



**ENERGY AND ENVIRONMENT CABINET**  
**DEPARTMENT FOR ENVIRONMENTAL PROTECTION**

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July 19, 2023

Josh Frost  
Chief, Regulatory Division  
U.S. Army Corps of Engineers, Nashville District  
3701 Bell Road  
Nashville, TN 37214-2660

Re: §401 Water Quality Certification  
Programmatic General Permit (PGP) 23-10  
USACE ID Number: LRN-2022-00417

Dear Mr. Frost:

The Kentucky Division of Water has reviewed the Proposed Programmatic General Permit (PGP) 23-10 issued by the U.S. Army Corps of Engineers, Nashville District for the purposes of providing State certification in accordance with Section 401 of the Clean Water Act (CWA). This programmatic general permit authorizes minor structures, work, and associated minor activities in the Tennessee Valley Authority Reservoirs and slackwaters in the following waters of the Commonwealth of Kentucky: Kentucky Lake.

Pursuant to Section 401 of the CWA and 40 CFR 121.7(c), the Commonwealth of Kentucky certifies it has reasonable assurances that applicable water quality standards under Kentucky Administrative Regulations Title 401, Chapter 10, established pursuant to Sections 301, 302, 303, 304, 306, and 307 of the CWA, will not be violated by the above referenced programmatic general permits. The Kentucky Division of Water hereby **certifies as written** the Programmatic General Permit 23-PGP-01 for minor structures, work, and associated minor activities. Please contact the Water Quality Certification Section with any questions by calling (502)-564-3410 or by emailing [401WQC@ky.gov](mailto:401WQC@ky.gov).

Sincerely,

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**Samantha Vogeler, Supervisor**  
Water Quality Certification Section  
Kentucky Division of Water