

**COMMONWEALTH OF KENTUCKY
ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WATER**

**APPLICATION FOR PERMIT TO CONSTRUCT ACROSS OR ALONG A STREAM
AND / OR WATER QUALITY CERTIFICATION**

Chapter 151 of the Kentucky Revised Statutes requires approval from the Division of Water prior to any construction or other activity in or along a stream that could in any way obstruct flood flows or adversely impact water quality. *If the project involves work in a stream, such as bank stabilization, dredging or relocation, a 401 Water Quality Certification (WQC) from the Division of Water will be required.* This completed form will be forwarded to the Water Quality Branch for WQC processing. The project may not start until all necessary approvals are received from the KDOW. For questions concerning the WQC process, contact the WQC section at 502/564-3410.

If the project will disturb more than 1 acre of soil, A Notice of Intent for Storm Water Discharges will also be required. Forms can be obtained at <http://water.ky.gov/permitting/pages/generalpermits.aspx>

1. **OWNER:** EEC/PPC/Kentucky Division of Abandoned Mine Lands
Give name of person(s), company, governmental unit, or other owner of proposed project.
MAILING ADDRESS: 85 State Police Road, London Ky 40741
TELEPHONE #: 606-330-2085 **EMAIL:** Stefanie.mills@ky.gov
2. **AGENT:** Stefanie Mills
Give name of person(s) submitting application, if other than owner.
ADDRESS: 85 State Police Road, London Ky 40741
TELEPHONE #: 606-330-2085 **EMAIL:** stefanie.mills@ky.gov
3. **ENGINEER:** Robert D. Jones **P.E. NUMBER:** 22044
Contact Division of Water if waiver can be granted.
TELEPHONE #: 502-782-2599 **EMAIL:** Bob.jones@ky.gov
4. **DESCRIPTION OF CONSTRUCTION:** Up to 1,235 linear feet of stone-lined ditch will be installed within an existing unnamed tributary of Hooker Branch. Acid mine drainage will be treated by means of limestone rock and limestone sand. Five permanent gabion weirs and the installation, maintenance, and removal of two temporary sediment traps will prevent significant amounts of benthic sediments that are disturbed during construction from propagating downstream from the construction site. Two existing pipes within the ditchline will be replaced with a concrete box culvert.
List the items to be constructed in the floodplain
5. **COUNTY:** Clay **NEAREST COMMUNITY:** Manchester
6. **USGS QUAD NAME** Manchester **LATITUDE/LONGITUDE:** 37.149023, -83.82866
7. **STREAM NAME:** Unnamed tributary to Hooker Branch **WATERSHED SIZE (in acres):** _____
8. **LINEAR FEET OF STREAM and/or ACRES OF WETLAND IMPACTED:** 1,235
9. **DIRECTIONS TO SITE:** From McDonald's in Manchester, travel 0.9 miles along Muddy Gap Road and turn left onto KY-687. Continue for 2.9 miles and turn left onto Hooker Road (House Branch–Hooker Branch Road). Travel 1.3 miles and turn left onto Valleybrook Road, then take an immediate left onto the unnamed paved road. The Finley residence is the first house on the left.

10. **IS ANY PORTION OF THE REQUESTED PROJECT NOW COMPLETE?** ☐ Yes ☒ No If yes, identify the completed portion on the drawings you submit and indicate the date activity was completed. DATE: _____
11. **ESTIMATED BEGIN CONSTRUCTION DATE:** 11/15/2026
12. **ESTIMATED END CONSTRUCTION DATE:** 07/13/2027
13. **HAS A PERMIT BEEN RECEIVED FROM THE US ARMY, CORPS of ENGINEERS?** ☐ Yes ☒ No If yes, attach a copy of that permit.
14. **THE APPLICANT *MUST* ADDRESS PUBLIC NOTICE:**

(a) **PUBLIC NOTICE HAS BEEN GIVEN FOR THIS PROPOSAL BY THE FOLLOWING MEANS:**

- ☒ Public notice in newspaper having greatest circulation in area (provide newspaper clipping or affidavit)
- ☐ Adjacent property owner(s) affidavits (Contact Division of Water for requirements)

(b) ☐ **I REQUEST WAIVER OF PUBLIC NOTICE BECAUSE:**

Contact Division of Water for requirements.

15. **I HAVE CONTACTED THE FOLLOWING CITY OR COUNTY OFFICIALS CONCERNING THIS PROJECT:**
Andy Rice-Clay County Floodplain Coordinator

Give name and title of person(s) contacted and provide copy of any approval city or county may have issued.

16. **LIST OF ATTACHMENTS:** Project plan set and 7.5 minute USGS Topo have been included.
List plans, profiles, or other drawings and data submitted. Attach a copy of a 7.5 minute USGS
topographic map clearly showing the project location.

17. I, SLM (owners Initials) **CERTIFY THAT THE OWNER OWNS OR HAS EASEMENT RIGHTS ON ALL PROPERTY ON WHICH THIS PROJECT WILL BE LOCATED OR ON WHICH RELATED CONSTRUCTION WILL OCCUR** (for dams, this includes the area that would be impounded during the design flood).

18. **REMARKS:** _____

I hereby request approval for construction across or along a stream as described in this application and any accompanying documents. To the best of my knowledge, all the information provided is true and correct.

SIGNATURE: _____
Owner or Agent sign here. (If signed by Agent, a Power of Attorney should be attached.)

DATE: _____

SIGNATURE OF LOCAL FLOODPLAIN COORDINATOR:

Permit application will be returned to applicant if not properly endorsed by the local floodplain coordinator.

DATE: _____

SUBMIT APPLICATION AND ATTACHMENTS TO:

Floodplain Management Section
Division of Water
300 Sower Boulevard
Frankfort, KY 40601

- or -

DOWFloodplain@ky.gov