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-22-215/219
Public Notice No. KS-Q-22-076/078

Beginning Date: September 1st, 2022
Comments Due: October 1st, 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-22-215/219

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant | Legal Description | Receiving Water

Dale Keesecker
Keesecker AgriBusiness, Inc.
South Soller Site
21st Rd (between Madison Rd & National Rd)
Washington, KS 66968

Kansas Permit No.: A-BBWS-S066

The proposed action is to issue a new state permit for a facility for 2,496 head (998 animal units) of swine weighing greater than 55 pounds. The facility will consist of two (2) enclosed buildings and a waste management system consisting of one (1) concrete storage tank.

Gary Diepenbrock
Diepenbrock Farms, Inc.
2953 Vista Rd
Lincolnville, KS 66858

N/2 of Section 10
T18S, R04E
Marion County

Neosho River Basin
The proposed action is to modify and reissue the existing NPDES permit for a facility for a proposed maximum capacity of 8,000 head (8,000 animal units) of cattle weighing more than 700 pounds. This represents an increase in the permitted animal units from the previous permit. This permit is also being modified to add one new retention control structure and freshwater diversion structures.

High Plains Ponderosa Dairy, LLC  All of Section 18  Cimarron River Basin
2042 Road V  T33S, R30W  Meade County
Plains, KS 67869

The proposed action is to modify and reissue the existing NPDES permit for a facility for a proposed maximum capacity of 20,000 head (28,000 animal units) of mature dairy cattle, 30,000 head (30,000 animal units) of cattle weighing more than 700 pounds and 14,000 head (7,000 animal units) of cattle weighing less than 700 pounds for a total of 65,000 animal units of cattle. This represents an increase in the permitted animal units from the previous permit. This permit is also being modified to add open lot pens, feed roads, collection channels, a mortality composting area, a sediment basin, and a waste retention control structure.

CB Farms Family Partnership  SW/4 of Section 10 &  Lower Arkansas
CB Feeders  NE/2 of Section 16 &  River Basin
30142 NE 100th Ave  NW/4 of Section 15
Preston, KS 67583  T27S, R11W
Pratt County

The proposed action is to modify and reissue the existing NPDES permit for a facility for a proposed maximum capacity of 3,350 head (3,350 animal units) of cattle weighing more than 700 pounds. This represents an increase in the permitted animal units from the previous permit. The proposed facility expansion includes increasing the maximum capacity from 1,550 head (1,550 animal units) to 3,350 head (3,350 animal units) of cattle weighing more than 700 pounds. The expansion will consist of 27.3 acres of open dirt lots, feed lanes, shipping/receiving facilities, approximately 44.2 acres of extraneous drainage from adjacent cropland, and a retention control structure. This facility has an approved Nutrient Management Plan on file with KDHE.

Haverkamp Brothers, Inc  SW/4 of Section 01 &  Missouri River Basin
Home Farm  NE/4 of Section 12
2976 L4 Rd  T01S, R12E
Bern, KS 66408  Nemaha County

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this
existing facility currently permitted for 8,000 head (800 animal units) of swine weighing less than 55 pounds and 4,625 head (1,850 animal units) of swine weighing more than 55 pounds. The facility’s NMP was updated to include changes in the application rate limitations for their fields. The application rate limitations for three fields have become less restrictive than the previous NMP. 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-22-076/078
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.

<table>
<thead>
<tr>
<th>NAME AND ADDRESS OF APPLICANT</th>
<th>RECEIVING STREAM</th>
<th>TYPE OF DISCHARGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Andale, City of</td>
<td>Arkansas River via</td>
<td>Treated Domestic</td>
</tr>
<tr>
<td>P.O. Box 338</td>
<td>Cowskin Creek via</td>
<td>Wastewater</td>
</tr>
<tr>
<td>Andale, KS 67001-0338</td>
<td>Unnamed Tributary</td>
<td></td>
</tr>
<tr>
<td>Kansas Permit No. M-AR03-OO01</td>
<td>Federal Permit No. KS0092223</td>
<td></td>
</tr>
<tr>
<td>Legal Description: SE1/4, SW1/4, NE1/4, Section 11, Township 26S, Range 3W, Sedgwick County, KS</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a four-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The detention time at the design flow is 140 days. The proposed permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, Ammonia, E. coli, as well as monitoring for Nitrates and Nitrites, Total Kjeldahl Nitrogen, Total Nitrogen, Total Phosphorus, pH, and flow.

DeSoto (SAAP) Water Treatment Plant  Kansas River via Kill Creek  Processed Wastewater
32905 W. 84th Street
DeSoto, KS 66018

Kansas Permit No. I-KS12-PO07  Federal Permit No. KS0094536
Legal Description: NW1/4 of Section 17, Township 13S, Range 22E of Johnson County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a public water treatment plant that treats well water using chlorine, lime, and polymers, which is settled in clarifiers. The clarified overflow is filtered, re-chlorinated, and then routed to the clearwell prior to being sent to the distribution system. The proposed permit contains limits for Total Residual Chlorine, Total Suspended Solids, as well as monitoring for pH.

Nelson Quarries Inc. – Benedict Quarry  Verdigris River via Buffalo  Processed Wastewater
P.O. Box 100
Gas, Kansas 66742

Kansas Permit No. I-VE02-PO02  Federal Permit No. KS0089940
Legal Description: S1/2 of Section 36, Township 27S, Range 15E and NW1/4, SW1/4 of Section 31, Township 27S, Range 16E of Wilson County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a limestone quarrying and crushing operation which occasionally washes rock. The
proposed permit contains limits for Total Suspended Solids.

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 October 1st, 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-22-215/219, KS-Q-22-076/078) 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 Neal Niceswanger, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone (785) 296-6804 or email at Neal.Niceswanger@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