

U.S. Army Corps of Engineers (USACE)
NATIONWIDE PERMIT PRE-CONSTRUCTION NOTIFICATION (PCN)

For use of this form, see 33 CFR 330; the proponent agency is CECW-COR.

Form Approved -
OMB No. 0710-0003
Expires: 2027-10-31

DATA REQUIRED BY THE PRIVACY ACT OF 1974

Authority Rivers and Harbors Act, Section 10, 33 USC 403; Clean Water Act, Section 404, 33 USC 1344; Regulatory Program of the Corps of Engineers (Corps); Final Rule 33 CFR 320-332.

Principal Purpose Information provided on this form will be used in evaluating the nationwide permit pre-construction notification.

Routine Uses This information may be shared with the Department of Justice and other federal, state, and local government agencies, and the public and may be made available as part of the agency coordination process.

Disclosure Submission of requested information is voluntary, however, if information is not provided the permit application cannot be evaluated nor can a permit be issued.

The public reporting burden for this collection of information, 0710-0003, is estimated to average 11 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or burden reduction suggestions to the Department of Defense, Washington Headquarters Services, at whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil. Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number.

PLEASE DO NOT RETURN YOUR RESPONSE TO THE ABOVE EMAIL.

One set of original drawings or good reproducible copies which show the location and character of the proposed activity must be attached to this application (see *sample drawings and/or instructions*) and be submitted to the district engineer having jurisdiction over the location of the proposed activity. An application that is not completed in full will be returned.

(ITEMS 1 THRU 4 TO BE FILLED BY THE CORPS)

1. APPLICATION NO.	2. FIELD OFFICE CODE	3. DATE RECEIVED	4. DATE APPLICATION COMPLETE
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(ITEMS BELOW TO BE FILLED BY APPLICANT)

5. APPLICANT'S NAME First - Stefanie Middle - Lynn Last - Mills Company - Division of Abandoned Mine Lands Company Title - Environmental Scientist Advisor E-mail Address - Stefanie.Mills@Ky.gov	8. AUTHORIZED AGENT'S NAME AND TITLE (<i>agent is not required</i>) First - Middle - Last - Company - E-mail Address -
6. APPLICANT'S ADDRESS Address- 85 State Police Road City - London State - Ky ZIP - 40741 Country - US	9. AGENT'S ADDRESS Address- City - State - ZIP - Country -
7. APPLICANT'S PHONE NOs. with AREA CODE a. Residence b. Business c. Fax d. Mobile 606-330-2085 606-224-0333	10. AGENT'S PHONE NOs. with AREA CODE a. Residence b. Business c. Fax d. Mobile

STATEMENT OF AUTHORIZATION

11. I hereby authorize, Stefanie L. Mills to act in my behalf as my agent in the processing of this nationwide permit pre-construction notification and to furnish, upon request, supplemental information in support of this nationwide permit pre-construction notification.

<u>Stefanie L. Mills</u> Digitally signed by Stefanie L. Mills Date: 2026.06.01 09:52:19 -04'00'	<u>2026-06-01</u>
SIGNATURE OF APPLICANT	DATE

NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

12. PROJECT NAME or TITLE (*see instructions*)
25011AML

NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

13. NAME OF WATERBODY, IF KNOWN (<i>if applicable</i>) Laurel Branch	14. PROPOSED ACTIVITY STREET ADDRESS (<i>if applicable</i>) 340 Brandy Lane								
15. LOCATION OF PROPOSED ACTIVITY (<i>see instructions</i>) <table style="width:100%;"> <tr> <td style="width:33%;">Latitude</td> <td style="width:33%;">°N</td> <td style="width:33%;">Longitude</td> <td style="width:33%;">°W</td> </tr> <tr> <td>37.266220°</td> <td></td> <td>-83.253265°</td> <td></td> </tr> </table>	Latitude	°N	Longitude	°W	37.266220°		-83.253265°		City: State: ZIP: Busy Ky 41723
Latitude	°N	Longitude	°W						
37.266220°		-83.253265°							
16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (<i>see instructions</i>) <table style="width:100%;"> <tr> <td style="width:50%;">State Tax Parcel ID</td> <td style="width:50%;">Municipality</td> </tr> <tr> <td>075-00-00-007.00</td> <td></td> </tr> <tr> <td>Section</td> <td>Range</td> </tr> <tr> <td></td> <td></td> </tr> </table>		State Tax Parcel ID	Municipality	075-00-00-007.00		Section	Range		
State Tax Parcel ID	Municipality								
075-00-00-007.00									
Section	Range								
17. DIRECTIONS TO THE SITE From London, take exit 56 on the Hal Rogers Parkway and turn left at end of ramp onto KY-451. Travel to stop sign and turn right onto KY-80 E, then travel 0.6 miles. Turn left onto Couchtown Road and travel 0.4 miles. Make slight right onto Brandy Lane and travel 0.3 miles to 340 Brandy Lane. The Joseph residences are on the left at coordinates: 37.266220°, -83.253265°.									
18. IDENTIFY THE SPECIFIC NATIONWIDE PERMIT(S) YOU PROPOSE TO USE TBD									
19. DESCRIPTION OF PROPOSED NATIONWIDE PERMIT ACTIVITY (<i>see instructions</i>) The KDAML is proposing an action for abandoned mine lands that will consist of reclaiming a relict sediment structure in Perry County, Kentucky (37.266549°N, -83.253528°W). The proposed action will include the draining of the relict sediment structure, conversion of approximately 600 linear feet of an intermittent stream channel (Laurel Branch) to rock-lined ditch below the relict sediment structure, followed by replacing 180 linear feet of existing 48-inch diameter culvert beneath the residential lawn, another 90 linear feet of rock-lined ditch, followed by replacing an additional 60 linear feet of exiting 48-inch diameter culvert. Additionally, a secondary drainage system will include clearing approximately 200 linear feet of existing roadside ditch, installation of approximately 40 linear feet of 15-inch diameter culvert, and 200 linear feet of subdrain. .									
20. DESCRIPTION OF PROPOSED MITIGATION MEASURES (<i>see instructions</i>) The water within the relict sediment structure will be treated to achieve a pH of between 6.0 and 9.0 standard units prior to release. An intermittent stream (Laurel Branch) will be directly impacted as a result of this action. A stringently formulated erosion and sediment control program will be implemented to prevent significant amounts of sediment from entering area streams.									
21. PURPOSE OF NATIONWIDE PERMIT ACTIVITY (<i>Describe the reason or purpose of the project, see instructions</i>) Drainage and sediment from a nearby mining pond are negatively impacting two homes owned by Mr. Joseph. The mining pond dam is severely eroded, and one of the homes sits in a direct path downslope from the dam. Should the dam breach, the safety of the home and family may be in danger.									
22. QUANTITY OF WETLANDS, STREAMS, OR OTHER TYPES OF WATERS DIRECTLY AFFECTED BY PROPOSED NATIONWIDE PERMIT ACTIVITY (<i>see instructions</i>) <table style="width:100%;"> <tr> <td style="width:33%;">Acres</td> <td style="width:33%;">Linear Feet</td> <td style="width:33%;">Cubic Yards Dredged or Discharged</td> </tr> <tr> <td>0.24</td> <td>870</td> <td>650</td> </tr> </table>		Acres	Linear Feet	Cubic Yards Dredged or Discharged	0.24	870	650		
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Each PCN must include a delineation of wetlands, other special aquatic sites, and other waters, such as lakes and ponds, and perennial, intermittent, and ephemeral streams, on the project site.									
23. List any other NWP(s), regional general permit(s), or individual permit(s) used or intended to be used to authorize any part of the proposed project or any related activity. (<i>see instructions</i>) Floodplain General Permit Coverage has been approved by Kentucky Division of Water									
24. If the proposed activity will result in the loss of greater than 1/10-acre of wetlands and/or the loss of greater than 3/100-acre of stream bed and requires pre-construction notification, explain how the compensatory mitigation requirement in paragraph (c) and/or paragraph (d) of general condition 23 will be satisfied, or explain why the adverse environmental effects are no more than minimal and why compensatory mitigation should not be required for the proposed activity.									

25. Is any portion of the nationwide permit activity already complete? ☐ Yes ☒ No If Yes, describe the completed work:

26. List the name(s) of any species listed as endangered or threatened under the Endangered Species Act that might be affected by the proposed NWP activity or utilize the designated critical habitat that might be affected by the proposed NWP activity. (*see instructions*)

The forested habitat located within the action area was identified as suitable summer roosting, foraging, and commuting habitat for these species, and the proposed action will require the removal of 1.3 acres of this habitat. Based on potential impacts to suitable summer roosting, foraging, and commuting habitat, we concur with your determination that the proposed action "may affect, is likely to adversely affect" the Indiana bat and northern long-eared bat. A voluntary payment to the IBCF will be made.

27. List any historic properties that have the potential to be affected by the proposed NWP activity or include a vicinity map indicating the location of the historic property or properties. (*see instructions*)

None

28. For a proposed NWP activity that will occur in a component of the National Wild and Scenic River System, or in a river officially designated by Congress as a "study river" for possible inclusion in the system while the river is in an official study status, identify the Wild and Scenic River or the "study river":

N/A

29. If the proposed NWP activity also requires permission from the Corps pursuant to 33 U.S.C. 408 because it will alter or temporarily or permanently occupy or use a U.S. Army Corps of Engineers federally authorized civil works project, have you submitted a written request for section 408 permission from the Corps district having jurisdiction over that project? ☐ Yes ☒ No

If "yes", please provide the date your request was submitted to the Corps district:

30. If the terms of the NWP(s) you want to use require additional information to be included in the PCN, please include that information in this space or provide it on an additional sheet of paper marked Block 30. (*see instructions*)

N/A

31. Pre-construction notification is hereby made for one or more nationwide permit(s) to authorize the work described in this notification. I certify that the information in this pre-construction notification is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.

Stefanie L. Mills

Digitally signed by Stefanie L. Mills
Date: 2026.06.01 09:52:42 -04'00'

2026-06-01

SIGNATURE OF APPLICANT

DATE

SIGNATURE OF AGENT

DATE

The pre-construction notification must be signed by the person who desires to undertake the proposed activity (applicant) and, if the statement in Block 11 has been filled out and signed, the authorized agent.

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.