

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

Public Notice No. KS-AG-19-122/132
Public Notice No. KS-Q-19-092/095

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

Beginning Date: April 18, 2019
Comments Due: May 18, 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.

Public Notice No. KS-AG-19-122

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

Name and Address of Applicant

Owner of Property Where Facility Will Be Located

**McCabe Genetics
(formerly Kim-Mac Farms)
McCabe Genetics
6075 County Road 1950
Elk City, KS 67344**

**Randel McCabe
6075 County Road 1950
Elk City, KS 67344**

Legal Description

Receiving Water

**W/2 of Section 16
T31S, R14E
Montgomery County**

Verdigris River Basin

Kansas Permit No.: A-VEMG-S025

This is notification KDHE has received a complete permit application for the operation of a swine and cattle waste management facility capable of housing 750 head (300 animal units) of swine weighing less than 55 pounds and 699 head (349.5 animal units) of cattle weighing less than 700 pounds. The complete application can be viewed at the office of the Montgomery County Clerk,

the KDHE Southeast District Office in Chanute, Kansas or the KDHE Main Office in Topeka, KS. A permit to operate the proposed swine and cattle waste management system will not be issued without additional public notice.

Public Notice No. KS-AG-19-123/132

Pending Permits for Confined Feeding Facilities

<u>Name and Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
David and Bonnie Sexson David and Bonnie Sexson 1415 Road 3 Weskan, KS 67762	SE/4 of Section 30 T13S, R42W Wallace County	Smoky Hill River Basin

Kansas Permit No.: A-SHWA-B006

This is a renewal permit for an existing facility for 990 head (990 animal units) of cattle weighing greater than 700 pounds and 4 horses (8 animal units), for a total of 998 animal units. There has been no change in animal units from the last permit.

John V. Riedel Riedel Cattle Company 1542 160 th Ave Morland, KS 67650	SW/4 of Section 31 T09S, R24W Graham County	Saline River Basin
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Kansas Permit No.: A-SAGH-B008

This is a renewal permit for an existing facility for 990 head (495 animal units) of cattle weighing 700 pounds or less. There has been no change in animal units from the last permit.

Lehmann Farms Inc Lehmann Farms Inc 12051 220 Road Gaylord, KS 67638	NE/4 of Section 24 T04S, R14W Smith County	Solomon River Basin
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Kansas Permit No.: A-SOSM-B005

This is a renewal permit for an existing facility for 990 head (990 animal units) of cattle weighing more than 700 pounds. There has been no change in animal units from the last permit.

Jason Griffith Griffith of luka, Inc. 235 NE 110 th St luka, KS 67066	NW/4 of Section 10 T26S, R13W Pratt County	Lower Arkansas River Basin
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Kansas Permit No.: A-ARPR-C002

Federal Permit No.: KS0090778

This is a renewal permit for an existing facility for 2,900 head (2,900 animal units) of cattle weighing more than 700 pounds. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

W & S Ranch Inc
W & S Ranch Inc
17052 R Road
Smith Center, KS 66967

NW/4 of Section 25
T03S, R13W
Smith County

Solomon
River Basin

Kansas Permit No.: A-SOSM-B012

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

Sundstrom Farms Inc.
Sundstrom Farms Inc.
2057 Sandcreek Terrace
Ottawa, KS 66067

E/2 of Section 17
T16S, R19E
Franklin County

Marais des Cygnes
River Basin

Kansas Permit No.: A-MCFR-M004

This is a renewal permit for an existing facility for 285 head (399 animal units) of mature dairy cows, 101 head (101 animal units) of cattle weighing greater than 700 pounds (dairy heifers), and 200 head (100 animal units) of cattle weighing 700 pounds or less (dairy calves); for a total of 600 animal units. There has been no change in animal units from the last permit.

Orlin Ensz
Goldenrod Farms LLC
1756 Goldenrod
Hillsboro, KS 67063

NW/4 of Section 31
T20S, R02E
Marion County

Neosho River Basin

Kansas Permit No.: A-NEMN-H001

Federal Permit No.: KS0088218

This is a renewal permit for an existing facility for 3,600 head (1,440 animal units) of swine weighing greater than 55 pounds. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Gary Benteman
Gary Benteman
173 Bismark Rd
Clifton, KS 66937

NE/4 of Section 29
T05S, R01E
Washington County

Lower Republican
River Basin

Kansas Permit No.: A-LRWS-S023

This is a renewal permit for an existing facility for 680 head (272 animal units) of swine weighing more than 55 pounds and 590 head (59 animal units) of swine weighing 55 pounds or less, for a total of 331

animal units. There has been no change in animal units from the last permit. This facility is currently inactive.

Norman Shull
Norman Shull
2627 County Road 20
Colby, KS 67701

SW/4 of Section 29
T06S, R33W
Thomas County

Upper Republican
River Basin

Kansas Permit No.: A-URTH-C005

Federal Permit No.: KS0101559

This is a new permit to be issued for a new facility for 1800 head (900 animal units) of cattle weighing 700 pounds or less. Three pens, totaling approximately 14.78 acres, and 12.37 acres of extraneous drainage will drain to a sedimentation basin and earthen retention control structure. This facility has an approved Nutrient Management Plan on file with KDHE.

Randel McCabe
McCabe Genetics (formerly Kim-Mac Farms)
6075 County Road 1950
Elk City, KS 67344

W/2 of Section 16
T31S, R14E
Montgomery County

Verdigris
River Basin

Kansas Permit No.: A-VEMG-S025

This is a re-issued permit for a modified facility for 750 head (300 animal units) of swine weighing greater than 55 pounds and 699 head (349.5 animal units) of cattle weighing less than 700 pounds. Modifications include elimination of a portion of the swine feeding facilities, reduction in the swine head count and animal units, addition of open lot pens and addition of 699 head (349.5 animal units) of cattle weighing less than 700 pounds.

Public Notice No.: KS-Q-19-092/095

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), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Bob Bergkamp Construction Co. 3709 South West Street Wichita, KS 67217	Arkansas River via Medicine Lodge River via Unnamed Tributary	Process Wastewater

Kansas Permit No. I-AR86-PO02

Federal Permit No. KS0101583

Legal Description: S35, T31S, R15W, Barber County, Kansas

Facility Name: Sun City Quarry

The proposed action is to issue a new State/NPDES permit for a new facility. This facility is a gypsum quarrying and crushing operation with no washing. The proposed permit contains generic language to protect the waters of the State.

Louisburg, City of
5 South Peoria Street
Louisburg, KS 66053

South Wea Creek via
Unnamed Tributary

Treated Domestic
Wastewater

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 **May 18, 2019**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-19-122/132, KS-Q-19-092/095) 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.
Secretary
Kansas Department of Health and Environment