



## ENERGY AND ENVIRONMENT CABINET

**Matthew G. Bevin**  
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**Charles G. Snively**  
Secretary

**R. Bruce Scott**  
Commissioner

March 18, 2016

CERTIFIED MAIL 7015 1730 0001 8044 2722  
RETURN RECEIPT REQUESTED

Lexington-Fayette Urban County Government  
Division of Water Quality  
c/o Mr. Charles H. Martin, P.E., Director  
125 Lisle Industrial Ave., Suite 180  
Lexington, Kentucky 40511

Re: Consent Decree # 5:06-cv-386  
U.S. Environmental Protection Agency and the Kentucky Department for Environmental  
Protection Joint Approval of Remedial Measures Plans

Dear Mr. Martin:

The United States Environmental Protection Agency (EPA) and the Kentucky Department for Environmental Protection (KDEP) reviewed the Remedial Measures Plans for Group 1, 2, and 3 Sewersheds (RMPs) initially submitted by the Lexington-Fayette Urban County Government (LFUCG) on October 12, 2011, April 13, 2012, and October 11, 2012, respectively, with revisions submitted on March 14, 2014. The RMPs are required submittals pursuant to Section VII, Paragraph 15.G.(i) of the LFUCG Consent Decree (CD). EPA and KDEP approved the RMPs in all respects except for the included project implementation schedule on November 18, 2014. EPA and KDEP did not approve the project implementation schedule because it was inconsistent with deadlines originally established in the Consent Decree. On July 9, 2015, the First Material Modification of the CD was entered and established a revised compliance deadline in Section VII, Paragraph 15.G.(vii) of December 31, 2026, for completion of construction and placement in service of all proposed measures. LFUCG submitted a Remedial Measures Plan Implementation Schedule on February 12, 2016, which is consistent with the Consent Decree as modified. The EPA and KDEP have reviewed the Remedial Measures Plan Implementation Schedule submitted by LFUCG on February 12, 2016, and hereby issue a full approval of the RMPs including the project implementation schedule.

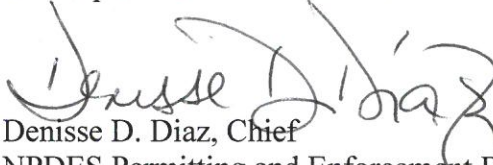
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Mr. Martin

If you have questions regarding this letter, please contact Ms. Lynne Brosius of KDEP at (502) 564-3410, ext. 4892, or Ms. Laurie Jones of the EPA Region 4 at (404) 562-9201.

Sincerely,



Jeffrey Cummins, Director  
Division of Enforcement  
KY Department for Environmental Protection



Denisse D. Diaz, Chief  
NPDES Permitting and Enforcement Branch  
Water Protection Division