

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367

Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-10-116/124
KS-Q-10-076/086
KS-PT-10-013

Beginning Date: August 5, 2010
Comments Due: September 4, 2010

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation and reissuance of the designated permit or termination of the designated permit.

All Kansas Department of Health and Environment district office addresses and telephone numbers are listed below.

Public Notice No. KS-AG-10-116/117

Application(s) for New or Expansion of Existing Swine Facilities

Name and Address of Applicant

Scott Burkdoll
3939 Ellis Road
Rantoul, KS 66079

Owner of Property Where Facility Will Be Located

Burkdoll Bros. Inc.
3939 Ellis Road
Rantoul, KS 66079

Legal Description

S/2 of Section 24 &
N/2 of Section 25
T18S, R20E
Franklin County

Receiving Water

Marais Des Cygnes River Basin

Kansas Permit No.: A-MCFR-H002

Federal Permit No.: KS0092550

This is an application for a permit for expansion at an existing livestock facility for 8,400 head (3,360 animal units) of swine weighing greater than 55 pounds, and 2,800 head (2,800 animal units) of cattle weighing greater than 700 pounds, for a total of 6,160 animal units. Proposed

modifications include the construction of additional open beef lots and an earthen retention structure. The facility will be composting fatalities. A new or modified permit will not be issued without additional public notice.

Name and Address of Applicant

John A. Kramer
P.O. Box 170
Seneca, KS 66538

Owner of Property Where Facility Will Be Located

J-Six Farms Inc. (South)
1436 56th Rd.
Corning, KS 66417

Legal Description

N/2 of Section 32
T04S, R13E
Nemaha County

Receiving Water

Missouri River Basin

Kansas Permit No.: A-MONM-H002

Federal Permit No.: KS0090191

This is an application for a permit for expansion at an existing facility for a maximum capacity of 4,800 head (1,920 animal units) of swine weighing greater than 55 pounds, and 7,500 head (750 animal units) of swine weighing 55 pounds or less, for a total of 2,670 animal units of swine. Proposed modifications include the construction of a concrete manure storage basin. A new or modified permit will not be issued without additional public notice.

Public Notice No. KS-AG-10-118/124

Pending Permits for Confined Feeding Facilities

Name And Address of Applicant

Ulysses Feedyard
Cactus of Kansas, Inc.
1765 East Road 21
Ulysses, KS 67880

Legal Description

All of Section 14
T30S, R37W
Grant County

Receiving Water

Cimarron River Basin

Kansas Permit No.: A-CIGT-C003

Federal Permit No.: KS0053481

This permit is being re-issued for a confined animal feeding operation for 90,000 head (90,000 animal units) of beef cattle weighing greater than 700 pounds. There is no change in the permitted animal units or the proposed additional pen area from the previous permit. Pens for an additional 55,000 head within the existing drainage area will be constructed to bring the maximum capacity of the facility to 90,000 head.

Dee's Dairy
Denise Haverkamp
904 176th Road
Seneca, KS 66538

NW/4 of Section 16 &
SW/4 of Section 09
T02S, R12E
Nemaha County

Missouri River Basin

Kansas Permit No.: A-MONM-M027

This is a re-issued permit for modifications at an existing dairy. The facility will have a capacity of 190 head (266 animal units) of mature dairy cattle, 178 head (89 animal units) of cattle weighing less than 700 pounds, and 5 head (10 animal units) of horses. This represents an increase in the number of permitted

animal units from the previous permit. When the wastewater retention structure was built the dimensions were required to be slightly altered from the approved proposed plan. The operating levels of the wastewater retention structure were revised accordingly.

Stanley Starter Yard
Ronnie Stanley
10763 106 Road
Dodge City, KS 67801

SW/4 of Section 06
T26S, R25W
Ford County

Upper Arkansas
River Basin

Kansas Permit No.: A-UAFO-B007

This permit is being re-issued with modifications consisting of the construction of a concrete chute between an existing sediment basin and an existing waste storage pond. No change in head count or animal units capacity is being proposed and the facility will continue to be permitted for 999 head (999 animal units) of cattle weighing more than 700 pounds.

Sumner Farms, Inc.
Howard Sumner
2143 Road W14
Norcatur, KS 67653

S/2 of NE/4 of Section 08 &
E/2 of NW/4 of Section 16
T01S, R25W
Norton County

Upper Republican
River Basin

Kansas Permit No.: A-URNT-C001

Federal Permit No.: KS0081043

This permit is being re-issued for an existing facility with a maximum capacity of 2,950 head (2,950 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units from the previous permit.

Edward J. Goetz
1742 W Road 90 S
Grainfield, KS 67737

SW/4 of Section 28
T09S, R28W
Sheridan County

Saline River Basin

Kansas Permit No.: A-SASD-S001

This permit is being re-issued to an existing facility with a maximum capacity of 910 head (91 animal units) of swine weighing 55 pounds or less and 1,225 head (490 animal units) of swine weighing more than 55 pounds. There is no change in the permitted animal units from the previous permit.

Whiteside Jersey Farm Inc.
Harley Beachy, Jr.
8815 S. Whiteside Rd.
Hutchinson, KS 67501

NE/4 of Section 19
T24S, R06W
Reno County

Lower Arkansas
River Basin

Kansas Permit No.: A-ARRN-M039

This permit is being re-issued for an existing facility consisting of a dairy parlor, freestall building, open lots, a mortality composting area, and an underground concrete holding tank for 120 head (168 animal units) of mature dairy cattle. There is no change in the permitted animal units.

Homeier Farms
Gordon Homeier
1585 Avenue B
Ellsworth, KS 67439

SW/4 of Section 01 &
NW/4 of Section 12
T14S, R09W
Ellsworth County

Smoky Hill River Basin

Kansas Permit No.: A-SHEW-B003

This existing facility has a maximum capacity of 999 head (999 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units from the previous permit.

Public Notice No. KS-Q-10-076/086

The requirements of the draft permits public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Elbing, City of PO Box 99 Elbing, KS 67041	Whitewater River via Henry Creek	Treated Domestic Wastewater

Kansas Permit No. M-WA08-OO01

Federal Permit No. KS0116645

Legal Description: NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, S8, T23S, R3E, Butler County, KS

Facility Description: The proposed action consists of re-issuance of an existing NPDES/Kansas water pollution control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli as well as monitoring for ammonia, pH, sulfates and total phosphorus.

Hays, City of
PO Box 490
Hays, KS 67601

Big Creek via
Chetolah Creek

Treated Domestic
Wastewater

Kansas Permit No. M-SH16-OO02

Federal Permit No. KS0036684

Legal Description: NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, S3, T14S, R18W, Ellis County, KS

Facility Description: The proposed action consists of revision and re-issuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The revisions are minor additions to the permit including listing the latitude and longitude of the treatment plant and the outfall and modifications to the permit which address the proposed expanded effluent irrigation system. In addition, the expiration date of the permit will be extended from January 31, 2014 to December 31, 2014. There are no changes to the parameters, sampling frequency or parameter limits.

Leon, City of
PO Box 25
Leon, KS 67074

Little Walnut River

Treated Domestic
Wastewater

Kansas Permit No. M-WA11-OO02

Federal Permit No. KS0089133

Legal Description: NW¹/₄, SE¹/₄, S21, T27S, R6E, Butler County, KS

Facility Description: The proposed action consists of re-issuance of an existing NPDES/Kansas water pollution control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli as well as monitoring for ammonia, total recoverable copper, and pH.

Little River, City of
PO Box 126
Little River, KS 67457

Little Arkansas River

Treated Domestic
Wastewater

Kansas Permit No. M-LA10-OO02

Federal Permit No. KS0085758

Legal Description: SW¹/₄, S16, T19S, R6W, Rice County, KS

Facility Description: The proposed action consists of re-issuance of an existing NPDES/Kansas water pollution control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli as well as monitoring for ammonia, chlorides, total recoverable copper, total phosphorus, and pH. Contained in the permit is a schedule of compliance requiring the permittee to initiate a study to determine additional improvements necessary if the facility is not in consistent compliance with permit limits for a period of one year.

Mayetta, City of
PO Box 217
Mayetta, KS 66509

South Cedar Creek via
Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. M-KS40-OO01

Federal Permit No. KS0026182

Legal Description: SW¹/₄, NE¹/₄, SW¹/₄, S23, T8S, R15E, Jackson County, KS

Facility Description: The proposed action consists of re-issuance of an existing NPDES/Kansas water pollution control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids as well as monitoring for ammonia, E. coli, total phosphorus, nitrate, total Kjeldahl nitrogen, total nitrogen, and pH.

Riley County Public Works
110 Courthouse Plaza
Manhattan, KS 66502

Big Blue River via
Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. M-BB25-OO05

Federal Permit No. KS0086118

Legal Description: SE¹/₄, SE¹/₄, S15, T9S, R7E, Riley County, KS

Facility Name: Terra Heights Wastewater Treatment Facility

Facility Description: The proposed action consists of re-issuance of an existing NPDES/Kansas water pollution control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli as well as monitoring for ammonia, total phosphorus, and pH.

St. George, City of
PO Box 33
St. George, KS 66535

Kansas River

Treated Domestic
Wastewater

Kansas Permit No. M-KS66-OO01

Federal Permit No. KS0079391

Legal Description: N $\frac{1}{2}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$, S16, T10S, R9E, Pottawatomie County, KS

Facility Description: The proposed action consists of re-issuance of an existing NPDES/Kansas water pollution control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, pH and E. coli as well as monitoring for ammonia, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, and effluent flow.

Sabetha, City of
PO Box 187
Sabetha, KS 66534

Delaware River

Treated Domestic
Wastewater

Kansas Permit No. M-KS65-OO02

Federal Permit No. KS0096245

Legal Description: SE $\frac{1}{4}$, SE $\frac{1}{4}$, NW $\frac{1}{4}$, S13, T2S, R14E, Nemaha County, KS

Facility Description: The proposed action consists of re-issuance of an existing NPDES/Kansas water pollution control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, and pH as well as monitoring for dissolved oxygen, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, and effluent flow.

Shawnee County Public Works Dept.
1515 N.W. Saline, Suite 200
Topeka, KS 66618

Kansas River via
Indian Creek via
Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. M-KS72-OO24

Federal Permit No. KS0116556

Legal Description: NW $\frac{1}{4}$, S33, T10S, R16E, Shawnee County, KS

Facility Name: Shawnee County Sewer District #2

Facility Description: The proposed action consists of re-issuance of an existing NPDES/Kansas water pollution control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli as well as monitoring for ammonia, total phosphorus, total recoverable lead, and pH.

Waterville, City of
136 E. Commercial
Waterville, KS 66548

Little Blue River via
Big Blue River

Treated Domestic
Wastewater

Kansas Permit No. M-BB22-OO01

Federal Permit No. KS0048429

Legal Description: W $\frac{1}{2}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$, T4S, R6E, Marshall County, KS

Facility Description: The proposed action consists of re-issuance of an existing NPDES/Kansas water

pollution control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli as well as monitoring for ammonia, total phosphorus, total recoverable copper and lead, and pH.

Whitewater, City of
PO Box 149
Whitewater, KS 67154

Walnut River via
West Branch
Whitewater River

Treated Domestic
Wastewater

Kansas Permit No. M-WA16-OO02

Federal Permit No. KS0097276

Legal Description: NE¼, SE¼, S7, T24S, R3E, Butler County, KS

Facility Description: The proposed action consists of re-issuance of an existing NPDES/Kansas water pollution control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli as well as monitoring for ammonia, total phosphorus, sulfates, and pH.

Public Notice No. KS-PT-10-013

NAME AND ADDRESS OF APPLICANT

RECEIVING FACILITY

TYPE OF DISCHARGE

Bunting Magnetics
PO Box 486
Newton, KS 67114-0468

Newton MWWTP

Process Wastewater

Kansas Permit No. P-LA13-OO01

Federal Tracking No. KSP000103

Facility Description: The proposed action is to issue a new pretreatment permit for this facility. This facility manufactures magnetic cylinders and bases for the printing industry. To accomplish this, this facility operates both a small electroless plating and a chemical etching operation in the new building. Outfall 001 consists of rinse water from the electroless nickel operation that is treated before being released to the city sanitary sewer. The proposed permit contains limits for cadmium, chromium, copper, lead, nickel, silver, cyanide, zinc, toxic organics, and pH, as well as monitoring of effluent flow. The permit limits are pursuant to State and Federal pretreatment requirements.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **September 4, 2010**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-10-116/124, KS-Q-10-076/086, KS-PT-10-013) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application.

If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.