C. C. 05/22/2003
*6. Is one of many actions that will effect the same resources?	X		Williams Jr C. C. 05/22/2003
7. Involves more than minor amount of land?	X		Williams Jr C. C. 05/22/2003

\* If "yes" is marked for any of the above boxes, consult with NEPA Administration on the suitability of this project for a categorical exclusion.

#### Part 2. Natural and Cultural Features Affected

Would the proposed action---	No	Yes	Permit	Commitment	Information Source for Insignificance
1. Potentially affect endangered, threatened, or special status species?	X		No	No	Atkins J. S. 05/06/2003
2. Potentially affect historic structures, historic sites, Native American religious or cultural properties, or archaeological sites?	X		No	No	For comments see attachments
3. Potentially take prime or unique farmland out of production?	X		No	No	Williams Jr C. C. 05/22/2003
4. Potentially affect Wild and Scenic Rivers or their tributaries?	X		No	No	Williams Jr C. C. 05/22/2003
5. Potentially affect a stream on the Nationwide Rivers Inventory?	X		No	No	Williams Jr C. C. 05/22/2003
6. Potentially affect wetlands, water flow, or stream channels?		X	No	No	For comments see attachments
7. Potentially affect the 100-year floodplain?		X	No	No	For comments see attachments
8. Potentially affect ecologically critical areas, federal, state, or local park lands, national or state forests, wilderness areas, scenic areas, wildlife management areas, recreational areas, greenways, or trails?	X		No	No	Atkins J. S. 05/06/2003
9. Contribute to the spread of exotic or invasive species?	X		No	No	Atkins J. S. 05/06/2003
10. Potentially affect migratory bird populations?	X		No	No	Atkins J. S. 05/06/2003
11. Involve water withdrawal of a magnitude that may affect aquatic life or involve interbasin transfer of water?	X		No	No	Williams Jr C. C. 05/22/2003
12. Potentially affect surface water?		X	Yes	No	For comments see attachments
13. Potentially affect drinking water supply?	X		No	No	Williams Jr C. C. 05/22/2003
14. Potentially affect groundwater?	X		No	No	Williams Jr C. C. 05/22/2003
15. Potentially affect unique or important terrestrial habitat?	X		No	No	Atkins J. S. 05/06/2003
16. Potentially affect unique or important aquatic habitat?		X	Yes	No	For comments see attachments

### Part 3. Potential Pollutant Generation

Would the proposed action potentially (including accidental or unplanned)---	No	Yes	Per- mit	Comm- mit- ment	Information Source for Insignificance
1. Release air pollutants?	X		No	No	Williams Jr C. C. 05/22/2003
2. Generate water pollutants?	X		No	No	Williams Jr C. C. 05/22/2003
3. Generate wastewater streams?	X		No	No	Williams Jr C. C. 05/22/2003
4. Cause soil erosion?	X		No	No	Williams Jr C. C. 05/22/2003
5. Discharge dredged or fill materials?	X		No	No	Williams Jr C. C. 05/22/2003
6. Generate large amounts of solid waste or waste not ordinarily generated?	X		No	No	Williams Jr C. C. 05/22/2003
7. Generate or release hazardous waste (RCRA)?	X		No	No	Williams Jr C. C. 05/22/2003
8. Generate or release universal or special waste, or used oil?	X		No	No	Williams Jr C. C. 05/22/2003
9. Generate or release toxic substances (CERCLA, TSCA)?	X		No	No	Williams Jr C. C. 05/22/2003
10. Involve materials such as PCBs, solvents, asbestos, sandblasting material, mercury, lead, or paints?	X		No	No	Williams Jr C. C. 05/22/2003
11. Involve disturbance of pre-existing contamination?	X		No	No	Williams Jr C. C. 05/22/2003
12. Generate noise levels with off-site impacts?	X		No	No	Williams Jr C. C. 05/22/2003
13. Generate odor with off-site impacts?	X		No	No	Williams Jr C. C. 05/22/2003
14. Produce light which causes disturbance?	X		No	No	Williams Jr C. C. 05/22/2003
15. Release of radioactive materials?	X		No	No	Williams Jr C. C. 05/22/2003
16. Involve underground or above-ground storage tanks or bulk storage?	X		No	No	Williams Jr C. C. 05/22/2003
17. Involve materials that require special handling?	X		No	No	Williams Jr C. C. 05/22/2003

### Part 4. Social and Economic Effects

Would the proposed action---	No	Yes	Comm- mit- ment	Information Source for Insignificance
1. Potentially cause public health effects?	X		No	Williams Jr C. C. 05/22/2003
2. Increase the potential for accidents affecting the public?	X		No	Williams Jr C. C. 05/22/2003
3. Cause the displacement or relocation of businesses, residences, cemeteries, or farms?	X		No	Williams Jr C. C. 05/22/2003
4. Contrast with existing land use, or potentially affect resources described as unique or significant in a federal, state, or local plan?	X		No	Williams Jr C. C. 05/22/2003
5. Disproportionately affect minority or low-income populations?	X		No	Williams Jr C. C. 05/22/2003
6. Involve genetically engineered organisms or materials?	X		No	Williams Jr C. C. 05/22/2003
7. Produce visual contrast or visual discord?	X		No	Williams Jr C. C. 05/22/2003
8. Potentially interfere with recreational or educational uses?	X		No	Williams Jr C. C. 05/22/2003
9. Potentially interfere with river or other navigation?	X		No	Williams Jr C. C. 05/22/2003
10. Potentially generate highway or railroad traffic problems?	X		No	Williams Jr C. C. 05/22/2003

### Part 5. Other Environmental Compliance/Reporting Issues

Would the proposed action---	No	Yes	Comm- mit- ment	Information Source for Insignificance
1. Release or otherwise use substances on the Toxic Release Inventory list?	X		No	Williams Jr C. C. 05/22/2003
2. Involve a structure taller than 200 feet above ground level?	X		No	Williams Jr C. C. 05/22/2003
3. Involve site-specific chemical traffic control?	X		No	Williams Jr C. C. 05/22/2003
4. Require a site-specific emergency notification process?	X		No	Williams Jr C. C. 05/22/2003
5. Cause a modification to equipment with an environmental permit?	X		No	Williams Jr C. C. 05/22/2003

Description of Proposed Action (Include Anticipated Dates of Implementation)

Continued from Page 1

Parts 1 through 4: If "yes" is checked, describe in the discussion section following this form why the effect is insignificant. Attach any conditions or commitments which will ensure insignificant impacts. Use of non-routine commitments to avoid significance is an indication that consultation with NEPA Administration is needed.

An  EA or  EIS will be prepared.

Based upon my review of environmental impacts, the discussions attached, and/or consultations with NEPA Administration, I have determined that the above action does not have a significant impact on the quality of the human environment and that no extraordinary circumstances exist. Therefore, this proposal qualifies for a categorical exclusion under Section 5.2 of TVA NEPA Procedures.

Project Initiator/Manager Charles C. Williams Jr.		Date 05/22/2003
TVA Organization RSO&E	E-mail ccwillie@tva.gov	Telephone

**Site Environmental Compliance Reviewer**

**Final Review/Closure**

\_\_\_\_\_  
*Signature*

Charles C. Williams Jr. 05/22/2003  
*Signature*

**Other Review Signatures (as required by your organization)**

Rupert O. Westfield JR. 05/22/2003  
*Signature*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature*

**Attachments/References**

CEC General Comment Listing

1. See comment in Part 2, question 8-Wetlands  
By: J. Scott Atkins, 05/15/2003

2. RLR # 126115. The applicant has requested to excavate and use the spoil to extend her yard. She also want to remove the existing cross tie retaining wall at approximately 1785 ft elev and place minor fill to smooth this area out. The gravel driveway will be relocated and the minor fill will cover it.  
By: ALIS Added Comment  
Files: 126115.pdf 10/30/2002 197,433 Bytes

126115p.doc 10/30/2002 1,861,440 Bytes

3. Sketch of revised scope.  
By: ALIS Added Comment  
Files: 126115d.pdf 04/09/2003 12,992 Bytes

#### CEC Comment Listing

##### Part 2 Comments

2. Although an archaeological site has been identified near this location on Nottely Shoreline, the site is not considered significant (i.e. eligible for listing in the National Register). The GA SHPO has concurred in this determination. Therefore, no significant historic properties will be affected by this action. Concur with approval. Debbi Prince  
By: Danny E Olinger 11/06/2002
6. There are 2.47 acres of wetlands classified as Palustrine, Emergent, Persistent, artificially flooded (Cowardin et al. 1979) that would be negatively impacted by this proposal. RS Guidelines 3.3 states that unavoidable impacts to wetlands should be mitigated. It should be noted here that an EA will be prepared to address this situation.  
By: J Scott Atkins 05/06/2003
7. See attached response.  
By: Roger A. Milstead 11/08/2002  
Files: 126115mur.doc 11/08/2002 11,264 Bytes
12. Impacts to surface water and the aquatic environment resulting from the proposed activities will be insignificant with the implementation of the following General and Standard Conditions for Section 26a and land use actions: General Condition 9, Standard Conditions 3c, 6a, 6d, and 8i.  
By: George E Peck 11/06/2002  
Files: 06-126115-26a.doc 11/06/2002 11,776 Bytes
16. Impacts to surface water and the aquatic environment resulting from the proposed activities will be insignificant with the implementation of the following General and Standard Conditions for Section 26a and land use actions: General Condition 9, Standard Conditions 3c, 6a, 6d, and 8i.  
By: George E Peck 11/06/2002  
Files: 06-126115-26a.doc 11/06/2002 11,776 Bytes

#### CEC Permit Listing

##### Part 2 Permits

12. possibly COE and State  
By: George E Peck 11/06/2002
16. possibly COE and State  
By: George E Peck 11/06/2002

**Entered in ENTRAC on 11/08/02**

November 8, 2002

The proposed project involves relocating soil material within the 100-year floodplain and flood control storage zone. The project would comply with Executive Order 11988 and the TVA Flood Control Storage Loss Guideline because no fill material would be placed in the floodplain or flood control storage zone. No development is proposed for the project area. From the standpoint of Flood Control, we have no objection to the proposed project.

The following information was entered in ENTRAC:

<u>Category</u>	<u>Potentially Affect the 100-Year Floodplain?</u>	<u>Permit(s)</u>	<u>Commitment(s)</u>
Part 2 #7 - Floodplains	Yes	No	No

Roger A. Milstead, P.E.  
Manager, Flood Risk and Data Management

---

November 6, 2002

There are no particularly unique aquatic habitats that would be adversely impacted by the proposed excavation and fill. Aquatic habitat that would be impacted is essentially shallow, featureless soil and gravel. Stream channels, rock outcrops, or extensive areas of woody habitat will not be altered.

Impacts to surface water and the aquatic environment resulting from the proposed activities will be insignificant with the implementation of the following General and Standard Conditions for Section 26a and land use actions: General Condition 9, Standard Conditions 3c, 6a, 6d, and 6i.

George Peck

Attachment 2



### Request to Excavate and Fill on Nottely Reservoir

Angelica Palank is requesting TVA approval to excavate approximately 533 cubic yards of soil to be relocated on private property within the 100 year floodplain. TVA owns an easement to flood this private property up to the 1785-foot contour elevation. This action would potentially impact 0.17 acre of wetlands.

This area is located on Nottely Reservoir, Union County, GA.

TVA is interested in receiving comments on the potential of the proposed action to affect the environment, historic properties, and to identify any other issues associated with this proposal. These comments will be used in reaching a decision concerning the proposed action.

TVA has prepared a draft environmental assessment on the potential environmental impacts for the proposed action. You can view this document at [www.tva.gov/environment/reports/index.htm#assess](http://www.tva.gov/environment/reports/index.htm#assess).

All written comments regarding this proposed action must be received on or before November 7, 2003, and should be directed to:

Charles C. Williams, Jr., TVA  
221 Old Ranger Road  
Murphy, NC 28906  
(828) 837-3527



Attachment 3

RECEIVED

JUN 24 2003

ATHENS, GA  
USPS



Tennessee Valley Authority, 400 West Summit Hill Drive, Knoxville, Tennessee 37902-1499

June 17, 2003

Ms. Robin Goodloe  
U.S. Fish and Wildlife Service  
380 Meigs Street  
Athens, Georgia 30601

Dear Ms. Goodloe:

DRAFT ENVIRONMENTAL ASSESSMENT (EA) FOR PALANK SECTION 26A  
REQUEST FOR EXCAVATION AND FILL AND MINOR FILL ON FLOWAGE  
EASEMENT - NOTTELY RESERVOIR, UNION COUNTY, GEORGIA

Enclosed for your information is the draft EA for the proposed excavation and fill and minor fill on Nottely Reservoir in Union County, Georgia. The proposed action would affect 0.17 acre of wetlands.

Should you have any questions, please contact Harold M. Draper at (865) 632-6889 or [hmdraper@tva.gov](mailto:hmdraper@tva.gov).

Sincerely,

Jon M. Loney, Manager  
NEPA Administration  
Environmental Policy and Planning

*EA- Administrative Record  
Agency Comment  
Palank Dock and Excavation  
2003-110*



U. S. Fish and Wildlife Service, 247 S. Millidge Ave., Athens, Georgia 30605  
Phone: (706) 613-9493 Fax: (706) 613-6059

FWS Log No. NG-03-448-UN10

The Service has reviewed the plans for this proposed project. Based on the information you provided, no further action is required under Section 7(a)(2) of the Endangered Species Act. However, if new information or project changes involve federally listed species, further consultation with the Service will be required.

Sandra S. Tucker, Field Supervisor

6/29/03  
Date

*NG-03-448-UN10*



# Office of Planning and Budget

Sonny Perdue  
Governor

Timothy A. Connell  
Director

RECEIVED  
Environmental Policy and Planning

## GEORGIA STATE CLEARINGHOUSE MEMORANDUM EXECUTIVE ORDER 12372 REVIEW PROCESS

JUL 24 2003

TO: Jon Loney  
NEPA Administration  
Tennessee Valley Authority  
400 W. Summit Hill Dr.  
Knoxville, TN 37902-1499

Doc Type: EA Admin Records  
Index Field: Agency Comments  
Project Name: Palank - without fill  
Project No.: 2003-107

FROM: Barbara Jackson  
Georgia State Clearinghouse  
270 Washington Street, SW, Eighth Floor  
Atlanta, Georgia 30334

DATE: 7/22/2003

SUBJECT: Executive Order 12372 Review

PROJECT: Draft EA: Palank Request for 26A Permit for Excavation and Fill and a Minor Fill  
on Flowage Easement - Nottely Reservoir (Union County, GA)

STATE ID: GA030620001

CFDA NO.:

The State level review of the above referenced proposal has been completed. This proposal has been found to be consistent with those state or regional goals, policies, plans, fiscal resources, criteria for Developments of Regional Impact (DRI), environmental impacts, federal executive orders, acts and/or rules and regulations with which the state is concerned. **THIS MEMORANDUM AND ITS ENCLOSURES MUST BE SENT TO THE FEDERAL FUNDING AGENCY.** Thank you.

Additional Comments: The applicant is advised that the Georgia Mountains RDC and the Soil and Water Conservation Commission were included in this review but chose not to comment within the review period. Should they submit comments, they will be forwarded to you.

/bj

Enc.: EPD/Flood Plain Mgt, July 4, 2003  
GA Geologic Survey, June 25, 2003

270 Washington Street, S.W., Atlanta, Georgia 30334  
An Equal Opportunity Employer

Form SC-4  
January 1995

GEORGIA STATE CLEARINGHOUSE MEMORANDUM  
EXECUTIVE ORDER 12372 REVIEW PROCESS

TO: Barbara Jackson  
Georgia State Clearinghouse  
270 Washington Street, SW, Eighth Floor  
Atlanta, Georgia 30334

FROM: MR. COLLIS BROWN  
EPD/FLOOD PLAIN MANAGEMENT

SUBJECT: Executive Order 12372 Review

PROJECT: Draft EA: Palank Request for 26A Permit for Excavation and Fill and a Minor  
Fill on Flowage Easement - Nottely Reservoir (Union County, GA)

STATE ID: GA030620001

DATE: 7-02-2003

*AK*

This notice is considered to be consistent with those state or regional goals, policies, plans, fiscal resources, ~~criteria for developments of regional impact~~ environmental impacts, federal executive orders, acts and/or rules and regulations with which this organization is concerned.

This notice is not consistent with:

- The goals, plans, policies, or fiscal resources with which this organization is concerned. (Line through inappropriate word or words and prepare a statement that explains the rationale for the inconsistency. Additional pages may be used for outlining the inconsistencies).
- The criteria for developments of regional impact, federal executive orders, acts and/or rules and regulations administered by your agency. Negative environmental impacts or provision for protection of the environment should be pointed out. (Additional pages may be used for outlining the inconsistencies).
- This notice does not impact upon the activities of the organization.

Form SC-3  
January 1995

**RECEIVED**

JUL 04 2003

GEORGIA STATE CLEARINGHOUSE MEMORANDUM  
EXECUTIVE ORDER 12372 REVIEW PROCESS

TO: Barbara Jackson  
Georgia State Clearinghouse  
270 Washington Street, SW, Eighth Floor  
Atlanta, Georgia 30334

FROM: *For* *Page Carter*  
MR. BILL MCLEMORE  
GEORGIA GEOLOGIC SURVEY

SUBJECT: Executive Order 12372 Review

PROJECT: Draft EA: Palank Request for 26A Permit for Excavation and Fill and a Minor  
Fill on Flowage Easement - Nottely Reservoir (Union County, GA)

STATE ID: GA030620001

DATE: 6/24/03

- This notice is considered to be consistent with those state or regional goals, policies, plans, fiscal resources, ~~criteria for developments of regional impact~~, environmental impacts, federal executive orders, acts and/or rules and regulations with which this organization is concerned.

This notice is not consistent with:

- The goals, plans, policies, or fiscal resources with which this organization is concerned. (Line through inappropriate word or words and prepare a statement that explains the rationale for the inconsistency. Additional pages may be used for outlining the inconsistencies).
- The criteria for developments of regional impact, federal executive orders, acts and/or rules and regulations administered by your agency. Negative environmental impacts or provision for protection of the environment should be pointed out. (Additional pages may be used for outlining the inconsistencies).
- This notice does not impact upon the activities of the organization.

Form SC-3  
January 1995

RECEIVED

JUN 25 2003