



Andy Beshear
GOVERNOR

ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION

300 Sower Boulevard
Frankfort, Kentucky 40601
Phone: (502) 564-2150
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John S. Lyons
SECRETARY

Anthony R. Hatton
COMMISSIONER

May 7, 2026

David Klein
Duke Energy Kentucky Inc
139 E 4th St
Cincinnati, OH 45202

Re: KYR10 Coverage Acknowledgment
KPDES No.: KYR10U603
AM07 Phase 5 Pipeline Replacement Project
Permit Type: Construction Stormwater
AI ID: 161266
Kenton County, Kentucky

Dear David Klein:

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 502-782-4213 or email me at sam.burns@ky.gov

Construction Site GPS Coordinates: 39.027057, -84.538437
Receiving Waters: Horse Branch and Its Unnamed Tributaries
Banklick Creek and Its Unnamed Tributaries

Sincerely,

Sam Burns
Surface Water Permits Branch
Division of Water

cc: Alejandra Frias-Fraire, eNOI Preparer
Matt Gross, Florence Regional Office