

**COMMONWEALTH OF KENTUCKY
ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WATER**

**APPLICATION FOR PERMIT TO CONSTRUCT ACROSS OR ALONG A STREAM
AND / OR WATER QUALITY CERTIFICATION**

Chapter 151 of the Kentucky Revised Statutes requires approval from the Division of Water prior to any construction or other activity in or along a stream that could in any way obstruct flood flows or adversely impact water quality. *If the project involves work in a stream, such as bank stabilization, dredging or relocation, you will also need to obtain a 401 Water Quality Certification (WQC) from the Division of Water.* This completed form will be forwarded to the Water Quality Branch for WQC processing. The project may not start until all necessary approvals are received from the KDOW. For questions concerning the WQC process, contact the WQC section at 502/564-3410.

If the project will disturb one or more acres of land, or if the project is part of a larger common plan of development or sale that ultimately will disturb one or more acres, you will also need to complete a Notice of Intent for general permit coverage for storm water discharges associated with construction activities (NOI-SWCA). This general permit will require you to create and implement an erosion control plan for the project. You may find the forms for Kentucky Pollution Discharge Elimination System (KPDES) at the KPDES Web site http://www.water.ky.gov/homepage_repository/kpdes_permit_aps.htm. Return forms to the Floodplain Management Section of the KDOW.

1. **OWNER:** _____
Give name of person(s), company, governmental unit, or other owner of proposed project.

MAILING ADDRESS: _____

TELEPHONE #: _____ **EMAIL:** _____

2. **AGENT:** _____
Give name of person(s) submitting application, if other than owner.

ADDRESS: _____

TELEPHONE #: _____ **EMAIL:** _____

3. **ENGINEER:** _____ **P.E. NUMBER:** _____
Contact Division of Water if waiver can be granted.

TELEPHONE #: _____ **EMAIL:** _____

4. **DESCRIPTION OF CONSTRUCTION:** _____
Describe the type and purpose of construction and describe stream/wetland impact

5. **COUNTY:** _____ **NEAREST COMMUNITY:** _____

6. **USGS QUAD NAME** _____ **LATITUDE/LONGITUDE:** _____

7. **STREAM NAME:** _____ **WATERSHED SIZE (in acres):** _____

8. **LINEAR FEET OF STREAM IMPACTED AND/OR ACRES OF WETLAND IMPACT:** _____

9. **DIRECTIONS TO SITE:** _____

10. **IS ANY PORTION OF THE REQUESTED PROJECT NOW COMPLETE?** Yes No If yes, identify the completed portion on the drawings you submit and indicate the date activity was completed. DATE: _____
11. **ESTIMATED BEGIN CONSTRUCTION DATE:** _____
12. **ESTIMATED END CONSTRUCTION DATE:** _____
13. **HAS AN APPLICATION BEEN SUBMITTED TO THE US ARMY, CORPS of ENGINEERS?** Yes No

14. **AN APPLICANT FOR A PERMIT TO CONSTRUCT ACROSS OR ALONG A STREAM MUST ADDRESS PUBLIC NOTICE:**

(a) **PUBLIC NOTICE HAS BEEN GIVEN FOR THIS PROPOSAL BY THE FOLLOWING MEANS:**

- _____ Public notice in newspaper having greatest circulation in area (provide newspaper clipping or affidavit)
 _____ Adjacent property owner(s) affidavits (Contact Division of Water for requirements.)

(b) _____ **I REQUEST WAIVER OF PUBLIC NOTICE BECAUSE:**

_____ Contact Division of Water for requirements.

*** PUBLIC NOTICE FOR 401 WATER QUALITY CERTIFICATIONS IS GOVERNED BY 401 KAR 9:010**

15. **I HAVE CONTACTED THE FOLLOWING CITY OR COUNTY OFFICIALS CONCERNING THIS PROJECT:**

_____ Give name and title of person(s) contacted and provide copy of any approval city or county may have issued.

16. **LIST OF ATTACHMENTS:** _____

List plans, profiles, or other drawings and data submitted. Attach a copy of a 7.5 minute USGS topographic map clearly showing the project location.

17. I, _____ (owner) **CERTIFY THAT THE OWNER OWNS OR HAS EASEMENT RIGHTS ON ALL PROPERTY ON WHICH THIS PROJECT WILL BE LOCATED OR ON WHICH RELATED CONSTRUCTION WILL OCCUR** (for dams, this includes the area that would be impounded during the design flood).

18. **REMARKS:** _____

I hereby request approval for construction across or along a stream as described in this application and any accompanying documents. To the best of my knowledge, all the information provided is true and correct.

SIGNATURE: _____
 Owner or Agent sign here. (If signed by Agent, a Power of Attorney should be attached.)

DATE: _____

SIGNATURE OF LOCAL FLOODPLAIN COORDINATOR:

_____ Permit application will be returned to applicant if not properly endorsed by the local floodplain coordinator.

DATE: _____

SUBMIT APPLICATION AND ATTACHMENTS TO:

**Floodplain Management Section
 Division of Water
 200 Fair Oaks Lane
 Frankfort, KY 40601**