

**COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

Electronic Application Of Kentucky Power Company )	
For A Certificate of Public Convenience And )	
Necessity To Construct A 138 kV Transmission Line )	
And Associated Facilities Floyd And Knott Counties, )	Case No. 2021-00346
Kentucky (Garrett Area Improvements 138 kV )	
Transmission Project) )	

**Kentucky Power Company's Notice of Filing**

In accordance with Paragraph 6 of the Commission's March 8, 2022 Order in this proceeding, Kentucky Power files as **EXHIBIT A** to this notice a copy of the acknowledgment from the Kentucky Department for Environmental Protection that the Garrett – Softshell 138 kV Transmission Rebuild Project has been approved for coverage under the Kentucky Pollutant Discharge Elimination System (KPDES) General Permit for Storm Water Discharges Associated with Construction Activities (KYR100000).

Respectfully submitted,



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Katie M. Glass  
STITES & HARBISON PLLC  
421 West Main Street  
P. O. Box 634  
Frankfort, Kentucky 40602-0634  
Telephone: (502) 223-3477  
Facsimile: (502) 779-8349  
[kglass@stites.com](mailto:kglass@stites.com)

COUNSEL FOR KENTUCKY POWER  
COMPANY

## **Exhibit A**



**Andy Beshear**  
GOVERNOR

**ENERGY AND ENVIRONMENT CABINET**  
**DEPARTMENT FOR ENVIRONMENTAL PROTECTION**

300 Sower Boulevard  
Frankfort, Kentucky 40601  
Phone: (502) 564-2150  
Fax: 502-564-4245

**Rebecca W. Goodman**  
SECRETARY

**Anthony R. Hatton**  
COMMISSIONER

May 16, 2024

Jared Webb  
Kentucky Power Co  
40 Franklin Rd  
Roanoke, VA 24011

Re: KYR10 Coverage Acknowledgment  
KPDES No.: KYR10S399  
Garrett-Softshell 138kV Transmission Line Rebuild  
Permit Type: Construction Stormwater  
AI ID: 168079  
Knott County, Kentucky

Dear Jared Webb:

The discharges associated with the Notice of Intent you submitted have been approved for coverage under the “Kentucky Pollutant Discharge Elimination System (KPDES) General Permit for Storm Water Discharges Associated with Construction Activities (KYR100000)” master general permit. Your coverage becomes effective on the date of this letter. This coverage automatically terminates two years from the effective date of your coverage unless an extension is requested prior to the termination date, or the Division of Water revokes coverage, whichever comes first. During this period of coverage all discharges shall comply with the conditions of the KYR100000 master general permit. This permit and links to the eNOI (and permit coverage extension) and eNOT forms can be found on our website:

<https://eec.ky.gov/Environmental-Protection/Water/PermitCert/KPDES/Documents/KYR10PermitPage.pdf>.

Any person aggrieved by the issuance of a permit final decision may demand a hearing pursuant to KRS 224.10-420(2) within thirty (30) days from the date of the issuance of this letter. Any demand for a hearing on the permit shall be filed in accordance with the procedures specified in KRS 224.10-420, 224.10-440, 224.10-470, and the regulations promulgated thereto. The request for hearing should be submitted in writing to the Energy and Environment Cabinet, Office of Administrative Hearings, 211 Sower Boulevard, Frankfort, Kentucky 40601 and the Commonwealth of Kentucky, Energy and Environment Cabinet, Division of Water, 300 Sower Boulevard, Frankfort, Kentucky 40601. For your record keeping purposes, it is recommended that these requests be sent by certified mail. The written request must conform to the appropriate statutes referenced above.

Any questions concerning the general permit and its requirements should be directed to me at [502-782-6944](tel:502-782-6944) or email me at [Barry.Elmore@ky.gov](mailto:Barry.Elmore@ky.gov)

Construction Site GPS Coordinates: 37.411044, -82.949183

Receiving Water: Right Fork Beaver Creek, Unnamed Tributary to Rock Fork, Howard Branch, Salt Lick Creek, UT to Salt Lick Creek, Laurel Fork Quicksand Creek, Spruce Pine Branch, and Mine Branch.

Sincerely,

**Barry Elmore**  
Surface Water Permits Branch  
Division of Water

cc: Darren Kidwell, eNOI Preparer  
Ashton Johnston, Hazard Regional Office