

General Certification--Nationwide Permit # 14
Linear Transportation Projects
Page 5

22. The Kentucky Division of Water may require submission of a formal application for an Individual Certification for any project that has been determined to likely have a significant adverse effect upon water quality or degrade surface waters so that existing uses of the water body or downstream waters are precluded. [Statement A and citations KRS 224.70-110, 401 KAR 10:030, Section 1(3)(b) & Section 1(4)(b); and 401 KAR 10:031, Section 2 & Section 4]
23. If the final issued General Permit for Nationwide Permit 14 Linear Transportation Projects changes significantly, the Division of Water may opt to deny certification for this permit. [Statements A and D and citations KRS 224.70-110, 401 KAR 10:030, Section 1(3)(b) & Section 1(4)(b); and 401 KAR 10:031, Section 2 & Section 4]

Statements of Necessity:

- A. This condition is necessary to protect waters categorized under the anti-degradation policy to protect the designated and existing uses and to maintain the associated water quality criteria necessary to protect these water resources.
- B. This condition is necessary to protect existing uses and the level of water quality necessary to protect those existing uses shall be assured in impaired water.
- C. This condition is necessary for long-term protection of compensatory mitigation sites.
- D. This condition is necessary to provide for the prevention, abatement, and control of all water pollution and to conserve water resources for legitimate uses, safeguard from pollution the uncontaminated waters, prevent the creation of any new pollution, and abate any existing pollution.
- E. This condition is necessary to protect domestic water supply use.
- F. This condition is necessary to evaluate, develop, and improve best-management practices in conservation plans, compliance plans, and forest stewardship management plans; establish statewide and regional agriculture water quality plans; and otherwise promote soil and water conservation activities that protect surface waters from the adverse impacts of agriculture operations within the Commonwealth.

Violation of Kentucky state water quality standards may result in civil penalties and remediation actions.

For assistance contact the Kentucky Division of Water, Water Quality Certification Section by email (401WQC@ky.gov) or by phone (502)-564-3410.



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, LOUISVILLE DISTRICT
600 DR. MARTIN LUTHER KING JR PL
LOUISVILLE, KY 40202

October 24, 2023

Regulatory Division
South Branch
ID No. LRL-2023-00487

Emma Priger
Kentucky Transportation Cabinet (KYTC)
DEA
200 Mero Street
Frankfort, Kentucky

Dear Ms. Priger:

This is in response to your request for authorization to discharge dredged or fill material into "waters of the United States (U.S.)" to improve an existing access road to Sky View Estates in Perry County, Ky. The proposed project would impact approximately 164 linear feet (0.009 acre) of an unnamed intermittent tributary to Little Willard Creek and 0.070 acre of an emergent wetland, respectively. The information supplied by you was reviewed to determine whether a Department of the Army (DA) permit will be required under the provisions of Section 404 of the Clean Water Act.

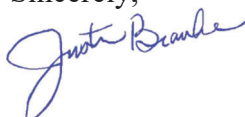
Your project is considered a discharge of backfill or bedding material for a road crossing. The project is authorized under the provisions of 33 CFR 330 Nationwide Permit (NWP) No. 14, Linear Transportation Projects, as published in the Federal Register December 27, 2021. Under the provisions of this authorization, you must comply with the enclosed Terms and General Conditions for NWP No. 14, and the following Special Conditions:

- a. All work authorized by this permit shall be performed in strict compliance with the attached plans dated October 23, 2023 for Item No. 10-183.00, which is a part of this permit. Any modification to these plans affecting the authorized work shall be approved by the U.S. Army Corps of Engineers prior to implementation.
- b. The Permittee shall comply with all conditions of the individual Section 401 Water Quality Certification (WQC) General Certification for the project, issued on December 18, 2020, by the Kentucky Division of Water (KDOW), which are incorporated herein by reference.
- c. The Permittee must comply with the enclosed General Conditions and Kentucky Regional Conditions.

This verification is valid until the NWP is modified, reissued, or revoked. NWP No. 14 will be modified, reissued, or revoked on **March 14, 2026**. It is incumbent upon KYTC to remain informed of changes to the NWPs. If the Permittee commences or is under contract to commence this activity before the date that the relevant NWP is modified or revoked, they will have 12 months from the date of the modification or revocation of the NWP to complete the activity under the present terms and conditions of this NWP. The enclosed Compliance Certification must be submitted to the District Engineer within 30 days of completion of the authorized activity or the implementation of any required compensatory mitigation, whichever occurs later. Please note that we also perform periodic inspections to ensure compliance with our permit conditions and applicable Federal laws. A copy of this letter will be forwarded to your agent and to the KDOW.

If you have any questions, please contact us by writing to the District Regulatory Office at the above address, ATTN: CELRL-RDS, or contact Crystal Byrd directly at (606) 784-9709 or crystal.d.byrd@usace.army.mil. Any correspondence on this matter should refer to our ID Number LRL-2023-00487.

Sincerely,



Justin Branham
Team Leader, South Branch
Regulatory Division

Enclosures:

1. NWP 14 Terms and Conditions
2. NWP General Conditions
3. WQC Conditions
4. Project Plans

Copies Furnished:

Steve Rice
HMB, Inc
srice@hmbpe.com

Kentucky Energy & Environment Cabinet
Division of Water
401wqc@ky.gov

Compliance Certification:

Permit Number: **LRL-2023-00487**

Name of Permittee: **Kentucky Transportation Cabinet**

Date of Issuance: **October 24, 2023**

Upon completion of the activity authorized by this permit and any mitigation required by this permit, sign this certification, and return it to the following address:

U.S. Army Corps of Engineers
CELRL-RDS
P.O. Box 59
Louisville, Kentucky 40201

Please note that your permitted activity is subject to a compliance inspection by an U.S. Army Corps of Engineers representative. If you fail to comply with this permit, you are subject to permit suspension, modification, or revocation.

I hereby certify that the work authorized by the above referenced permit has been completed in accordance with the terms and conditions of the said permit, and required mitigation was completed in accordance with the permit conditions.

Signature of Permittee

Date

KyTC BMP Plan for Project PCN ## - #####



Kentucky Transportation Cabinet

Highway District 10

And

_____ (2), Construction

Kentucky Pollutant Discharge Elimination System

Permit KYR10

Best Management Practices (BMP) plan

Groundwater protection plan

For Highway Construction Activities

For KYTC SYP #10-0183.00

**[Extension of CR 2156, Skyview Lane, in Perry
County]**

Project: PCN ## - #####

KyTC BMP Plan for Project PCN ## -

Project information

Note – (1) = Design (2) = Construction (3) = Contractor

1. Owner – Kentucky Transportation Cabinet, District _10_
2. Resident Engineer: (2)
3. Contractor name: (2)
Address: (2)

Phone number: (2)
Contact: (2)
Contractors agent responsible for compliance with the KPDES permit requirements (3):
4. Project Control Number (2)
5. Route (Address) Skyview Lane, CR 2156 (1)
6. Latitude/Longitude (project mid-point) 37°14'44", -83°15'56" (1)
7. County (project mid-point) Perry County. (1)
8. Project start date (date work will begin): (2)
9. Projected completion date: (2)

A. Site description:

1. Nature of Construction Activity (from letting project description)
Extension of Skyview Lane with grading and roadway widening.
Excavation and ditching. (1)
2. Order of major soil disturbing activities (2) and (3)
3. Projected volume of material to be moved
251,094 cubic yards to be excavated. (1)

KyTC BMP Plan for Project PCN ## -

4. Estimate of total project area (acres) Approximately 71 Acres (1)
5. Estimate of area to be disturbed (acres) Approximately 68.5 acre (1)
6. Post construction runoff coefficient will be included in the project drainage folder. Persons needing information pertaining to the runoff coefficient will contact the resident engineer to request this information.
7. Data describing existing soil condition (2)
8. Data describing existing discharge water quality (if any) (1) & (2)
9. Receiving water name Tributary to Little Willard Creek.
10. TMDLs and Pollutants of Concern in Receiving Waters: (1 DEA)
11. Site map – Project layout sheet plus the erosion control sheets in the project plans that depict Disturbed Drainage Areas (DDAs) and related information. These sheets depict the existing project conditions with areas delineated by DDA (drainage area bounded by watershed breaks and right of way limits), the storm water discharge locations (either as a point discharge or as overland flow) and the areas that drain to each discharge point. These plans define the limits of areas to be disturbed and the location of control measures. Controls will be either site specific as designated by the designer or will be annotated by the contractor and resident engineer before disturbance commences. The project layout sheet shows the surface waters and wetlands.
12. Potential sources of pollutants:

The primary source of pollutants is solids that are mobilized during storm events. Other sources of pollutants include oil/fuel/grease from servicing and operating construction equipment, concrete washout water, sanitary wastes and trash/debris. (3)

B. Sediment and Erosion Control Measures:

1. Plans for highway construction projects will include erosion control sheets that depict Disturbed Drainage Areas (DDAs) and related information. These plan sheets will show the existing project conditions with areas delineated by DDA within the right of way limits, the discharge points and the areas that drain to each discharge point. Project managers and designers will analyze the DDAs and identify Best Management Practices

KyTC BMP Plan for Project PCN ## -

(BMPs) that are site specific. The balance of the BMPs for the project will be listed in the bid documents for selection and use by the contractor on the project with approval by the resident engineer.

Projects that do not have DDAs annotated on the erosion control sheets will employ the same concepts for development and managing BMP plans.

2. Following award of the contract, the contractor and resident engineer will annotate the erosion control sheets showing location and type of BMPs for each of the DDAs that will be disturbed at the outset of the project. This annotation will be accompanied by an order of work that reflects the order or sequence of major soil moving activities. The remaining DDAs are to be designated as "Do Not Disturb" until the contractor and resident engineer prepare the plan for BMPs to be employed. The initial BMP's shall be for the first phase (generally Clearing and Grubbing) and shall be modified as needed as the project changes phases. The BMP Plan will be modified to reflect disturbance in additional DDA's as the work progresses. All DDA's will have adequate BMP's in place before being disturbed.
3. As DDAs are prepared for construction, the following will be addressed for the project as a whole or for each DDA as appropriate:
 - Construction Access – This is the first land-disturbing activity. As soon as construction begins, bare areas will be stabilized with gravel and temporary mulch and/or vegetation.
 - At the beginning of the project, all DDAs for the project will be inspected for areas that are a source of storm water pollutants. Areas that are a source of pollutants will receive appropriate cover or BMPs to arrest the introduction of pollutants into storm water. Areas that have not been opened by the contractor will be inspected periodically (once per month) to determine if there is a need to employ BMPs to keep pollutants from entering storm water.
 - Clearing and Grubbing – The following BMP's will be considered and used where appropriate.
 - Leaving areas undisturbed when possible.
 - Silt basins to provide silt volume for large areas.
 - Silt Traps Type A for small areas.
 - Silt Traps Type C in front of existing and drop inlets which are to be saved
 - Diversion ditches to catch sheet runoff and carry it to basins or traps or to divert it around areas to be disturbed.

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- Brush and/or other barriers to slow and/or divert runoff.
- Silt fences to catch sheet runoff on short slopes. For longer slopes, multiple rows of silt fence may be considered.
- Temporary Mulch for areas which are not feasible for the fore mentioned types of protections.
- Non-standard or innovative methods.
- Cut & Fill and placement of drainage structures - The BMP Plan will be modified to show additional BMP's such as:
 - Silt Traps Type B in ditches and/or drainways as they are completed
 - Silt Traps Type C in front of pipes after they are placed
 - Channel Lining
 - Erosion Control Blanket
 - Temporary mulch and/or seeding for areas where construction activities will be ceased for 21 days or more.
 - Non-standard or innovative methods
- Profile and X-Section in place – The BMP Plan will be modified to show elimination of BMP's which had to be removed and the addition of new BMP's as the roadway was shaped. Probably changes include:
 - Silt Trap Type A, Brush and/or other barriers, Temporary Mulch, and any other BMP which had to be removed for final grading to take place.
 - Additional Silt Traps Type B and Type C to be placed as final drainage patterns are put in place.
 - Additional Channel Lining and/or Erosion Control Blanket.
 - Temporary Mulch for areas where Permanent Seeding and Protection cannot be done within 21 days.
 - Special BMP's such as Karst Policy
- Finish Work (Paving, Seeding, Protect, etc.) – A final BMP Plan will result from modifications during this phase of construction. Probably changes include:
 - Removal of Silt Traps Type B from ditches and drainways if they are protected with other BMP's which are sufficient to control erosion, i.e. Erosion Control Blanket or Permanent Seeding and Protection on moderate grades.
 - Permanent Seeding and Protection
 - Placing Sod
 - Planting trees and/or shrubs where they are included in the project
- BMP's including Storm Water Management Devices such as velocity dissipation devices and Karst policy BMP's to be installed during construction to control the pollutants in storm water discharges that will occur after construction has been completed are : (1)

KyTC BMP Plan for Project PCN ## -

C. Other Control Measures

1. No solid materials, including building materials, shall be discharged to waters of the commonwealth, except as authorized by a Section 404 permit.

All waste materials that may leach pollutants (paint and paint containers, caulk tubes, oil/grease containers, liquids of any kind, soluble materials, etc.) will be collected and stored in appropriate covered waste containers. Waste containers shall be removed from the project site on a sufficiently frequent basis as to not allow wastes to become a source of pollution. All personnel will be instructed regarding the correct procedure for waste disposal. Wastes will be disposed in accordance with appropriate regulations. Notices stating these practices will be posted in the office.

2. Hazardous Waste

All hazardous waste materials will be managed and disposed of in the manner specified by local or state regulation. The contractor shall notify the Resident Engineer if there any hazardous wastes being generated at the project site and how these wastes are being managed. Site personnel will be instructed with regard to proper storage and handling of hazardous wastes when required. The Transportation Cabinet will file for generator, registration when appropriate, with the Division of Waste Management and advise the contractor regarding waste management requirements.

3. Spill Prevention

The following material management practices will be used to reduce the risk of spills or other exposure of materials and substances to the weather and/or runoff.

➤ **Good Housekeeping:**

The following good housekeeping practices will be followed onsite during the construction project.

- An effort will be made to store only enough product required to do the job
- All materials stored onsite will be stored in a neat, orderly manner in their appropriate containers and, if possible, under a roof or other enclosure
- Products will be kept in their original containers with the original manufacturer's label
- Substances will not be mixed with one another unless recommended by the manufacturer

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- Whenever possible, all of the product will be used up before disposing of the container
- Manufacturers' recommendations for proper use and disposal will be followed
- The site contractor will inspect daily to ensure proper use and disposal of materials onsite

➤ **Hazardous Products:**

These practices will be used to reduce the risks associated with any and all hazardous materials.

- Products will be kept in original containers unless they are not resealable
- Original labels and material safety data sheets (MSDS) will be reviewed and retained
- Contractor will follow procedures recommended by the manufacturer when handling hazardous materials
- If surplus product must be disposed of, manufacturers' or state/local recommended methods for proper disposal will be followed

The following product-specific practices will be followed onsite:

➤ **Petroleum Products:**

Vehicles and equipment that are fueled and maintained on site will be monitored for leaks, and receive regular preventative maintenance to reduce the chance of leakage. Petroleum products onsite will be stored in tightly sealed containers, which are clearly labeled and will be protected from exposure to weather.

The contractor shall prepare an Oil Pollution Spill Prevention Control and Countermeasure plan when the project that involves the storage of petroleum products in 55 gallon or larger containers with a total combined storage capacity of 1,320 gallons. This is a requirement of 40 CFR 112.

This project (will / will not) (3) have over 1,320 gallons of petroleum products with a total capacity, sum of all containers 55 gallon capacity and larger.

➤ **Fertilizers:**

Fertilizers will be applied at rates prescribed by the contract, standard specifications or as directed by the resident engineer. Once applied, fertilizer will be covered with mulch or blankets or worked into the soil to limit exposure to storm water. Storage will be in a covered shed. The contents of any partially used bags of fertilizer will be transferred to a sealable plastic bin to avoid spills.

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➤ **Paints:**

All containers will be tightly sealed and stored indoors or under roof when not being used. Excess paint or paint wash water will not be discharged to the drainage or storm sewer system but will be properly disposed of according to manufacturers' instructions or state and local regulations.

➤ **Concrete Truck Washout:**

Concrete truck mixers and chutes will not be washed on pavement, near storm drain inlets, or within 75 feet of any ditch, stream, wetland, lake, or sinkhole. Where possible, excess concrete and wash water will be discharged to areas prepared for pouring new concrete, flat areas to be paved that are away from ditches or drainage system features, or other locations that will not drain off site. Where this approach is not possible, a shallow earthen wash basin will be excavated away from ditches to receive the wash water

➤ **Spill Control Practices**

In addition to the good housekeeping and material management practices discussed in the previous sections of this plan, the following practices will be followed for spill prevention and cleanup:

- Manufacturers' recommended methods for spill cleanup will be clearly posted. All personnel will be made aware of procedures and the location of the information and cleanup supplies.
- Materials and equipment necessary for spill cleanup will be kept in the material storage area. Equipment and materials will include as appropriate, brooms, dust pans, mops, rags, gloves, oil absorbents, sand, sawdust, and plastic and metal trash containers.
- All spills will be cleaned up immediately after discovery.
- The spill area will be kept well ventilated and personnel will wear appropriate protective clothing to prevent injury from contact with a hazardous substance.
- Spills of toxic or hazardous material will be reported to the appropriate state/local agency as required by KRS 224 and applicable federal law.
- The spill prevention plan will be adjusted as needed to prevent spills from reoccurring and improve spill response and cleanup.
- Spills of products will be cleaned up promptly. Wastes from spill clean up will be disposed in accordance with appropriate regulations.

D. Other State and Local Plans

This BMP plan shall include any requirements specified in sediment and erosion control plans, storm water management plans or permits that have been

KyTC BMP Plan for Project PCN ## -

approved by other state or local officials. Upon submittal of the NOI, other requirements for surface water protection are incorporated by reference into and are enforceable under this permit (even if they are not specifically included in this BMP plan). This provision does not apply to master or comprehensive plans, non-enforceable guidelines or technical guidance documents that are not identified in a specific plan or permit issued for the construction site by state or local officials. (1)

E. Maintenance

1. The BMP plan shall include a clear description of the maintenance procedures necessary to keep the control measures in good and effective operating condition.
- Maintenance of BMPs during construction shall be a result of weekly and post rain event inspections with action being taken by the contractor to correct deficiencies.
 - Post Construction maintenance will be a function of normal highway maintenance operations. Following final project acceptance by the cabinet, district highway crews will be responsible for identification and correction of deficiencies regarding ground cover and cleaning of storm water BMPs. The project manager shall identify any BMPs that will be for the purpose of post construction storm water management with specific guidance for any non-routine maintenance. (1)

F. Inspections

Inspection and maintenance practices that will be used to maintain erosion and sediment controls:

- All erosion prevention and sediment control measures will be inspected at least once each week and following any rain of one-half inch or more.
- Inspections will be conducted by individuals that have successfully completed the KEPSC-RI course as required by Section 213.02.02 of the Standard Specifications for Road and Bridge Construction, current edition.
- Inspection reports will be written, signed, dated, and kept on file.
- Areas at final grade will be seeded and mulched within 14 days.
- Areas that are not at final grade where construction has ceased for a period of 21 days or longer and soil stock piles shall receive temporary

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mulch no later than 14 days from the last construction activity in that area.

- All measures will be maintained in good working order; if a repair is necessary, it will be initiated within 24 hours of being reported.
- Built-up sediment will be removed from behind the silt fence before it has reached halfway up the height of the fence.
- Silt fences will be inspected for bypassing, overtopping, undercutting, depth of sediment, tears, and to ensure attachment to secure posts.
- Sediment basins will be inspected for depth of sediment, and built-up sediment will be removed when it reaches 70 percent of the design capacity and at the end of the job.
- Diversion dikes and berms will be inspected and any breaches promptly repaired. Areas that are eroding or scouring will be repaired and re-seeded / mulched as needed.
- Temporary and permanent seeding and mulching will be inspected for bare spots, washouts, and healthy growth. Bare or eroded areas will be repaired as needed.
- All material storage and equipment servicing areas that involve the management of bulk liquids, fuels, and bulk solids will be inspected weekly for conditions that represent a release or possible release of pollutants to the environment.

G. Non – Storm Water discharges

It is expected that non-storm water discharges may occur from the site during the construction period. Examples of non-storm water discharges include:

- Water from water line flushings.
- Water from cleaning concrete trucks and equipment.
- Pavement wash waters (where no spills or leaks of toxic or hazardous materials have occurred).
- Uncontaminated groundwater and rain water (from dewatering during excavation).

All non-storm water discharges will be directed to the sediment basin or to a filter fence enclosure in a flat vegetated infiltration area or be filtered via another approved commercial product.

H. Groundwater Protection Plan (3)

KyTC BMP Plan for Project PCN ## -

This plan serves as the groundwater protection plan as required by 401 KAR 5:037.

➤ Contractors statement: (3)

The following activities, as enumerated by 401 KAR 5:037 Section 2 that require the preparation and implementation of a groundwater protection plan, will or may be may be conducted as part of this construction project:

_____ 2. (e) land treatment or land disposal of a pollutant;

_____ 2. (f) Storing, ..., or related handling of hazardous waste, solid waste or special waste, ..., in tanks, drums, or other containers, or in piles, (This does not include wastes managed in a container placed for collection and removal of municipal solid waste for disposal off site);

_____ 2. (g) Handling of materials in bulk quantities (equal or greater than 55 gallons or 100 pounds net dry weight transported held in an individual container) that, if released to the environment, would be a pollutant;

_____ 2. (j) Storing or related handling of road oils, dust suppressants,, at a central location;

_____ 2. (k) Application or related handling of road oils, dust suppressants or deicing materials, (does not include use of chloride-based deicing materials applied to roads or parking lots);

_____ 2. (m) Installation, construction, operation, or abandonment of wells, bore holes, or core holes, (this does not include bore holes for the purpose of explosive demolition);

Or, check the following only if there are no qualifying activities

_____ There are no activities for this project as listed in 401 KAR 5:037 Section 2 that require the preparation and implementation of a groundwater protection plan.

The contractor is responsible for the preparation of a plan that addresses the

401 KAR 5:037 Section 3. (3) Elements of site specific groundwater protection plan:

- (a) General information about this project is covered in the Project information;
- (b) Activities that require a groundwater protection plan have been identified above;

KyTC BMP Plan for Project PCN ## -

- (c) Practices that will protect groundwater from pollution are addressed in section C. Other control measures.
- (d) Implementation schedule – all practices required to prevent pollution of groundwater are to be in place prior to conducting the activity;
- (e) Training is required as a part of the ground water protection plan. All employees of the contractor, sub-contractor and resident engineer personnel will be trained to understand the nature and requirements of this plan as they pertain to their job function(s). Training will be accomplished within one week of employment and annually thereafter. A record of training will be maintained by the contractor with a copy provide to the resident engineer.
- (f) Areas of the project and groundwater plan activities will be inspected as part of the weekly sediment and erosion control inspections
- (g) Certification (see signature page.)

KyTC BMP Plan for Project PCN ## - #####

Contractor and Resident Engineer Plan certification

The contractor that is responsible for implementing this BMP plan is identified in the Project Information section of this plan.

The following certification applies to all parties that are signatory to this BMP plan:

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. Further, this plan complies with the requirements of 401 KAR 5:037. By this certification, the undersigned state that the individuals signing the plan have reviewed the terms of the plan and will implement its provisions as they pertain to ground water protection.

Resident Engineer and Contractor Certification:

(2) Resident Engineer signature

Signed _____ title _____, _____
Typed or printed name² signature

(3) Signed _____ title _____, _____
Typed or printed name¹ signature

1. Contractors Note: to be signed by a person who is the owner, a responsible corporate officer, a general partner or the proprietor or a person designated to have the authority to sign reports by such a person in accordance with 401 KAR 5:060 Section 9. This delegation shall be in writing to: Manager, KPDES Branch, Division of Water, 14 Reilly Road, Frankfort Kentucky 40601. Reference the Project Control Number (PCN) and KPDES number when one has been issued.
2. KyTC note: to be signed by the Chief District Engineer or a person designated to have the authority to sign reports by such a person (usually the resident engineer) in accordance with 401 KAR 5:060 Section 9. This delegation shall be in writing to: Manager, KPDES Branch, Division of Water, 14 Reilly Road, Frankfort Kentucky 40601 Reference the Project Control Number (PCN) and KPDES number when one has been issued.

Sub-Contractor Certification

Subcontractor

Name:
Address:
Address:

Phone:

The part of BMP plan this subcontractor is responsible to implement is:

I certify under penalty of law that I understand the terms and conditions of the general Kentucky Pollutant Discharge Elimination System permit that authorizes the storm water discharges, the BMP plan that has been developed to manage the quality of water to be discharged as a result of storm events associated with the construction site activity and management of non-storm water pollutant sources identified as part of this certification.

Signed _____ title _____,
 Typed or printed name¹ _____ signature _____

1. Sub Contractor Note: to be signed by a person who is the owner, a responsible corporate officer, a general partner or the proprietor or a person designated to have the authority to sign reports by such a person in accordance with 401 KAR 5:060 Section 9. This delegation shall be in writing to: Manager, KPDES Branch, Division of Water, 14 Reilly Road, Frankfort Kentucky 40601. Reference the Project Control Number (PCN) and KPDES number when one has been issued.

SPECIAL NOTE

Filing of eNOI for KPDES Construction Stormwater Permit

County: Perry

**Route: CR- 2156
Skyview Lane**

Item No.: 10-183.00

**KDOW Submittal ID:
423202**

Project Description: Address the extension of CR-2156 Skyview Lane to Skyview Subdivision and Perry County Park.

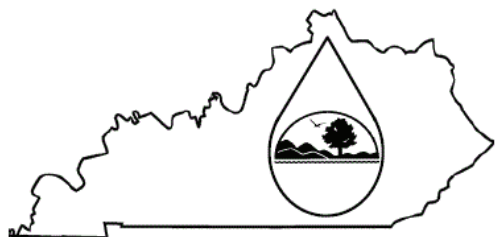
A Notice of Intent for obtaining coverage under the Kentucky Pollutant Discharge Elimination System (KPDES) General Permit for Stormwater Discharges Associated with Construction Activities (KYR10) has been drafted, copy of which is attached. Upon award, the Contractor will be identified in Section III of the form as the “Building Contractor” and it will be submitted for approval to the Kentucky Division of Water. The Contractor shall be responsible for advancing the work in a manner that is compliant with all applicable and appropriate KYTC specifications for sediment and erosion control as well as meeting the requirements of the KYR10 permit and the KDOW.

Upon award of the project, the appropriate District Project Delivery & Preservation Branch is Responsible for providing the eNOI preparer (Brandy Fletcher) with the Contractor’s name, address and CID #. The project eNOI preparer is responsible for completing and submitting the eNOI document.

The eNOI preparer will notify the appropriate Project Delivery & Preservation Branch when the NOI is approved. The approved NOI will be placed in Site Manager. This will need to be accomplished prior to any on-site work.

This note confirms with the Joint Design (05-2017)/Construction (02-2017) Memorandum issued on March 28, 2017.

If there are any questions regarding this note, please contact Danny Peake, Director, Division of Environmental Analysis, TCOB, 200 Mero Street, Frankfort, KY 40622, Phone: (502) 564-7250.



KENTUCKY POLLUTION DISCHARGE ELIMINATION SYSTEM (KPDES)

Notice of Intent (NOI) for coverage of Storm Water Discharge
Associated with Construction Activities Under the KPDES Storm
Water General Permit KYR100000

[Click here for Instructions
\(Controls/KPDES_FormKYR10_Instructions.htm\)](#)

[Click here to obtain information and a copy of the KPDES General Permit.
\(http://dep.ky.gov/formslibrary/Documents/KYR10PermitPage.pdf\)](http://dep.ky.gov/formslibrary/Documents/KYR10PermitPage.pdf)

(*) indicates a required field; (✓) indicates a field may be required based on user input or is an optionally required field

Reason for Submittal:(*) Application for New Permit Coverage		Agency Interest ID: Agency Interest ID		Permit Number:(✓) KPDES Permit Number	
If change to existing permit coverage is requested, describe the changes for which modification of coverage is being sought:(✓) 					
ELIGIBILITY: Stormwater discharges associated with construction activities disturbing individually one (1) acre or more, including, in the case of a common plan of development, contiguous construction activities that cumulatively equal one (1) acre or more of disturbance.					
EXCLUSIONS: The following are excluded from coverage under this general permit: 1) Are conducted at or on properties that have obtained an individual KPDES permit for the discharge of other wastewaters which requires the development and implementation of a Best Management Practices (BMP) plan; 2) Any operation that the DOW determines an individual permit would better address the discharges from that operation; 3) Any project that discharges to an Impaired Water listed in the most recent Integrated Report, §305(b) as impaired for sediment and for which an approved TMDL has been developed.					
SECTION I -- FACILITY OPERATOR INFORMATION (PERMITTEE)					
Company Name:(✓) Kentucky Transportation Cabinet		First Name:(✓) Corbett		M.I.: MI	Last Name:(✓) Caudill
Mailing Address:(*) Corbett.Caudill@ky.gov		City:(*) Jackson		State:(*) Kentucky	Zip:(*) 41339
eMail Address:(*) Corbett.Caudill@ky.gov		Business Phone:(*) 6066668841		Alternate Phone: Phone	
SECTION II -- GENERAL SITE LOCATION INFORMATION					
Project Name:(*) Skyview Lane		Status of Owner/Operator(*) State Government		SIC Code(*) 1611 Highway and Street Constr	
Company Name:(✓) Kentucky Transportation Cabinet		First Name:(✓) Corbett		M.I.: MI	Last Name:(✓) Caudill
Site Physical Address:(*) Skyview Lane					
City:(*) Hazard		State:(*) Kentucky		Zip:(*) 41701	
County:(*) Perry	Latitude(decimal degrees)(*)DMS to DD Converter (https://www.fcc.gov/media/radio/dms-decimal) 37.25480		Longitude(decimal degrees)(*) -83.26870		
SECTION III -- SPECIFIC SITE ACTIVITY INFORMATION					
Project Description:(*) Address the extension of CR-2156 Skyview Lane to Skyview Subdivision and Perry County park					
a. For single projects provide the following information					
Total Number of Acres in Project:(✓)			Total Number of Acres Disturbed:(✓)		

71	68.5																																										
Anticipated Start Date:(✓) 7/1/2024	Anticipated Completion Date:(✓) 8/30/2026																																										
b. For common plans of development provide the following information																																											
Total Number of Acres in Project:(✓) # Acre(s)	Total Number of Acres Disturbed:(✓) # Acre(s)																																										
Number of individual lots in development, if applicable:(✓) # lot(s)	Number of lots in development:(✓) # lot(s)																																										
Total acreage of lots intended to be developed:(✓) Project Acres	Number of acres intended to be disturbed at any one time:(✓) Disturbed Acres																																										
Anticipated Start Date:(✓)	Anticipated Completion Date:(✓)																																										
List Building Contractor(s) at the time of Application:(*)																																											
+ Company Name																																											
SECTION IV -- IF THE PERMITTED SITE DISCHARGES TO A WATER BODY THE FOLLOWING INFORMATION IS REQUIRED ?																																											
Discharge Point(s):																																											
<table><tr><th></th><th>Unnamed Tributary?</th><th>Latitude</th><th>Longitude</th><th>Receiving Water Name</th><th></th></tr><tr><td>1</td><td>Yes</td><td>37.24610</td><td>-83.26510</td><td>Little Willard Creek</td><td>Delete</td></tr><tr><td>2</td><td>Yes</td><td>37.25180</td><td>-83.26770</td><td>Little Willard Creek</td><td>Delete</td></tr><tr><td>3</td><td>Yes</td><td>37.25330</td><td>-83.26820</td><td>Little Willard Creek</td><td>Delete</td></tr><tr><td>4</td><td>Yes</td><td>37.25380</td><td>-83.26870</td><td>Little Willard Creek</td><td>Delete</td></tr><tr><td>5</td><td>Yes</td><td>37.25480</td><td>-83.26870</td><td>Little Willard Creek</td><td>Delete</td></tr><tr><td colspan="6">+</td></tr></table>			Unnamed Tributary?	Latitude	Longitude	Receiving Water Name		1	Yes	37.24610	-83.26510	Little Willard Creek	Delete	2	Yes	37.25180	-83.26770	Little Willard Creek	Delete	3	Yes	37.25330	-83.26820	Little Willard Creek	Delete	4	Yes	37.25380	-83.26870	Little Willard Creek	Delete	5	Yes	37.25480	-83.26870	Little Willard Creek	Delete	+					
	Unnamed Tributary?	Latitude	Longitude	Receiving Water Name																																							
1	Yes	37.24610	-83.26510	Little Willard Creek	Delete																																						
2	Yes	37.25180	-83.26770	Little Willard Creek	Delete																																						
3	Yes	37.25330	-83.26820	Little Willard Creek	Delete																																						
4	Yes	37.25380	-83.26870	Little Willard Creek	Delete																																						
5	Yes	37.25480	-83.26870	Little Willard Creek	Delete																																						
+																																											
SECTION V -- IF THE PERMITTED SITE DISCHARGES TO A MS4 THE FOLLOWING INFORMATION IS REQUIRED ?																																											
Name of MS4:																																											
Date of application/notification to the MS4 for construction site permit coverage: Date																																											
Discharge Point(s):(*)																																											
+ Latitude Longitude																																											
SECTION VI -- WILL THE PROJECT REQUIRE CONSTRUCTION ACTIVITIES IN A WATER BODY OR THE RIPARIAN ZONE?																																											
Will the project require construction activities in a water body or the riparian zone?:(*)	Yes																																										
If Yes, describe scope of activity: (✓)	Roadway Excavation and Ditching																																										
Is a Clean Water Act 404 permit required?:(*)	Yes																																										
Is a Clean Water Act 401 Water Quality Certification required?:(*)	Yes																																										

SECTION VII -- NOI PREPARER INFORMATION					
First Name:(*) Brandy		M.I.: MI	Last Name:(*) Fletcher		Company Name:(*) Kentucky Transportation Cabinet
Mailing Address:(*) 473 Highway 15 South		City:(*) Jackson		State:(*) Kentucky	Zip:(*) 41339
eMail Address:(*) Brandy.Fletcher@ky.gov			Business Phone:(*) 6066668841		Alternate Phone: Phone
SECTION VIII -- ATTACHMENTS					
Facility Location Map:(*)			Upload file		
Supplemental Information:			Upload file		
SECTION IX -- CERTIFICATION					
I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.					
Signature:(*) Corbett Caudill			Title:(*) Executive Director		
First Name:(*) Corbett		M.I.: MI	Last Name:(*) Caudill		
eMail Address:(*) Corbett.Caudill@ky.gov		Business Phone:(*) 6066668841		Alternate Phone: Phone	Signature Date:(*) 4/2/2024
Click to Save Values for Future Retrieval Click to Submit to EEC					

EXHIBIT #2

Apr-24

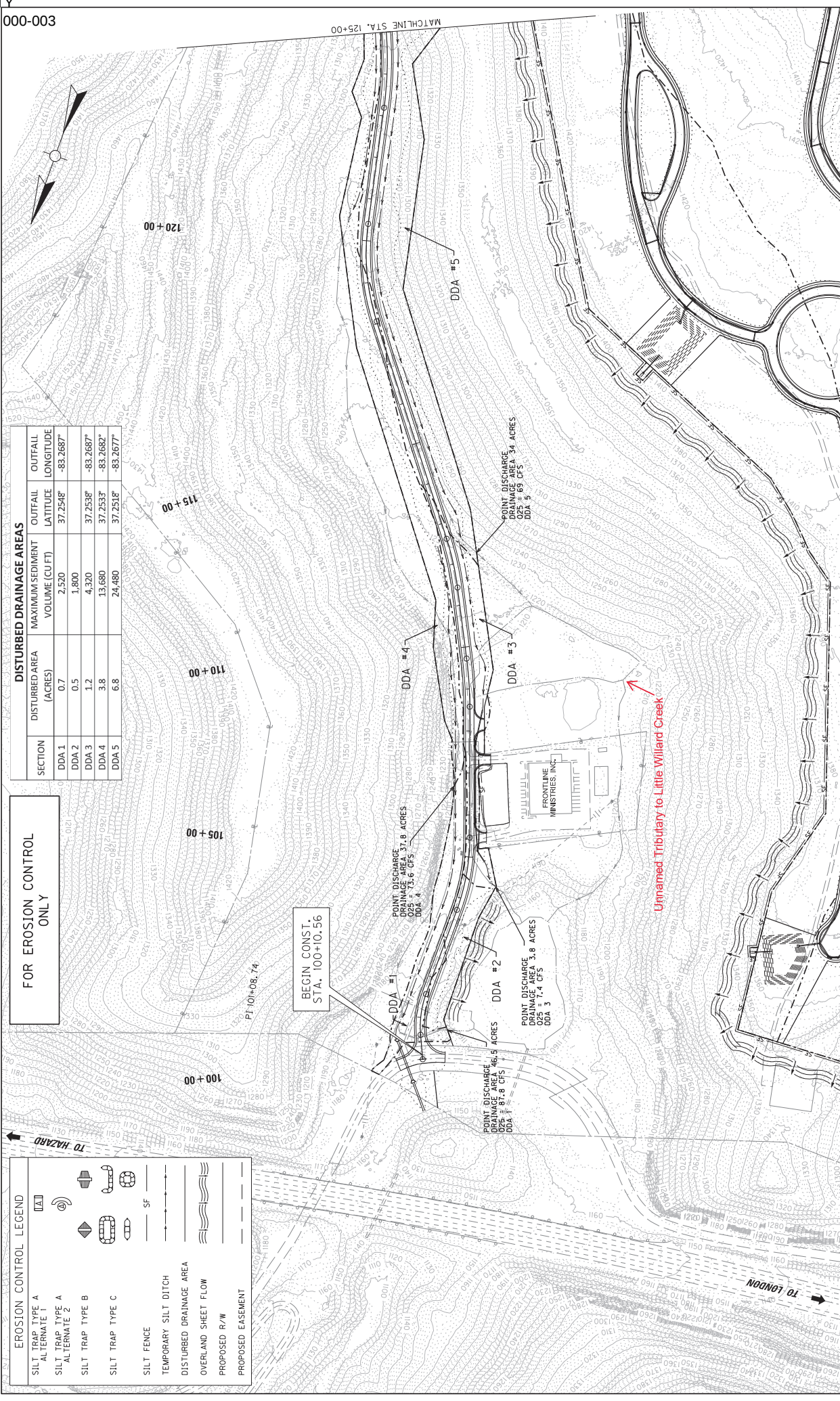
Address the extension of CR-2156 Skyview Lane to Skyview Subdivision and Perry County park.

**KPDES NOI for Stormwater Discharges Associated with
Construction Activity Under the KPDES General Permit**

Transaction ID:

6bd89472-9429-413b-b001-3b64add7b698

To be submitted by the eNOI Preparer



DISTURBED DRAINAGE AREAS				
SECTION	DISTURBED AREA (ACRES)	MAXIMUM SEDIMENT VOLUME (CU FT)	OUTFALL LATITUDE	OUTFALL LONGITUDE
DDA 1	0.7	2,520	37.2548°	-83.2687°
DDA 2	0.5	1,800	37.2538°	-83.2687°
DDA 3	1.2	4,320	37.2533°	-83.2682°
DDA 4	3.8	13,680	37.2518°	-83.2677°
DDA 5	6.8	24,480	37.2518°	-83.2677°

FOR EROSION CONTROL ONLY

EROSION CONTROL LEGEND	
SILT TRAP TYPE A ALTERNATE 1	
SILT TRAP TYPE A ALTERNATE 2	
SILT TRAP TYPE B	
SILT TRAP TYPE C	
SILT FENCE	
TEMPORARY SILT DITCH	
DISTURBED DRAINAGE AREA	
OVERLAND SHEET FLOW	
PROPOSED R/W	
PROPOSED EASEMENT	

COMMONWEALTH OF KENTUCKY
DEPARTMENT OF HIGHWAYS

DRAWING TITLE: EROSION CONTROL SHEET

FILE NAME: G:\ENGR\HD1441\032_SKYVIEW\CA\PLAN\EROSION CONTROL\EC_SHEET_100+00 TO 125+00.DGN
USER: peggimaster
MacroStation 18.11.3-409

STA. 100+00 TO STA. 125+00

HORIZONTAL SCALE
SCALE: 1"=100'

ITEM NO. 10-183J00
SHEET NO. R34

COUNTY OF PERRY

0' 100' 200' 400'



FOR EROSION CONTROL ONLY

DISTURBED DRAINAGE AREAS			
SECTION	DISTURBED AREA (ACRES)	MAXIMUM SEDIMENT VOLUME (CU FT)	OUTFALL LATITUDE LONGITUDE
DDA 4	3.8	13,680	37.2533° -83.2682°
DDA 5	6.8	24,480	37.2518° -83.2677°
DDA 6	0.3	1,080	
DDA 7	0.2	720	37.2461° -83.2651°

EROSION CONTROL LEGEND	
SILT TRAP TYPE A ALTERNATE 1	
SILT TRAP TYPE A ALTERNATE 2	
SILT TRAP TYPE B	
SILT TRAP TYPE C	
SILT FENCE	
TEMPORARY SILT DITCH	
DISTURBED DRAINAGE AREA	
OVERLAND SHEET FLOW	
PROPOSED R/W	
PROPOSED EASEMENT	

COMMONWEALTH OF KENTUCKY
DEPARTMENT OF HIGHWAYS

DRAWING TITLE: EROSION CONTROL SHEET

HORIZONTAL SCALE
SCALE: 1"=100'

STA. 125+00 TO STA. 155+00

ITEM NO. 10-183J00
SHEET NO. R35

COUNTY OF PERRY

FILE NAME: G:\ENGR\HD1441\037_SKYVIEW\CA\PLAN\EROSION CONTROL\EC_SHEET_125+00 TO 155+00.DGN

USER: peggimiller

MicroStation V8.11.3.420



FOR EROSION CONTROL
ONLY

EROSION CONTROL LEGEND	
SILT TRAP TYPE A ALTERNATE 1	
SILT TRAP TYPE A ALTERNATE 2	
SILT TRAP TYPE B	
SILT TRAP TYPE C	
SILT FENCE	
TEMPORARY SILT DITCH	
DISTURBED DRAINAGE AREA	
OVERLAND SHEET FLOW	
PROPOSED R/W	
PROPOSED EASEMENT	



COMMONWEALTH OF KENTUCKY
DEPARTMENT OF HIGHWAYS

DRAWING TITLE: EROSION CONTROL SHEET

HORIZONTAL SCALE
SCALE: 1"=100'



STA. 155+00 TO STA. 185+00

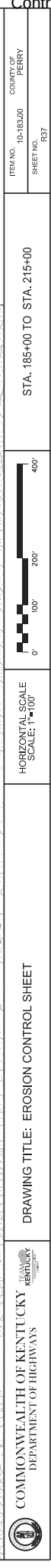
ITEM NO. 10-183J00
SHEET NO. R36

COUNTY OF PERRY

FILE NAME: G:\ENGR\HD1441\032 SKYVIEW\CAPI\PLAN\EROSION CONTROL\EC_SHEET_155+00 TO 185+00.DGN

USER: peggimier

MicroStation 18.11.3.439



FILE NAME: G:\ENGR\HD1441 03 - SKYVIEW\ACAD\PI AN\EROSION CONTROL\EC SHEET 195+00 TO 215+00.DGN

USER: none/major

MicroStation v8.11.9.450



FOR EROSION CONTROL ONLY

EROSION CONTROL LEGEND

SILT TRAP TYPE A ALTERNATE 1

SILT TRAP TYPE A ALTERNATE 2

SILT TRAP TYPE B

SILT TRAP TYPE C

SILT FENCE

TEMPORARY SILT DITCH

DISTURBED DRAINAGE AREA

OVERLAND SHEET FLOW

PROPOSED R/W

PROPOSED EASEMENT

COMMONWEALTH OF KENTUCKY
DEPARTMENT OF HIGHWAYS

MicroStation 18.11.3.420

DRAWING TITLE: EROSION CONTROL SHEET

FILE NAME: G:\ENG\PHD\1441\031 SKYVIEW\CAPI\PLAN\EROSION CONTROL\LET_SHEET_215+00 TO 230+07.77.DGN

USER: peggimiller

HORIZONTAL SCALE
SCALE: 1"=100'

0'

100'

200'

400'

STA. 215+00 TO STA. 230+07.77

ITEM NO. 10-183J00

COUNTY OF PERRY

SHEET NO. R38



KENTUCKY TRANSPORTATION CABINET
COMMUNICATING ALL PROMISES (CAP)

Item No. 10 - 183

County: Perry

Route: 2,156

Project Manager: MIN JIANG

4/5/24

CAP #	Date of Promise	Promise made to:	Location of Promise:	CAP Description
1	10/4/23	Paul Michael Ison	Skyview Lane Extension	Gate at station 132+97 will be removed by the property owner, Paul Michale Ison. The contractor shall provide a minimal of 10-day notification prior to start of construction activities to the property owner.
2	4/5/24	Min Jiang	CAP Note #1	VOID CAP Note #1. Gate removed.
3	4/5/24	Frontline Ministries	Frontline Ministries Church	Once construction is complete, the embankment slope in front of the church, between station 105+00 and 107+50, shall be regraded (see cross-sections) and seeded.
4	4/5/24	Frontline Ministries	Frontline Ministries Church	Place temporary silt fence at the top of the embankment slope in front of the church during construction. Remove temporary silt fence after construction is complete.
5	4/5/24	Frontline Ministries	Frontline Ministries Church	The contractor shall repair any pavement on Frontline Ministries property if damaged during construction. The contractor will place 2" of blacktop on the church overspill parking area, approximately an area of 150' by 60'.
6	4/5/24	Frontline Ministries	Frontline Ministries Church	The contractor shall provide reasonable ingress and egress to church at all time. At least one entrance shall be opened during the church services: Wednesday & Thursday 5 PM to 10 PM; Sunday 8 AM to 2 PM, and 5 PM to 10 PM.
7	4/5/24	Paul Michael Ison	Project Length	Contractor may contact Paul Michael Ison, President of Mountain View Inc, and MRI Properties Inc, to discuss waste, borrow, and/or grading on Mountain View and MRI property.

PART II

SPECIFICATIONS AND STANDARD DRAWINGS

STANDARD SPECIFICATIONS

Any reference in the plans or proposal to previous editions of the *Standard Specifications for Road and Bridge Construction* and *Standard Drawings* are superseded by *Standard Specifications for Road and Bridge Construction, Edition of 2019* and *Standard Drawings, Edition of 2020*.

SUPPLEMENTAL SPECIFICATIONS

The contractor shall use the Supplemental Specifications that are effective at the time of letting. The Supplemental Specifications can be found at the following link:
<http://transportation.ky.gov/Construction/Pages/Kentucky-Standard-Specifications.aspx>

PART III

EMPLOYMENT, WAGE AND RECORD REQUIREMENTS

**TRANSPORTATION CABINET
DEPARTMENT OF HIGHWAYS**

**LABOR AND WAGE REQUIREMENTS
APPLICABLE TO OTHER THAN FEDERAL-AID SYSTEM PROJECTS**

- I. Application
- II. Nondiscrimination of Employees (KRS 344)

I. APPLICATION

1. These contract provisions shall apply to all work performed on the contract by the contractor with his own organization and with the assistance of workmen under his immediate superintendence and to all work performed on the contract by piecework, station work or by subcontract. The contractor's organization shall be construed to include only workmen employed and paid directly by the contractor and equipment owned or rented by him, with or without operators.

2. The contractor shall insert in each of his subcontracts all of the stipulations contained in these Required Provisions and such other stipulations as may be required.

3. A breach of any of the stipulations contained in these Required Provisions may be grounds for termination of the contract.

3. If the contractor is in control of apprenticeship or other training or retraining, including on-the-job training programs, he shall not discriminate against an individual because of his race, color, religion, national origin, sex, disability or age forty (40) and over, in admission to, or employment in any program established to provide apprenticeship or other training.

4. The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representative of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment. The contractor will take such action with respect to any subcontract or purchase order as the administering agency may direct as a means of enforcing such provisions, including sanctions for non-compliance.

Revised: January 25, 2017

II. NONDISCRIMINATION OF EMPLOYEES

**AN ACT OF THE KENTUCKY
GENERAL ASSEMBLY TO PREVENT
DISCRIMINATION IN EMPLOYMENT
KRS CHAPTER 344
EFFECTIVE JUNE 16, 1972**

The contract on this project, in accordance with KRS Chapter 344, provides that during the performance of this contract, the contractor agrees as follows:

1. The contractor shall not fail or refuse to hire, or shall not discharge any individual, or otherwise discriminate against an individual with respect to his compensation, terms, conditions, or privileges of employment, because of such individual's race, color, religion, national origin, sex, disability or age (forty and above); or limit, segregate, or classify his employees in any way which would deprive or tend to deprive an individual of employment opportunities or otherwise adversely affect his status as an employee, because of such individual's race, color, religion, national origin, sex, disability or age forty (40) and over. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.

2. The contractor shall not print or publish or cause to be printed or published a notice or advertisement relating to employment by such an employer or membership in or any classification or referral for employment by the employment agency, indicating any preference, limitation, specification, or discrimination, based on race, color, religion, national origin, sex, or age forty (40) and over, or because the person is a qualified individual with a disability, except that such a notice or advertisement may indicate a preference, limitation, or specification based on religion, national origin, sex, or age forty (40) and over, or because the person is a qualified individual with a disability, when religion, national origin, sex, or age forty (40) and over, or because the person is a qualified individual with a disability, is a bona fide occupational qualification for employment.

EXECUTIVE BRANCH CODE OF ETHICS

In the 1992 regular legislative session, the General Assembly passed and Governor Brereton Jones signed Senate Bill 63 (codified as KRS 11A), the Executive Branch Code of Ethics, which states, in part:

KRS 11A.040 (7) provides:

No present or former public servant shall, within six (6) months following termination of his office or employment, accept employment, compensation, or other economic benefit from any person or business that contracts or does business with, or is regulated by, the state in matters in which he was directly involved during the last thirty-six (36) months of his tenure. This provision shall not prohibit an individual from returning to the same business, firm, occupation, or profession in which he was involved prior to taking office or beginning his term of employment, or for which he received, prior to his state employment, a professional degree or license, provided that, for a period of six (6) months, he personally refrains from working on any matter in which he was directly involved during the last thirty-six (36) months of his tenure in state government. This subsection shall not prohibit the performance of ministerial functions, including but not limited to filing tax returns, filing applications for permits or licenses, or filing incorporation papers, nor shall it prohibit the former officer or public servant from receiving public funds disbursed through entitlement programs.

KRS 11A.040 (9) states:

A former public servant shall not represent a person or business before a state agency in a matter in which the former public servant was directly involved during the last thirty-six (36) months of his tenure, for a period of one (1) year after the latter of:

- a) The date of leaving office or termination of employment; or
- b) The date the term of office expires to which the public servant was elected.

This law is intended to promote public confidence in the integrity of state government and to declare as public policy the idea that state employees should view their work as a public trust and not as a way to obtain private benefits.

If you have worked for the executive branch of state government within the past six months, you may be subject to the law's prohibitions. The law's applicability may be different if you hold elected office or are contemplating representation of another before a state agency.

Also, if you are affiliated with a firm which does business with the state and which employs former state executive-branch employees, you should be aware that the law may apply to them.

In case of doubt, the law permits you to request an advisory opinion from the Executive Branch Ethics Commission, 1025 Capital Center Drive, Suite 104, Frankfort, Kentucky 40601; telephone (502) 564-7954.

Revised: May 23, 2022

Kentucky Equal Employment Opportunity Act of 1978

The requirements of the Kentucky Equal Employment Opportunity Act of 1978 (KRS 45.560-45.640) shall apply to this Contract. The apparent low Bidder will be required to submit EEO forms to the Division of Construction Procurement, which will then forward to the Finance and Administration Cabinet for review and approval. No award will become effective until all forms are submitted and EEO/CC has certified compliance. The required EEO forms are as follows:

- EEO-1: Employer Information Report
- Affidavit of Intent to Comply
- Employee Data Sheet
- Subcontractor Report

These forms are available on the Finance and Administration's web page under ***Vendor Information, Standard Attachments and General Terms*** at the following address:
<https://www.eProcurement.ky.gov>.

Bidders currently certified as being in compliance by the Finance and Administration Cabinet may submit a copy of their approval letter in lieu of the referenced EEO forms.

For questions or assistance please contact the Finance and Administration Cabinet by email at **finance.contractcompliance@ky.gov** or by phone at 502-564-2874.

EMPLOYEE RIGHTS UNDER THE FAIR LABOR STANDARDS ACT

THE UNITED STATES DEPARTMENT OF LABOR WAGE AND HOUR DIVISION

FEDERAL MINIMUM WAGE

\$7.25 PER HOUR

BEGINNING JULY 24, 2009

- OVERTIME PAY** At least 1½ times your regular rate of pay for all hours worked over 40 in a workweek.
- CHILD LABOR** An employee must be at least **16** years old to work in most non-farm jobs and at least **18** to work in non-farm jobs declared hazardous by the Secretary of Labor.
- Youths **14** and **15** years old may work outside school hours in various non-manufacturing, non-mining, non-hazardous jobs under the following conditions:
- No more than*
- **3** hours on a school day or **18** hours in a school week;
 - **8** hours on a non-school day or **40** hours in a non-school week.
- Also, work may not begin before **7 a.m.** or end after **7 p.m.**, except from June 1 through Labor Day, when evening hours are extended to **9 p.m.** Different rules apply in agricultural employment.
- TIP CREDIT** Employers of “tipped employees” must pay a cash wage of at least \$2.13 per hour if they claim a tip credit against their minimum wage obligation. If an employee’s tips combined with the employer’s cash wage of at least \$2.13 per hour do not equal the minimum hourly wage, the employer must make up the difference. Certain other conditions must also be met.
- ENFORCEMENT** The Department of Labor may recover back wages either administratively or through court action, for the employees that have been underpaid in violation of the law. Violations may result in civil or criminal action.
- Employers may be assessed civil money penalties of up to \$1,100 for each willful or repeated violation of the minimum wage or overtime pay provisions of the law and up to \$11,000 for each employee who is the subject of a violation of the Act’s child labor provisions. In addition, a civil money penalty of up to \$50,000 may be assessed for each child labor violation that causes the death or serious injury of any minor employee, and such assessments may be doubled, up to \$100,000, when the violations are determined to be willful or repeated. The law also prohibits discriminating against or discharging workers who file a complaint or participate in any proceeding under the Act.
- ADDITIONAL INFORMATION**
- Certain occupations and establishments are exempt from the minimum wage and/or overtime pay provisions.
 - Special provisions apply to workers in American Samoa and the Commonwealth of the Northern Mariana Islands.
 - Some state laws provide greater employee protections; employers must comply with both.
 - The law requires employers to display this poster where employees can readily see it.
 - Employees under 20 years of age may be paid \$4.25 per hour during their first 90 consecutive calendar days of employment with an employer.
 - Certain full-time students, student learners, apprentices, and workers with disabilities may be paid less than the minimum wage under special certificates issued by the Department of Labor.

For additional information:



1-866-4-USWAGE

(1-866-487-9243)

TTY: 1-877-889-5627



WWW.WAGEHOUR.DOL.GOV

PART IV

INSURANCE

Refer to
Kentucky Standard Specifications for Road and Bridge Construction,
current edition

PART V

BID ITEMS

Section: 0001 - PAVING

LINE	BID CODE	ALT	DESCRIPTION	QUANTITY	UNIT	UNIT PRIC	FP	AMOUNT
0010	00003		CRUSHED STONE BASE	18,651.00	TON		\$	
0020	00020		TRAFFIC BOUND BASE	500.00	TON		\$	
0030	00100		ASPHALT SEAL AGGREGATE	66.00	TON		\$	
0040	00103		ASPHALT SEAL COAT	8.00	TON		\$	
0050	00212		CL2 ASPH BASE 1.00D PG64-22	28,113.00	TON		\$	
0060	00301		CL2 ASPH SURF 0.38D PG64-22	4,456.00	TON		\$	
0070	00356		ASPHALT MATERIAL FOR TACK	70.00	TON		\$	
0080	02677		ASPHALT PAVE MILLING & TEXTURING	23.00	TON		\$	

Section: 0002 - ROADWAY

LINE	BID CODE	ALT	DESCRIPTION	QUANTITY	UNIT	UNIT PRIC	FP	AMOUNT
0090	00078		CRUSHED AGGREGATE SIZE NO 2	700.00	TON		\$	
0100	01000		PERFORATED PIPE-4 IN	3,340.00	LF		\$	
0110	02014		BARRICADE-TYPE III	4.00	EACH		\$	
0120	02159		TEMP DITCH	28,690.00	LF		\$	
0130	02160		CLEAN TEMP DITCH	4,785.00	LF		\$	
0140	02200		ROADWAY EXCAVATION	251,024.00	CUYD		\$	
0150	02233		SPECIAL EMBANKMENT	80,000.00	CUYD		\$	
0160	02242		WATER	5.00	MGAL		\$	
0170	02483		CHANNEL LINING CLASS II	375.00	TON		\$	
0180	02484		CHANNEL LINING CLASS III	9,348.00	TON		\$	
0190	02545		CLEARING AND GRUBBING (56.8 ACRES)	1.00	LS		\$	
0200	02562		TEMPORARY SIGNS	500.00	SQFT		\$	
0210	02585		EDGE KEY	117.00	LF		\$	
0220	02602		FABRIC-GEOTEXTILE CLASS 1	10,958.00	SQYD		\$	
0230	02603		FABRIC-GEOTEXTILE CLASS 2	26,763.00	SQYD		\$	
0240	02650		MAINTAIN & CONTROL TRAFFIC	1.00	LS		\$	
0250	02676		MOBILIZATION FOR MILL & TEXT	1.00	LS		\$	
0260	02701		TEMP SILT FENCE	17,895.00	LF		\$	
0270	02703		SILT TRAP TYPE A	69.00	EACH		\$	
0280	02704		SILT TRAP TYPE B	69.00	EACH		\$	
0290	02705		SILT TRAP TYPE C	69.00	EACH		\$	
0300	02706		CLEAN SILT TRAP TYPE A	69.00	EACH		\$	
0310	02707		CLEAN SILT TRAP TYPE B	69.00	EACH		\$	
0320	02708		CLEAN SILT TRAP TYPE C	69.00	EACH		\$	
0330	02720		SIDEWALK-4 IN CONCRETE	7,781.00	SQYD		\$	
0340	02726		STAKING	1.00	LS		\$	
0350	03385		PVC PIPE-6 IN	1,220.00	LF		\$	
0360	05950		EROSION CONTROL BLANKET	104,734.00	SQYD		\$	
0370	05952		TEMP MULCH	221,085.00	SQYD		\$	
0380	05953		TEMP SEEDING AND PROTECTION	165,810.00	SQYD		\$	
0390	05963		INITIAL FERTILIZER	34.00	TON		\$	
0400	05964		MAINTENANCE FERTILIZER	34.00	TON		\$	
0410	05985		SEEDING AND PROTECTION	249,550.00	SQYD		\$	

Report Date 4/18/24

LINE	BID CODE	ALT	DESCRIPTION	QUANTITY	UNIT	UNIT PRIC	FP	AMOUNT
0420	08100		CONCRETE-CLASS A	21.00	CUYD		\$	
0430	10020NS		FUEL ADJUSTMENT	100,831.00	DOLL	\$1.00	\$	\$100,831.00
0440	10030NS		ASPHALT ADJUSTMENT	127,332.00	DOLL	\$1.00	\$	\$127,332.00
0450	23158ES505		DETECTABLE WARNINGS	488.00	SQFT		\$	
0460	24109EC		BARRIER CURB AND GUTTER-MOD	369.00	LF		\$	
0470	24378EC		ROLL CURB MODIFIED	32,379.00	LF		\$	
0480	24540		R/W MONUMENT TYPE 3	244.00	EACH		\$	
0490	24801EC		IMPERMEABLE DETENTION BASIN LINING	5,250.00	SQYD		\$	
0500	24845EC		UTILITY COORDINATION	1.00	LS		\$	
0510	26204EC		PGR GROUT	41.00	CUYD		\$	

Section: 0003 - DRAINAGE

LINE	BID CODE	ALT	DESCRIPTION	QUANTITY	UNIT	UNIT PRIC	FP	AMOUNT
0520	00460		CULVERT PIPE-12 IN	228.00	LF		\$	
0530	00470		CULVERT PIPE-48 IN	100.00	LF		\$	
0540	00522		STORM SEWER PIPE-18 IN	12,955.00	LF		\$	
0550	00524		STORM SEWER PIPE-24 IN	423.00	LF		\$	
0560	00526		STORM SEWER PIPE-30 IN	101.00	LF		\$	
0570	01010		NON-PERFORATED PIPE-4 IN	1,890.00	LF		\$	
0580	01011		NON-PERFORATED PIPE-6 IN	1,660.00	LF		\$	
0590	01200		PIPE CULVERT HEADWALL-12 IN	3.00	EACH		\$	
0600	01204		PIPE CULVERT HEADWALL-18 IN	5.00	EACH		\$	
0610	01208		PIPE CULVERT HEADWALL-24 IN	3.00	EACH		\$	
0620	01210		PIPE CULVERT HEADWALL-30 IN	1.00	EACH		\$	
0630	01216		PIPE CULVERT HEADWALL-48 IN	2.00	EACH		\$	
0640	01456		CURB BOX INLET TYPE A	14.00	EACH		\$	
0650	01650		JUNCTION BOX	1.00	EACH		\$	
0660	01740		CORED HOLE DRAINAGE BOX CON-4 IN	362.00	EACH		\$	
0670	01741		CORED HOLE DRAINAGE BOX CON-6 IN	166.00	EACH		\$	
0680	24814EC		PIPELINE INSPECTION	13,807.00	LF		\$	
0690	26235ED		CURB BOX INLET TYPE F MODIFIED	152.00	EACH		\$	

Section: 0004 - DEMOBILIZATION &/OR MOBILIZATION

LINE	BID CODE	ALT	DESCRIPTION	QUANTITY	UNIT	UNIT PRIC	FP	AMOUNT
0700	02568		MOBILIZATION	1.00	LS		\$	
0710	02569		DEMOBILIZATION	1.00	LS		\$	