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Notice of Kentucky Water Quality Standards Triennial Review

Kentucky Division of Water

August 15, 2024

In accordance with the federal Clean Water Act (CWA), Congress gave states the responsibility of establishing objectives or goals for managing, maintaining, and enhancing water quality which are commonly referred to as state water quality standards (WQS). Every three years states must review their water quality standards, hold a public listening session, and provide a 45-day public comment period pursuant to Section 303(c)(1) of the CWA. This collective process is called a “Triennial Review”.

The Kentucky Division of Water (the “Division”) hereby gives notice of its intent to conduct a hybrid Triennial Review public listening session and collect public comments to satisfy the requirements of Section 303(c)(1) of the CWA. The listening session and comments received will assist the Division in determining what revisions, if any, to its WQS may be appropriate in this Triennial Review. Following the comment period for this Triennial Review, and to comply with the federal CWA, the cabinet intends to update the Domestic Water Supply intake location table and add a number of Outstanding State Resource Waters (OSRWs) to 401 KAR 10:026 and Exceptional Waters to 401 KAR 10:030 pursuant to the administrative regulation promulgation process contained in KRS Chapter 13A (Administrative Regulations). These lists have not been updated since 2018.

For reference, Kentucky WQS in 401 KAR Chapter 10 may be accessed online at <https://apps.legislature.ky.gov/law/kar/titles/401/010/> and individual regulations at:

401 KAR 10:001 (Definitions for Chapter 10) - <https://apps.legislature.ky.gov/law/kar/titles/401/010/001/>

401 KAR 10:026 (Designation of uses of surface water) - <https://apps.legislature.ky.gov/law/kar/titles/401/010/026/>

401 KAR 10:029 (General Provisions) - <https://apps.legislature.ky.gov/law/kar/titles/401/010/029/>

401 KAR 10:030 (Antidegradation policy implementation methodology) - <https://apps.legislature.ky.gov/law/kar/titles/401/010/030/>

401 KAR 10:031 (Surface water standards) - <https://apps.legislature.ky.gov/law/kar/titles/401/010/031/>

The Division invites comments from interested parties and members of the public regarding any WQS that it should consider for potential revision. Comments should include the topic, whether the topic is already covered by the WQS regulations, and any suggested revision and basis of support for the suggested revision. Any technical or scientific information, reports, or data should be included.

[Type here]

The Division will receive comments on topics and issues of interest related to WQS from interested parties during the listening session until all verbal comments have been received, The Division encourages anyone who desires to speak at the listening session to contact the Division staff listed below on or before 4 p.m. EST August 28, 2024, and also provide their comments in writing for accuracy. Written comments will receive the same consideration as verbal comments received during the listening session.

Public Listening Session information:

Thursday, August 29, 2024
6:00 p.m. EST

Join TEAMS Meeting:

TEAMs Link: [Join the meeting now](#)

or

https://teams.microsoft.com/l/meetup-join/19%3ameeting_ODImMzI1OGYtMTE4Yi00ZWRjLTk3MWQtNzM4MGYwMDY4MmVi%40thread.v2/0?context=%7b%22Tid%22%3a%22d77c7f4d-d767-461f-b625-0628792e9e2a%22%2c%22Oid%22%3a%221867e5f3-2173-468d-a098-9e7e30848f15%22%7d

Meeting ID: 281 864 036 853

Passcode: t3GPcE

Dial in by phone

[+1 502-632-6289](tel:+15026326289), [431591468#](tel:+1431591468) United States, Louisville

Phone conference ID: 431 591 468#

or attend in person at:

Energy & Environment Cabinet
300 Sower Blvd, Training Room B
Frankfort, KY 40601

The Division will accept written comments until **October 4, 2024 at 4:00 p.m. EDT**, by U.S. Mail to:

Andrea M. Fredenburg.
Water Quality Standards Coordinator
Division of Water
300 Sower Blvd., 3 NE WK #10
Frankfort, KY 40601

Or, by email to: Andrea.Fredenburg@ky.gov (Subject Line: "2024 Triennial Review")