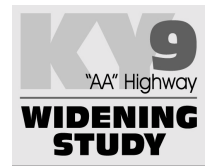


KY 9 Widening Study

Item No. 9-165.00



Appendix D - Resource Agency Responses





UNITED STATES DEPARTMENT OF COMMERCE
Economic Development Administration
Washington, D.C. 20230

JUL 9 2001

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JUL 27 2001

HNTB

Ms. Annette Coffey, P.E.
Director, Division of Planning
Kentucky Transportation Cabinet
125 Holmes Street
Frankfort, KY 40622

Dear Ms. Coffey:

Thank you for your letters to Secretary of Commerce Donald Evans requesting comments on planning studies being conducted to evaluate the needs and potential impacts resulting from the widening of KY 9 from western Mason County to southeastern Campbell County, and the proposed access from the Daniel Boone Parkway to the Clay-Leslie County Industrial Park, including a new interchange at the Daniel Boone Parkway.

We do not have any comments or concerns that will affect the studies that are being proposed. However, I am forwarding your letters and attached documents to the Economic Development Administration's (EDA) Atlanta Regional Office, which is responsible for EDA program activities in the State of Kentucky. They will share the information with EDA grantees in the affected areas to identify any possible issues and concerns they may have. Future requests for comments on potential impacts on highway projects should be submitted to Mr. William Day, Regional Director, Atlanta Regional Office, 401 West Peachtree Street, N.W., Suite 1820, Atlanta, GA 30308-3510.

Thank you for keeping EDA informed with regard to proposed highway improvement projects.

Sincerely,

David L. Temple, Jr.
Deputy Assistant Secretary
for Program Operations

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PAUL E. PATTON
GOVERNOR

CABINET FOR WORKFORCE DEVELOPMENT
OFFICE OF THE SECRETARY
CAPITAL PLAZA TOWER, 2nd FLOOR
500 MERO STREET
FRANKFORT, KENTUCKY 40601
PHONE (502) 564-6606 FAX (502) 564-7967

ALLEN D. ROSE
SECRETARY

July 13, 2001

Annette Coffey, PE
Director
Division of Planning
Kentucky Transportation Cabinet
125 Holmes Street
Frankfort, Kentucky 40601

Dear Ms. Coffey:

The Cabinet for Workforce Development appreciates the opportunity to comment on the proposed widening of KY 9 from western Mason County to southeastern Campbell County, the possible interchange at the Daniel Boone Parkway to allow access to the Clay-Leslie County Industrial Park, and improvements to KY 1159 between Brooksville and the AA Highway (KY 9). At this time, the proposed projects do not affect the Cabinet and its agencies.

Again, thank you for the opportunity to comment.

Sincerely,

Allen D. Rose
Secretary

ADR/SGS





Department of Energy
Washington, DC 20585

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JUL 12 2001

Ms. Annette Coffey, P.E.
Director
Division of Planning
Transportation Cabinet
Commonwealth of Kentucky
Frankfort, KY 40622

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JUL 27 2001

HN 18

Dear Ms. Coffey:

Thank you for your letters of June 18 and June 20, 2001, requesting input from the U.S. Department of Energy on widening of KY 9 and planned access to the Daniel Boone Parkway, respectively.

We have evaluated the material you sent regarding these projects, and we have no specific comments at this time.

If you have any questions or if we can provide you with any further information, please contact Mr. Kent Hancock, Acting Director, Office of Transportation, (301) 903-2102.

Sincerely,

David G. Huizenga
Deputy Assistant Secretary
for Integration and Disposition
Office of Environmental Management





U. S. Department of Housing and Urban Development
Kentucky State Office
Office of the State Coordinator
601 West Broadway Room 110
Louisville, KY 40202
502-582-5251 Fax 502-582-6074
KY TDD Relay Service 800-648-6056
www.hud.gov/local/lou/

July 2, 2001

Ms. Annette Coffey, P.E.
Director, Division of Planning
Kentucky Transportation Cabinet
125 Holmes Street
Frankfort, KY 40622

Dear Ms. Coffey:

This letter is in reply to your request of June 18, 2001, for comment on a study of the potential consequences resulting from the proposed widening of AA Highway (KY 9) from western Mason County to southeastern Campbell County. The Kentucky State Office of HUD is pleased to have the opportunity to respond.

Based on the materials and information you provided, there are no apparent impacts on HUD-funded programs.

Please contact Stephen Schneller at 502-582-6163, ext. 233, if you have other questions. Thank you for allowing us to review your project in its preliminary stages.


Sincerely,

A handwritten signature in cursive script, which appears to read "John Milchick, Jr.".

John Milchick, Jr.
Kentucky State Coordinator

MEMORANDUM

TO: Drew Dennis

FROM: Tom Bailey 

DATE: July 5, 2001

RE: Road improvements for KY 9

I have nothing but positive comments to say about the proposed improvements on KY 9 from Mason County to Campbell County. Having a four lane highway in Northeast Kentucky will help us in marketing Mason County, Bracken and Pendleton counties. This improvement will positively impact several available industrial sites and buildings.



U.S. Department
of Transportation
Federal Aviation
Administration

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JUN 27 10 54 AM '01

Airports District Office, FAA
3385 Airways Blvd., Suite 302
Memphis, Tennessee 38116-3841
(901) 544-3495 FAX: (901) 544-4243
Email: 9.aso-mem-ado@faa.gov

June 25, 2001

Ms. Annette Coffey, P. E., Director
Division of Planning
Kentucky Transportation Cabinet
125 Holmes Street
Frankfort, KY 40622


Dear Ms. Coffey:

This is in response to your letter to Ms. LaVerne Reid dated June 18, 2001 requesting information on any impacts concerning the widening of KY 9 from western Mason County to southeastern Campbell County, Kentucky.

There are no public use airports in the immediate vicinity of this proposed project. As long as construction activities do not exceed 200 feet in height above ground level, there will be no impacts on Federal Aviation Administration programs and no Notice of Proposed Construction will be required.

Thank you for the opportunity to review the proposal.

Sincerely,


Michael L. Thompson
Program Manager

FISH & WILDLIFE COMMISSION

Mike Boatwright, Paducah
Tom Baker, Bowling Green, Chairman
Allen K. Gailor, Louisville
Charles E. Bale, Hodgenville
Dr. James R. Rich, Taylor Mill
Ben Frank Brown, Richmond
Doug Hensley, Hazard
Dr. Robert C. Webb, Grayson
David H. Godby, Somerset



COMMONWEALTH OF KENTUCKY
DEPARTMENT OF FISH AND WILDLIFE RESOURCES
C. THOMAS BENNETT, COMMISSIONER

June 28, 2001

Annette Coffey, P.E.
Director, Division of Planning
Kentucky Transportation Cabinet
125 Holmes Street
Frankfort, KY 40601

Re: Threatened/Endangered species review; Early Project Coordination, Project Goals and Issues, KY 9 (AA Highway) Widening Study from Mason County to Campbell County, Kentucky

Dear Ms. Coffey:

The Kentucky Department of Fish and Wildlife Resources (KDFWR) has received your request for the above-referenced information. The Kentucky Fish and Wildlife Information System indicates that federally threatened or endangered species are known to occur in Bracken, Campbell, Mason, and Pendleton Counties (see attached sheets). Please be aware that our database system is a dynamic one that only represents our current knowledge of the various species distributions.

KDFWR has determined that potential negative impacts to the aquatic resources can occur in the project area and offers the following recommendations:

- 1) crossing should be designed and constructed to accommodate high flow conditions;
- 2) development in or near streams only during low flow periods to minimize disturbances;
- 3) culverts should be placed even with substrate to allow aquatic organisms to move freely within stream channel;
- 4) proper placement of erosion control structures below disturbed areas to minimize entry of silt to stream;
- 5) replanting of disturbed areas after construction, including stream banks and right-of-ways, with native vegetation for soil stabilization and enhancement of fish and wildlife populations;
- 6) return of disturbed instream habitat to its original condition upon completion of construction in the area;
- 7) avoidance of tree canopy overhanging streams; and
- 8) return all right-of-ways to original elevation.



Page Two
Ms. Coffey
June 28, 2001

I hope this information will be helpful to you. Should you require additional information, please contact me at (502) 564-7109, ext. 367.

Sincerely,

A handwritten signature in black ink, appearing to read "Marla T. Barbour", with a long horizontal line extending to the right.

Marla T. Barbour
Fisheries Biologist III

cc: Environmental Section File
Alex Barber

Federally Threatened & Endangered Species Reported from Bracken County

Common Name	Scientific Name	Status Code	Reference
bald eagle	Haliaeetus leucocephalus (Linnaeus, 1766)	223,101,121,601,102	Reference

KFWIS HOME

Federally Threatened & Endangered Species Reported from Campbell County

<u>Common Name</u>	<u>Scientific Name</u>	<u>Status Code</u>	<u>Refere</u>
fanshell	Cyprogenia stegaria (Rafinesque, 1820)	101,601,223	Refere
tubercled (subsp: torulosa) blossom	Epioblasma torulosa torulosa (Rafinesque, 1820)	101,501,223	Refere

KFWIS HOME

Federally Threatened & Endangered Species Reported from Pendleton County

<u>Common Name</u>	<u>Scientific Name</u>	<u>Status Code</u>	<u>Reference</u>
fanshell	Cyprogenia stegaria (Rafinesque, 1820)	101,601,223	Reference
tubercled (subsp: torulosa) blossom	Epioblasma torulosa torulosa (Rafinesque, 1820)	101,501,223	Reference
clubshell	Pleurobema clava (Lamarck, 1819)	101,601,223	Reference
rough pigtoe	Pleurobema plenum (I. Lea, 1840)	101,601,223	Reference

KFWIS HOME



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COMMONWEALTH OF KENTUCKY
KENTUCKY STATE POLICE
919 VERSAILLES ROAD
FRANKFORT 40601

PAUL E. PATTON
GOVERNOR

ISHMON F. BURKS
COMMISSIONER

July 2, 2001

Ms. Annette Coffey, P.E.
Director, Division of Planning
Kentucky Transportation Cabinet
125 Holmes St.
Frankfort, KY 40622

Ms. Coffey,

My concerns in reference to the Proposed Highway Project KY 9, are concentrated with the flow of traffic. A large percentage of Bracken Co. residents use the AA highway to go to work in northern Kentucky and Cincinnati. The most congested times (rush hours) are from 0500 hours to 0730 hours in the morning, and 1600 hours to 1830 hours in the evening, during the workweek. On the weekends, traffic is moderate to heavy, between 1030 hours and 1800 hours, varying with the season and holidays.

Commercial traffic is a major concern. Dravo Mine, in Pendleton County receives a lot of truck traffic from eastern Kentucky. Traffic evolving from commercial trucks is moderate to heavy at all times.

Another concern is educating the public on this project. The local residents should be informed, in advance, of road closures and possible delays. I think it is extremely important to utilize the local media, newspapers, radio, etc., in order to keep the public abreast of where the construction zones are going to be. Also, keeping all police agencies informed of when and where the work zones (possible delays) are going to be. The use of signs will be very beneficial to the motorists.



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Typically, keeping the line of communication open for everyone involved, which includes the construction workers, police agencies, and motorists, will contribute to the most proficient flow of traffic.

Please do not hesitate to call us, if we can be of any assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'Al Rich', written over a horizontal line.

Captain Al Rich,
Commander Post 6
859-428-1212

AR/r

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A-2

James C. Codell, III
Secretary of TransportationE. Jeffrey Mosley
Deputy SecretaryCommonwealth of Kentucky
Transportation Cabinet
Frankfort, Kentucky 40622Paul E. Patton
Governor

MEMORANDUM

TO: Annette Coffey, P.E.
Director
Division of Planning

ATTN: Bruce Siria, P.E.
Trans. Engr. Spec. - Planning

FROM: S. R. Halloran, P.E. *S.R.H.*
Trans. Engr. Spec. - Construction

DATE: June 28, 2001

SUBJECT: Mason to Campbell County
KY 9 (AA Highway) Widening Study
Item No. 9-0165.00

This office has reviewed the information packet sent from your office concerning the above subject widening study for KY 9 from Mason to Campbell County.

This office has no comments concerning this proposed project at this time. Should this office have comments or suggestions, we will forward this information to your office.

If you have questions or require assistance please contact this office.



KENTUCKY TRANSPORTATION CABINET
"PROVIDE A SAFE, EFFICIENT, ENVIRONMENTALLY SOUND, AND FISCALLY RESPONSIBLE TRANSPORTATION SYSTEM
WHICH PROMOTES ECONOMIC GROWTH AND ENHANCES THE QUALITY OF LIFE IN KENTUCKY."
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James C. Codell, III
Secretary of Transportation

Commonwealth of Kentucky
Transportation Cabinet
Frankfort, Kentucky 40622

Paul E. Patton
Governor

Clifford C. Linkes, P.E.
Deputy Secretary

MEMORANDUM

TO: Annette Coffey, Director
Division of Planning

FROM: Michael L. Hill, Director *MLH*
Division of Multimodal Programs

DATE: July 9, 2001

SUBJECT: Item No. 9-165.00
KY 9 Widening Study
Mason and Campbell Counties

Thank you for the opportunity to comment on the intermediate planning study for this Mason County and Campbell County project.

This project has no known issues or problems in connection with Small Urban Areas or Metropolitan Planning Organizations.

The coordination and connectivity of bicycle and pedestrian facilities is important in the early planning and design stages of projects. Design Guidance from the United States Department of Transportation in February, 2000, states "bicycling and walking facilities will be incorporated into all transportation projects unless exceptional circumstances exist."

This corridor is in reasonable proximity to KY 8, a designated bicycle route. Please note any intersections with designated bicycle routes within the project limits to ensure connectivity. Please contact Paula Nye of this Division, at (502) 564-7686, for information or questions about bicycle and pedestrian concerns.

The Division of Planning's efforts to streamline construction projects by involving all stakeholders in the project development phases are commendable. We look forward to working with your Division to facilitate your study efforts in our SUA and MPO areas, and by increasing awareness of bicycle and pedestrian issues.

MLH/LJS/AJT





United States Department of the Interior

FISH AND WILDLIFE SERVICE

446 Neal Street
Cookeville, TN 38501

July 3, 2001

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JUL 9 10 10 AM '01

Ms. Annette Coffey
Director, Division of Planning
Kentucky Transportation Cabinet
Frankfort, Kentucky 40622

Re: FWS #01-2886

Dear Ms. Coffey:

Thank you for your letter and enclosures of June 18, 2001, regarding the Kentucky Transportation Cabinet's (KTC) proposed Kentucky Highway 9 Widening Project in Campbell, Pendleton, Bracken, and Mason counties, Kentucky. The KTC proposes to widen approximately 30.0 miles of Kentucky Highway 9 from near Ivor Road to State Route 10 as shown on the attachments to your correspondence. Fish and Wildlife Service (Service) personnel have reviewed the information submitted and we offer the following comments.

Information available to the Service indicates that wetlands may exist in the vicinity of the proposed project. This information is provided for your convenience. Our wetlands determination has been made in the absence of a field inspection and does not constitute a wetlands delineation for the purposes of Section 404 of the Clean Water Act. The Corps of Engineers should be contacted regarding the presence of regulatory wetlands and the requirements of wetlands protection statutes.

We note that the proposed project may require stream crossings. Perennial streams should be bridged rather than culverted. Further, we recommend that silt barriers be put in place when working adjacent to all streams to prevent runoff of sediment. If a stream crossing is necessary, it should be accomplished during low flow periods and the streambanks reseeded with native vegetation beneficial to wildlife immediately following completion of the stream crossing.

According to our records, the federally endangered Indiana bat (*Myotis sodalis*) is known to occur in the vicinity of the project. This species normally uses exfoliating (i.e., with loose bark) trees greater than six inches in diameter at breast height as maternity and roost sites. If any portion of the proposed project involves the removal of any trees greater than six inches in diameter at breast height, and tree removal can be accomplished between October 15 and March 31, we believe that the project is not likely to adversely affect this species. If the above recommendation regarding tree size and removal dates is accepted as a project condition and is stringently enforced, then we believe

that the requirements of Section 7 of the Endangered Species Act will be satisfied. However, obligations under Section 7 of the Act must be reconsidered if (1) new information reveals impacts of the proposed action that may affect listed species or critical habitat in a manner not previously considered, (2) the proposed action is subsequently modified to include activities which were not considered during this consultation, or (3) new species are listed or critical habitat designated that might be affected by the proposed action. If this recommendation is not acceptable, the project should be delayed and consultation with this office should continue. Please provide us a written response relative to our recommendation.

Thank you for the opportunity to comment on this proposed action. If you have any questions regarding the information which we have provided, please contact Wally Brines of my staff at 931/528-6481, extension 222.

Sincerely,

A handwritten signature in cursive script, reading "Lee Barclay".

Lee A. Barclay, Ph.D.
Field Supervisor



APPALACHIAN REGIONAL COMMISSION *A Proud Past, A New Vision*

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July 5, 2001

Ms. Annette Coffey, P.E.
Director Division of Planning
Kentucky Transportation Cabinet
125 Holmes Street
Frankfort, KY 40622

Dear Ms. Coffey:

Thank you for your June 18, 2001 letter offering the Appalachian Regional Commission (ARC) an opportunity to comment on the proposed widening of KY 9 from western Mason County to southeastern Campbell County.

The proposed project should not have any adverse effect on the Appalachian Development Highway System.

Should you have any questions please do not hesitate to contact me at (202) 884 7706.

Sincerely:


Edward A. Terry, Jr. P.E.
Senior Transportation Advisor

Cc: Mr. Jose M. Sepulveda - FHWA

JUL 27 2001