

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-20-211/215  
Public Notice No. KS-AG-R-20-017  
Public Notice No. KS-Q-20-169/170  
Public Notice No. KS-NQ-20-005

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

Beginning Date: October 8, 2020  
Comments Due: November 7, 2020

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-20-211/215**  
**Pending Permits for Confined Feeding Facilities**

<u>Name and Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Frank Harper Frank Harper Beef Cattle Facility 8426 S. Ridge Rd. Sedgwick, KS 67135	SW/4 of Section 22 T24S, R01W Harvey County	Lower Arkansas River Basin

Kansas Permit No.: A-LAHV-B010

The proposed action is to **issue** a new State permit for a facility for 999 head (999 animal units) of beef cattle greater than 700 pounds. This approximately 17 Acre beef confined feeding facility includes 12 acres of open lot pens, two collection channels, a sediment basin, and a waste storage pond or retention control structure (RCS 1). RCS 1 is designed to store the expected sediment accumulation, process wastewater accumulation, and runoff from the 25-year, 24-hour rainfall from the drainage areas. RCS 1 is designed as an approximately 2.7 acre (~238' wide x ~500' long) and 11' deep RCS, with 3:1 side slopes, and a capacity of 19.1 acre-ft (at a 2' freeboard level). This facility has an approved Waste Management Plan on file with KDHE.

Eric Gassmann  
Eric Gassmann  
3051 County Road 42  
Grainfield, KS 67737

NE/4 of Section 3  
T11S, R29W  
Gove County

Saline River Basin

Kansas Permit No.: A-SAGO-B002

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

Derik Klaassen  
Derik Klaassen  
413 28<sup>th</sup> Ave.  
Moundridge, KS 67107

SE/4 of Section 10  
T21S, R01W  
McPherson County

Little Arkansas  
River Basin

Kansas Permit No.: A-LAMP-B007

The proposed action is to **reissue** an existing State permit for an existing facility for 999 head (999 animal units) of cattle weighing more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Bleumer Farms, Inc. – Tony Bleumer  
Bleumer Farms, Inc.  
16504 7<sup>th</sup> Rd.  
Ingalls, KS 67853

E/2 of Section 11  
T26S, R30W  
Gray County

Upper Arkansas  
River Basin

Kansas Permit No.: A-UAGY-B002

This is a renewal permit for an existing facility for the maximum capacity of 400 head (400 animal units) of cattle weighing more than 700 pounds and 500 head (250 animal units) of cattle weighing less than 700 pounds; for a total of 650 animal units of cattle. Runoff from the open lots is contained in two earthen retention structures and a preceding sedimentation basin.

Brian Taylor  
Taylor Swine LLC  
576 W 500 Rd.  
Phillipsburg, KS 67661

W/2 of Section 1  
T02S, R19W  
Phillips County

Upper Republican  
River Basin

Kansas Permit No.: A-URPL-H008

Federal Permit No.: KS0096091

The proposed action is to reissue an existing NPDES permit for an existing facility for 7,680 head (3,072 animal units) of swine weighing more than 55 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

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**Public Notice No. KS-AG-R-20-017**

Per Kansas Statutes Annotated 65-171d, the following Registration has been received for a proposed facility:

<u>Name and Address of Registrant</u>	<u>Legal Description</u>	<u>County</u>
DeWayne Koehn 1780 240 <sup>th</sup> St. Hiawatha, KS 66434	NE/4 of the SE/4 of Section 2 T02S, R17E	Brown

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**Public Notice No.: KS-Q-20-169/170**

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>
Chisholm Creek Utility Authority* 5551 North Broadway Park City, KS 67219	Chisholm Creek	Treated Domestic Wastewater

\*-acting on behalf of the cities of Park City and Bel Aire, KS

Kansas Permit No. M-LA19-OO02	Federal Permit No. KS0089176
Legal Description: E½, SE¼, SE¼, S17, T26S, R1E, Sedgwick County, Kansas	
Facility Name: CUA Regional Wastewater Treatment Facility	

The proposed action is to reissue a modified NPDES/State permit for an existing facility. This facility is a mechanical Sequencing Batch Reactor (SBR) treatment plant consisting of two mechanical screen units, emergency bar screen, Eutek grit removal system, three-unit sequencing batch reactors, SBR effluent equalization basin, three multi-unit UV disinfection, one primary and two secondary aerobic sludge digesters, belt filter press, covered sludge storage, and cascade reaeration. The proposed upgrades will consist of the construction of two larger SBR basins equal to the size of the existing larger SBR basin #3 and converting the two existing SBR smaller basins into primary digesters with surface aerators and converting the existing primary digester into a second post equalization basin. Additional improvements include converting two existing secondary digesters to lime thickeners and the addition of a chemical feed system for phosphorus removal. The proposed facility upgrade will increase the SBR treatment capacity from 2.18 MGD to 3.24 MGD and doubling the primary digestion and post SBR equalization basins. In compliance with Kansas and federal law, KDHE has approved an antidegradation review for this modified facility for increased concentrations and mass of some pollutants to the receiving stream. The water quality of the receiving stream will not be lowered below the quality necessary to support existing designated uses. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, whole effluent toxicity, priority pollutants, and E. coli, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, mercury, and flow.

Sunflower Redevelopment, LLC 2600 Grand Blvd, Ste 700 Kansas City, KS 64108-6400	Kansas River via Kill Creek; Spoon Creek; Unnamed Tributaries; Captain Creek; Hanson Creek	Process Wastewater
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Kansas Permit No. I-KS12-PO08	Federal Permit No. KS0028321
Facility Name: Former Sunflower Army Ammunition Plant	
Facility Location: 35425 W 103 <sup>rd</sup> St, Desoto, KS 66018	

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is the formerly government-owned Sunflower Army Ammunition Plant (SFAAP) undergoing demolition and

remediation activities for closure. The facility is inactive but historically was a military industrial facility that produced military propellants and propellant ingredients utilizing nitroguanidine, nitroglycerine and nitrocellulose. Discharges from the site will be monitored and controlled in accordance with an area-specific stormwater pollution prevention plan. The permitted discharges include stormwater runoff associated with past industrial activity, investigative and remedial activities including construction/demolition activity, pond dewatering, groundwater dewatering, wastewater structure dewatering, surface sweeps of groundwater, stormwater runoff from inactive industrial activity/process areas and from other activities which cause soil disturbances. Closure requirements include decommissioning of non-utilized portions of all wastewater treatment and pollution control systems and water supply and distribution systems. The proposed permit contains generic language to protect the waters of the State.

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**Public Notice No. KS-NQ-20-005**

**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>
Kansas Department of Wildlife, Parks & Tourism 5800-A River Pond Road Manhattan, KS 66502	SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , NW $\frac{1}{4}$ , S19, T9S, R8E, Pottawatomie County	Non-Overflowing

Kansas Permit No. M-KS38-NO01                      Federal Permit No. KSJ000405  
 Facility Name: Tuttle Creek State Park Wastewater Facility (River Pond Area)

The proposed action is to reissue a modified State/NPDES permit for an existing, non-discharging facility. The current facility is a two-cell wastewater stabilization lagoon system, with proposed facility upgrades to construct a new primary cell #1. KDHE Bureau of Water staff has determined health and safety will not be compromised for the River Pond Wastewater Stabilization Lagoon when expanded with the required variance of K.A.R. 28-16-174. This facility will remain a non-discharging wastewater stabilization lagoon facility.

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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 **November 7, 2020**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-20-211/215, KS-AG-R-20-017, KS-Q-20-169/170, KS-NQ-20-005) 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**