

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-19-133/153
Public Notice No. KS-Q-19-096/107
Public Notice No. KS-PT-19-004

Beginning Date: April 25, 2019
Comments Due: May 25, 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-19-133

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

Name and Address of Applicant

Joe Morgan
Poky Feeders, Inc.
600 E Road 30
Scott City, KS 67871

Owner of Property Where Facility Will Be Located

Joe Morgan
600 E Road 30
Scott City, KS 67871

Legal Description

SW/4 of Section 17,
S/2 of Section 18,
E/2 of Section 19,
SW/4 of Section 8,
and SW/4 of Section 20
T20S, R32W
Scott County

Receiving Water

Upper Arkansas River Basin

Kansas Permit No.: A-UASC-C017

Federal Permit No.: KS0086576

This is notification KDHE has received a complete permit application for the operation of an existing beef and swine waste management facility capable of housing 4,615 head (1,846 animal units) of swine weighing more than 55 pounds each and 6,500 head (650 animal units) of swine weighing less than 55 pounds. There is no increase in swine animal units. The proposed facility footprint of the combined beef and swine facility will increase. The complete application can be viewed at the office of the Scott County Clerk Office, the KDHE Southwest District Office in Dodge City, Kansas or the KDHE Main Office in Topeka, KS. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

**Public Notice No. KS-AG-19-134/153
Pending Permits for Confined Feeding Facilities**

<u>Name and Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Joe Morgan Poky Feeders, Inc. 600 E Road 30 Scott City, KS 67871	SW/4 of Section 17, S/2 of Section 18, E/2 of Section 19, SW/4 of Section 8, and SW/4 of Section 20 T20S, R32W Scott County	Upper Arkansas River Basin

Kansas Permit No.: A-UASC-C017

Federal Permit No.: KS0086576

This permit is being re-issued for a confined animal feeding operation for 83,000 head (83,000 animal units) of beef cattle weighing more than 700 pounds, 6,500 head (650 animal units) of swine weighing 55 pounds or less, and 4,615 head (1,846 animal units) of swine weighing more than 55 pounds. The facility is proposing an expansion of 18,370 head (18,370 animal units) of cattle weighing greater than 700 pounds and the facility will have a total of 103,866 animal units. Also proposed at the facility is the addition of approximately 133 acres of cattle pens, a sediment basin, and two (2) new earthen wastewater retention structures. This facility has an approved Nutrient Management Plan on file with KDHE.

Craig Harries Harries Farm 352 5 th Rd Marysville, KS 66508	SE/4 of Section 15 and SW/4 of Section 14 T01S, R06E Marshall County	Big Blue River Basin
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Kansas Permit No.: A-BBMS-B006

This is a permit modification for an existing facility of 900 head (900 animal units) of cattle weighing greater than 700 pounds. The proposed modification is a 99 head (99 animal unit) of cattle weighing greater than 700 pounds increase from the previous permit. No additional structures are being constructed.

Raymond Williams KRSS Farms 1888 24 th Ave Galva, KS 67443	SW/4 of Section 19 T18S, R01W McPherson County	Smoky Hill River Basin
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Kansas Permit No.: A-SHMP-S007

This is a permit modification for an existing facility for 7,000 head (700 animal units) of swine weighing 55 pounds or less. The proposed modification is a 25 head (25 animal units) of cattle weighing more than 700 pounds increase from the previous permit to account for preexisting structures at this facility. This 25 animal unit increase would increase the permitted maximum animal capacity to 725 animal units. No additional structures are being constructed.

Gary Seibert
Seibert Feeding, LLC
651 20th Ave
Macksville, KS 67557

E/2 of Section 2
T23S, R15W
Pawnee County

Upper Arkansas
River Basin

Kansas Permit No.: A-UAPN-C005

Federal Permit No.: KS0098540

This is a renewal permit for an expanding facility for 4,000 head (4,000 animal units) of cattle weighing more than 700 pounds. This represents an increase in the permitted animal units from the previous permit. No modifications to the facility or changes in the facility footprint have been proposed. This facility has an approved Nutrient Management Plan on file with KDHE.

High Plains Ponderosa Dairy, LLC
High Plains Ponderosa Dairy, LLC
2042 Road V
Plains, KS 67869

W/2 and SE/4 of Section 18
T33S, R30W
Meade County

Cimarron
River Basin

Kansas Permit No.: A-CIME-D001

Federal Permit No.: KS0096474

This permit is being re-issued for an expanding confined feeding facility for 14,850 head (20,790 animal units) of mature dairy cattle, 6,497 head (6,497 animal units) of dairy cattle weighing more than 700 pounds and 4,134 head (2,067 animal units) of dairy cattle weighing less than 700 pounds for a total of 25,481 head (29,354 animal units) of dairy cattle. This addition includes an expansion to the new heifer development system covering about 80 acres; consisting of open pens, access roads, watering facilities, drainage structures, and waste control facilities. The total facility animal units are not changing because of this latest addition. This facility has an approved Nutrient Management Plan on file with KDHE.

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

E/2 of NW/4 of Section 16
T01S, R25W
Norton County

Upper Republican
River Basin

Kansas Permit No.: A-URNT-B014

This facility was formerly part of Sumner Land and Cattle (A-URNT-C001) but is now recognized as a separate facility. This new permit is for an existing facility with a maximum capacity of 350 head (350 animal units) of cattle weighing more than 700 pounds and 350 head (175 animal units) of cattle weighing 700 pounds or less, for a total of 525 animal units. There is no new construction or expansion planned for this facility.

Mark and Randy Goeckel
Goeckel Hog Farm
2048 All American Rd
Hanover, KS 66945

SE/4 of Section 21
T02S, R05E
Washington County

Big Blue
River Basin

Kansas Permit No.: A-BBWS-S042

This is a renewal permit for an existing facility for 800 head (320 animal units) of swine weighing more than 55 pounds. There has been no change in animal units from the last permit.

Roy Henry
Henry's LTD
615 Indian Road
Longford, KS 67458

SE/4 of Section 5
and NW/4 of Section 8
T10S, R02E
Clay County

Smoky Hill
River Basin

Kansas Permit No.: A-SHCY-H001

Federal Permit No.: KS0017401

This is a renewal permit for an existing facility for 13,836 head (5,534.4 animal units) of swine weighing greater than 55 pounds and 8,596 head (859.6 animal units) of swine weighing 55 pounds or less; for a total of 22,432 head (6,394 animal units) of swine. There is no change in the permitted animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

DJ Bacon
2B Ranch
418 DD Ave
Council Grove, KS 66846

E/2 of Section 35
and W/2 of Section 36
T17S, R09E
Morris County

Neosho River Basin

Kansas Permit No.: A-NEMR-B005

This is a renewal permit for an existing facility for 999 head (499.5 animal units) of cattle 700 pounds or less. There has been no change in animal units from the last permit.

Allyn File
Gordon File
3633 J Road
Beloit, KS 67420

SE/4 of Section 11
T07S, R07W
Mitchell County

Solomon
River Basin

Kansas Permit No.: A-SOMC-B015

This is a renewal permit for an existing facility for 400 head (400 animal units) of cattle weighing greater than 700 pounds. There has been no change in animal units from the last permit.

Troy Becker
TB Farms

SW/4 of Section 7
T21S, R02W

Little Arkansas
River Basin

1927 Cimarron Rd
Galva, KS 67443

McPherson County

Kansas Permit No.: A-LAMP-S029

This is a renewal permit for an existing facility for 3,500 head (350 animal units) of swine 55 pounds or less. There has been no change in animal units from the last permit.

Michael J. Kendall
Michael J. Kendall
602 2nd Road
Longford, KS 67458

NW/4 of Section 36
T10S, R01E
Clay County

Smoky Hill
River Basin

Kansas Permit No.: A-SHCY-M001

This is a renewal permit for an existing facility for 45 head (63 animal units) of mature dairy cattle, 5 head (5 animal units) of cattle weighing more than 700 pounds (dairy heifers), and 30 head (15 animal units) of cattle weighing less than 700 pounds (dairy calves), for a total of 83 animal units. There has been no change in animal units from the last permit.

Linus & Anita Haverkamp
Haverkamp Dairy
1090 Acorn Rd
Wetmore, KS 66550

NW/4 of Section 31
T04S, R15E
Brown County

Kansas River Basin

Kansas Permit No.: A-KSBR-M006

This is a renewal permit for an existing facility for 200 head (280 animal units) of mature dairy cattle, 87 head (87 animal units) of cattle weighing greater than 700 pounds (dairy heifers), and 75 head (37.5 animal units) of cattle weighing 700 pounds or less (dairy calves), for a total of 404.5 animal units. There has been no change in animal units from the last permit.

Kendall L. Nichols Jr.
Nichols Farms
Box 594
Gaylord, KS 67638

W/2 of Section 5
T05S, R13W
Smith County

Solomon
River Basin

Kansas Permit No.: A-SOSM-B020

This is a renewal permit for an existing facility for 999 head (499.5 animal units) of cattle weighing 700 pounds or less. There has been no change in animal units from the last permit.

John Russell
Matador Cattle Co.-Spring Creek Ranch
448 Reece Road
Eureka, KS 67045

SE/4 of Section 18
and NE/4 of Section 19
T26S, R09E
Greenwood County

Verdigris
River Basin

Kansas Permit No.: A-VEGW-B004

This is a renewal permit for an existing facility for 800 head (400 animal units) of cattle weighing 700 pounds or less. There has been no change in animal units from the last permit.

E. Lee Mayo
HRC Feed Yards, LLC #3
P.O. Box 224
Scott City, KS 67871

SW/4 of Section 21
and NW/4 of Section 28
T18S, R33W
Scott County

Upper Arkansas
River Basin

Kansas Permit No.: A-UASC-C016

Federal Permit No.: KS0081183

This is a renewal permit for an existing facility for 12,500 head (12,500 animal units) of cattle weighing more 700 pounds. There is no change in the permitted animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Chris and Lorilee Thomas
Thomas Farms/Puppies Extraordinaire LLC
17520 Hwy K-9
Whiting, KS 66552

SE/4 of Section 21
T05S, R16E
Jackson County

Kansas River Basin

Kansas Permit No.: A-KSJA-K003

This is a renewal permit for an existing facility for 800 head (17.1 animal units) of dogs. There has been no change in animal units from the last permit.

Gerald Keating
Keating Feedlot Inc
2519 Bobcat Lane
Frankfort, KS 66427

N/2 of Section 19
and S/2 of Section 18
T05S, R10E
Marshall County

Big Blue River Basin

Kansas Permit No.: A-BBMS-B002

This is a renewal permit for an existing facility for 96 head (96 animal units) of cattle weighing more than 700 pounds and 400 head (200 animal units) of cattle weighing 700 pounds or less, for a total of 296 animal units. There has been no change in animal units from the last permit. This facility is currently inactive.

Bernard Adam Deters
Bernard Adam Deters
1568 F Road
Centralia, KS 66415

NW/4 of Section 24
T03S, R11E
Nemaha County

Kansas River Basin

Kansas Permit No.: A-KSNM-M012

Eskridge, KS 66423

Lake Wabaunsee via
Unnamed Tributary

Kansas Permit No. I-KS92-PO06

Federal Permit No. KS0100838

Legal Description: NW¼, S4, T14S, R11E, Wabaunsee County, Kansas

Facility Name: Eskridge Water Treatment Plant

The proposed action is to issue a new State/NPDES permit for a new facility. This is a potable water treatment plant that has a design capacity of 0.504 MGD that treats water from Lake Wabaunsee. The proposed permit contains limits for total residual chlorine and total suspended solids, as well as monitoring for pH.

Flint Hills Stone
24176 Prairie View Road
Alma, KS 66401

Kansas River via
Pretty Creek via
Unnamed Tributary

Process
Wastewater

Kansas Permit No. I-KS41-PO02

Federal Permit No. KS0101591

Legal Description: S36, T11S, R10E, Wabaunsee County, Kansas

Facility Name: McFarland Quarry

The proposed action is to issue a new State/NPDES permit for a new facility. This facility strip mines slab rock used in landscaping and for other purposes. Outfall 001 consists of stormwater runoff, which is treated either by berms and/or a sedimentation pond. The proposed permit contains generic language to protect the waters of the State.

Greeley, City of
PO Box 188
Greeley, KS 66033

South Fork Pottawatomie
Creek

Treated Domestic
Wastewater

Kansas Permit No. M-MC14-OO01

Federal Permit No. KS0025721

Legal Description: NW¼, NE¼, NE¼, S30, T19S, R21E, Anderson County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a two-cell wastewater stabilization lagoon system. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, pH, and ammonia, as well as monitoring for E. coli.

Harveyville, City of
PO Box 187
Harveyville, KS 66431

Dragoon Creek

Treated Domestic
Wastewater

Kansas Permit No. M-MC16-OO01

Federal Permit No. KS0046418

Legal Description: NW¼, NW¼, SE¼, S34, T14S, R13E, Wabaunsee County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a three-cell wastewater stabilization lagoon system. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, pH, and ammonia, as well as monitoring for E. coli, nitrate +

nitrite, total Kjeldahl nitrogen, total nitrogen, and total phosphorus.

Lawrence, City of
PO Box 708
Lawrence, KS 66044

Kansas River

Treated Domestic
Wastewater

Kansas Permit No. M-KS31-IO01

Federal Permit No. KS0038644

Legal Description: NW¼, S32, T12S, R20E, Douglas County, Kansas
Facility Name: Lawrence Kansas River Wastewater Treatment Facility

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a mechanical wastewater treatment plant consisting of mechanical bar screen, aerated grit chamber, primary clarification, complete mix activated sludge basins, final clarification, chlorination, Acti-flo ballasted flocculation with clarification and disinfection of the influent. The proposed permit contains a schedule of compliance for the permittee to upgrade the treatment facility as necessary to achieve compliance with the Total Phosphorus Average Annual Load as a final limit presented in the "Annual Rolling Average Calculations at Effluent" section of Part A of this permit. The proposed permit contains limits for carbonaceous biochemical oxygen demand, total suspended solids, ammonia, E coli, pH, whole effluent toxicity, and total residual chlorine, as well as monitoring for dissolved oxygen, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, priority pollutants, and flow.

Liberal, City of
214 North Kansas
Liberal, KS 67905-2199

Constructed Wetland Area to
Unnamed Tributary to
Cimarron River

Treated Domestic
Wastewater

Kansas Permit No. M-CI10-OO03

Federal Permit No. KS0100986

Legal Description: SW¼, SW¼, SW¼, S27, T34S, R33W, Seward County, Kansas
Discharge Location: SE¼ of SE¼ of SE¼, S27, T33S, R32W

The proposed action is to issue a new State/NPDES permit for a new facility. The new facility is a mechanical treatment plant consisting of an activated sludge process with chlorine disinfection of the effluent; anaerobic sludge digestion and a peak wet weather holding basin. The proposed new facility will discharge the same amount as the previous facility and be constructed on the site immediately south of the existing wastewater treatment plant and will be designed for biological nutrient removal and also include facilities to allow chemical precipitation of phosphorus and addition of a chemical (carbon source) to enhance total nitrogen reduction. The proposed permit contains a schedule of compliance regarding the completion of the Liberal Wastewater Treatment Facility Project. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, pH, ammonia, E. coli, nitrate + nitrite, whole effluent toxicity, and chloride, as well as monitoring for selenium, total phosphorus, total Kjeldahl nitrogen, total nitrogen, priority pollutants, and flow.

Kyle Oswald
26210 W 183rd Street
Gardner, KS 66030

Marmaton River via
Wolverine Creek via
Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. C-MC11-OO03

Federal Permit No. KS0081094

Legal Description: NW¼, NW¼, SW¼, S7, T25S, R25E, Bourbon County, Kansas

Pretreatment Regulation 40 CFR 403.

NAME AND ADDRESS OF APPLICANT

Heatron, Inc
3000 Wilson Avenue
Leavenworth, KS 66048

RECEIVING FACILITY

Leavenworth WWTP

TYPE OF DISCHARGE

Process Wastewater

Kansas Permit No. P-MO12-0002

Federal Permit No. KSP000108

The proposed action is to reissue an existing pretreatment permit for an existing facility. This facility manufactures various types of flexible electric heating devices for the medical industry and LED lighting devices. The proposed permit contains limits for pH, total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, and cyanide.

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 **May 25, 2019**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-19-133/153, KS-Q-19-096/107, KS-PT-19-004) 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