

Public Notice

**US Army Corps
of Engineers**
Louisville District ®

Public Notice No.
LRL-2018-265-sea

Open Date:
13 Aug 2018

Close Date:
12 Sep 2018

Please address all comments and inquiries to:
U.S. Army Corps of Engineers, Louisville District
ATTN: Ms. Sarah Atherton, CELRL-RDS, Rm 752
P.O. Box 59
Louisville, Kentucky 40201-0059

Phone: (502) 315-6711

This notice announces an application submitted for a Department of the Army (DA) Permit subject to Section 404 of the Clean Water Act:

APPLICANT: Buffalo Trace Distillery
113 Great Buffalo Trace
Frankfort, KY 40601

AGENT: Gray Construction
10 Quality Street
Lexington, KY 40507

LOCATION: Kentucky River, right bank at mile 64.9, Frankfort, Franklin
County, Kentucky.

Latitude: 38.216477° N
Longitude: 84.872146° W
7.5 Minute Quad: Frankfort East, Kentucky

PURPOSE: To construct an 18'x 62' structural addition to an existing facility.

DESCRIPTION OF WORK: The applicant proposes to excavate 1,220.4 cubic yards of material and discharge 1,240.4 cubic yards of fill including piles, concrete foundation and columns, and stone riprap below the ordinary high water mark (OHWM) at mile 64.9 of the Kentucky River. The proposed structure and scour protection would extend 23 linear feet riverward from the OHWM and 6 linear feet from Normal Pool. Work would be completed from two temporary barge platforms (40'x 80' material barge and a 60' x 60' crane barge). This activity would be required for the construction of the proposed condenser structure addition to the existing corn mash facility at the Buffalo Trace Distillery.

REVIEW PROCEDURES: A DA Permit cannot be issued if any legally required Federal, State, or local authorization or certification is denied. A DA permit, if otherwise warranted, will not be issued until a State of Kentucky Water Quality Certification or waiver is on file at this office. In order to comply with Section 401 of the Clean Water Act, the applicant must apply for State certification from the Kentucky Energy and Environment Cabinet Division of Water (KDOW).

Regulatory Division
South Branch
Public Notice No. LRL-2018-265-sea

Copies of this notice are sent to the appropriate Federal and State Fish and Wildlife Agencies. Their views and comments are solicited in accordance with the Fish and Wildlife Coordination Act of 1956. Based on available information, the proposed activity will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act, and therefore, initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. A request for a public hearing must state the specific interest which might be damaged by issuance of the DA Permit.

The National Register of Historic Places (NRHP) has been examined and it has been determined that one NRHP-listed property, the George T. Stagg/Buffalo Trace Distillery, may be affected by the proposed work. The Corps is currently reviewing the permit application pursuant to Section 106 of the National Historic Preservation Act of 1966 (Public Law 89-665, as amended) to determine if the proposed work would have an effect on the Distillery. The Corps' Determination of Effect will be submitted to the Kentucky Heritage Council/Kentucky State Historic Preservation Office for review and comment. Additionally, the Corps will coordinate with Native American Tribes and other Consulting Parties as appropriate.

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered; among those are conservation, economics, aesthetic values, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use, navigation, recreation, water supply, water quality, energy needs, safety, food production, and in general, the needs and welfare of the public. In addition, the evaluation of the impact of the activity on the public interest will include application of the guidelines (40 CFR Part 230) promulgated by the Administrator, United States Environmental Protection Agency, under authority of Section 404(b) of the CWA.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. It is presumed that all interested parties and agencies will wish to respond; therefore, a lack of response will be interpreted as meaning that there is no objection to the proposed project. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Regulatory Division
South Branch
Public Notice No. LRL-2018-265-sea

Written statements received in this office on or before the closing date will become a part of the official record and will be considered in the determination on this permit request. Any objections which are received during this period will be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested DA Permit. A permit will be granted unless its issuance is found to be contrary to the public interest.

Information pertaining to this application is available for public examination during normal business hours upon prior request. Drawings are available on Louisville District's Internet site at <http://www.lrl.usace.army.mil/Missions/Regulatory.aspx>. All comments regarding this proposal should be addressed to Ms. Sarah Atherton, CELRL-RDS at the address noted above and should refer to the Public Notice Number LRL-2018-265-sea.

If you desire to submit your comments by email, you must comply with the following:

- a) In the subject line of your email, type in **ONLY** the Public Notice ID No. LRL-2018-265-sea.

Example:

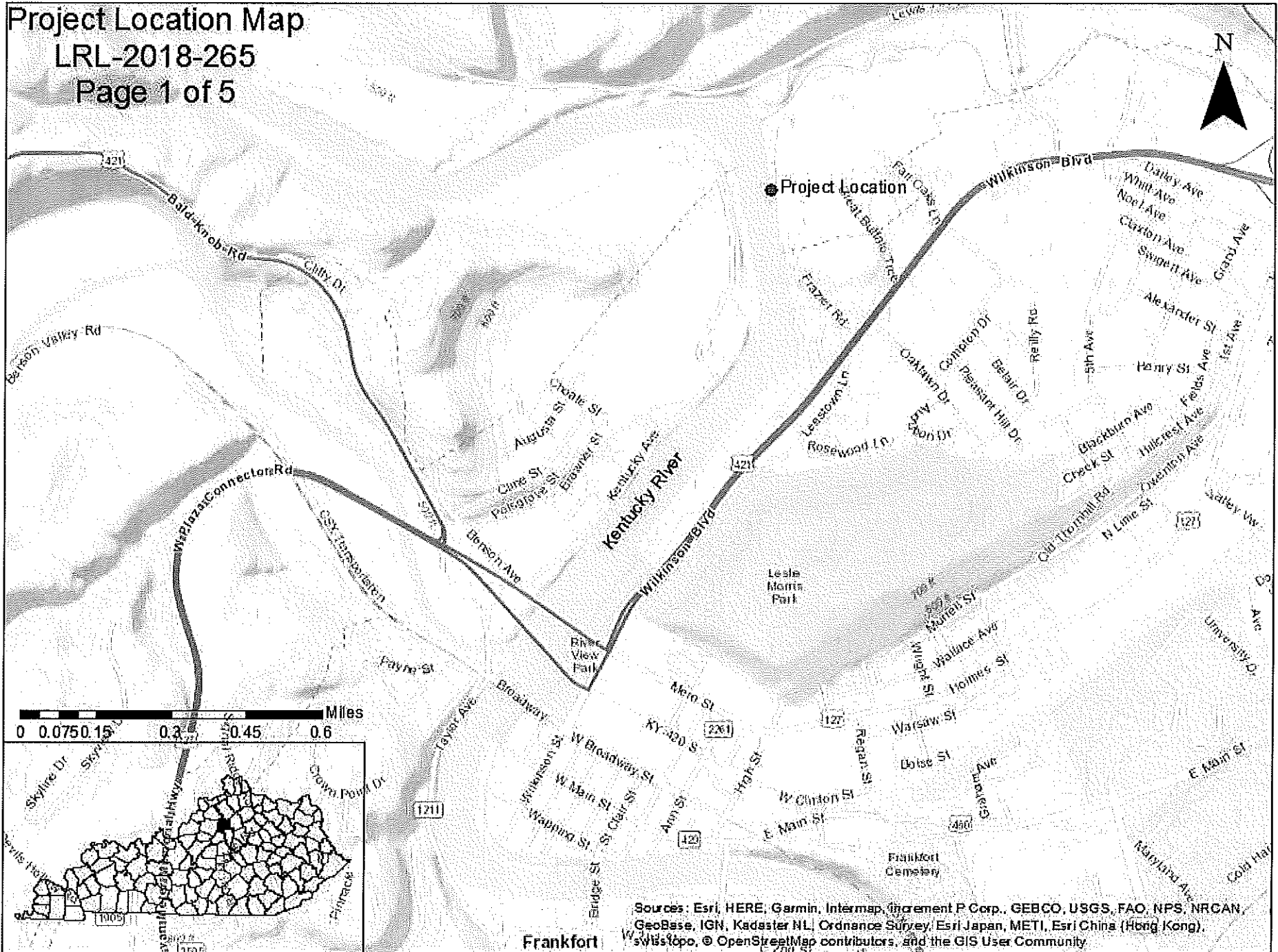
Subject: LRL-2018-265-sea

- b) Provide your physical mailing address and telephone number.
- c) Send your email to: lrl.regulatorypubliccomment@usace.army.mil.
- d) If you are sending attachments greater than 1 MB in size with your email, you must send a hard copy (CD or paper) to the Corps' physical address as well.

Project Location Map

LRL-2018-265

Page 1 of 5



Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), Swisstopo, © OpenStreetMap contributors, and the GIS User Community

Project Aerial Map

LPR-2016-005
Page 2 of 3

Legend

📍 Buffalo Trace Distillery

Proposed Location

Buffalo Trace Distillery



Buffalo Trace Mash House
 Project Plan View
 LRL-2018-265 Page 3 of 5

N: 3,987,123.88
 E: 5,173,500.90
 ELEV: 502.78

DROP BOX
 INLET
 RIM ELEV.
 502.32

22.32

65.43

FFE: 501.60

THRESHOLD: 502.89



THRESHOLD: 501.01

BUFFALO TRACE
 MASH HOUSE

N: 3,987,661.33
 E: 5,173,447.39
 ELEV: 484.38

CONDENSER STRUCTURE
 FOUNDATION

THRESHOLD: 501.50

PIPE SUPPORT
 FOUNDATION

21.22

9.85

N: 3,987,748.57
 E: 5,173,426.64
 ELEV: 479.98

VALVE TO EFFLUENT
 VALVE IS
 CONNECTED TO
 VALVE ON BUILDING
 DECK

N: 3,987,694.93
 E: 5,173,437.10
 ELEV: 477.29

18.49

16.16

N: 3,987,678.95
 E: 5,173,439.45
 ELEV: 480.16

2 AMP COLUMNS
 (TYPICAL)

ORDINARY
 HIGH
 WATER
 EL. 419.50

ORDINARY HIGH
 WATER
 ELEV 419.50

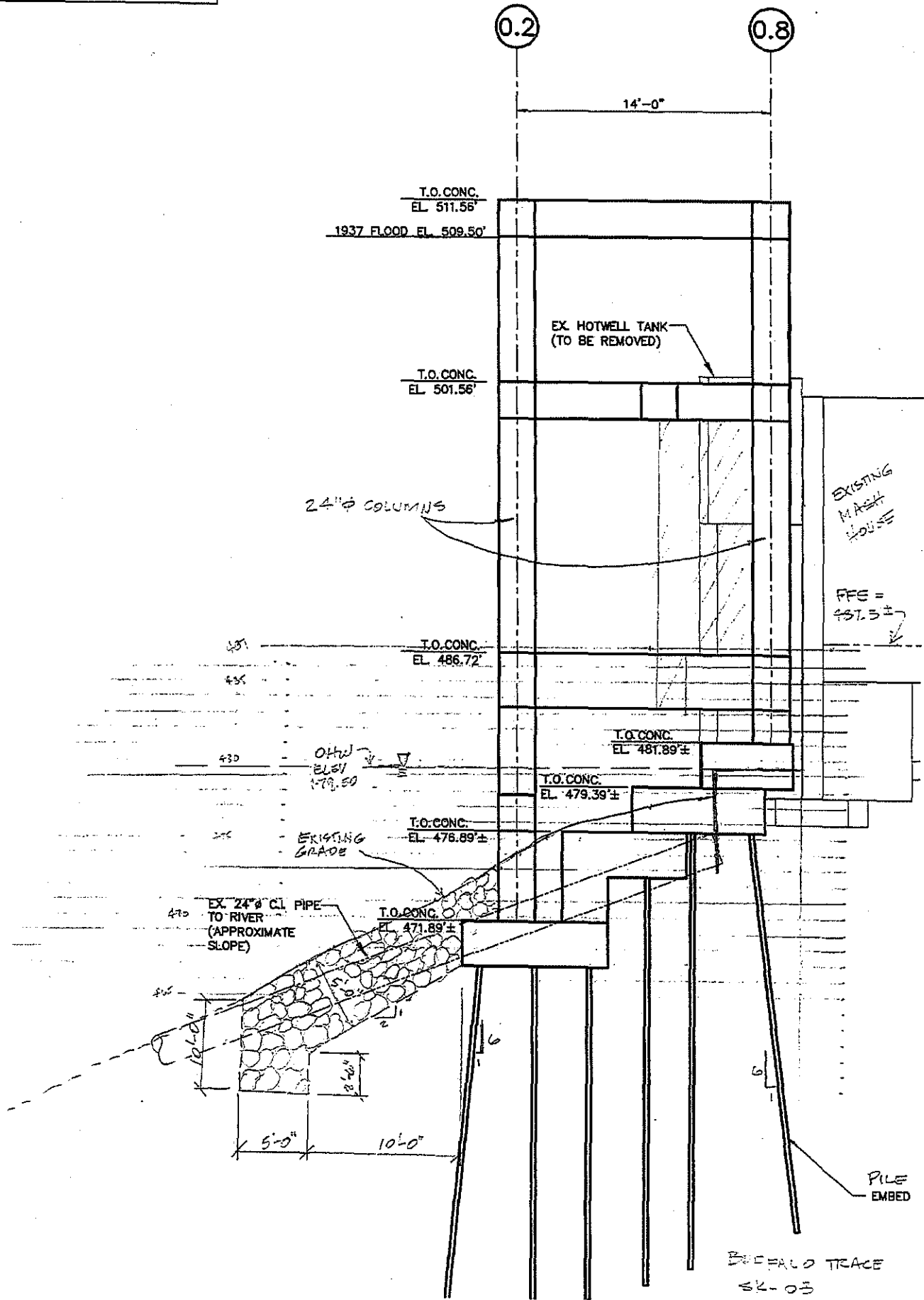
SCOUR ZONE &
 RIP RAP ZONE

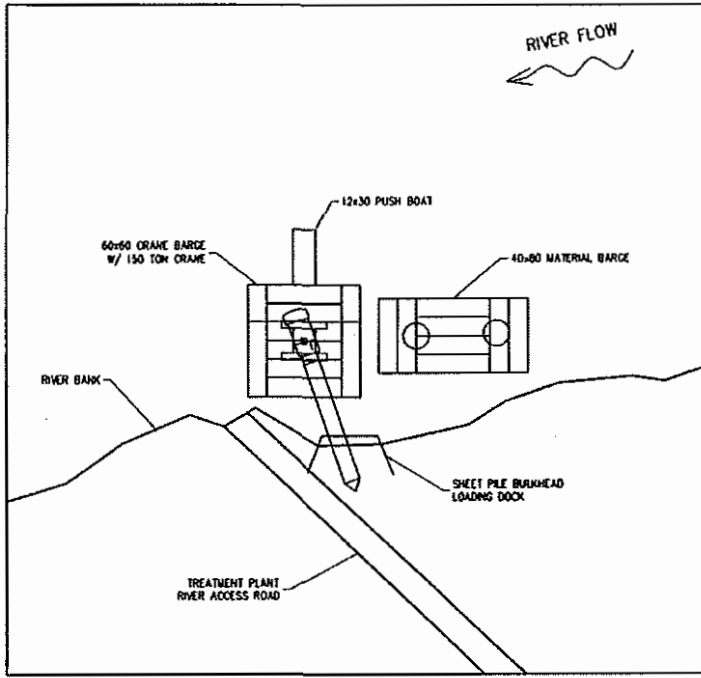
OUTLET ELEVATION
 CONCRETE FLUME:
 484.28

62'-0"

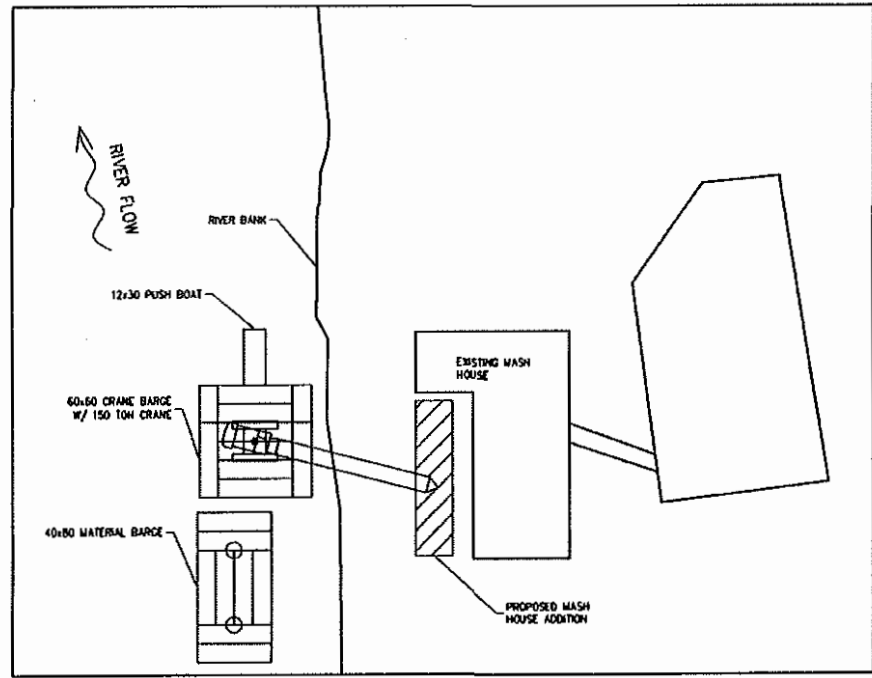


BUFFALO TRACE
 SHEET SK-01
 (REV. 01)





DETAIL A



DETAIL B

ISSUE DATE: 5/14/2018 River Work Plan.dwg

#	DESCRIPTION	DATE	INT
	REVISION SCHEDULE		



 C.J. Mahan
 Construction Company
 250 E. Belmont Ave. Columbus, OH 43222

SCALE	R/000	DATE	DATE	DATE	DATE
MTS	ONE	ONE	ONE	ONE	ONE
		5/17/18			

RIVER WORK PLAN
 BUFFALO TRACE MASH PLANT

BUFFALO TRACE
 ESTIMATE

A102