

Linear Feasibility Program

Introduction

This feasibility program was developed by Rockdale County to set reasonable criteria for determining when it would be infeasible to implement stormwater management standards for linear transportation projects being constructed by Rockdale County, other local governments, and State agencies. Under normal circumstances, linear transportation projects that exceed the thresholds in Ordinance Sections 310-34(a) or 310-34(b) must adhere to the stormwater management standards in Ordinance Section 310-36. However, linear transportation projects being constructed by Rockdale County, other local governments, or State agencies may be partially or wholly exempted from such standards under certain circumstances. For this exemption to apply, an infeasibility report that is compliant with Rockdale County's linear feasibility program shall first be submitted to the stormwater director that contains adequate documentation to support the evaluation for the applicable portion(s) and any resulting infeasibility determination, if any, by the stormwater director.

Program Requirements

1. All planning, design, permitting, review, and approval activities associated with this program shall be performed in compliance with Rockdale County's MS4 Permit and Ordinance, and shall be based upon the considerations presented in GSMM Volume 1, Section 4.4.2, and GSMM Volume 2.
2. To be considered for an exemption under this program, an infeasibility report shall be submitted to the stormwater director as early in the planning and design phases as possible. The following items are required in the report, and shall be prepared and certified by appropriately-licensed professionals:
 - a. Written narrative describing the project, its limitations, and the relief requested;
 - b. Supporting documentation which demonstrates that it would be infeasible to comply with one or more of the stormwater management standards in Ordinance Section 310-36 (hereafter, "compliance"). The following circumstances are considered to be infeasible:
 - i. Compliance would constitute greater than 15% of the total project cost.
 - ii. Compliance would delay the beginning or end of the project's construction by at least 180 days.
 - iii. Compliance would pose a threat to public safety, infrastructure, the environment, or historic resources.
 - iv. Compliance would permanently displace a resident or business.
 - v. Compliance would cause a violation of a State or Federal law, regulation, or standard.
3. The stormwater director shall have sufficient time to review the infeasibility report and provide comments.
4. The stormwater director shall have sole discretion over what constitutes sufficient justification of infeasibility and over what exemptions, if any, will be granted.

5. The infeasibility report shall be revised as project details change, or as required by the stormwater director.
6. No exemption will be applied to a project without the stormwater director's written approval of the most current revision of the infeasibility report.
7. The stormwater director may rescind or modify any exemption granted, and may require additional measures, if at any time these provisions or their supporting documents are violated or invalidated.
8. All submitted infeasibility reports, review comments, approvals, decisions, and correspondence associated with a project shall be kept on record for future reference.
9. The stormwater director may revise this program as deemed necessary, subject to the review and approval of the Georgia Department of Natural Resources, Environmental Protection Division.