

Combined Notice
Notice to Public of No Significant Effect on the Environment
And Notice to Public of Request for Release of Funds

Publication Date: 02/12/2026

Winchester Municipal Utilities, KY
150 N Main St
Winchester, KY 40391
(859) 744-5434

These notices shall satisfy two separate but related procedural requirements for the activities to be undertaken by **Winchester Municipal Utilities**.

TO ALL INTERESTED AGENCIES, GROUPS, AND PERSONS:

On or about March 15, 2026 Winchester Municipal Utilities will request the Kentucky Department for Local Government to release Appalachian Regional Commission funds under Title 1 of the Housing and Community Development Act of 1974 (PL 93-383) for the following project:

Project Name: WMU Flanagan & Madison Outfall Sewer improvements Phase 2

Project Purpose: Appalachian Regional Commission

This project will run approximately 7,000 of 30" parallel sewer from the Winchester Industrial Park to the Strodes Creek WWTP. This will be parallel to an existing line. This is necessary because Winchester's Industrial Park is very close to its maximum capacity on sewer. The improvements are necessary to protect the 3,000+ jobs currently held within the industrial park. The fear being that without this construction the current businesses will relocate to better served areas.

Location: Winchester Industrial Park to the Strodes Creek WWTP

Census Tract: 21049020600, 2149020201

FINDING OF NO SIGNIFICANT IMPACT

It has been determined that the project will not constitute an action significantly affecting the quality of human environment and, accordingly, Winchester Municipal Utilities, Kentucky is not required to prepare an Environmental Impact Statement under the National Environmental Policy Act of 1969 (PL-91-190).

An Environmental Review Record (ERR) respecting the within project has been made by Winchester Municipal Utilities which documents the environmental review of the project and more fully sets forth the reasons why such Statement is not required. This Environmental Review Record is on file at the above address and is available for public examination and copying, upon request, during normal business hours. No further environmental review of such project is proposed to be conducted prior to the request for release of federal funds.

PUBLIC COMMENTS

All interested agencies, groups, and persons disagreeing with this decision are invited to submit written comments for consideration by Winchester Municipal Utilities to the office of the undersigned. Such written comments should be received at the address specified on or before February, 28, 2026. All such comments so received will be considered prior to authorizing submission of a request the release of funds or take any administrative action on the within project prior to the date specified on the proceeding sentence. Comments should specify which Notice they are addressing.

ENVIRONMENTAL CERTIFICATION

Winchester Municipal Utilities will undertake the project described above with Appalachian Regional Commission Grant funds from the Department for Local Government (DLG) under Title I of the Housing and Community Development Act of 1974.

Winchester Municipal Utilities is certifying to the state that the Winchester Municipal Utilities Commission and Jimmy Powell, in his official capacity as Commissioner, consent to accept the jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision making, and action; and that these responsibilities have been satisfied. The legal effect of the certification is that upon its approval Winchester Municipal Utilities may use the Appalachian Regional Commission Grant funds and the state and HUD will have satisfied their responsibilities under the National Environmental Policy Act of 1969 and related laws and authorities.

OBJECTION TO RELEASE OF FUNDS

The state will accept an objection to its release of funds and Winchester Municipal Utilities certification period of fifteen days following the anticipated submission dates or its actual receipt for the request (whichever is later) only if they are one of the following bases:

- (a) The certification was not in fact executed by the county Certifying Officer.
- (b) The county has failed to make one of the two findings pursuant to S58.41 or to make the written determination decision required by SS578.57, 58.53 or 58.64 for the project, as applicable.
- (c) The county has omitted one or more of the steps set forth at Subparts F and G for the preparation and completion of an EA.
- (d) No opportunity was given to the Advisory Council on Historic Preservation or its Executive Director to review the effect of the project on a property listed on the National Register of Historic Places, or found to be eligible for such listing by the Secretary of the Interior, in accordance with 36 CFR Part 800.
- (e) The recipient has committed funds or incurred costs not authorized by 24 CFR part 58 before the approval of the release of funds and approval of the Environmental Certification by HUD or the State.
- (f) Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality.

Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58, Sec. 58.76) and shall be addressed to the Kentucky Department for Local Government, Division of Community Programs, 100 Airport Road, Frankfort, Kentucky 40601.

Objections to the release of funds on bases other than those stated above will not be considered by the state. No objection received after March 15, 2026 will be considered by the state. Potential objectors should contact the Department of Local Government to verify the actual last day of the state Comment period.

Jimmy Powell
Winchester Municipal Utilities Commissioner
150 N Main St
Winchester, KY 40391