

Notice Concerning Proposed Kansas
Air Quality Class I Operating Permit Renewal

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding a proposed air quality operating permit. Deffenbaugh Industries, Inc. has applied for a Class I operating permit renewal in accordance with the provisions of K.A.R. 28-19-510 et al. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

Deffenbaugh Industries, Inc., P.O. Box 3220, Shawnee, KS 66203 owns and operates Municipal Solid Waste Landfill located at 17955 Holiday Drive, Johnson County, KS 66203.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review during normal business hours of 8:00 AM to 5:00 PM at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Johnson County Department of Health and Environment (JCDHE), 11811 S. Sunset, Suite 2700, Olathe, KS 66061. To obtain or review the proposed permit and supporting documentation, contact Allyson Prue, 785-296-1994, at the central office of the KDHE or Mike Boothe, 913-715-6939 at the JCDHE. The standard departmental cost will be assessed for any copies requested.

Please direct written comments or questions regarding the proposed permit to Allyson Prue, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than noon on Tuesday, December 27, 2016.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Allyson Prue, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than noon on Tuesday, December 27, 2016 in order for the Secretary of Health and Environment to consider the request.

The United States Environmental Protection Agency (USEPA) has a 45-day review period, which will start concurrently with the public comment period, within which to object to the proposed permit. If the USEPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the USEPA to review the permit. The 60-day public petition period will directly follow the USEPA 45-day review period. Interested parties may contact KDHE to determine if the USEPA 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Ward Burns, USEPA, Region 7, Air Permitting and Compliance Branch, 11201 Renner Boulevard, Lenexa, Kansas 66219, (913) 551-7960, to determine when the 45-day USEPA review period ends and the 60-day petition period commences.

Susan Mosier, MD, Secretary
Kansas Department of Health and Environment