

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-19-061/070  
Public Notice No. KS-Q-19-053/056  
Public Notice No. KS-NQ-19-006

Beginning Date: March 14, 2019  
Comments Due: April 13, 2019

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 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.

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**Public Notice No. KS-AG-19-061/070**

**Pending Permits for Confined Feeding Facilities**

<u>Name and Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Kansas-Smith Farms, LLC Kansas Isolation & Genetic Complex Annex 23179 #5 Road Plains, KS 67869	NW/4 of Section 31 T33S, R30W Meade County	Cimarron River Basin

Kansas Permit No.: A-CIME-S009

This is a renewal permit for an existing facility for 700 head (280 animal units) of swine weighing more than 55 pounds. There has been no change in animal units from the last permit.

Mark L. Riedy Basin Mark Riedy Feedlot 508 Oat Road Hope, KS 67451	SW/4 of Section 11  T16S, R03E Dickinson County	Smoky Hill River
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Kansas Permit No.: A-SHDK-B034

This is a renewal permit for an existing facility for 600 head (600 animal units) of cattle weighing greater than 700 pounds. There has been no change in animal units from the last permit.

Cal-Maine Foods, Inc.  
Cal-Maine Foods, Inc.  
625 Avenue K  
Chase, KS 67524

S/2 of Section 24  
NE/4 of Section 25  
SE/4 of Section 26  
T19S, R10W  
Rice County

Lower Arkansas  
River Basin

Kansas Permit No.: A-ARRC-P001

Federal Permit No.: KS0090972

This is a renewal permit for an existing facility for 3,980,000 hens (48,556 animal units). There is no change in the permitted animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Bruce Livingston  
LEI, River View LLC  
1501 K St., Ste 106  
Fairbury, NE 68352

SW/4 of Section 17  
T01S, R04E  
Washington County

Big Blue River Basin

Kansas Permit No.: A-BBWS-H009

Federal Permit No.: KS0098612

This is a renewal permit for an existing facility for 4,940 head of swine (494 animal units) weighing 55 pounds or less each and 3,096 head (1,238.4 animal units) of swine weighing more than 55 pounds each, for a total maximum permitted capacity of 8,036 head (1,732.4 animal units). There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Danny D. Post  
Post Feed Yard  
10629 Valley Rd.  
Dodge City, KS 67801

N/2 of Section 19  
T28S, R25W  
Ford County

Upper Arkansas  
River Basin

Kansas Permit No.: A-UAFO-C019

Federal Permit No.: KS0088129

This is a renewal permit for an existing facility for 2,500 head (2,500 animal units) of cattle weighing more than 700. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Maurice Feldkamp  
Maurice Feldkamp  
2460 F Road  
Baileyville, KS 66404

NW/4 of Section 1  
T02S, R11E  
Nemaha County

Missouri River Basin

Kansas Permit No.: A-MONM-S035

This is a renewal permit for an existing facility for 2200 head (880 animal units) of swine weighing greater than 55 pounds and 1100 head (110 animal units) of swine weighing 55 pounds or less, for a total of 990 animal units. There has been no change in animal units from the last permit.

2 R LLC – Ron Roth  
2 R LLC – Mayday  
1924 Valleyview Rd  
Green, KS 67447

SE/4 of Section 30  
NE/4 of Section 31  
T06S, R05E  
Riley County

Big Blue River Basin

Kansas Permit No.: A-BBRL-S001

This is a renewal permit for an existing facility for 500 head (200 animal units) of swine weighing greater than 55 pounds and 1,200 head (120 animal units) of swine weighing 55 pounds or less, for a total of 320 animal units. There has been no change in animal units from the last permit.

Atchison County Auction Co Inc  
Atchison County Auction Co Inc  
P.O. Box 307  
Atchison, KS 66002

NE/4 of Section 2  
T06S, R20E  
Atchison County

Missouri River Basin

Kansas Permit No.: A-MOAT-B001

The facility is a public livestock market that holds a weekly sale of cattle, horses, swine, sheep and goats. The five-year average (2013-2017) animal unit capacity, with livestock on the premises for up to 48 hours, is 23.8 animal units.

Wayne Niehues  
Wayne Niehues  
758 O Road  
Goff, KS 66428

N/2 of Section 33  
T04S, R13E  
Nemaha County

Kansas River Basin

Kansas Permit No.: A-KSNM-S014

This is a renewal permit for an existing facility for 478 head (191.2 animal units) of swine weighing more than 55 pounds, 555 head (55.5 animal units) of swine weighing 55 pounds or less, 100 head (50 animal units) of cattle weighing 700 pounds or less, and 25 head (2.5 animal units) of sheep, for a total of 299.2 animal units. There has been no change in animal units from the last permit.

Matt Saindon  
Basin  
Saindon Farms, LLC  
2340 11<sup>th</sup> Rd  
Zurich, KS 67663

NW/4 of Section 26  
T09S, R19W  
Rooks County

Solomon River



management complex consisting of three-basin aerobic digesters, centrifuge, and a two bay storage building, and six bay-sludge drying beds. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, pH, dissolved oxygen, total phosphorus, nitrate + nitrite, total nitrogen, and whole effluent toxicity, as well as monitoring for total phosphorus, total Kjeldahl nitrogen, priority pollutants, and flow.

Russell, City of  
 PO Box 112  
 Russell, KS 67665

Fossil Creek via  
 Unnamed Tributary

Treated Domestic  
 Wastewater

Kansas Permit No. M-SH31-OO02

Federal Permit No. KS0091367

Legal Description: SE¼, S35, T13S, R14W, Russell County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a four-cell wastewater stabilization lagoon system. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and ammonia, as well as monitoring for pH, E. coli, total phosphorus, total Kjeldahl nitrogen, nitrate + nitrite, total nitrogen, chlorides, sulfates, arsenic, selenium, and flow.

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**Public Notice No. KS-NQ-19-006**

**The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-g).**

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>LEGAL LOCATION</u>	<u>TYPE OF DISCHARGE</u>
Prestressed Concrete PO Box 311 Newton, KS 67114	NE¼, S25, T23S, R1W, Harvey County, KS	Non-Overflowing

Kansas Permit No. I-LA13-NO05

Federal Permit No. KSJ000700

This action consists of issuing a new Kansas Water Pollution Control Permit for a new non-overflowing facility. This facility manufactures precast, prestressed concrete products. The concrete products operation is permitted separately under Ready-Mixed Concrete General Permit Authorization I-LA13-PR02. The Ready-Mixed permit coverage is for two sets of non-discharging, concrete wash-out and settling basins, and for stormwater runoff associated with industrial activity from the Ready-Mix operations. This permit contains a schedule of compliance requiring the permittee to contract with a Kansas licensed Professional Engineer, and for that engineer to provide KDHE with documentation demonstrating compliance with KDHE Minimum Standards of Design for the lagoon standards in place at the time of sludge removal. The engineer shall also provide recommendations needed for the facility to remain in compliance. The proposed permit contains generic language to protect the waters of the State.

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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 **April 13, 2019**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-19-061/070, KS-Q-19-053/056, KS-NQ-19-006) 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.

**Lee A. Norman, M.D.**  
**Acting Secretary**  
**Kansas Department of Health and Environment**