

Matthew G. Bevin Governor

COMMONWEALTH OF KENTUCKY
TRANSPORTATION CABINET

Department of Highways, District 6 Office 421 Buttermilk Pike Covington, Kentucky 41017 (859) 341-2700 www.transportation.ky.gov/ Greg Thomas Secretary

May 2, 2017

Duke Energy John Perkins P.O. Box 960 Room EX 460 Cincinnati, Ohio 45202

Subject: Permit #: 06-2016-01078

Permit Type: Utilities - Gas

Approval

Dear Applicant:

Attached is your permit approval and documentation for the subject permit.

Be advised that all work must be done in conformity with permit and application conditions. If you have any questions, please contact the Permits Section at this office.

Sincerely,

Robert Yeager

D6 - Chief District Engineer

Attachments





# Kentucky Transportation Cabinet Department of Highways Permits Branch

TC 99-1 (A) 8/2012 Page 1 of 4

#### APPLICATION FOR ENCROACHMENT PERMIT

	e (nformation				K	TC No. 06-	2016-01078
Name Duke Energy		Permit Information					
Address	PO 80x 960			Address	Chambers F	Rd	
	Room EX460	***	EST NEWS (S	City	Walton		
City	Cincinnati	0.00		State	KY	Zip	41094
State	ОН	Zip	45202	County	8oone		
Phone#	513-287-1276			Route No.	2951	Mile Point	1.703
Contact	John Perkins			Longitude (X)	38.889594	U.	
Phone	513-287-1276	Cell	513-315-8338	Latitude (Y)	-84.626361	•	
Email .	John.Perkins@du	ıke-energ	gy.com	Information bel	ow to be filled	d out by KYTC	
Contact	Greg Menetre	Pγ		Air Right	☐ En	trance	
Phone	513-659-0066	Cell:	513-659-0066	Utilities	Ot	her:	
Email	Greg.menetrey@d	luke-ener	gy.com				
					Left	Right	X-ing
				Access:	X Fuli	Partial	by Permit
Install new tunnel, we	e'll need to close t	in under he road li	KY2951, Chambers F n order to install this ner of 2017. We will	pipe. Traffic conti	rol plan is also	attached. We in	ntend to install thi

This is not a permit unless and until the permittee(s) receives an approved TC 99-1(B) from KYTC. This application will become void if not approved by the cancellation date. The cancellation date will be one year from the date the permittee submits their application.

#### NOTICE OF COMPLETION OF ENCROACHMENT PERMIT WORK

### PERMITEE

Name: Duke Energy

Contact Person: John Perkins

Address: P.O. Box 960 Room EX 460

City: Cincinnati State: Ohio Zip: 45202 Telephone:

### PROJECT IDENTIFICATION

Permit Number: 06-2016-01078

I wish to notify the Department of Highways that the above mentioned permit work and any necessary right-of-way restoration have been completed and are ready for final inspection.

## **Applicant**

Please return this form to the address below when work is completed and ready for final inspection.

Please Return to: Permit Engineer

Department of Highways, District 6 Office

421 Buttermilk Pike

Covington, Kentucky 41017

(859) 341-2700

www.transportation.ky.gov/

LOCATION(S)				
Description	County - Route	Latitude	Longitude	
Install new gas main under KY 1251	Boone - KY 2951	38.889574	-84.626324	

### Kentucky Transportation Cabinet Department of Highways Permits Branch

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#### APPLICATION FOR ENCROACHMENT PERMIT

#### TERMS AND CONDITIONS

- The permit, including this application and all related and accompanying documents and drawings making up
  the permit, remains in effect and is binding upon the Applicant/Permittee, its successors and assigns, as long as the
  encroachment(s) exists and also until the permittee is finally relieved by the Department of Highways from all its
  obligations.
- Applicant shall meet all requirements of the Clean Water Act if the project will disturb one acre or more, the applicant shall obtain a KPDES KYR10 Permit from the Kentucky Division of Water. All disturbed areas shall meet the requirements of the Department of Highway's Standard Specifications, Sections 212 and 213, as amended.

#### 3. INDEMNITY:

- A. PERFORMANCE BOND: The permittee shall provide to the Department a performance bond according to the Permits Manual, Section PE-203 as a guarantee of conformance with the Department's Encroachment Permit requirements.
- B. PAYMENT BOND: At the discretion of the department, a payment bond will be required of the permittee to ensure payment of liquidated damages assessed to the permittee.
- C. LIABILITY INSURANCE: Liability insurance will be required of the permittee (in an amount approved by the department) to cover all liabilities associated with the encroachment.
- D. It shall be the responsibility of the permittee, its successors and assigns, to maintain all indemnities in full force and effect until the permittee is authorized to release the indemnity by the Department.
- 4. A copy of this application and all related documents making up the approved permit will be given to the applicant and shall be made readily available for review at the work site at all times.
- 5. Perpetual maintenance of the encroachment is the responsibility of the permittee, its successors and assigns, with the approval of the Department as required, unless otherwise stated.
- 6. Permittee, its successors and assigns, shall comply with and agrees to be bound by the requirements and terms of (a) this application and all related documents making up the approved permit, (b) by the Department's Permits Manual, and (c) by the Manual on Uniform Traffic Control Devices, both manuals as revised to and in effect on the date of issuance of the permit, all of which documents are made a part thereof by this reference. Compliance by the permittee, its successors and assigns, with subsequent revisions to applicable provisions of either manual or other policy of the Department may be made a condition of allowing the encroachment to persist under the permit.
- 7. Permittee agrees that this and any encroachment may be ordered removed by the Department at any time, and for any reason, upon thirty days written notice to the last known address of the applicant or to the address at the location of the encroachment. The permittee agrees that the cost of removing and of restoring the associated right-of-way is the responsibility of the permittee, its successors and assigns.
- 8. Permittee, its successors and assigns, agree that if the Department determines that motor vehicular safety deficiencies develop as a result of the installation or use of the encroachment, the permittee, its successors and assigns, shall provide and bear the expenses to adjust, relocate, or reconstruct the facilities, and/or add signs, auxiliary lanes, or other corrective measures reasonably deemed necessary by the Department within a reasonable time after receipt of a written notice of such deficiency. The period within which such adjustments, relocations, additions, modifications, and/or other corrective measures must be completed will be specified in the notice.



amended.

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#### APPLICATION FOR ENCROACHMENT PERMIT

9. Where traffic signals are required as a condition of granting the requested permit or are thereafter require correct motor vehicular safety deficiencies, as determined by the Department, the costs for signal equipment installation(s) shall be borne by the permittee, its successors and assigns, and/or the Department in its reason discretion and only in accordance with the Department's current policy set forth in the Traffic Operations Mand Permits Manual. Any modifications to the permittee's entrance necessary to accommodate signaliz (including necessary easement(s) on private property) shall be the responsibility of the permittee, its succeand assigns, at no expense to the Department.  10. The requested encroachment shall not infringe on the frontage rights of an abutting owner without written consent as hereinafter described. Each abutting owner shall express their consent, which shall be bid on their successors and assigns, by the submission of a notarized statement as follows (we),			
the permit requested by the applicant alo	g Route, which permit does affect		
	g Route, which permit does affect our) adjacent real property." By signature(s subscribed and sworn by		
	on this date		
permitted facilities or other encroachment documentation and the policies and procedu use facilities authorized herein in any mann- usage as contemplated by the parties and permit.	of the granting of the permit to construct and maintain any and all is in strict accordance with the submitted and approved permites of the Department. Permittee, its successors and assigns, shall noter contrary to that prescribed by the approved permit. Only normally this application and routine maintenance are authorized by the		
as all permitted facilities or other encroa restored, shall defend, protect, Indemnify a demands arising out of the work, encroa successors and assigns, related or undertake by the permittee, its servants, agents, emp	ill times from the date permitted work is commenced until such time thments are removed from the right-of-way and the right-of-ward save harmless the Department from any and all liability claims and the three, or other undertaking by the permittee, it is now pursuant to the granted permit, due to any claimed act or omission by each or contractors. This provision shall not inure to the benefit of liability of the Department beyond that existing at common law dist.		
require additional action by the permittee	permit, or otherwise in its reasonable discretion, the Department ma its successors and assigns, up to and including the removal of the of-way. In the event additional actions required by the Department		

of federal law and regulation, including those imposed pursuant to Title VI of the Civil Right Act of 1964 (42 U.S.C. § 2000d et seq.) and the related regulations of the U.S. Department of Transportation in Title 49 C.F.R. Part 21, all as



# Kentucky Transportation Cabinet Department of Highways Permits Branch

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#### APPLICATION FOR ENCROACHMENT PERMIT

16. Permittee, its successors and assigns, agree that if the Department determines it is necessary for the facilities or other encroachment authorized by the permit to be removed, relocated or reconstructed in connection with the reconstruction, relocation or improvement of a highway, the Department may revoke permission for the encroachment to remain under the permit and may order its removal, relocation or reconstruction by the permittee, its successors and assigns, at the expense of the permittee, except where the Department is required by law to pay any or all of those costs.

17. Permittee agrees that the authorized permit is personal to the permittee and shall remain in effect until such time as (a) the permittee's rights to the adjoining real property to have benefitted from the requested encroachment have been relinquished, (b) until all permit obligations have been assumed by appropriate successors and assigns, and (c) unless and until a written release from permit obligations has been granted by the Department. The permit and its requirements shall also bind the real property to have benefitted from the requested encroachment to the extent permitted by law. The permit and the related encroachment become the responsibility of the successors and assigns of the permittee and the successors and assigns of each property owner benefitting from the encroachment, or the encroachment may not otherwise permissibly continue to be maintained on the right-of-way. (Does not apply to utility encroachments serving the general public.)

18.If work authorized by the permit is within a highway construction project in the construction phase, it shall be the responsibility of the permittee to make personal contact with the Department's Engineer on the project in order to coordinate all permitted work with the Department's prime contractor on the project.

19. This permit is not intended to, nor shall it, affect, alter or alleviate any requirement imposed upon the permittee, its successors and assigns, by any other agency.

20. Permittee, its successors and assigns, agrees to contain and maintain all dirt, mud, and other debris emanating from the encroachment away from the surrounding right-of-way and the travel way of the highway hereafter and at all times that its obligations under the permit remain in effect.





# KENTUCKY TRANSPORTATION CABINET Division of Maintenance Permits Branch

## **ENCROACHMENT PERMIT GENERAL NOTES & SPECIFICATIONS**

Permit No. 06-2016-01078

l.	SAFETY					
A.	General Provisions					
X	All signs and control of traffic shall be in accordance with the Manual on Uniform Traffic Control Devices for Streets and Highways, latest edition, Part VI, and safety requirements shall comply with the Permits Manual.					
(X)	All work necessary in shoulder or ditch line areas of a state highway shall be scheduled to be promptly completed so that hazards adjacent to the traveled way are kept to an absolute minimum.					
	No more than one (1) traveled-lane shall be blocked or obstructed during normal working hours. All signs and flaggers during lane closure shall conform to the Manual on Uniform Traffic Control Devices.					
	When necessary to block one (1) traveled-lane of a state highway, the normal working hours shall be as directed by the Department. No lanes shall be blocked or obstructed during adverse weather conditions (rain, snow, fog, etc.) without specific permission from the Department. Working hours shall be between and 4:30 pm and					
	The traveled-way and shoulders shall be kept clear of mud and other construction debris at all times during construction of the permitted facility.					
	No nonconstruction equipment or vehicles or office trailers shall be allowed on the right of way during working hours.					
X	The right of way shall be left free and clear of equipment, material, and vehicles during non-working hours.					
В.	Explosives					
X	No explosive devices or explosive material shall be used within state right of way without proper license and approval of the Kentucky Department of Mines and Minerals, Explosive Division.					
C.	Other Safety Requirements					
$\boxtimes$	Applicant must maintain the detour signs and traffic pattern.					
11.	UTILITIES * Applies to Fully Controlled Access Highways ONLY					
	*All work necessary within the right of way shall be performed behind a temporary fence erected prior to a boring operation.					
	*The temporary woven wire fence shall be removed immediately upon completion of work on the right of way, and the control of access immediately restored to original condition, in accordance with applicable Kentucky Department Highways Standard Drawings.					
	*All vents, valves, manholes, etc., shall be located outside of the right-of-way.					
	*Encasement pipe shall extend from right-of-way line to right-of-way line and shall be one continuous run of pipe. The encasement pipe shall be welded at all joints.					
	The boring pit and tail ditch shall extend past the existing toe of slope or bottom of ditch line and shall be a minimum of 42 inches deep.					

II.	UTILITIES (Continued)				
	Encasement pipe pipe shall conform to current standards for highway crossings in accordance with the Permits Manual.				
$\boxtimes$	Parallel lines shall be constructed between back slope of ditch line and right-of-way line and shall have a minimum of 30-inch cover above top of pipe or conduit.				
	All pavement cuts shall be restored per Kentucky Transportation Cabinet form TC 99-13.				
	Aerial crossing of this utility line shall have a minimum clearance offeet from the high point of the road the low point of the line (calculated at the coefficient for expansion of 120 degrees Farenheit).				
	The 30-foot clear zone requirement shall be met to the extent possible in accordance with the Permits Manual.				
$\boxtimes$	Special requirements:				
	Any pipe laid within 3 feet of pavement will require flowable till backfill.  Mill and overlay of the entire road for all open cuts.				
111.	. GENERAL				
A.	OSHA				
×	Kentucky Occupational Safety and Health Standards for the construction industry, which has the effect of law, states in part: (Page 52, 1926.651, Specific Excavation Requirements) "Prior to opening an excavation, effort shall be made to determine whether underground installations, (sewer, telephone, water, fuel, electric lines, etc.) will be encountered, and if so, where such underground installations are located. When the excavation approaches the estimated location of such an installation, the exact location shall be determined, and when it is uncovered, proper supports shall be provided for the existing installation. Utility companies shall be contacted and advised of proposed work prior to the start of actual excavation."				
B.	Archaeological				
	Whenever materials of an archaeological nature are discovered during the course of construction work or maintenance operations, contact shall be made immediately with the Division of Environmental Analysis, which maintains an archaeologist on staff, or with the Office of the State Archaeologist located at the University of Kentucky. Following this consultation, further action shall be decided on a case-by-case basis by the State Highway Engineer or the Transportation Planning Engineer or their designated representative.				
C.	Utilities in the Work Areas				
$\boxtimes$	The permittee shall be responsible for any damage to existing utilities, and any utility modifications or relocations within state right of way necessary, as determined by the Department or by the owner of the utility, shall be at the expense of the permittee and subject to the approval of the Department.				
$\boxtimes$	All existing manholes and valve boxes shall be adjusted to be flush with finished grade.				
D.	Environmental				
X	If the activity to which this permit relates disturbs one acre or more of land, you must obtain a KPDES KYR10 permit				
	Websites				
	http://www.water.ky.gov/permitting/wastewaterpermitting/KPDES/storm/				
	Inspectors for KPDES KVR10 at www KEPSC org				

04.2	STATE OF BRIDE	~ - teres	Y RESTOR	* **** * * *
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	поп	UI IIA	I DESIGN	~ 11011

	All disturbed portions of the right of way shall be restored to grass as per Kentucky Department of Highways Standard Specifications for Road and Bridge Construction (latest edition). A satisfactory turf, as determined by the Department, shall be established by the permittee prior to release of indemnity. Sodding or seeding shall be as follows:					
	Lawn or High Maintenance Situation	70% Lawn Fescue (e.g., variety - Falcon) 30% Bluegrass or				
		70% Lawn Rye (e.g., variety - Derby) 30% Bluegrass				
	Right of Way Lawn Maintenance Situation	70% KY 31 Fescue 30% Perennial Rye Grass or				
		100% KY Fescue				
$\boxtimes$	Two tons of clean straw mulch per acre of seeding.					
×	Prior to seeding, the ground shall be prepared in accorda Specifications for Road and Bridge Construction (latest editions)	ance with Kentucky Department of Highways Standard on).				
	Substitutes for sod such as artificial turf, rocked mulch, or pleasing.	paved areas may be acceptable if they are aesthetically				
	All ditch-flow lines and all ditch-side slopes shall be sodded.					
-	Existing concrete right of way markers shall not be disturbed, but if damaged in any way, they shall be entirely replace by the permittee, with new concrete markers to match the original markers, in accordance with Kentucky Departme of Highways Standard Drawings. Markers that are entirely removed shall be re-established in the proper location by the permittee and to the satisfaction of the Department.					
	by the permittee, with new concrete markers to match the ori of Highways Standard Drawings. Markers that are entirely	iginal markers, in accordance with Kentucky Department				
	by the permittee, with new concrete markers to match the ori of Highways Standard Drawings. Markers that are entirely	iginal markers, in accordance with Kentucky Department				
	by the permittee, with new concrete markers to match the ori of Highways Standard Drawings. Markers that are entirely by the permittee and to the satisfaction of the Department.  Other right of way restoration requirements are as follows:	iginal markers, in accordance with Kentucky Department				
	by the permittee, with new concrete markers to match the ori of Highways Standard Drawings. Markers that are entirely by the permittee and to the satisfaction of the Department.  Other right of way restoration requirements are as follows:	iginal markers, in accordance with Kentucky Department removed shall be re-established in the proper locations ades, and with all materials and methods of installation epartment Standard Specifications for Road and Bridge				
	by the permittee, with new concrete markers to match the ori of Highways Standard Drawings. Markers that are entirely by the permittee and to the satisfaction of the Department.  Other right of way restoration requirements are as follows:  DRAINAGE  All pipe shall be laid in a straight alignment, to proper graincluding bedding and joint seating in accordance with De Construction (latest edition). Pipe shall not be covered unit	iginal markers, in accordance with Kentucky Department removed shall be re-established in the proper locations ades, and with all materials and methods of installation epartment Standard Specifications for Road and Bridge til inspected by the Department and express permission lous grades, and pockets of water along with curbs or in				

VI.	Paving					
×	No bituminous pavement shall be installed within the right of way between November 15 and April 1, nor when the temperature is below 40 degrees Farenheit, without the express consent of the Department. No bituminous pavement shall be installed when the underlying course is wet.					
X	Paving within the right of	of way shall be as folio	ws:			
X	Base (Type)	Flowable Fill		Thickness)	Varies	
$\boxtimes$	Surface Base (Type)	Bit. Base		Thickness)	Match Existing	
X	Finished Surface (Type)	Bit Surface		Thickness)	1.5 ( Milling and Overlay)	
X	Existing pavement and	shoulder material shal	i be removed to acomn	nodate the	above paving specifications.	
$\boxtimes$		ree of irregularities, an			ne required slope and grade, uniform ne adjacent highway pavement or as	
×					aration, shall be in accordance with Construction (latest edition).	
$\boxtimes$	24 hours notice to the [	Department is required	prior to beginning pav	ing operation	ons.	
	Phone: 859-414-	-8088	Name:	Mark E	Brannon	
×	shall slope away from the Existing edge of pavem	he existing edge of the ent shall be saw-cut to nce with Kentucky Dep	e pavement as specified to provide a straight and partment of Highways S	in drawing uniform jo	ge of existing highway pavement and gs.  int for new pavement. An approved pecifications (latest edition), shall be	
VI	I. SIDEWALKS SPECI	FICATIONS *This di	imension should be e	qual to the	width of the sidewalk.	
A.	New Sidewalks					
	Sidewalks shall be constructed of Class A concrete (3,500 p.s.i. test), shall be * feet in width, 6 inches in thickness across the bituminous entrance, and 4 inches in thickness across the remaining sections.					
	Sidewalks shall have tooled joints not less than 1 inch in depth at four foot intervals*, and 1/2 premolded expansion joints extending entirely through the sidewalk at intervals not to exceed 50 feet.					
	All materials and methods of construction, including curing, shall be in accordance with the Kentucky Department of Highways Standard Specifications for Road and Bridge Construction (latest edition).					
В.	Existing Sidewalks					
	(Applicable if existing sidewalks are being relocated) Use of the sidewalk shall not be blocked or obstructed, and a usable walkway shall be maintained across the construction area at all times.					
	All damaged sections of the sidewalks shall be entirely replaced to match existing sections.					

#### KENTUCKY TRANSPORTATION CABINET

Department of Highways

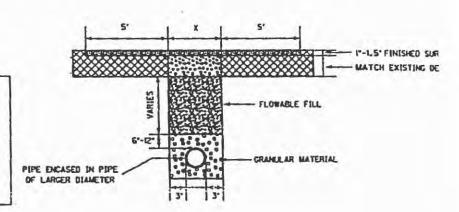
Permits Branch

## SURFACE RESTORATION METHODS

# **Bituminous Surfacing**

#### MOTES

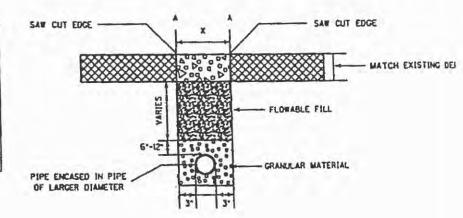
- SURFACE SHALL BE MILLED AND REPLACED 5 FEET PAST EDGE OF TRENCH.
- . SURFACE EDGE SHALL BE SAW CUT ON ALL REPAIRS.
- AN APPROVED JOINT SEALER IS TO BE APPLIED BETWEEN NEW AND EXISTING PAYEMENT.



## **Concrete Pavement**

#### NOTES

- \*ALL EDGES SHALL BE SAW CUT AND SEALED WITH APPOYED JOINT SEALER.
- \*DISTANCE FROM POINTS \*A\*\* (CONCRETE PAYEMENT) TO MEAREST JOINT OR BREAK IN PAYEMENT MUST BE SIX (G) FEET OR MORE. IF LESS THAN SIX (G) FEET, REMOVE PAYEMENT TO JOINT OR BREAK AND REPLACE ENTIRE SLAB.



# **IMPORTANT NOTICE**

Federal law requires that traffic control shall be implemented in accordance with MUTCD Standards and KYTC

Specifications under the supervision of a Work Zone Traffic Control Supervisor.

A Work Zone Traffic Control Technician shall be available on the jobsite to ensure that the work zone is in compliance with the applicable standards.

If any questions, please contact Matt Bogen at (859) 341-2700.

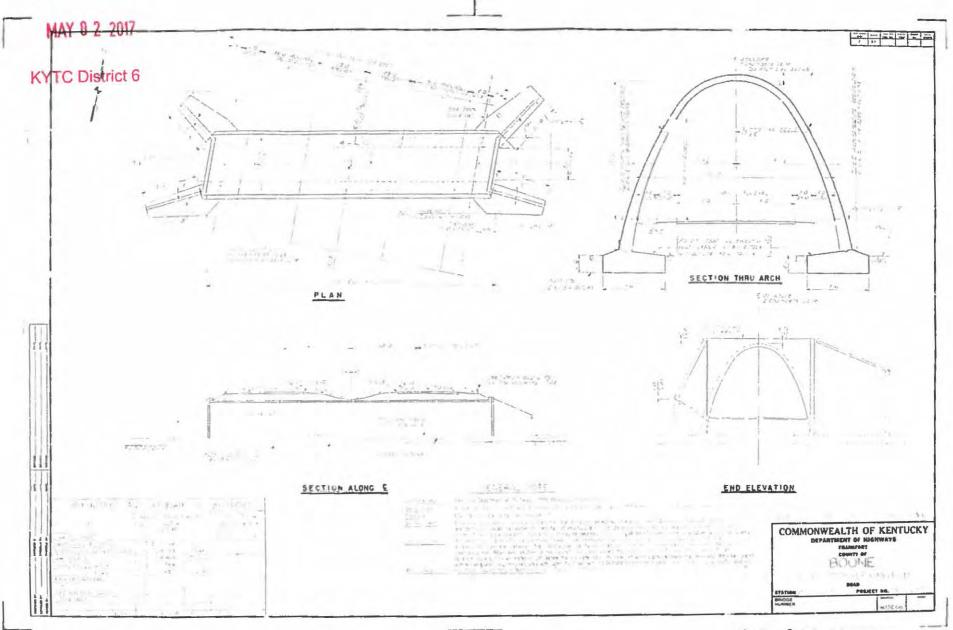
# **IMPORTANT NOTICE**

Federal law requires that High
Visibility Class 2 or Class 3
retroreflective safety apparel that
meets ANSI/ISEA 107-2004
Standards shall be worn at all times
by anyone working within the KYTC
R/W limits.

Class 3 apparel is required for flaggers after dark.

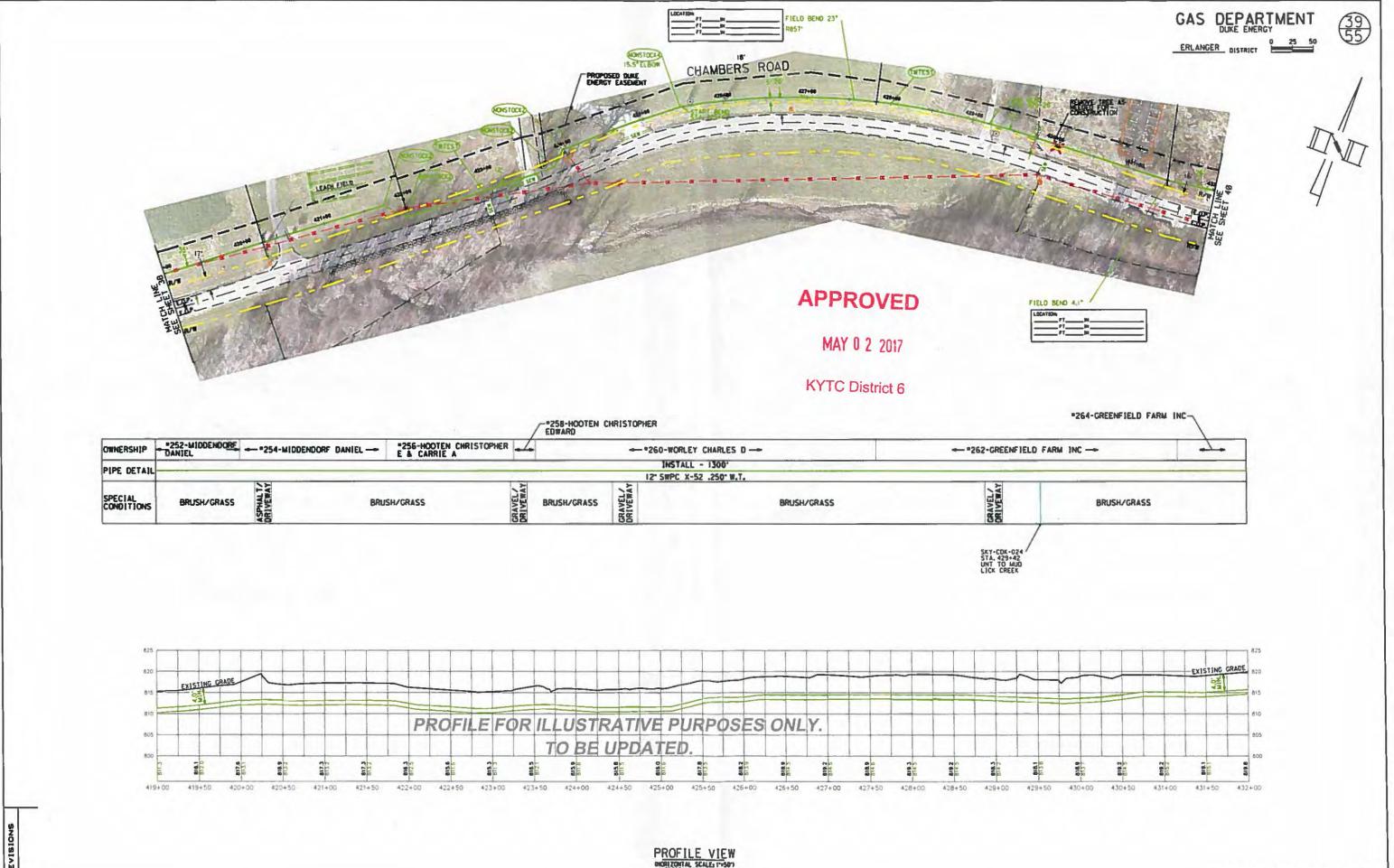
If any questions, please contact Matt Bogen at (859) 341-2700.

## **APPROVED**



BRIDGE





PROFILE VIEW

BIORIZONTAL SCALE: 1"150")

TYERTICAL SCALE: 1"10"

