

Division of Environment
Bureau of Water
Curtis State Office Building
1000 SW Jackson St., Ste. 420
Topeka, KS 66612-1367



Phone: 785-296-6432
Fax: 785-559-4258
kdhe.feedlots@ks.gov
www.kdheks.gov/feedlots

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

December 22, 2017

PAWNEE COUNTY COMMISSIONERS
c/o COUNTY CLERK
715 BROADWAY
LARNED KS 67550-3098

RE: Public Notice No. KS-AG-17-314

Enclosed is a public notice regarding proposed Kansas Water Pollution Control Permits for Agricultural and Related Wastes and Authorization to Discharge under the National Pollutant Discharge Elimination System (NPDES). Please post the public notice until the expiration date identified in the public notice, in accordance with Kansas Administrative Regulation 28-16-61.

Thank you for your cooperation in this matter.

Sincerely,

Tara Mahin, Section Chief
Livestock Waste Management Program
Bureau of Water

TM:jr

Enclosure

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-17-311/323
KS-Q-17-188

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

Beginning Date: December 28, 2017
Comments Due: January 27, 2018

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-17-311/323
Pending Permits for Confined Feeding Facilities

<u>Name And Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Vernon Storm Storm Feed Lot 512 Russell Street Scott City, KS 67871	N/2 of Section 05 T20S, R33W Scott County	Upper Arkansas River Basin

Kansas Permit No.: A-UASC-C027

Federal Permit No.: KS0097195

This permit is being re-issued for a confined animal feeding operation for 4,500 head (4,500 animal units) of beef cattle weighing more than 700 pounds. This represents an increase in the permitted animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Tim Dewey
Dewey Feedyard
P.O. Box 269
Cimarron, KS 67835

N/2 of Section 24
T26S, R27W
Gray County

Upper Arkansas River
Basin

Kansas Permit No.: A-UAGY-C012

Federal Permit No.: KS0093483

This is a permit modification and re-issuance for an existing facility with the maximum capacity for 5,500 head (2,750 animal units) of cattle weighing less than 700 pounds. This represents a decrease of 2,250 animal units from the previous permit. There are no other proposed modifications to the permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Fairleigh Feed Yard, Inc.
P.O. Box 650
Scott City, KS 67871

All of Section 25
T19S, R34W &
All of Section 30
T19S, R33W
Scott County

Upper Arkansas River
Basin

Kansas Permit No.: A-UASC-C001

Federal Permit No.: KS0038059

This is a renewal permit for an existing facility for 67,950 head (67,950 animal units) of cattle weighing more than 700 pounds. There are no proposed modifications to the facility or changes to the permitted animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Ronald Ruff
Ruff Farms, Inc. – Musil Lot
39344 SE O Road
Hanston, KS 67849

E/2 of Section 29
T21S, R20W
Pawnee County

Upper Arkansas River
Basin

Kansas Permit No.: A-UAPN-B008

This permit is being reissued for an existing facility with a maximum capacity of 990 head (495 animal units) of cattle 700 pounds or less. There is no change in the permitted animal units from the previous permit cycle.

Calvin Nisly
Trails West Dairy
7218 W. Trail West Rd.
Partridge, KS 67566

SE/4 of Section 12
T24S, R07W
Reno County

Lower Arkansas River
Basin

Kansas Permit No.: A-ARRN-M025

This is a renewal permit for an existing facility for 100 head (140 animal units) of mature dairy cattle, 50 head (25 animal units) of cattle weighing less than 700 pounds, and 2 head (4 animal units) of horses; for a total permitted capacity of 169 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.

Douglas Thiessen
Triple T Livestock, LLC
14429 NW 100th Street
Whitewater, KS 67154

N/2 of Section 16
T24S, R03E
Butler County

Walnut River Basin

Kansas Permit No.: A-WABU-C012

Federal Permit No.: KS0093742

This is a renewal permit for an existing facility for 2,330 head (2,330 animal units) of cattle weighing more than 700 pounds and 2,330 head (1,165 animal units) of cattle weighing less than 700 pounds, 1,327 head (530.8 animal units) of swine weighing greater than 55 pounds and 600 head (60 animal units) of swine weighing 55 pounds or less; for a total of 4,085.8 animal units of livestock. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

David or Carolyn Slawson
Slawson Farms
17638 246th Street
Tonganoxie, KS 66086

NE/4 of Section 14
T11S, R20E
Leavenworth County

Kansas River Basin

Kansas Permit No.: A-KSLV-S015

This permit is being reissued for an existing facility with a maximum capacity of 516 head (206.4 animal units) of swine more than 55 pounds and 310 head (31 animal units) of swine 55 pounds or less, for a total of 237.4 animal units of swine. There is no change in the permitted animal capacity from the previous permit cycle.

Bill Sauvage
Sauvage & Sons, Inc.
1659 1000th Road
Oberlin, KS 67749

SW/4 of Section 11
T03S, R29W
Decatur County

Upper Republican
River Basin

Kansas Permit No.: A-URDC-B004

This permit is being reissued for an existing facility with a maximum capacity of 200 head (200 animal units) of cattle more than 700 pounds and 300 head (150 animal units) of cattle 700 pounds or less, for a total of 500 head (350 animal units) of cattle. There is no change in the permitted animal units from the previous permit cycle.

Doug Anderson
Andy Acres Holstein Farm
2033 F Avenue
White City, KS 66872

SE/4 of Section 24
T14S, R06E
Morris County

Neosho River Basin

Kansas Permit No.: A-NEMR-M002

This permit is being reissued for an existing facility with a maximum capacity of 87 head (121.8 animal units) of mature dairy cattle and 30 head (15 animal units) of dairy calves, for a total of 117 head (136.8 animal units). There is no change in the permitted animal units from the previous permit cycle.

Lloyd Voth
Voth Farms, Inc.

NE/4 of Section 05
T21S, R01E

Little Arkansas River
Basin

278 East 130th
Newton, KS 67114

Marion County

Kansas Permit No: A-LAMN-B001

This permit is being reissued for an existing facility with a maximum capacity of 800 head (800 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units from the previous permit cycle.

Merle Schlehuber
Wooden Cross Cattle Company
557 190th Road
Hillsboro, KS 67063

NW/4 of Section 02
T20S, R01E
Marion County

Neosho River Basin

Kansas Permit No.: A-NEMN-B015

This permit is being reissued for an existing facility with a maximum capacity of 400 head (400 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units from the previous permit cycle.

Mike Samples
Farmers & Ranchers Livestock
Commission Company, Inc.
P.O. Box 2595
Salina, KS 67401

SW/4 of Section 11
T14S, R03W
Saline County

Saline River Basin

Kansas Permit No.: A-SASA-B003

This permit is being reissued for an existing livestock sales facility with a maximum capacity of 561.6 animal units of cattle, swine and horses. This represents an increase in the permitted animal units from the previous permit cycle.

Matt Henke
1572 County 388 Drive
Osborne, KS 67473

N/2 of Section 28
T07S, R13W
Osborne County

Solomon River Basin

Kansas Permit No.: A-SOOB-B003

This is a renewal permit for an existing facility for 440 head (440 animal units) of cattle weighing more than 700 pounds and 260 head (130 animal units) of cattle weighing less than 700 pounds. There are no proposed changes to the permitted animal units or modifications to the facility. However, there is a new permittee for the facility. This facility has an approved Waste Management Plan on file with KDHE.

Public Notice No.: KS-Q-17-188

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.

NAME AND ADDRESS OF APPLICANT

Harshman Construction
1632 F P Road
Cedar Point, KS 66843

RECEIVING STREAM

Verdigris River via
North Caney Creek via
Bachelor Creek

TYPE OF DISCHARGE

Process
Wastewater

Kansas Permit No. I-VE33-PO05

Federal Permit No. KS0099490

Legal Description: W½, S30, T32S, R12E, Chautauqua County, Kansas

Facility Name: Foster Quarry

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a limestone quarrying and crushing operation with no washing. Outfall 001 consists of stormwater runoff and pit water.

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 **January 27, 2018**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-17-311/323, KS-Q-17-188) 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.