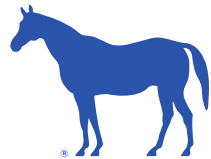


CONSENT DECREE AND REMEDIAL MEASURES PLAN UPDATE

Charles H. Martin, P.E., Director of Division of Water Quality

Environmental Quality & Public Works Committee

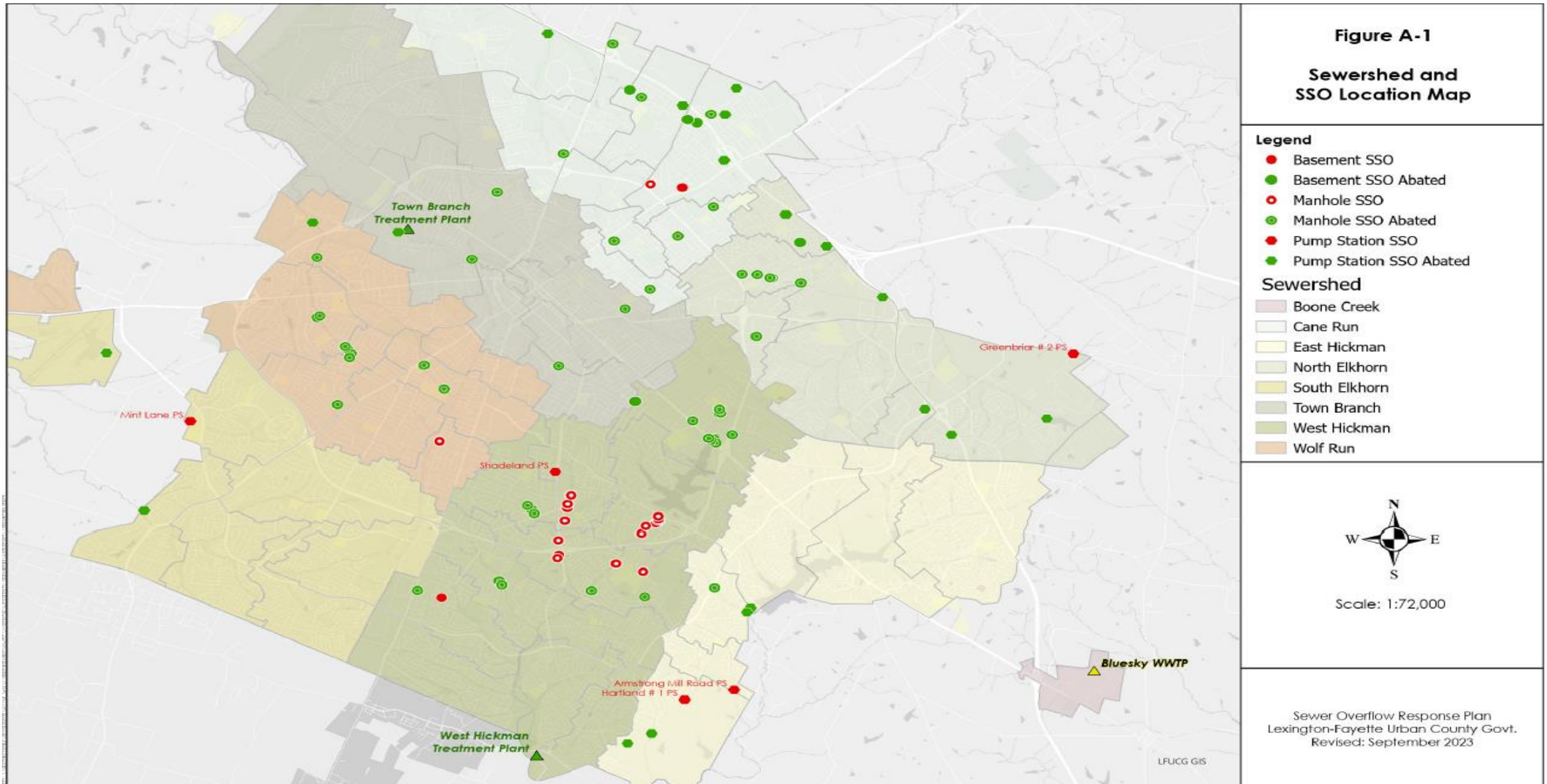
December 5, 2023



LEXINGTON

AGENDA

- Overall Consent Decree Status
- Remaining Capital Obligation - Overview.
- Active and Upcoming Projects (12-month view).
- Questions



OVERALL CONSENT DECREE STATUS

- All stormwater and supplement project obligations are complete.
- Capacity, Management, Operations and Maintenance (CMOM) obligations are ongoing / last forever.
- Sanitary Sewer Remedial Measures Plan (RMP) projects continue pending approval of a revised schedule.



SCHEDULE MODIFICATION STATUS **(2nd Material Modification)**

LFUCG has requested:

- Extension of the full compliance deadline from 12/31/26 to 12/31/30.
- Removal of interim project deadlines as a measure of compliance.
- Elimination of Quarterly Reports
- Submission of electronic reports as opposed to paper hardcopies.

EPA and KY have conceptually agreed to:

- Extending the full compliance deadline.
- Project completion deadlines as the singular measure of compliance.
- Semi –annual reports in the quarterly report format.



2nd Material Modification Status

- Draft orders between parties have been exchanged.
- Filing with 6th District Court expected by late November 2023.

In the meantime, the work continues.

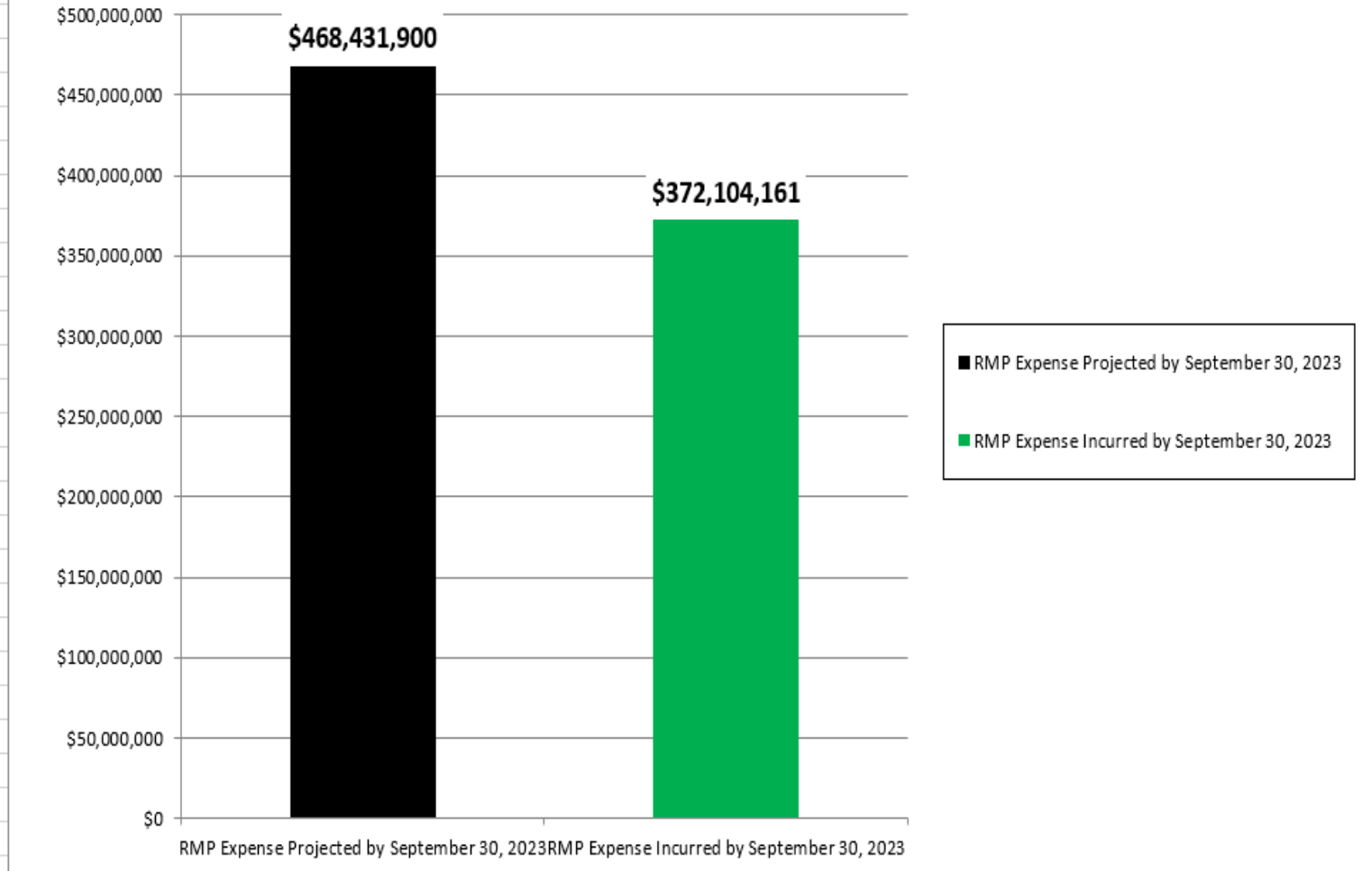
Remaining Capital Obligation Projects

	TOTAL PROJECTS**	COMPLETE	ACTIVE	PENDING
Collection & Conveyance*	80	52	14	14
Treatment Plants	37	23	8	6
TOTAL	117	75	22	20

* Includes Blenheim Way project not yet on approved list.

** Otherwise as totaled by 3Q2023 report.

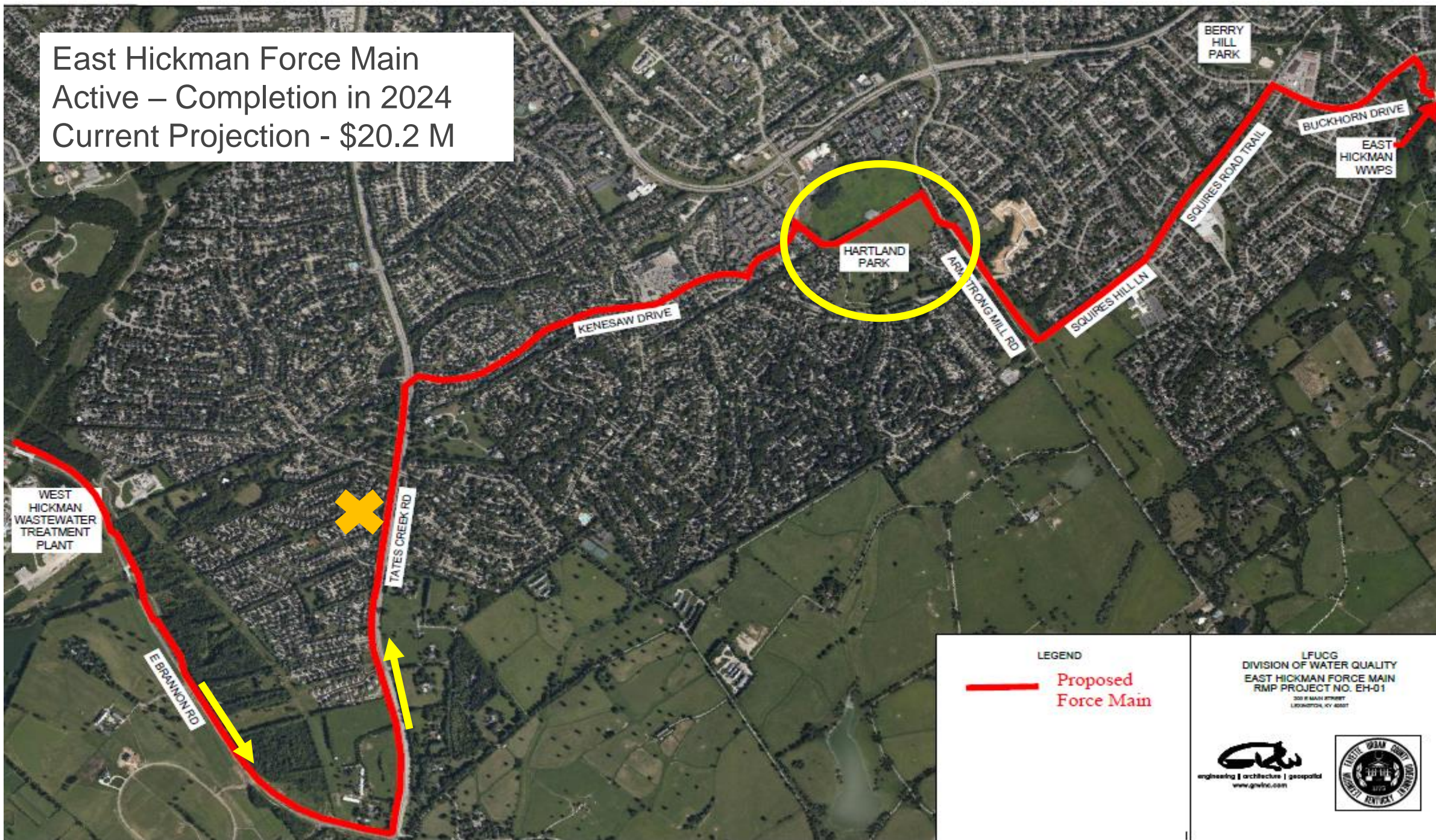
**Consent Decree Sanitary Capital Expense Comparison to Date
Contractual Projection vs. Contractual Actual
September 30, 2023**



**Projected Verses
Actual Expense
September 2023**

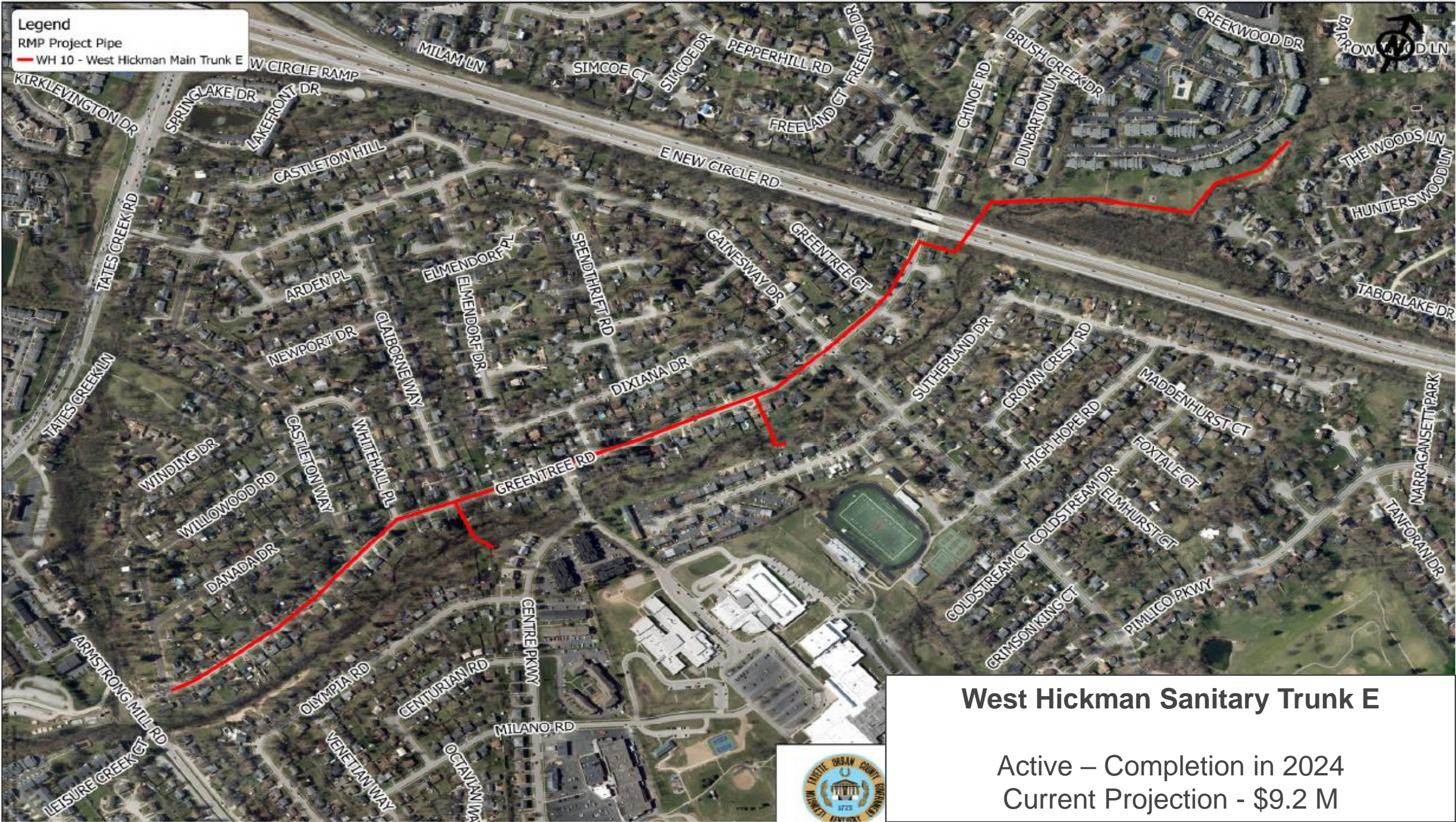
Active and Upcoming Projects (12-month view)

East Hickman Force Main
Active – Completion in 2024
Current Projection - \$20.2 M



<p>LEGEND</p> <p> Proposed Force Main</p>	<p>LFUGG DIVISION OF WATER QUALITY EAST HICKMAN FORCE MAIN RMP PROJECT NO. EH-01 300 N MAIN STREET LEONICHTON, KY 40301</p> <p> engineering architecture geospatial www.gwa.com</p> <p></p>
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Legend
RMP Project Pipe
— WH 10 - West Hickman Main Trunk E



West Hickman Sanitary Trunk E

Active – Completion in 2024
Current Projection - \$9.2 M



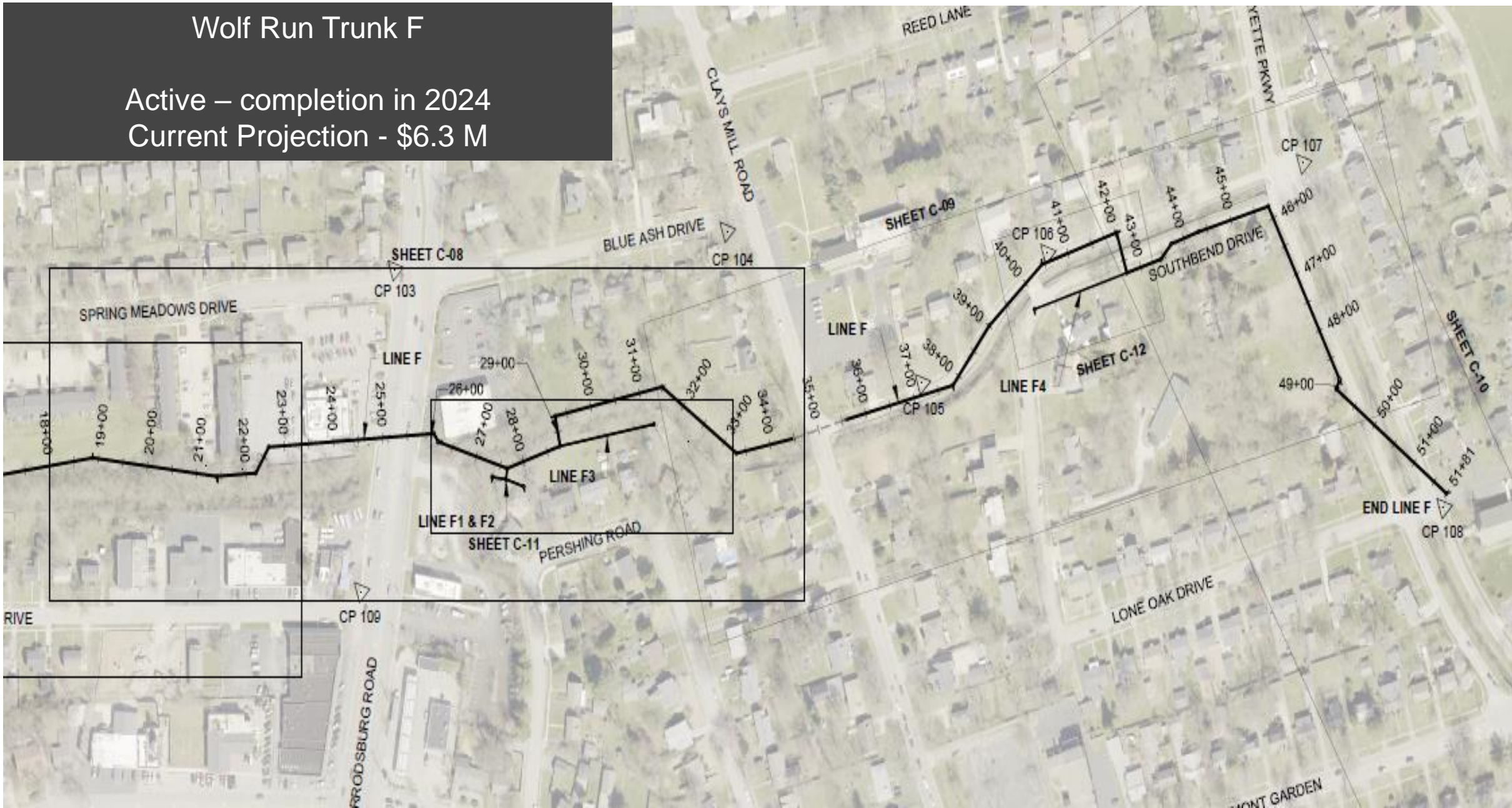


Delong Road Pump Station
Active – Completion mid 2025
Current Projection - \$9.5 M
(grant funded)



Wolf Run Trunk F

Active – completion in 2024
Current Projection - \$6.3 M



Parkers Mill Trunk
Active – Completion in 2025
Current Projection - \$4.1 M

ALEXANDRIA DRIVE

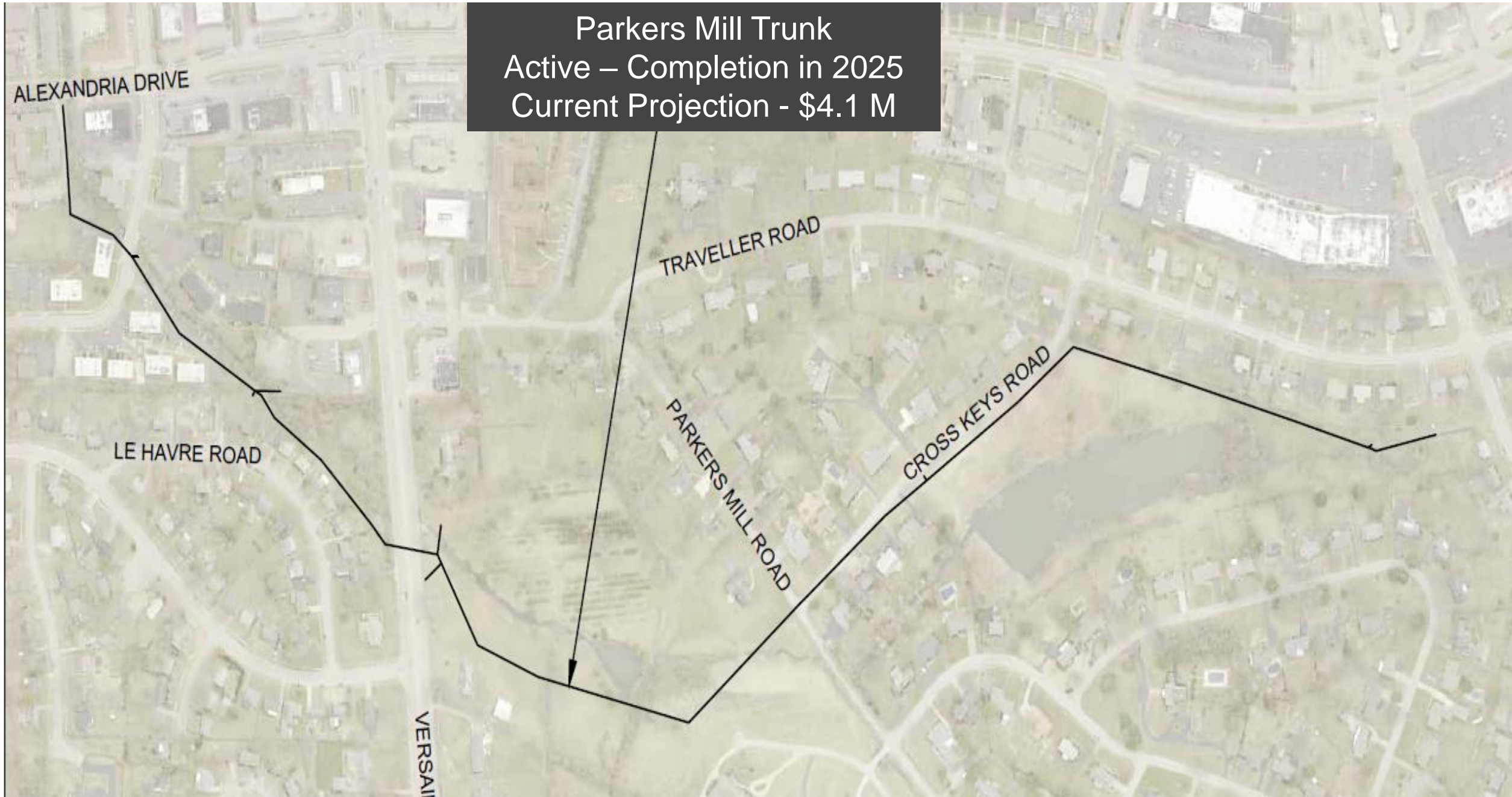
LE HAVRE ROAD

VERSAILL

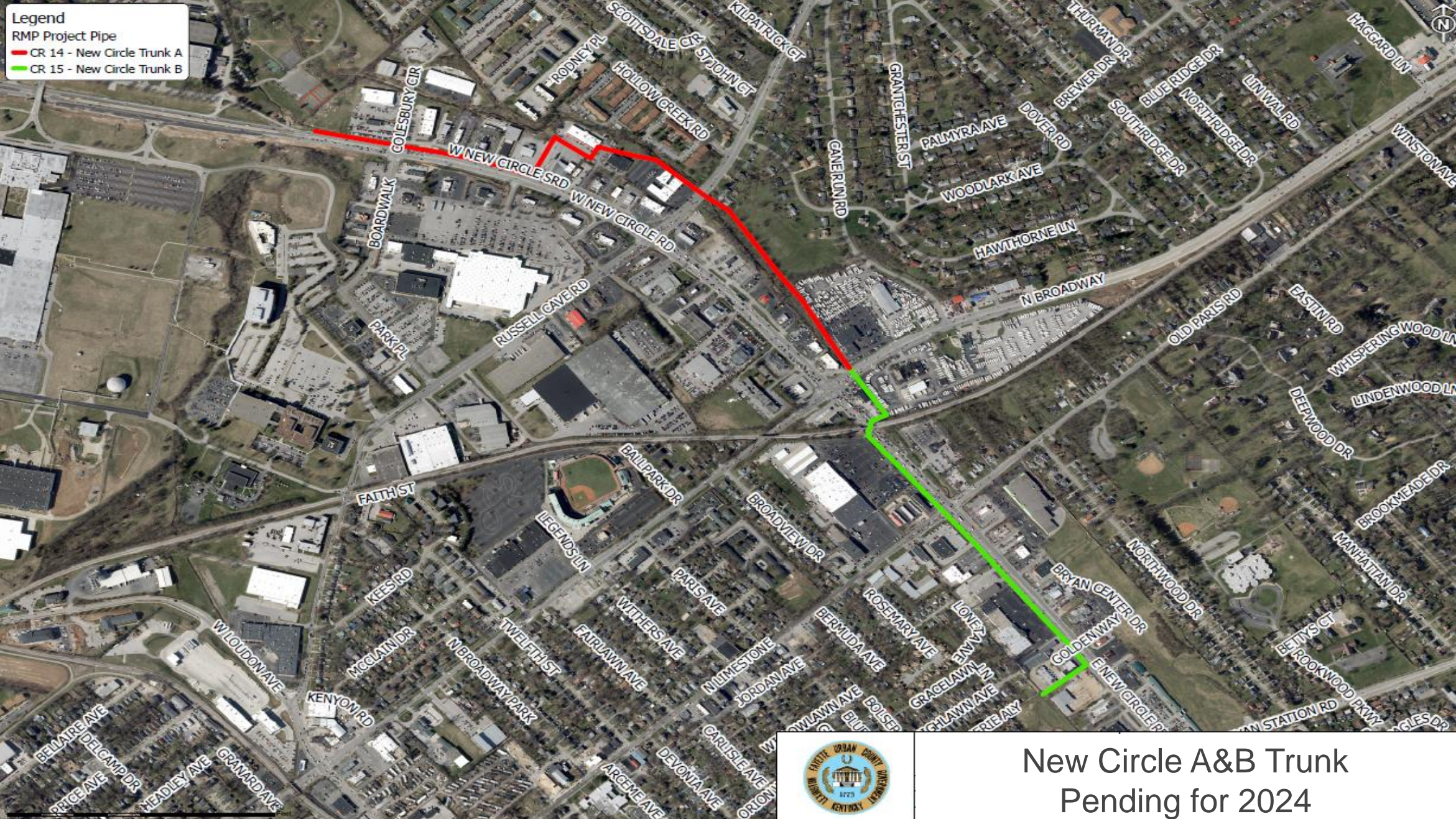
TRAVELLER ROAD

PARKERS MILL ROAD

CROSS KEYS ROAD



Legend
RMP Project Pipe
CR 14 - New Circle Trunk A
CR 15 - New Circle Trunk B



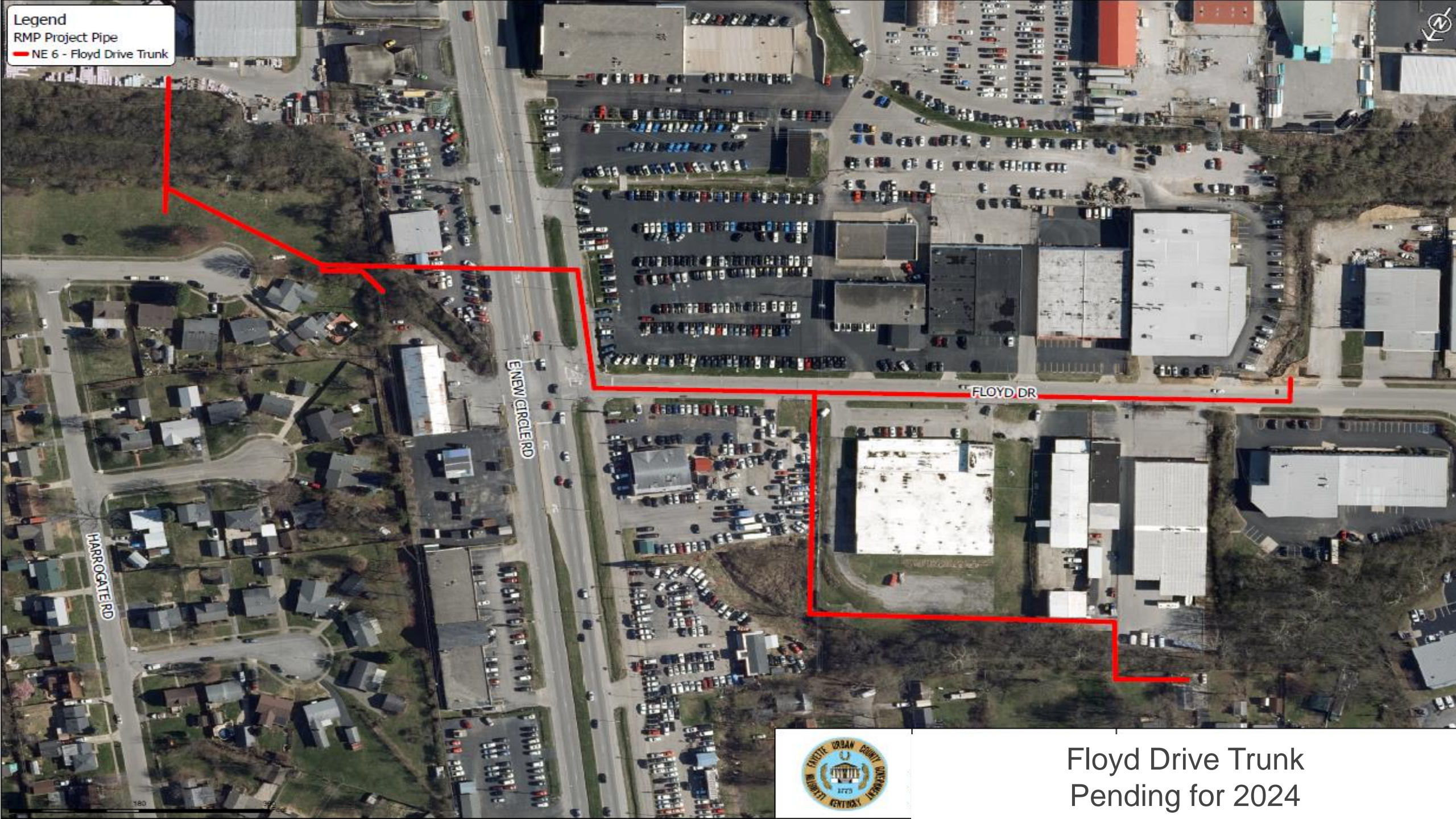
New Circle A&B Trunk
Pending for 2024

Legend
RMP Project Pipe
— WH 22a - Plainview Trunk, Phase I



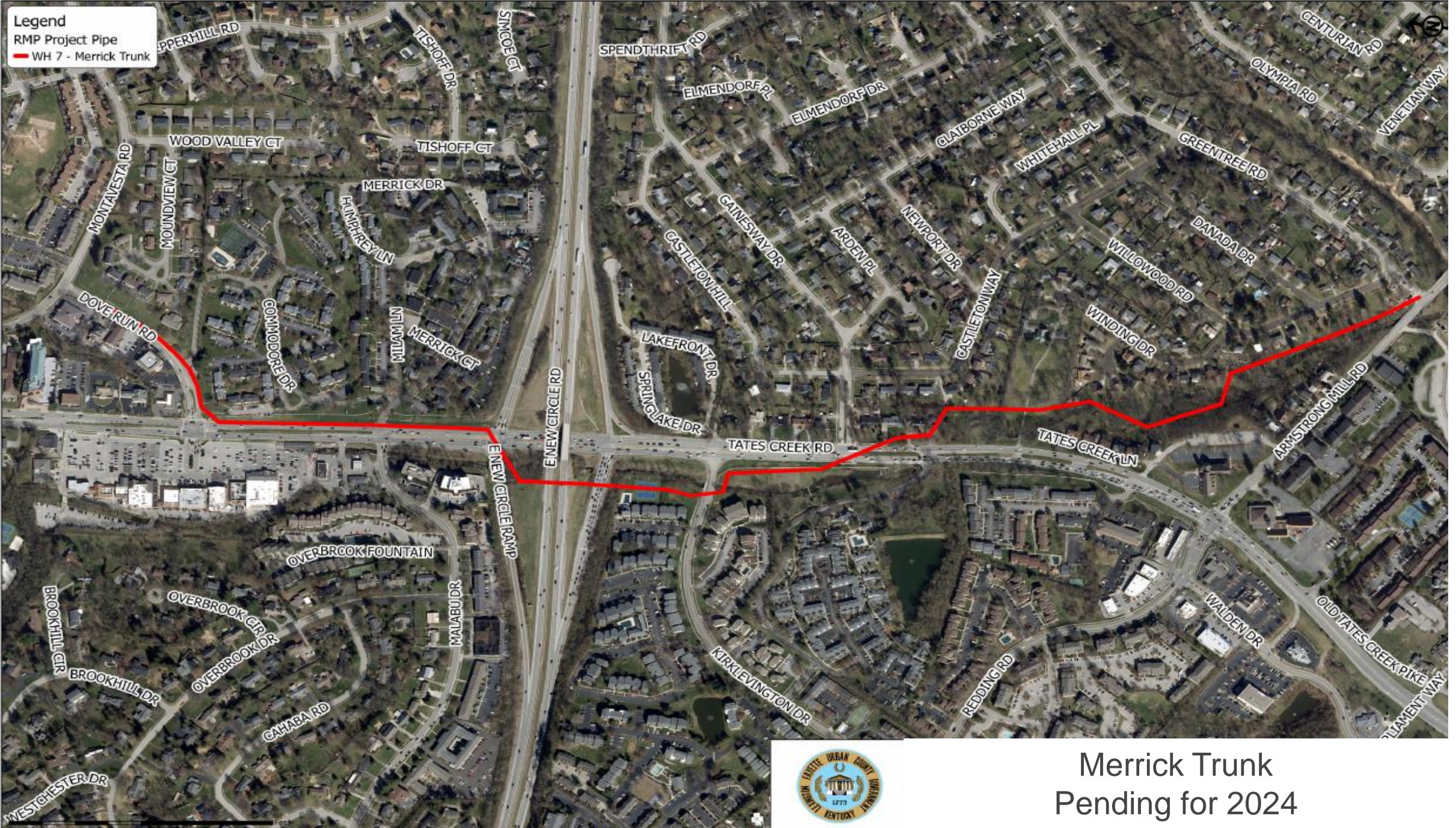
Plainview Trunk Phase 1
Pending for 2024

Legend
RMP Project Pipe
— NE 6 - Floyd Drive Trunk



Floyd Drive Trunk
Pending for 2024

Legend
RMP Project Pipe
— WH 7 - Merrick Trunk



Merrick Trunk
Pending for 2024

SUMMARY

- Lexington's remaining primary Consent Decree obligation is the Remedial Measures Plan (RMP).
- Lexington is expecting to receive an extension to account for the impact of the COVID-19 pandemic.
- 64% of the RMP projects are complete with another 19% currently active in design, easements or construction.
- Overall RMP costs still comfortably under budget but inflation has begun to erode prior savings.



QUESTIONS

