

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-22-098/102
Public Notice No. KS-AG-R-22-006/007
Public Notice No. KS-Q-22-034/040
Public Notice No. KS-PT-22-001/004

Beginning Date: April 21, 2022
Comments Due: May 21, 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-22-098/102

Pending Permits for Confined Feeding Facilities

<u>Name and Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Cobalt Cattle Company, LLC Cobalt Cattle Company – Kismet 19016 Road I Kismet, KS 67859	All of Section 16 & SE/4 of Section 17 & N/2 of Section 21 T32S, R33W Seward County	Cimarron River Basin

Kansas Permit No.: A-CISW-C002

Federal Permit No.: KS0041599

The proposed action is to modify and 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 is being re-approved, with an extended construction timeframe, for the proposed addition of 60.8 acres of pens and a sediment basin south of the existing pens which will be controlled by the existing wastewater control system. This permit is also being modified to include a name change from the previous permit This facility has an approved Nutrient Management Plan on file with KDHE.

Greg Bergkamp

E/2 of Section 11

Lower Arkansas

Cottonwood Feeders, LLC
14481 NW 50th St.
Cunningham, KS 67035

T27S, R10W
Kingman County

River Basin

Kansas Permit No.: A-ARKM-C001

Federal Permit No.: KS0099686

The proposed action is to reissue an existing State permit for an existing facility for 20,000 head (20,000 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. This facility has an approved Nutrient Management Plan on file with KDHE.

Strathman Farms, LLC
Strathman Farms Feedlot
1301 31st Rd.
Baileyville, KS 66404

NW/4 of Section 18
T03S, R11E
Nemaha County

Big Blue River Basin

Kansas Permit No.: A-BBNM-B004

The proposed action is to reissue an existing State permit for an existing facility for 399 head (399 animal units) of cattle weighing more than 700 pounds, and 600 head (300 animal units) of cattle weighing less than 700 pounds, for a total capacity of 999 head (699 animal units). Proposed construction will include reapproval of plans for one open lot pen and drainage diversion extension. There will be no change in the permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Stanley Krier
1167 One Ten Road
Tipton, KS 67485

NE/4 of Section 07
T08S, R10W
Mitchell County

Solomon River Basin

Kansas Permit No.: A-SOMC-B009

The proposed action is to reissue an existing State permit for an existing facility for 500 head (500 animal units) of cattle 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.

Seaboard Foods LLC
Walker Isolation #8
4101 N Road V
Johnson, KS 67855

SW/4 of Section 07
T28S, R42W
Stanton County

Cimarron River Basin

Kansas Permit No.: A-CIST-S002

The proposed action is to reissue an existing State permit for an existing facility for 120 head (48 animal units) of swine 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 Waste Management Plan on file with KDHE.

Public Notice No. KS-AG-R-22-006/007

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>
Brian Ottley Ottley Ranch 1840 County Road 12 Oakley, KS 67748	E/2 of Section 06 & SW/4 of Section 05 T13S, R31W	Gove

Isaac Carr Carr Family Ranch 6197 S. Hwy 57 Junction City, KS 66441	SW/4 of Section 05 & SE/4 of Section 06 T13S, R07E	Geary
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Public Notice No.: KS-Q-22-034/040

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>
Atwood, City of 106 South 3 rd St. Atwood, KS 67730	Beaver Creek	Treated Domestic Wastewater

Kansas Permit No. M-UR02-OO01 Legal Description: NW ¹ / ₄ , NE ¹ / ₄ , SW ¹ / ₄ , S4, T3S, R33W, Rawlins County, Kansas	Federal Permit No. KS0095265
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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, and ammonia, as well as monitoring for pH, E.coli, and fluoride.

Belle Plaine, City of P.O. Box 157 Belle Plaine, KS 67013-0157	Ninnescah River via Unnamed Tributary	Treated Domestic Wastewater
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Kansas Permit No. M-AR09-OO03 Legal Description: NE ¹ / ₄ , SW ¹ / ₄ , SE ¹ / ₄ , S2, T31S, R1E, Sumner County, Kansas Facility Location: 630 S. Line Street, Belle Plaine, KS 67013	Federal Permit No. KS0094978
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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, ammonia, and E. coli, as well as monitoring for pH and chlorides.

Educational Facilities Authority of Butler County 220 E. First Street El Dorado, KS 670142	Walnut River via Unnamed Wetland Tributary of Constant Creek	Process Wastewater
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Kansas Permit No. I-WA09-PO21 Federal Permit No. KS0100447
Legal Description: NE¼ of SW¼ or SW¼, S3, T26S, R5E, Butler County, Kansas
Facility Name: BG Products Veterans Sports Complex
Facility Location: 400 South Haverhill Road, El Dorado, KS 67042

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a groundwater remediation facility that treats hydrocarbons that surfaced during construction of this sports stadium. The contaminated groundwater is collected using a trench system and the groundwater is treated with an oil/water separator, before being discharged to Outfall 001A. The proposed permit contains limits for oil and grease, as well as monitoring for flow and tank oil depth readings.

Flat Land Excavating 13575 E. Gilman Road Lansing, KS 66043	Kansas River via Stranger Creek via Unnamed Tributary	Process Wastewater
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Kansas Permit No. I-KS13-PO04 Federal Permit No. KS0099538
Legal Description: NW¼, S20, T8S, R21E, Leavenworth County, Kansas
Facility Name: Easton 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 001A consists of stormwater runoff from the quarry area and a portion of the landfill cap and will be treated by two ponds in series. All contact water will be located at the open face of the landfill and will not runoff but seep into the landfill. The Construction/Demolition (C/D) landfill area, including the contact water, will be permitted by the Bureau of Waste Management. The proposed permit contains generic language to protect the waters of the State.

Geuda Springs, City of P.O. Box 6 Geuda Springs, KS 67051	Arkansas River via Salt Creek	Treated Domestic Wastewater
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Kansas Permit No. M-AR36-OO01 Federal Permit No. KS0116807
Legal Description: NE¼, NW¼, NW¼, S7, T34S, R3E, Cowley 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 and total suspended solids, as well as monitoring for pH, ammonia, E. coli, chlorides, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, and total nitrogen,

Hoisington, City of P.O. Box 418 Hoisington, KS 67544	Blood Creek via Unnamed Tributary	Treated Domestic Wastewater
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Kansas Permit No. M-AR45-OO01 Federal Permit No. KS0022454
Legal Description: N½, NW¼, S10, T18S, R13W, Barton 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 and total suspended solids, as well as monitoring for pH, ammonia, E. coli, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, and flow to receiving stream.

Oxford, City of
P.O. Box 337
Oxford, KS 67119

Arkansas River

Treated Domestic
Wastewater

Kansas Permit No. M-AR68-OO01

Federal Permit No. KS0028011

Legal Description: NE¼, NW¼, SW¼, S13, T32S, R2E, Sumner 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. This facility can meet the 2013 EPA ammonia criteria. However, per the Reasonable Potential procedure in the *Kansas Implementation Procedures – Wastewater Permitting* using the assumed coefficient of variation (Cv) of 0.6 and Cp/Cmean of 2.13, the below calculations prove there is no reasonable potential to exceed water quality-based permit limits for ammonia. In addition, the highest recorded value over the prior two permit cycles was 8.5 mg/l, which is well under the lowest proposed quarterly limit of **37.2 mg/l**. However, continued quarterly monitoring of effluent ammonia will be required. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli, as well as monitoring for pH, ammonia, total phosphorus, and chlorides.

Public Notice No. KS-PT-22-001/004

The requirements of the draft permit public noticed below are pursuant to the Kansas Administrative Regulations 28-16-82 through 28-16-98, and U.S. Environmental Protection Agency Pretreatment Regulation 40 CFR 403.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING FACILITY</u>	<u>TYPE OF DISCHARGE</u>
Dayton Superior Corporation 7777 Washington Village Dr., Ste 130 Dayton, OH 45459	Parsons Municipal Wastewater Treatment Plant	Process Wastewater

Kansas Permit No. P-NE55-OO07

Federal Permit No. KSP000097

Facility Location: 1900 Wilson Avenue, Parsons, KS 67357

The proposed action is to reissue an existing pretreatment permit for an existing facility. This facility manufactures concrete reinforcing bars and rods made of steel. The steel is processed in a phosphating operation, prior to being painted, to produce the final product. Phosphating is considered to be a type of conversion coating operation, which is one of the six core processes under the Metal Finishing Standard. Outfall 001 consists of phosphating wastes, which can be discharged to the city sewer, from one of two tanks. Generally, these wastes are not discharged to the city sewer but treated by an on-site evaporator. The proposed permit contains pretreatment limitations for pH, total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, and cyanide.

Great Plains Manufacturing, Inc.
1525 E. North St.
Salina, KS 67402-5060

Tipton Municipal
Wastewater Treatment
Plant

Process Wastewater

Kansas Permit No. P-SO42-0001 Federal Permit No. KSP000098
Facility Name: Great Plains Manufacturing – Tipton Facility
Facility Location: 607 Main Street, Tipton, KS 67485

The proposed action is to reissue an existing pretreatment plant for an existing facility. This facility manufactures various types of farm tillage equipment. Steel parts are welded, phosphate and painted to produce the final product. Regulated wastes consist of wastewater from a conversion coating (phosphating) operation, which is a pressure spray gun system in a wash booth. Spent phosphating wastes are sent to a 275-gallon recirculation tank and then sent to two, 500 gallon tanks for treatment. Outfall 001 consists of treated wash-water from the treatment system. The proposed permit contains pretreatment limitations for pH, total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, and cyanide.

Landoll Company, LLC 1900 North Street Marysville, KS 66508	Waterville Municipal Wastewater Treatment Plant	Process Wastewater
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Kansas Permit No. P-BB22-0002 Federal Permit No. KSP000089
Facility Location: 451 Highway 9, Waterville, KS 66548

The proposed action is to reissue an existing pretreatment plant for an existing facility. This facility manufactures metal trailers that transport livestock and other agricultural products. Steel parts are welded, phosphate and painted to produce the final product. Outfall 001 consists of wastewater from the phosphating (conversion coating) operation, once the phosphating solution has been applied to steel parts, using a pressure spray gun system. Outfall 001 would be any wastewater discharged from the plasma arc table, when it is drained.

RitePack, Inc. P.O. Box 80 Elwood, KS 66024	Elwood Municipal Wastewater Treatment Plant	Process Wastewater
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Kansas Permit No. P-MO05-0003 Federal Permit No. KSP000105
Facility Location: 502 S. 15th Street, Elwood, KS 66024

The proposed action is to reissue an existing pretreatment permit for an existing facility. This facility produces insecticide ear tags for cattle, pour-ons and premise sprays. Outfall 001 consists of process wastewater resulting from the cleaning of equipment between product changes. A small amount of wastewater from hand washing and domestic wastes from restrooms are discharged directly to the city sewer. Process wastewater is held in a holding tank and is discharged to the city sewer as a batch. Wastewater can be treated by being neutralized and heated before being discharged to the city sewer, if necessary. The proposed permit contains pretreatment limitations for pH, as well as monitoring for pH and phenol.

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 **May 21, 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-22-098/102, KS-AG-R-22-006/007, KS-Q-22-034/040, KS-PT-22-001/004) 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 Mirina Landry at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone (785) 296-0076 or email at 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. 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.kdhe.ks.gov/livestock>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.

Janet Stanek
Secretary
Kansas Department of Health and Environment