

APPENDIX H:

Resource Agency Coordination



COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET transportation.ky.gov

Andy Beshear Governor

Jim Gray Secretary

<u>Please see attached mailing list for recipients of this letter</u> July 14, 2021

«Mailing_Title» «First_Name» «Last_Name» «Title» «Organization» «Address1» «Address2» «City», «State» «Zip»

Dear «Letter_Title» «Last_Name»:

Subject: Owensboro Outer Loop Feasibility Study Daviess County, Owensboro, Kentucky KYTC Item No. 2-402.00

The Kentucky Transportation Cabinet (KYTC) with assistance from the consulting firm HMB Professional Engineers, Inc. and the Owensboro Metropolitan Planning Organization (MPO) / Green River Area Development District (GRADD) has assembled a study team to evaluate the feasibility of an "outer loop" around Owensboro in Daviess, County, Kentucky. As part of the study, options for connectivity will be identified and evaluated through examination of roadway characteristics, traffic patterns, crashes, and community concerns in the study area for the most feasible corridors. This study will identify costs and impacts associated with several options. No Build is an option considered throughout as feasibility and need are considered during the study.

We are requesting your agency's valuable input and comments on this study as part of the KYTC planning process. Additional study details are discussed below or can be found in a StoryMap format at <u>https://arcg.is/1KPcc9</u>.

The goal of this study is to identify and evaluate the feasibility of a new route that would connect US 60/231 east of Owensboro with alternative tie-in points west of Owensboro. The study will consider feasible corridor locations and assess the benefits and costs of each concept.

- 2045 traffic volumes were calculated using the updated Owensboro MPO Travel Demand Model. Annual Average Daily Traffic (AADT) in the study area ranges from 190 vehicles per day (vpd) to 45,400 vpd. Along the three conceptual corridors (See maps in attached pdf), 2045 traffic was modeled and ranged from:
 - o Green Corridor: Range of 340 vpd to 11,800 vpd with an average of 2,400 vpd
 - o Blue Corridor: Range of 240 vpd to 11,800 vpd with an average of 2,300 vpd
 - Red Corridor: Range of 120 vpd to 16,300 vpd for the Red corridor with an average of 8,500 vpd

2045 Level of Service (LOS) was also evaluated for the study area roadways. LOS is rated A through F, with A being the least congested (free-flow conditions) and F being the worst (gridlock). Most of the study area showed adequate LOS of C or better for the No Build scenario, except for US 60 which was mostly LOS E and F between KY 2698 and KY 54. KY 54 showed LOS D and E. KY 54 also showed LOS F in 2045, but this may have been an anomaly due to modeling methodologies.

- Based on August 2017 through August 2020 crash records, 5,652 crashes were reported within the study limits. A large portion of the crashes occurred along the northern border of the study area near US 60 and the major roadways connecting to US 60. Major hotspots include US 431 and KY 54, as well as US 231 near US 60. Collisions included 15 fatal, 700 injury, and 4,937 property damage only (PDO) crashes. The crashes were 29% rear ends, 22% single vehicle, 16% angle, 15% backing, 13% sideswipe, and 5% other. The project team was provided with a Critical Crash Rate Factor (CCRF) evaluation for the county's segments and is based on crash data from 2014-2018. A CCRF greater than 1.0 indicates crashes may be occurring more often than can be attributed to random occurrence. There were several roadway segments with CRF's over 1.0, and some were 2.0 or greater. The roadways over 2.0 include US 431, KY 1389, and KY 405, and Salem Drive. (See maps depicting crash information in the attached pdfs)
- Additionally, methodologies based on the AASHTO *Highway Safety Manual* (HSM) procedures were utilized. Excess Expected Crashes (EEC) is based on a crash prediction model estimating the number of expected crashes on a roadway segment of a certain type and length. If the EEC is positive, it indicates more crashes have occurred than expected in the segment. EECs are broken down by either KA or BCO crash severity groups as categorized by the US DOT. These are K-Fatal Injury, A-Serious Injury, B-Minor Injury, C-Possible Injury, and O-Property Damage Only. There are several study area segments with positive EECs. The highest EEC's are along US 60 between US 431 and the northeastern portion of the study area.

The planning study includes a process for the identification of potential connectivity options (if determined to be feasible), environmental issues, and impacts related to the identified options. Any negative impacts associated with the potential options may be mitigated through early identification of pertinent issues or concerns. As a part of this study, an environmental overview was developed with existing conditions mapping information. The results of the overview are summarized for your use in an attached exhibit.

The following project information is enclosed for your review and comment:

- Study Area
- 2045 Traffic
- 2045 Level of Service (LOS)
- Crash Distribution Heat Map
- CCRF Map
- EEC Maps (CO Crashes; KAB Crashes)
- Environmental Overview Water Resources

«Letter_Title» «Last_Name» Page 3 July 13, 2021

• Environmental Overview – Hazardous Materials/Pollution

We are asking that you provide the following information:

- Comments on the draft goals and objectives for the study.
- Significant issues or concerns in the study area that may need to be addressed so that a project can be adequately scoped.
- Any conservation or development plans your agency or organization has ongoing or is aware of in the study area.
- Locations of any known areas, issues, or resources within the study area that should be considered when analyzing improvement concepts so that the impacts may be minimized or avoided early in the process (if an option is determined feasible).
- Any mitigation strategies that should be considered if there is future project development.

We respectfully ask that you provide us with your comments by **August 6, 2021**, to ensure timely progress in this planning effort. We appreciate any input you can provide concerning this study. Please direct any comments, questions, or requests for additional information to the following:

Beth Niemann, P.E. Kentucky Transportation Cabinet Division of Planning 200 Mero Street, 5th Floor West Frankfort, KY 40622 Elizabeth.Niemann@ky.gov

Please include a return address on such correspondence. Thank you in advance for your response.

Sincerely,

Mikael Petney

Mikael Pelfrey, P.E. Director Division of Planning

MP/BN/BC

Enclosures

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Lindsay,

Our first response from the Resource Agency mailing! See below...

Beth Niemann, P.E. Kentucky Transportation Cabinet Division of Planning 200 Mero Street, 5th Floor West Frankfort, KY 40622 Phone: (502) 782-5083

From: Royer, Randall S (KYTC) <Randall.Royer@ky.gov>
Sent: Tuesday, July 20, 2021 9:09 AM
To: Niemann, Elizabeth A (KYTC) <Elizabeth.Niemann@ky.gov>; Pelfrey, Mikael B (KYTC)
<Mikael.Pelfrey@ky.gov>
Subject: Owensboro Outer Loop Feasibility study No2-402.00

The Airport Zoning Commission only regulates structures 200 or over. Unless you are close to an airport then the height goes down the closer you get to the airport. I do not see anything in this study that is regulated by the Airport Zoning Commission. If for some reason you need to use a crane to build a bridge we can issue you a temporary permit for the use of the crane.

Randall S. Royer, Executive Director Office of Audits Transportation Cabinet 200 Mero Street, 4th floor Frankfort, KY 40622 502-782-4043

The information contained in this email is CONFIDENTIAL;. If you receive this message in error, please do not read it, notify the sender and then delete the message. Email Randall.Royer @ky.gov



ANDY BESHEAR GOVERNOR

JACQUELINE COLEMAN

LT. GOVERNOR

TOURISM, ARTS AND HERITAGE CABINET KENTUCKY HERITAGE COUNCIL THE STATE HISTORIC PRESERVATION OFFICE 410 HIGH STREET

FRANKFORT, KENTUCKY 40601 (502) 564-7005 www.heritage.ky.gov MICHAEL E. BERRY SECRETARY

CRAIG A. POTTS EXECUTIVE DIRECTOR & STATE HISTORIC PRESERVATION OFFICER

July 22, 2021

Beth Niemann, P.E. Kentucky Transportation Cabinet Division of Planning 200 Mero Street, 5th Floor West Frankfort, Kentucky 40622

Re: Owensboro Outer Loop Feasibility Study, Daviess County, Owensboro, Kentucky KYTC Item No. 2-402

Dear Ms. Niemann,

Thank you for your recent submission of information pertaining to the above referenced planning study. We appreciate you reaching out to this agency to seek our comments during the planning phase of this project. Based on the information provided, there are few comments we can provide that may be of help to you until there is a more specifically defined Area of Potential Effect (APE) other than to let you know that there is the potential for the presence of cultural resources within the proposed study area.

While we can provide no specific comment at this time, you might consider obtaining the results of preliminary or full records reviews from the Kentucky Heritage Council (KHC) for above ground cultural resources and the Office of State Archaeology (OSA) for archaeological resources. Detailed information on how to obtain those data can be found on our webpage at: https://heritage.ky.gov/compliance/Pages/general-application.aspx.

We look forward to continued conversations during the planning stages of this project, and consultation with KYTC in accordance with our existing Programmatic Agreement should the project move forward with development. Should you have any questions, please contact Nicole Konkol of my staff at nicole.konkol@ky.gov.

Sincerely,

Caig A. Potts, Executive Director and State Historic Preservation Officer

CP:nk KHC# 62293



Another response to our resource agency mailing. See below.

Thanks,

Beth Niemann, P.E. Kentucky Transportation Cabinet Division of Planning 200 Mero Street, 5th Floor West Frankfort, KY 40622 Phone: (502) 782-5083

From: Hines, Martina (EEC) <Martina.Hines@ky.gov>
Sent: Tuesday, August 3, 2021 10:53 AM
To: Niemann, Elizabeth A (KYTC) <Elizabeth.Niemann@ky.gov>
Subject: KYTC Item #2-402.00

Thank you for the opportunity to comment on the proposed bypass around Owensboro (KYTC Item #2-402.00)

Regarding this project, we have the following comment:

Wetlands within the Panther Creek watershed, particularly those within the Jackson Flats should be avoided. These forested and open wetlands include a variety of high quality natural communities ranging from bottomland hardwood forest to marsh and open swamp that are critical habitats. Please let me know if we can provide additional info or if you have any other questions.

Sincerely,

Martina Hines Biological Assessment Branch Manager, Ecologist Office of Kentucky Nature Preserves 300 Sower Blvd. Frankfort, KY 40601

Cell: 502.382.6521



TOURISM, ARTS AND HERITAGE CABINET KENTUCKY DEPARTMENT OF FISH & WILDLIFE RESOURCES

Andy Beshear Governor #1 Sportsman's Lane Frankfort, Kentucky 40601 Phone (502) 564-3400 Fax (502) 564-0506 Mike Berry Secretary

Rich Storm Commissioner

August 2, 2021

Kentucky Transportation Cabinet Division of Planning Attn: Beth Niemann, P. E. 200 Mero Street, 5th Floor West Frankfort, KY 40622

RE: Owensboro Outer Loop Feasibility Study Daviess County, Owensboro, Kentucky KYTC Item No. 2-402

Dear Ms. Niemann:

The Kentucky Department of Fish and Wildlife Resources (KDFWR) has received your request for review of the subject project. The Kentucky Fish and Wildlife Information System indicates that federally and state listed species are known to occur near the proposed project site (Please see attached table). Our database system is a dynamic one that only represents our current knowledge of various species distributions.

The KDFWR asks that you coordinate any tree removal activities with the U.S. Fish and Wildlife Service Kentucky Field Office (502-695-0468). The USFWS may have seasonal requirements for removing trees, especially those greater than 3" diameter-at-breast height (dbh). Removing these trees during the winter months would reduce possible direct impacts to tree-roosting bat species.

KDFWR recommends that you contact the appropriate US Army Corps of Engineers office and the Kentucky Division of Water prior to any work within the waterways or wetland habitats of Kentucky. Additionally, KDFWR recommends the following for the portions of the project that impact streams:

• Channel changes located within the project area should incorporate natural stream channel design.



- If culverts are used, the culvert should be designed to allow the passage of aquatic organisms.
- Culverts should be designed so that degradation upstream and downstream of the culvert does not occur.
- Development/excavation during low flow period to minimize disturbances.
- Proper placement of erosion control structures below highly disturbed areas to minimize entry of silt into area streams.
- Replanting of disturbed areas after construction, including stream banks, with native vegetation for soil stabilization and enhancement of fish and wildlife populations. We recommend a 100 foot forested buffer along each stream bank.
- Return all disturbed instream habitat to a stable condition upon completion of construction in the area.
- Preservation of any tree canopy overhanging any streams within the project area.

To minimize indirect impacts to the aquatic environment, the KDFWR recommends that erosion control measures be developed and implemented prior to any construction to reduce siltation into waterways and karst areas located within the project area. Such erosion control measures may include, but are not limited to silt fences, staked straw bales, brush barriers, sediment basins, and diversion ditches. Erosion control measures will need to be installed prior to construction and should be inspected and repaired regularly as needed.

I hope this information is helpful to you, if you have questions or require additional information, please call me at 502-892-4472.

Sincerely,

Doug Dawson

Doug Dawson Environmental Section Chief

Documented Species n	ear the Proposed Project		
Common Name	Scientific Name	Federally-Listed	State-Listed
American Coot	Fulica americana		Х
Bank Swallow	Riparia riparia		Х
Barn Owl	Tyto alba		Х
Black Buffalo	Ictiobus niger		Х
Indiana Bat	Myotis sodalis	Х	Х
Blue-winged Teal	Spatula discors		Х
Cyprus Minnow	Hybognathus hayi		Х
Dark-eyed Junco	Junco hyemalis		Х
Eastern Ribbon Snake	Thamnophis sauritus		Х
	sauritus		
Rabbitsfoot	Quadrula c. cylindrica	Х	Х
Peregrine Falcon	Falco peregrinus		Х
Sheepnose	Plethobasus cyphyus	Х	Х
Pyramid Pigtoe	Pleurobema rubrum		Х
Northern Crayfish Frog	Rana areolata circulosa		Х
Spottail Shiner	Notropis hudsonius		Х
Bald Eagle	Haliaeetus		Х
-	leucocephalus		
Osprey	Pandion haliaetus		Х
Pocketbook	Lampsilis ovata		



REBECCA W. GOODMAN SECRETARY

> GORDON R. SLONE COMMISSIONER

ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES

> 300 Sower Boulevard FRANKFORT, KENTUCKY 40601 Telephone: 502-564-6940 Telefax: 502-564-4245

August 05, 2021

Beth Niemann, P.E. Kentucky Transportation Cabinet Division of Planning 200 Mero Street, 5th Floor West Frankfort, KY 40622 Elizabeth.Niemann@ky.gov

Subject: Owensboro Outer Loop Feasibility Study, Daviess County-Owensboro, Kentucky (KYTC Item No. 02-402.00)

As requested, the Division of Conservation has reviewed the feasibility study to evaluate a new corridor connecting US 60/231 east of Owensboro with alternative tie-in locations west of Owensboro. We would like to provide the following comments that may be helpful for this early evaluation process.

In Daviess County, there are two certified agricultural districts located within the outer loop study area, 030-01 and 030-02. These districts were created to conserve, protect, and enhance agricultural land for the production of food and other agricultural products. Agricultural district 030-01 contains one parcel adjacent to KY 1554 and three parcels between Green River and KY 1554. Agricultural district 030-02 has three parcels located adjacent to the southern boundary of the Owensboro-Daviess County Regional Airport, along Carter Road, Fisher Road, and KY 81. (Attached with this letter are ArcMap shape files indicating locations)

Currently, there are no PACE (Purchase of Agricultural Conservation Easements) properties within the outer loop study area.

After reviewing the three preliminary corridors, it appears the green corridor could affect existing agricultural district 030-01 along KY 1554.

This Division supports the need for enhanced mobility that provides a safer and more efficient connection between east and west portions of Owensboro. However, we are also concerned with the loss of farmland, both prime farmland and farmland of statewide importance, so vital to our state's agricultural economy.

ANDY BESHEAR GOVERNOR Ms. Niemann, P.E. August 05, 2021 Page 2

Under KRS 262.850 Section (12) it states: "It shall be the policy of all state agencies to support the formation of agricultural districts as a means of preserving Kentucky's farmlands and to mitigate the impact of their present and future plans and programs upon the continued agricultural use of land within an agricultural district".

One other concern we would like to comment on is the control of erosion and sedimentation if any of the three proposed corridors proceed to the construction phase. We recommend Best Management Practices, BMP's, be utilized to prevent nonpoint source water pollution. This would help protect the water quality and aquatic habitat of any perennial or intermittent streams affected within chosen corridor.

We appreciate the opportunity to comment on this project and if you have any questions, please contact this office anytime.

Sincerely,

E Paulette Alurs

Paulette Akers, Director Kentucky Division of Conservation

PA/MD

Attachments

Since Beth is away this week I'm FWd'ing the response below.

Thanks,

Mikael B. Pelfrey, P.E.

Director Kentucky Transportation Cabinet Division of Planning

From: Kull, Steve J (EEC) <Steve.Kull@ky.gov>
Sent: Thursday, July 29, 2021 3:03 PM
To: Niemann, Elizabeth A (KYTC) <Elizabeth.Niemann@ky.gov>; Pelfrey, Mikael B (KYTC)
<Mikael.Pelfrey@ky.gov>
Cc: Howard, Brandon K (EEC) <brandon.howard@ky.gov>; Abernathy, Bridget M (EEC)
<bridget.abernathy@ky.gov>
Subject: Owensboro Outer Loop Feasibility Study; KYTC Item 2-402.00

On behalf of Director Howard

The Division of Forestry has reviewed the Owensboro Outer Loop Feasibility Study request of July 13, 2021. While the division does not have a property interest in this area we would recommend any alternative taken follow Owensboro's Code of Ordinances as it pertains to trees. Division 3: Trees and Other Landscape Materials of this ordinance addresses tree planting, removal, replacement, maintenance and other tree-related municipal rules.

Please contact us if you have any questions.

Sincerely; Steven Kull

Steven J. Kull

Assistant Director Kentucky Division of Forestry 300 Sower Blvd. Frankfort, KY 40601 (502) 782-7167 Steve.kull@ky.gov Active Living (Non-motorized travel) Health Impact Assessment

Owensboro Davies County Pedestrian & Bicycle Travel Owensboro Outer Loop Feasibility Study

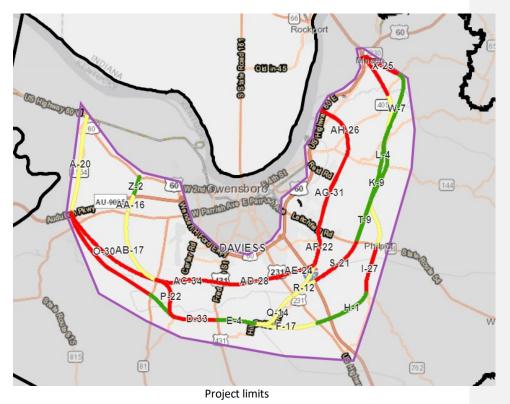
Prepared for:



Prepared by: Troy Hearn Division of Prevention and Quality Improvement Kentucky Department for Public Health August 12, 2021

Project Overview:

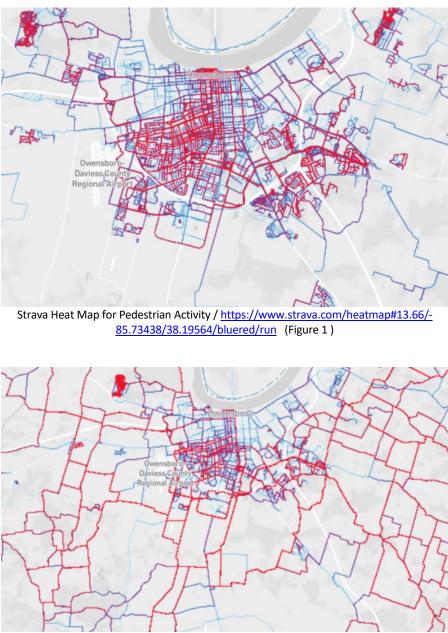
This project is to identify and evaluate the feasibility and effects of a new route (outer loop) that would connect US-60 & US-231 east of Owensboro with alternative route connection points west of Owensboro. The study will consider multiple locations, and the benefits, considerations, or issues with each concept.



Local/Regional Planning & Current Activities:

- The City of Owensboro does have a current pedestrian and bicycle master plan
 - a. Pedestrian and Bicycle Master Plan information: <u>https://www.gradd.com/wp-content/uploads/dlm_uploads/2019/02/2018_bike_ped_plan.pdf</u>
- Strava Heat Maps for pedestrian and bicycle activity
 - a. Pedestrian activity shows low-mid range activity within project area (see Figure 1)
 - b. Bicycle activity shows low range activity within the project area (see figure 2)

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Strava Heat Map for Bicycle Activity / <u>https://www.strava.com/heatmap#13.66/-</u>85.73438/38.19564/bluered/ride (Figure 2)

The active living/health equity recommendation:

Walking and bicycling are great ways to incorporate physical activity with everyday activeliving. Physical activity is needed to obtain maximum health benefits. Walking does not require any special skills. It also does not require a gym membership or expensive equipment. A single bout of moderate-to-vigorous physical activity can improve sleep, memory, and the ability to think and learn. It also reduces anxiety symptoms.

Heart disease and stroke are two of the leading causes of death in the United States. Following the physical activity recommendations, and getting at least 150 minutes a week of moderate-intensity aerobic activity can put you at a lower risk for these diseases. You can reduce your risk even further with more physical activity. Regular physical activity can also lower your blood pressure and improve your cholesterol levels.

Project comments:

- The KY Department for Public Health hopes that the project evaluation will include the considerations and benefits of a non-motorized facilities to be incorporated with this project: to include, but not limited to social connectedness, transportation equity, and social health benefits.
- The KY Department for Public Health hopes the project area (if and when finalized) will
 not adversely affect at risk populations or minority or low income residential areas. The
 negative effects being related to large high speed/high volume roadways cutting off
 access and or accommodation to public spaces (parks or other green spaces), schools,
 or other logical termini for non-motorized travel.
- The KY Department for Public Health desires the consideration of non-motorized facilities within the project area; as detailed in the <u>Owensboro non-motorized travel plan</u>, and the <u>KY Transportation Pedestrian and Bicycle Travel Policy</u>. The State Physical Activity and Nutrition (SPAN) Program works with communities to create, improve, or update local level walk/bike travel master plans through funding received by the Centers for Disease Control and Prevention (CDC). The consideration and inclusion of elements included in these plans is the ultimate goal of the 'Active Living' program with the SPAN group. "Collaboration with partners to improve or build non-motorized facilities that connect to everyday destinations; thus providing accommodation safe places/spaces for physical activity."
- The locations within the study area for the considerations of non-motorized facility improvements or new construction is detailed in both the local walk/bike master plan, and in the consideration details in the KY Pedestrian and Bicycle Travel Policy:
 - a. <u>Pedestrian and bicycle facilities in urban areas:</u> The KY Transportation cabinet (KYTC) will consider facilities if the roadway project meets one or more of the following criteria:
 - 1. A facility already exists on the current roadway.

Commented [AKN(D2]: Completely agree. However, maybe we can include accessible activities?

Commented [AKN(D3]: So we are funding part of this project (when finalized)? Very interesting – would love more information on this.

Commented [KA(D4]: "C"

Commented [KA(D5]: Added (KYTC)

- 2. The recommended roadway cross section is urban (curb and gutter).
- Project limits are adjacent to an existing residential, commercial, industrial, institutional, public or semi-public use area or adjacent to an area planned to develop one of these uses within the next 20 years. Planned development may be determined by zoning designations, a local comprehensive plan, or the public-involvement process.
- A state locally, or regionally adopted pedestrian/bicycle network or policy has designated improvements in the area of the specific roadway project or for that classification of roadway.
- 5. A KYTC Small Urban Transportation Study has specific pedestrian/bicycle improvements recommended for the roadway project.
- Pedestrian/bicycle traffic exists along the current roadway: This may be determined by the observation of pedestrian traffic or by the publicinvolvement process.
- 7. Public interest in and demand for pedestrian/bicycle facilities are determined at the planning and preliminary engineering public-involvement stages
- 8. KYTC project-level decisions will complement local pedestrian/bicycle plans to the maximum reasonable extent.
- KYTC project-level decisions will evaluate future connections to close gaps in parallel connectivity between projects and developed areas/community destinations or existing facilities within 300 feet beyond normal project limits within existing publicly owned rights of way.
- 10. KYTC project-level decisions will evaluate future connections to close gaps in perpendicular connectivity to developed areas/community destinations or existing facilities within 100 feet of the roadway edge of pavement within existing publicly owned rights of way. KYTC project-level decisions will consider pedestrian access to existing and planned transit stops.

Commented [KA(D6]: . added

- b. Pedestrian and bicycle facilities in rural areas:
 - 1. Pedestrian/bicycle traffic exists along the current roadway: This may be determined by the observation or documentation of non-motorized traffic, or by the public-involvement process.
 - 2. Project limits are adjacent to planned or anticipated development of residential subdivisions, commercial, industrial, institutional, public or semi-public use area, or other projects within the next 20 years necessitating pedestrian connectivity. Planned development may be determined by zoning designations from a local comprehensive land use plan, interviews with local political and economic leaders to gauge anticipated growth in the project area, or the public-involvement process.
 - 3. A state, locally or regionally adopted pedestrian/bicycle network or policy has designated improvements in the area of the specific roadway project or for that classification of roadway.
 - Gaps in connectivity exist between two or more developed areas/community destinations currently separated by no more than 1.5 miles.

- 5. Public interest in and demand for pedestrian/bicycle facilities are determined at the planning and preliminary engineering public-involvement stages.
- If and when the determination of non-motorized facilities is done: refer to the American Association of State Highway Transportation Officials (AASHTO), the National Association of City Transportation Officials (NACTO), the <u>Federal Highway Bicycle and</u> <u>Pedestrian resource guides</u>, and KYTC design guidance for the implementation to the maximum extent practicable.

Commented [KA(D7]: Changed font to keep it consistent Commented [KA(D8]: . added

The data needed for evaluation:

- KY Transportation Cabinet Pedestrian and Bicycle Travel policy: <u>https://transportation.ky.gov/BikeWalk/Documents/KYTC%20Pedestrian%20and%20Bi</u> cycle%20Travel%20Policy%20%202002.pdf
- KY Transportation Cabinet active highway map: <u>https://maps.kytc.ky.gov/activehighwayplan/</u>
- KY Transportation Cabinet Pedestrian Comfort Index: <u>https://transportation.ky.gov/BikeWalk/Documents/Metadata%20Page%20PCI%2020</u> <u>19.pdf</u>
- KY Transportation Cabinet Bicycle Comfort Index: <u>https://transportation.ky.gov/BikeWalk/Documents/BCI%20Metadata%20Page%20Up</u> <u>dated%202018.pdf</u>
- CDC website for recommended daily physical activity: <u>https://www.cdc.gov/physicalactivity/walking/index.htm</u> & <u>https://www.cdc.gov/physicalactivity/basics/pa-health/index.htm</u>



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

August 23, 2021

Regulatory Division South Branch ID No. LRL-2021-651-ncc

Ms. Beth Niemann Kentucky Transportation Cabinet Division of Planning 200 Mero Street, 5th Floor West Frankfort, Kentucky 40622

Dear Ms. Niemann:

This is in response to your correspondence, dated July 13, 2021, concerning a request for comments on a feasibility study of a proposed "outer loop" around Owensboro, Daviess County, Kentucky.

The U.S. Army Corps of Engineers (USACE) exercises regulatory authority under Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403) and Section 404 of the Clean Water Act, 1972 (33 USC 1344) for certain activities in "waters of the United States (U.S.)." These waters include all waters that are currently used, were used in the past, or may be susceptible to use in interstate or foreign commerce. "Waters of the U.S." include hydrologically connected lakes, rivers, and stream channels exhibiting an Ordinary High Water Mark (OHWM); wetlands; sloughs; and wet meadows and wetlands adjacent to "waters of the U.S."

Based on the information provided by you in the above-referenced request, it appears a Department of the Army (DA) Permit may be required. The mapping you provided shows proposed work in or near what appears to be "waters of the U.S." These waters include unnamed tributaries and adjacent wetlands to Panther Creek, North Fork Panther Creek, South Fork Panther Creek, Shoemaker Branch, Wolf Branch Ditch, Horse Fork, Vance Ditch, and numerous others. If the project would necessitate the discharge of dredged or fill material into any "waters of the U.S." including wetlands, then you should submit a DA permit application for review by this office. We will need a completed DA permit application along with additional details regarding the project's design, scope, construction methods, purpose, and a delineation of all "waters of the U.S.," including the coordinates and locations of each "water" within the proposed project area and all impacts to waters (linear feet, width, and acreage).

You are reminded that all drawings must be submitted on $8\frac{1}{2} \times 11$ -inch paper and be of reproducible quality, and if possible, please also submit the information in electronic format by contacting us at the information provided below to have a link sent to you for uploading documents

(please note we cannot accept thumb drives).

Our comments on this project are limited to only those effects which may fall within our area of jurisdiction and thus do not obviate the need to obtain other permits from State or local agencies.

Further information on the Regulatory Program, including the DA Permit application, can be obtained from our website at http://www.lrl.usace.army.mil/Missions/Regulatory.aspx. Please allow sufficient time in your preconstruction schedule for the processing of a DA permit application.

Your request has been assigned ID No. LRL-2021-651-ncc. Please reference this number on all correspondence pertaining to this project. Please contact us by writing to the District Regulatory Office at the above address, ATTN: CELRL-RDS, or contact Ms. Norma Condra directly at (502) 315-6680 or norma.c.condra@usace.army.mil.

Sincerely,

David Baldridge Chief, South Branch Regulatory Division



REBECCA W. GOODMAN SECRETARY

ANTHONY R. HATTON COMMISSIONER

ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR ENVIRONMENTAL PROTECTION

300 Sower Boulevard FRANKFORT, KENTUCKY 40601 Telephone: 502-564-2150 Telefax: 502-564-4245

September 7, 2021

KYTC Division of Planning 200 Mero St, 5th Fl W Frankfort, KY 40622

Re: Owensboro Outer Loop Feasibility Study, KYTC Item No 2-402.00--SERO 2021-29

Dear Sir or Madam,

The Energy and Environment Cabinet serves as the state clearinghouse for review of environmental documents generated pursuant to the National Environmental Policy Act (NEPA). Within the Cabinet, the Commissioner's Office in the Department for Environmental Protection coordinates the review for Kentucky state agencies. We received your letter requesting an environmental review for this project. We have reviewed the document and provided comments below.

Division of Water

Water Quality Branch:

Best management practices should be utilized to reduce runoff from project construction activities into nearby waters. Questions should be directed to Andrea Fredenburg, Water Quality Branch, (502) 782-6950, Andrea.Fredenburg@ky.gov.

Water Resources Branch:

In accordance with Kentucky Revised Statute 151.250(1), the construction, reconstruction, relocation or improvement of any dam, embankment, levee, dike, bridge, fill or other obstruction across or along any stream, or in the floodway of any stream constructed by the Department of Highways is exempt from the permitting or approval by the Kentucky DOW. Questions should be directed to Shawn Hokanson, Floodplain Management Section, (502) 782-6977, Shawn.Hokanson@ky.gov.

A Clean Water Act Section 401 Water Quality Certification from the DOW is required for this project. The 401 Water Quality Certification offers the following comments on the proposed project: (1) there are three mitigation sites within the study area, (2) several streams within the study area are full support for aquatic

ANDY BESHEAR GOVERNOR life. Questions should be directed to Samantha Vogeler, Water Quality Certification Section, (502) 782-6995, Samantha.Vogeler@ky.gov.

Watershed Management:

This proposed project is within the Owensboro Municipal Utilities designated Wellhead Protection Areas (WHPA) Zone 1 (180 day Time of Travel), Zone 2 (10 year Time of Travel) or Zone 3 (Hydrologic Boundary). Questions should be directed to Chloe Brantley, Water Supply Section, (502) 782-6898, Chloe.Brantley@ky.gov.

The proposed work is endorsed by the Groundwater Section of the Watershed Management Branch. However, there are domestic groundwater water well users in the vicinity of the proposed work. 401 KAR 6:310 provides minimum standards and requirements for construction, modification, and abandonment of water supply wells. 401 and KAR 6:320 provides for the certification of water well drillers, including the requirements for examination, application, and disciplinary action. It is our recommendation that site be made aware of the requirements of 401 KAR 5:037 and the need to develop a Groundwater Protection Plan (GPP) for the protection of groundwater resources within that area. Questions should be directed to Adam Nolte, Groundwater Section, (502) 782-1312, Adam.Nolte@ky.gov or Kurtis Spears, Groundwater Section, (502) 782-1319, Kurtis.Spears@ky.gov.

Surface Water Permits Branch:

If the construction area disturbed is equal to or greater than 1 acre, the applicant will need to apply for a Kentucky Pollutant Discharge Elimination System (KPDES) stormwater discharge permit. Questions should be directed to the Permit Support Section, (502) 564-3410, <u>SWPBsupport@ky.gov</u>.

Division of Waste Management

Based on the information provided by the applicant for this project:

UST Branch records indicate the following underground storage tank site issues identified within the project impact area: Active Sites:

North Hangar Complex MASTER AI ID: 47789 LONGITUDE: -87.166389 LATITUDE: 37.75

Modern Transportation Company MASTER AI ID: 62376 LONGITUDE: -87.1758 LATITUDE: 37.7488 Bon Harbor Hills Co Inc MASTER AI ID: 62419 LONGITUDE: -87.166093 LATITUDE: 37.775398

Quality Quick #12 MASTER AI ID: 62358 LONGITUDE: -87.165889 LATITUDE: 37.775972 Quality Quick No 8 MASTER AI ID: 62360 LONGITUDE: -87.12326 LATITUDE: 37.726182

V Eagles MASTER AI ID: 62367 LONGITUDE: -86.9849 LATITUDE: 37.8615 Murphy Oil USA Inc 7213 MASTER AI ID: 71393 LONGITUDE: -87.061475 LATITUDE: 37.754181

Jumpin Jacks 412 MASTER AI ID: 81349 LONGITUDE: -87.03955556 LATITUDE: 37.81688889

Caseys General Store #3240 MASTER AI ID: 116280 LONGITUDE: -87.13 LATITUDE: 37.7222

Hucks #374 MASTER AI ID: 111634 LONGITUDE: -87.074274 LATITUDE: 37.760008

Eagles II MASTER AI ID: 62426 **LONGITUDE**: -87.245556 **LATITUDE**: 37.818889

Five Star #7500 MASTER AI ID: 134676 LONGITUDE: -87.090744 LATITUDE: 37.734113

Kentucky Konvenience MASTER AI ID: 62398 **LONGITUDE**: -87.127006 **LATITUDE**: 37.722915 Sams Club 4908 MASTER AI ID: 70771 LONGITUDE: -87.128397 LATITUE: 37.715397

Five Star #7520 MASTER AI ID: 135420 LONGITUDE: -87.15442 LATITUDE: 37.75544

Kroger Fuel L-718 MASTER AI ID: 4869 **LONGITUDE**: -87.1506 **LATITUDE**: 37.7555

Five Star #7530 MASTER AI ID: 137406 LONGITUDE: -87.050883 LATITUDE: 37.751365

Sterett Construction MASTER AI ID: 62336 **LONGITUDE**: -87.180599 **LATITUDE**: 37.779106

Jumpin Jacks No 417 MASTER AI ID: 62392 LONGITUDE: -87.068 LATITUDE: 37.756028

Even Steven MASTER AI ID: 62334 **LONGITUDE**: -87.232089 **LATITUDE**: 37.757437

Circle K #3354 MASTER AI ID: 960 **LONGITUDE**: -87.004444 **LATITUDE**: 37.736389 **QQ Food Mart MASTER AI ID**: 62410 **LONGITUDE**: -87.041356 **LATITUDE**: 37.743842

Country Cupboard #205 MASTER AI ID: 62425 **LONGITUDE**: -87.12097 **LATITUDE**: 37.731349

Masonville Food Mart MASTER AI ID: 66561 LONGITUDE: -87.053278 LATITUDE: 37.689

Midamerica Jet Inc MASTER AI ID: 47415 LONGITUDE: -87.166667 LATITUDE: 37.733333

Meijer Gas Station #288 MASTER AI ID: 125859 LONGITUDE: -87.073997 LATITUDE: 37.758086

Circle K #3353 MASTER AI ID: 62313 LONGITUDE: -87.026171 LATITUDE: 37.801306

Fast Fuel MASTER AI ID: 70362 **LONGITUDE**: -87.028708 **LATITUDE**: 37.800985

Hucks #373 MASTER AI ID: 119365 LONGITUDE: -87.142573 LATITUDE: 37.722753 Closed Sites: Daviess Co State Maintenance Garage MASTER AI ID: 918 LONGITUDE: -87.062765 LATITUDE: 37.744123

Coca Cola Bottling Co MASTER AI ID: 934 LONGITUDE: -87.1225 LATITUDE: 37.722778

Owensboro Landfill MASTER AI ID: 941 **LONGITUDE**: -87.077778 **LATITUDE**: 37.681667

Owensboro Municipal Utilities MASTER AI ID: 943 LONGITUDE: -87.136675 LATITUDE: 37.732489

Southern States Cooperative Inc MASTER AI ID: 955 LONGITUDE: -87.146944 LATITUDE: 37.738889

Owensboro Daviess Co Airport MASTER AI ID: 4865 LONGITUDE: -87.162778 LATITUDE: 37.75

Clark Restaurant Services & CRS Frozen Foods MASTER AI ID: 12182 LONGITUDE: -87.155833 LATITUDE: 37.734722 Mullican Feed Mill Inc MASTERAI ID: 37842 LONGITDE: -87.244 LATITUDE: 37.823028

Miles Farms LLC MASTER AI ID: 43522 LONGITUDE: -87.159734 LATITUDE: 37.708893

Wyndalls Fuel Center 08 MASTER AI ID: 43928 **LONGITUDE**: -87.0598644 **LATITUDE**: 37.75139719

Apollo High School MASTER AI ID: 44518 **LONGITUDE**: -87.144588 **LATITUDE**: 37.731641

Tire Recycling Co Plant MASTER AI ID: 46369 LONGITUDE: -87.0201 LATITUDE: 37.835

Doug Brantley Excavating MASTER AI ID: 47421 LONGITUDE: -86.977633 LATITUDE: 37.803113

Former Sears Roebuck No 2950 MASTER AI ID: 47445 LONGITUDE: -87.127932 LATITUDE: 37.719129 Wal-Mart Supercenter 3363 MASTER AI ID: 49798 LONGITUDE: -87.060682 LATITUDE: 37.757242

Farmers Korner Market MASTER AI ID: 51705 **LONGITUDE**: -86.968931 **LATITUDE**: 37.852887

Green Coal Co MASTER AI ID: 53204 **LONGITUDE**: -87.042032 **LATITUDE**: 37.813771

Winn Construction Co Inc MASTER AI ID: 58768 LONGITUDE: -87.0586 LATITUDE: 37.7429

Whitehall Furniture LLC MASTER AI ID: 62323 LONGITUDE: -87.130243 LATITUDE: 37.677931

Villa Point Shell MASTER AI ID: 62320 LONGITUDE: -87.061251 LATITUDE: 37.753639

Pantry No 677 MASTER AI ID: 62346 **LONGITUDE**: -87.15220213 **LATITUDE**: 37.73315221 **Paul L Holloway MASTER AI ID**: 62351 **LONGITUDE**: -86.996709 **LATITUDE**: 37.859499

Petroleum Location Bp MASTER AI ID: 62352 **LONGITUDE**: -87.176046 **LATITUDE**: 37.746821

Ralphs MASTER AI ID: 62365 **LONGITUDE**: -87.0279514 **LATITUDE**: 37.6687901

R A Alexander & Sons Inc MASTER AI ID: 62363 **LONGITUDE**: -87.131111 **LATITUDE**: 37.678611

Mcdonalds Shell MASTER AI ID: 62374 LONGITUDE: -86.983959 LATITUDE: 37.73307

Maceo Market MASTER AI ID: 62366 LONGITUDE: -86.99255705 LATITUDE: 37.863402

Lifetime Companion LLC MASTER AI ID: 62383 LONGITUDE: -87.065339 LATITUDE: 37.753992 Michael Roberts Property MASTER AI ID: 62385 LONGITDE: -86.9972 LATITUE: 37.8632

Jims Bait & Sporting Goods MASTER AI ID: 62386 LONGITUDE: -87.181123 LATITUDE: 37.719922

Even Steven Market MASTER AI ID: 62391 **LONGITUDE**: -87.190399 **LATITUDE**: 37.678421

Larrys Little Giant MASTER AI ID: 62401 LONGITUDE: -87.031172 LATITUDE: 37.787447

Former 144 MASTER AI ID: 62407 LONGITUDE: -87.028074 LATITUDE: 37.801405

Fosters Grocery MASTER AI ID: 62408 LONGITUDE: -86.9915 LATITUDE: 37.733306

Former Hagan & Sons MASTER AI ID: 62415 LONGITUDE: -87.0625 LATITUDE: 37.755

Norman Hayden & Sons Inc MASTER AI ID: 63913 LONGITUDE: -87.220678 LATITUDE: 37.698186 Holland Dairy Foods MASTER AI ID: 64372 LONGITUDE: -87.070921 LATITUDE: 37.762608

Beanland Farms Inc MASTER AI ID: 64420 LONGITUDE: -87.11913 LATITUDE: 37.669953

Thruston Philpot Fire Dept MASTER AI ID: 64538 **LONGITUDE**: -87.031556 **LATITUDE**: 37.770944

Daviess Co Public Schools Bus Garage MASTER AI ID: 64609 LONGITUDE: -87.135385 LATITUDE: 37.725549

Daviess Co High School MASTER AI ID: 64610 LONGITUDE: -87.08481 LATITUDE: 37.729837

Gipe Automotive East MASTER AI ID: 64640 **LONGITUDE**: -87.163933 **LATITUDE**: 37.766474

Former Marvins Market 1 MASTER AI ID: 64676 LONGITUDE: -87.2462 LATITUDE: 37.8194

Anna Lee Stevenson Property MASTER AI ID: 64928 LONGITUDE: -87.2469 LATITUDE: 37.8219 Owensboro Sav MASTER AI ID: 65117 LONGITUDE: -87.112622 LATITUDE: 37.725379

Construction Machinery Corp MASTER AI ID: 65175 LONGITUDE: -87.074173 LATITUDE: 37.760169

Dixie Pavers MASTER AI ID: 65521 **LONGITUDE**: -87.060257 **LATITUDE**: 37.743501

Green Coal Co MASTER AI ID: 65564 **LONGITUDE**: -87.162671 **LATITUDE**: 37.763461

Har Ken Oil Co MASTER AI ID: 65586 LONGITUDE: -87.176744 LATITUDE: 37.743001

Former Angelos Pizza MASTER AI ID: 65593 LONGITUDE: -87.06146 LATITUDE: 37.771235

Bellsouth Owensboro MASTER AI ID: 65771 **LONGITUDE**: -87.120982 **LATITUDE**: 37.723352

Kaye L Spear Property MASTER AI ID: 65964 **LONGITUDE**: -86.979686 **LATITUDE**: 37.821987 Gerald Head Property (Sorgo Drugs) MASTER AI ID: 66031 LONGITUDE: -87.246648 LATITUDE: 37.753234

S&K Air Power Tool & Supply MASTER AI ID: 66146 **LONGITUDE**: -87.17611 **LATITUDE**: 37.746729

Petroleum Location BP MASTER AI ID: 66149 **LONGITUDE**: -87.011814 **LATITUDE**: 37.750802

Petroleum Location BP MASTER AI ID: 66150 **LONGITUDE**: -87.244593 **LATITUDE**: 37.823028

Petroleum Location BP MASTER AI ID: 66151 LONGITUDE: -87.0498 LATITUDE: 37.689007

Service Station 219 D BP 455 MASTER AI ID: 66166 LONGITUDE: -87.06097 LATITUDE: 37.754

Bullfrog North MASTER AI ID: 66419 LONGITUDE: -87.16356 LATITUDE: 37.74662

Speedway SuperAmerica LLC 212 5528 MASTER AI ID: 66662 LONGITUDE: -87.047988 LATITUDE: 37.757943 Leroys Market MASTER AI ID: 66665 LONGITUDE: -87.061832 LATITUDE: 37.698153

Bobs Repair Service MASTER AI ID: 66726 **LONGITUDE**: -86.9826436 **LATITUDE**: 37.732778

Service Station 213 D BP 455 MASTER AI ID: 66928 LONGITUDE: -87.242906 LATITUDE: 37.815668

Daviess Co Road Dept MASTER AI ID: 67204 LONGITUDE: -87.066521 LATITUDE: 37.756007

Pm Ag Products Inc MASTER AI ID: 67331 **LONGITUDE**: -87.042036 **LATITUDE**: 37.813768

Owensboro Aviation MASTER AI ID: 67333 **LONGITUDE**: -87.163502 **LATITUDE**: 37.746674

Laroche Industries Inc MASTER AI ID: 67569 LONGITUDE: -87.131216 LATITUDE: 37.69915 **Crop Production Services MASTER AI ID**: 67648 **LONGITUDE**: -87.171597 **LATITUDE**: 37.749359

Don Moore Toyota MASTER AI ID: 67858 **LONGITUDE**: -87.123932 **LATITUDE**: 37.730571

The Pantry 673 MASTER AI ID: 68223 **LONGITUDE**: -87.054261 **LATITUDE**: 37.752013

Kenergy Corp -Ownesboro Operations Ctr MASTER AI ID: 68634 LONGITUDE: -87.061547 LATITUDE: 37.748643

Delmar Hardison Property MASTER AI ID: 68897 LONGITUDE: -87.052452 LATITUDE: 37.688167 **Delacey Farms MASTER AI ID**: 69436 **LONGITUDE**: -87.128337 **LATITUDE**: 37.666929

Millers Mill Plaza MASTER AI ID: 69437 LONGITUDE: -87.04155 LATITUDE: 37.743652

City Of Owensboro Hillcrest Golf MASTER AI ID: 69483 LONGITUDE: -87.077103 LATITUDE: 37.732237

Velvet Farms MASTER AI ID: 69586 **LONGITUDE**: -87.076507 **LATITUDE**: 37.723643

Mrs Robert Hardin Property MASTER AI ID: 69589 LONGITUDE: -86.967997

LATITUDE: 37.799199

Former Stanley Elementary School MASTER AI ID: 69594 LONGITUDE: -87.2475 LATITUDE: 37.819444

J Bacon & Sons MASTER AI ID: 69620 **LONGITUDE**: -87.127262 **LATITUDE**: 37.720276

Roscoe Young MASTER AI ID: 69640 **LONGITUDE**: -87.242906 **LATITUDE**: 37.815668

Camps Country Store MASTER AI ID: 69892 LONGITUDE: -86.99655 LATITUDE: 37.697286

Franks Grocery MASTER AI ID: 70146 **LONGITUDE**: -87.03496 **LATITUDE**: 37.674818

If any UST's are encountered during the project construction they should be reported to KDWM. Any UST issues or questions should be directed to the UST Branch.

Superfund Branch records indicate the following superfund site issues identified within the project impact area:

Smith Property MASTER AI ID: 53396 SUBJECT ITEM DESIGNATION: Batteries CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 07/28/2008 LAT LONG SOURCE: SI LONGITUDE: -87.007373 LATITUDE: 37.735324 Smith Property MASTER AI ID: 53396 SUBJECT ITEM DESIGNATION: 36824 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 03/17/1999 LAT LONG SOURCE: SI LONGITUDE: -87.007061 LATITUDE: 37.734781

Owensboro Landfill MASTER AI ID: 941 SUBJECT ITEM DESIGNATION: 15355 CLOSURE OPTION DESC: Referred CLOSURE DATE: 08/28/2008 LAT LONG SOURCE: SI LONGITUDE: -87.07778 LATITUDE: 37.681667

Curtis Alvey Property MASTER AI ID: 53643 SUBJECT ITEM DESIGNATION: 32910 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 02/06/1995 LAT LONG SOURCE: SI LONGITUDE: -87.24389 LATITUDE: 37.82333

Potts Property MASTER AI ID: 52358 SUBJECT ITEM DESIGNATION: 9158 CLOSURE OPTION DESC: Option A No Action Necessary CLOSURE DATE: 03/26/2002 LAT LONG SOURCE: SI LONGITUDE: -86.991384 LATITUDE: 37.863234 Daviess Co State Maintenance Garage MASTER AI ID: 918 SUBJECT ITEM DESIGNATION: KYTC 92 MOA CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 04/09/2009 LAT LONG SOURCE: SI LONGITUDE: -87.063034 LATITUDE: 37.744543

Hazelwood Property MASTER AI ID: 117441 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 02/18/2013 LAT LONG SOURCE: SI LONGITUDE: -87.148318 LATITUDE: 37.748083

RNA Rental Property MASTER AI ID: 104451 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 05/27/2009 LAT LONG SOURCE: SI LONGITUDE: -87.127716 LATITUDE: 37.724135 Wheatley Property MASTER AI ID: 105112 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 08/05/2009 LAT LONG SOURCE: SI LONGITUDE: -87.026572 LATITUDE: 37.828166

Ensor Cyanide Waste MASTER AI ID: 102517 SUBJECT ITEM DESIGNATION: Abandoned drums CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 03/16/2009 LAT LONG SOURCE: SI LONGITUDE: -86.993008 LATITUDE: 37.790489

Fannie Mae Property MASTER AI ID: 109637 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 10/11/2010 LAT LONG SOURCE: SI LONGITUDE: -87.19143 LATITUDE: 37.76687 Tony Clark Property MASTER AI ID: 111488 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 05/11/2011 LAT LONG SOURCE: SI LONGITUDE: -87.127032 LATITUDE: 37.724903

Paulas Property MASTER AI ID: 111245 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 04/17/2011 LAT LONG SOURCE: SI LONGITUDE: -87.138433 LATITUDE: 37.7295

Reisz Property MASTER AI ID: 113432 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 11/21/2011 LAT LONG SOURCE: SI LONGITUDE: -87.118564 LATITUDE: 37.728878 Jumpin Jacks No 417 MASTER AI ID: 62392 SUBJECT ITEM DESIGNATION: 47095 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 02/11/1998 LAT LONG SOURCE: SI LONGITUDE: -87.067998 LATITUDE: 37.756093

Burke Property MASTER AI ID: 120284 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 10/29/2013 LAT LONG SOURCE: SI LONGITUDE: -87.032962 LATITUDE: 37.828285

RNA Rentals LLC Property MASTER AI ID: 124297 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 12/02/2014 LAT LONG SOURCE: SI LONGITUDE: -87.128198 LATITUDE: 37.724322 Daviess County Gun Club MASTER AI ID: 124403 SUBJECT ITEM DESIGNATION: Shooting Range CLOSURE OPTION DESC: Unfounded CLOSURE DATE: 02/23/2015 LAT LONG SOURCE: SI LONGITUDE: -87.00903 LATITUDE: 37.83967

Green Coal Co Panther Mine MASTER AI ID: 65565 SUBJECT ITEM DESIGNATION: 48829 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 12/28/1998 LAT LONG SOURCE: SI LONGITUDE: -87.042061 LATITUDE: 37.814052

Seterus Inc Property MASTER AI ID: 136013 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 02/27/2018 LAT LONG SOURCE: SI LONGITUDE: -87.136928 LATITUDE: 37.738885 Brenner Property MASTER AI ID: 118144 SUBJECT ITEM DESIGNATION: Meth Lab CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 04/04/2013 LAT LONG SOURCE: SI LONGITUDE: -87.141952 LATITUDE: 37.732192

Former Sears Roebuck No 2950 MASTER AI ID: 47445 SUBJECT ITEM DESIGNATION: 35903 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 07/10/1996 LAT LONG SOURCE: SI LONGITUDE: -87.128718 LATITUDE: 37.718818

Texas Gas - Daviess Co MASTER AI ID: 52906 SUBJECT ITEM DESIGNATION: 20254 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 11/04/1998 LAT LONG SOURCE: SI LONGITUDE: -87.018466 LATITUDE: 37.658236 Swifty Oil LLC Tanker Spill MASTER AI ID: 120103 SUBJECT ITEM DESIGNATION: Gasoline release CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 10/01/2013 LAT LONG SOURCE: SI LONGITUDE: -87.076465 LATITUDE: 37.741327

Hucks #374 MASTER AI ID: 111634 SUBJECT ITEM DESIGNATION: Closure CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 02/10/2015 LAT LONG SOURCE: SI LONGITUDE: -87.073847 LATITUDE: 37.759879

Texas Gas - Daviess Co MASTER AI ID: 52906 SUBJECT ITEM DESIGNATION: 20253 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 11/03/1998 LAT LONG SOURCE: SI LONGITUDE: -86.99639 LATITUDE: 37.69778 Farmers Korner Market MASTER AI ID: 51705 SUBJECT ITEM DESIGNATION: 52123 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 03/27/2002 LAT LONG SOURCE: SI LONGITUDE: -86.96931 LATITUDE: 37.85205

Masonville MHP MASTER AI ID: 954 SUBJECT ITEM DESIGNATION: 35450 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 02/09/1995 LAT LONG SOURCE: SI LONGITUDE: -87.052431 LATITUDE: 37.688331

Days Inn MASTER AI ID: 52939 SUBJECT ITEM DESIGNATION: 40546 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 05/20/1996 LAT LONG SOURCE: SI LONGITUDE: -87.090051 LATITUDE: 37.73372 Green Coal Co MASTER AI ID: 53204 SUBJECT ITEM DESIGNATION: 48829 CLOSURE OPTION DESC: Option C Restored CLOSURE DATE: 12/28/1998 LAT LONG SOURCE: SI LONGITUDE: -87.042061 LATITUDE: 37.814052

Former Orkin Facility MASTER AI ID: 51801 SUBJECT ITEM DESIGNATION: 56404 CLOSURE OPTION DESC: CLOSURE DATE: LAT LONG SOURCE: SI LONGITUDE: -87.120482 LATITUDE: 37.731077

Any superfund issues or questions should be directed to the Superfund Branch.

Solid Waste Branch records indicate the following active or historic landfill sites within the project impact area:

MASTER AI ID: 941 MASTER AI NAME: Owensboro Landfill USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID: SW03000001 LONGITUDE: -87.07778 LATITUDE: 37.681667 MASTER AI ID: 941 MASTER AI NAME: Owensboro Landfill USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID: SW03000005 LONGITUDE: -87.07778 LATITUDE: 37.681667

The following Solid Waste Branch sites are located within the project impact area:

MASTER AI ID: 4857 MASTER AI NAME: Griders Auto Salvage USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID: SW03000040 LONGITUDE: -87.18164 LATITUDE: 37.77963

MASTER AI ID: 46369 MASTER AI NAME: Tire Recycling Co Plant USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID: SW03000016 LONGITUDE: -87.0201 **LATITUDE**: 37.835

MASTER AI ID: 46369 MASTER AI NAME: Tire Recycling Co Plant USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID: SW03000047 LONGITUDE: -87.0201 LATITUDE: 37.835

MASTER AI ID: 111175 MASTER AI NAME: Yager Materials USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID:

sw03000049 LONGITUDE: -87.039625 LATITUDE: 37.813072

MASTER AI ID: 43522 MASTER AI NAME: Miles Farms LLC USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID: SW03000034 LONGITUDE: -87.159734 LATITUDE: 37.708893 MASTER AI ID: 43519 MASTER AI NAME: Charlotte Miller Beneficial Reuse Site USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID: SW03000025 LONGITUDE: -87.036258 LATITUDE: 37.735238

MASTER AI ID: 43519 MASTER AI NAME: Charlotte Miller Beneficial

Reuse Site

USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID: SW03000027 LONGITUDE: -87.036258 LATITUDE: 37.735238

MASTER AI ID: 941 MASTER AI ID: 79404 MASTER AI NAME: River Metals Recycling LLC USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID: SW03000042 LONGITUDE: -87.030066 LATITUDE: 37.825083

MASTER AI ID: 923 MASTER AI NAME:

Gavilon Grain LLC -Gavilon River Terminal Operation USER GROUP DESCRIPTION: DWMSWB- General ALTERNATE AI ID: SW03000045 LONGITUDE: -87.022126 LATITUDE: 37.840723

Any solid waste issues or questions should be directed to the Solid Waste Branch.

Hazardous Waste Branch records indicate the following hazardous waste issues identified within the project impact area:

Metalsa SA DE CV MASTER AI ID: 893 ALTERNATE AI ID: KYR000018101 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.159732 LATITUDE: 37.73062

CVS Pharmacy #6264 MASTER AI ID: 47418 ALTERNATE AI ID: KYR000019588 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.058333 LATITUDE: 37.753333 Target MASTER AI ID: 77396 ALTERNATE AI ID: KYR000045179 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.12233 LATITUDE: 37.717076

Wal-Mart Supercenter 3363 MASTER AI ID: 49798 ALTERNATE AI ID: KYR000042309 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.060682 LATITUDE: 37.757242 Lowes of Owensboro #657 MASTER AI ID: 101075 ALTERNATE AI ID: KYR000048314 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.11991111 LATITUDE: 37.72313611

Meijer Store # 288 MASTER AI ID: 126709 ALTERNATE AI ID: KYR000069005 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.075056

LATITUDE: 37.756167

Champion Ford Lincoln Mercury MASTER AI ID: 36042 ALTERNATE AI ID: KYR000070763 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.114941 LATITUDE: 37.72036

Kentucky BioProcessing Inc MASTER AI ID: 11432 ALTERNATE AI ID: KYR000063446 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.156351 LATITUDE: 37.738047

Nutrien Ag Solutions MASTER AI ID: 160625 ALTERNATE AI ID: KYD068322858 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.161762 LATITUDE: 37.709292

The Home Depot MASTER AI ID: 34185 **ALTERNATE AI ID:** KYR000037119 **USER GROUP DESCRIPTION: EPA ID** Number (RCRA) LONGITUDE: -87.128459 **LATITUDE**: 37.717426 Wal-mart Supercenter **MASTER AI ID: 53871 ALTERNATE AI ID:** KYR000041459 **USER GROUP DESCRIPTION: EPA ID** Number (RCRA) LONGITUDE: -87.121988 **LATITUDE**: 37.719935

Sams Club 4908 MASTER AI ID: 70771 ALTERNATE AI ID: KYR000043687 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.128397 LATITUDE: 37.715397

Hines Precision Inc MASTER AI ID: 950 ALTERNATE AI ID: KYD006516348 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.003889

LATITUDE: 37.734444

River Metals Recycling LLC MASTER AI ID: 79404 ALTERNATE AI ID: KYR000044115 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.030066 LATITUDE: 37.825083

Toyotetsu Mid America LLC MASTER AI ID: 33683 ALTERNATE AI ID: KYR000035295 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.155571 LATITUDE: 37.740159

Meijer Gas Station #288 MASTER AI ID: 125859 ALTERNATE AI ID: KYR000068999 USER GROUP DESCRIPTION: EPA ID Number (RCRA) LONGITUDE: -87.073997 LATITUDE: 37.758086

Any hazardous waste issues or questions should be directed to the Hazardous Waste Branch.

RLA Branch records indicate the following RLA tracked open dumps within the project impact area:

MASTER AI ID: 74524 MASTER AI NAME: Sturbridge Place Dump USER GROUP DESCRIPTION: RCLA Dump ID ALTERNATE AI ID: 030-005 LONGITUDE: -87.0325 LATITUDE: 37.7903

MASTER AI ID: 79907 MASTER AI NAME: Yellow Creek Dump USER GROUP DESCRIPTION: RCLA Dump ID ALTERNATE AI ID: 030-013 LONGITUDE: -87.026389 LATITUDE: 37.7875 MASTER AI ID: 79906 MASTER AI NAME: Oakford Road Dump USER GROUP DESCRIPTION: RCLA Dump ID ALTERNATE AI ID: 030-014 LONGITUDE: -87.227778 LATITUDE: 37.800833

MASTER AI ID: 80266 MASTER AI NAME: Railroad Street Dump USER GROUP DESCRIPTION: RCLA Dump ID ALTERNATE AI ID: 030-017 LONGITUDE: -86.9925 LATITUDE: 37.868056 MASTER AI ID: 46854 MASTER AI NAME: W 5th St Dump USER GROUP DESCRIPTION: RCLA Dump ID ALTERNATE AI ID: 030-012 LONGITUDE: -87.168889 LATITUDE: 37.772222

MASTER AI ID: 81850 MASTER AI NAME: KY 144 Dump USER GROUP DESCRIPTION: RCLA Dump ID ALTERNATE AI ID: 030-019 LONGITUDE: -87.031944 LATITUDE: 37.800278

Any questions or issues should be directed to the RLA Branch.

All solid waste generated by this project must be disposed of at a permitted facility.

If asbestos, lead paint and/or other contaminants are encountered during this project contact the Division of Waste Management for proper disposal and closure.

The information provided is based on those facilities or sites that KDWM currently has in its database. If you would like additional information on any of these facilities or sites, you may contact the file room custodian at (502) 782-6357. Please keep in mind additional locations of releases, potential contamination or waste facilities may be present but unknown to the agency. Therefore, it is recommended that appropriate precautions be taken during construction activities. Please report any evidence of illegal waste disposal facilities and releases of hazardous substances, pollutants, contaminants or petroleum to the 24-hour Environmental Response Team at 1-800-928-2380.

Division for Air Quality

401 KAR 63:010, Fugitive Emissions, states that no person shall cause, suffer, or allow any material to be handled, processed, transported, or stored without taking reasonable precaution to prevent particulate matter from becoming airborne. Additional requirements include the covering of open bodied trucks, operating outside the work area transporting materials likely to become airborne, and that no one shall allow earth or other material being transported by truck or earth-moving equipment to be deposited onto a paved street or roadway. Please note the

Fugitive Emissions Fact Sheet located at <u>https://eec.ky.gov/Environmental-Protection/Air/Documents/Fugitive%20Dust%20Fact%20Sheet.pdf</u>

401 KAR 63:005 states that open burning shall be prohibited except as specifically provided. Open Burning is defined as the burning of any matter in such a manner that the products of combustion resulting from the burning are emitted directly into the outdoor atmosphere without passing through a stack or chimney. However, open burning may be utilized for the expressed purposes listed on the Open Burning Brochure located at https://eec.ky.gov/Environmental-Protection/Air/Pages/Open-Burning.aspx

The Division would like to offer the following suggestions on how this project can help us stay in compliance with the NAAQS. These air quality control strategies are beneficial to the health of citizens of Kentucky.

- Utilize alternatively fueled equipment.
- Utilize other emission controls that are applicable to your equipment.
- Reduce idling time on equipment.

The Division also suggests an investigation into compliance with applicable local government regulations.

Kentucky Nature Preserves

Your project might have the potential of impacting federally or state listed species and natural communities. Go to the Kentucky Biological Assessment Tool (kynaturepreserves.org) to obtain a Standard Occurrence Report for information regarding listed species known within your project area. The report will also provide information on public and private conservation lands, areas of biodiversity significance, and other natural resources in your project area for which the Office of Kentucky Nature Preserves maintains data.

This review is based upon the information that was provided by the applicant. An endorsement of this project does not satisfy, or imply, the acceptance or issuance of any permits, certifications or approvals that may be required from this agency under Kentucky Revised Statutes or Kentucky Administrative Regulations. Such endorsement means this agency has found no major concerns from the review of the proposed project as presented other than those stated as conditions or comments. If you should have any questions, please contact me at (502) 782-0863 or e-mail Louanna.Aldridge@ky.gov.

Sincerely,

Journa C. Aldridge

Louanna Aldridge Staff Assistant Office of the Commissioner Department for Environmental Protection Energy and Environment Cabinet