

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) 296-3056 - All Others

Public Notice No. KS-AG-21-370/378  
Public Notice No. KS-Q-21-131

Beginning Date: December 16, 2021  
Comments Due: January 15, 2022

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 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-21-370/378**

**Pending Permits for Confined Feeding Facilities**

| <u>Name and Address of Applicant</u>  | <u>Legal Description</u>   | <u>Receiving Water</u> |
|---|--|------------------------|
| Feedyards, Inc.<br>Centerfire Feedyard<br>10925 South Road P<br>Ulysses, KS 67880 | NE/4 & S/2 of Section 16 &<br>NE/4 of Section 21 &<br>NW/4 of Section 22<br>T30S, R36W<br>Grant County | Cimarron River Basin   |

Kansas Permit No.: A-CIGT-C002

Federal Permit No.: KS0036749

The proposed action is to reissue an existing NPDES permit for an existing facility for 56,000 head (56,000 animal units) of cattle weighing more than 700 pounds and 30 head (60 animal units) of horses for a total of 56,060 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. The facility has an approve NMP on file.

|   |   |                      |
|---|---|----------------------|
| Feedyards, Inc.<br>Ulysses Feedyard<br>1765 East Road 21<br>Ulysses, KS 67880 | All of Section 14 &<br>NW/4 of Section 12<br>T30S, R37W<br>Grant County | Cimarron River Basin |
|---|---|----------------------|

Kansas Permit No.: A-CIGT-C003

Federal Permit No.: KS0053481

The proposed action is to reissue an existing NPDES permit for an existing facility for 90,000 head (90,000 animal units) of cattle weighing greater than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. The facility has an approved NMP on file.

Craig Good  
Good Farms  
17690 Oak Grove Road  
Olsburg, KS 66520

SE/4 of Section 08  
T07S, R08E  
Pottawatomie County

Big Blue River Basin

Kansas Permit No.: A-BBPT-S005

The proposed action is to reissue an existing State permit for an existing facility for 575 head (230 animal units) of swine more than 55 pounds, 400 head (40 animal units) of swine 55 pounds or less, and 75 head (75 animal units) of cattle more than 700 pounds, for a total of 345 animal units. 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.

Reggie Tammen  
Jeanette Tammen  
3286 Avenue X  
Timken, KS 67575

NE/4 of Section 35  
T19S, R17W  
Rush County

Upper Arkansas  
River Basin

Kansas Permit No.: A-UARH-B008

The proposed action is to reissue an existing State permit for an existing facility for 400 head (400 animal units) of cattle weighing 700 pounds or more. 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.

David Burkhart  
Burkhart Farms  
41020 SE Q Road  
Hanston, KS 67849

SW/4 of Section 08  
T22S, R21W  
Hodgeman County

Upper Arkansas  
River Basin

Kansas Permit No.: A-UAHG-B010

The proposed action is to reissue an existing State permit for an existing facility for 600 head (300 animal units) of cattle weighing 700 pounds or less. 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.

John Mayden

NE/4 of Section 35

Smoky Hill River Basin

Mayden Feedlot  
554 1400 Avenue  
Abilene, KS 67410

T14S, R01E  
Dickinson County

Kansas Permit No.: A-SHDK-B036

The proposed action is to reissue an existing State permit for an existing facility for 999 head of cattle weighing 700 pounds or more (999 animal units). 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.

Opportunity Feeders, LLC  
Opportunity Feeders  
21017 Road 7  
Plains, KS 67869

NE/4 of Section 14  
T33S, R30W  
Meade County

Cimarron River Basin

Kansas Permit No.: A-CIME-H005

Federal Permit No.: KS0094692

The proposed action is to reissue an existing NPDES permit for an existing facility for 5,760 head (2,304 animal units) of swine weighing greater 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.

Meyer Land & Cattle Co.  
P.O. Box 305  
Sylvan Grove, KS 67481

SW/4 of Section 16 &  
NW/4 of Section 21  
T12S, R10W  
Lincoln County

Saline River Basin

Kansas Permit No.: A-SALC-C001

Federal Permit No.: KS0085278

The proposed action is to reissue an existing NPDES permit for an existing facility for 4,950 head (4,950 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 Nutrient Management Plan on file with KDHE.

Limestone Feeders, LLC  
P.O. Box 465  
Beloit, KS 67420

S/2 of Section 17 &  
N/2 and SE/4 of Section 20  
T07S, R06W  
Mitchell County

Solomon River Basin

Kansas Permit No.: A-SOMC-C001

Federal Permit No.: KS0053511

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 14,500 head (14,500 animal units) of cattle weighing more than 700 pounds, 6,980 head (3,490 animal units) of cattle weighing less than 700 pounds, and 5 head (10 animal units) of horses; for a total of 18,000 animal units. The facility's NMP was updated to include the addition of one new land application field. There are no changes to the permit or in the permitted number

of animal units. Only the updated portion of the Nutrient Management Plan is subject to comment. This facility has an approved Nutrient Management Plan on file with KDHE.

\*\*\*\*\*

**Public Notice No.: KS-Q-21-131**

**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>       |
|---|-------------------------|--------------------------------|
| Topeka, City of<br>1115 N. Poplar<br>Topeka, KS 66603 | Kansas River            | Treated Domestic<br>Wastewater |

Kansas Permit No. M-KS72-IO01                      Federal Permit No. KS0042722  
Legal Description: SE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>, S21 and NE<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>, S28, T11S, R24E, Shawnee County, Kansas  
Facility Name: Topeka Oakland Wastewater Treatment Plant

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a mechanical treatment plant consisting of two mechanical bar screens, two vortex grit units, three Parshall flumes/meters, odor control system (biofilter), grease receiving facility, six primary clarifiers, three activated sludge oxidation basins, three final clarifiers, four primary anaerobic sludge digesters, three secondary anaerobic sludge digesters, biogas storage and gas burner, plant effluent water reuse system, ball park irrigation system (not currently used), two-channel UV disinfection system, two sludge centrifuges, sludge polymer feed thickener system, sludge loading facility, and sludge dewatered storage and biosolids drying area. Also, there are six collection system combined sewer overflow monitoring points. The proposed permit has a schedule of compliance related to Consent Order Case No. 14-E-43 BOW, dated effective April 3, 2015. The proposed permit includes limits for carbonaceous biochemical oxygen demand, total suspended solids, pH, ammonia, E. coli, and total phosphorus, as well as monitoring for nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, total phosphorus, chlorides, oil and grease, temperature, whole effluent toxicity, priority pollutants, and flow after UV disinfection.

\*\*\*\*\*

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 (KDHE) if they wish to have the comments or objections considered in the decision-making process. All written comments regarding the draft documents, application or registration notices received on or before **January 15, 2022** will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-21-370/378, KS-Q-21-131) and name of the applicant/permittee when preparing comments.

All comments received will be responded to at the time the Secretary of Health and Environment issues 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). A request for public hearing must be submitted in writing and shall state the nature of the issues proposed to be raised during the hearing.

Comments or objections for agricultural related draft documents, permit applications, registrations or actions should be submitted to the attention of Paige Drury, Livestock Waste Management Section at the KDHE, Bureau of Environmental Field Services (BEFS), 1000 SW Jackson, Suite 430, Topeka, KS 66612. Comments or objections for all other proposed permits or actions should be sent to Michael Beezhold at the KDHE, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612.

All draft documents/applications and the supporting information including any comments received are on

file and may be inspected at the offices of the KDHE. For agricultural related draft documents or applications an appointment can be scheduled, or copies requested by contacting the Livestock Waste Management Section at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone (785) 296-6432 or email at [kdhe.feedlots@ks.gov](mailto:kdhe.feedlots@ks.gov). For all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Christopher Zwiener, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone (785) 296-3056 or email at [Christopher.Zwiener@ks.gov](mailto:Christopher.Zwiener@ks.gov). 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.

**Janet Stanek  
Acting Secretary  
Kansas Department of Health and Environment**