

Division of Environment  
Curtis State Office Building  
1000 SW Jackson St., Suite 400  
Topeka, KS 66612-1367



Phone: 785-296-1535  
Fax: 785-559-4264  
[www.kdheks.gov](http://www.kdheks.gov)

Janet Stanek, Secretary

Laura Kelly, Governor

January 26, 2024

RECEIVED

JAN 29 2024

MARION COUNTY COMMISSIONERS  
c/o COUNTY CLERK  
200 S 3RD ST  
MARION, KS 66861-1656

RE: Public Notice No. KS-AG-24-015

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.

Any comments you may have regarding the proposed permit should be sent to the attention of Casey Guccione, Section Chief, Livestock Waste Management Program, Bureau of Environmental Field Services, 1000 SW Jackson St., Suite 430, Topeka, KS 66612-1367, by fax to 785-559-4258 or email to [kdhe.feedlots@ks.gov](mailto:kdhe.feedlots@ks.gov). If you have any questions regarding this draft permit, please contact our office immediately at 785-296-6432.

Sincerely,

Casey Guccione, Section Chief  
Livestock Waste Management Program  
Bureau of Environmental Field Services

CG:rh  
Enclosure

cc: BEFS-LWMS File



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-24-013/019  
Public Notice No. KS-AG-R-24-004  
Public Notice No. KS-Q-24-008-011  
Public Notice No. KS-EG-24-001

Beginning Date: February 1, 2024  
Comments Due: March 2, 2024

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.

Las acciones propuestas con respecto a los documentos preliminares se basan en la revisión del personal, aplicando los estándares, regulaciones y limitaciones de efluentes apropiados del estado de Kansas y de la Agencia de Protección Ambiental de Estados Unidos. La acción final resultará en la emisión de una Autorización Federal del Sistema Nacional de Eliminación de Descargas de Contaminantes y un permiso de Control de Contaminación del Agua de Kansas, sujeto a ciertas condiciones, revocación y reemisión del permiso designado o terminación del permiso designado. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación al 785-296-5156 o en: KDHE.NonDiscrimination@ks.gov.

\*\*\*\*\*

**Public Notice No. KS-AG-24-013/019**

**Pending Permits for Confined Feeding Facilities**

**Name and Address of Applicant**

Dawn R. Pearson  
8530 W 245<sup>th</sup> St  
Osage City, KS 66523

**Legal Description**

NW/4 of Section 32  
T16S, R14E  
Osage County

**Receiving Water**

Marais Des Cygnes  
River Basin

Kansas Permit No.: A-MCOS-B010

The proposed action is to issue a new State permit for a facility for 970 head (485 animal units) of cattle weighing less than 700 pounds, and 2 head (4 animal units) of horses; for a total of 489 animal units. The facility will consist of 4.5-acres of open lot pens and a waste management system consisting of 7.0-acres

of vegetative buffer. This facility has an approved Waste Management Plan on file with KDHE.

Rodger Grizzell  
G&S Feeders  
P.O. Box 527  
Macksville, KS 67557

E/2 of Section 24  
T25S, R16W  
Edwards County and  
SW/4 of Section 19  
T25S, R15W  
Stafford County

Lower Arkansas  
River Basin

Kansas Permit No.: A-ARED-C003

Federal Permit No.: KS0094919

The proposed action is to reissue an existing NPDES permit for an existing facility for 2,000 head (2,000 animal units) of cattle weighing more than 700 pounds and 2,000 head (1,000 animal units) of cattle weighing less than 700 pounds for a total maximum capacity of 3,000 animal units of cattle. 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.

Kent Sterk  
Sterk Dairy  
470 130<sup>th</sup> Rd  
Newton, KS 67114

SE/4 of Section 34  
T20S, R01E  
Marion County

Neosho River Basin

Kansas Permit No.: A-NEMN-M023

The proposed action is to reissue an existing State permit for an existing facility for 160 head (224 animal units) of mature dairy cattle, 50 head (50 animal units) of dairy cattle weighing more than 700 pounds and 30 head (15 animal units) of dairy cattle weighing less than 700 pounds for a total maximum capacity of 289 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.

Rick Hanschu  
133 Quail Rd  
Ramona, KS 67475

SE/4 of Section 36  
T16S, R03E  
Dickinson County

Smoky Hill River Basin

Kansas Permit No.: A-SHDK-B004

The proposed action is to reissue an existing State permit for an existing facility for 700 head (700 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.

Schwarz Feedlot Inc.  
1326 Co Rd 37  
Menlo, KS 67753

E/2 of Section 36  
T08S, R31W  
Thomas County

Solomon River Basin

Kansas Permit No.: A-SOTH-C004

Federal Permit No.: KS0081337

An update to the Nutrient Management Plan (NMP) was received for this existing facility currently permitted for 4,000 head (4,000 animal units) of cattle weighing more than 700 pounds. The facility's NMP was updated to include changes in the application rate limitations for their fields. Two of the fields application rate limitation has 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.

CB Farms Family Partnership  
CB Feeders  
30142 NE 100<sup>TH</sup> Ave  
Preston, KS 67583

SW/4 of Section 10 &  
E/2 of Section 16 &  
NW/4 of Section 15  
T27S, R11W  
Pratt County

Lower Arkansas  
River Basin

Kansas Permit No.: A-ARPR-C004

Federal Permit No.: KS0097888

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 3,350 head (3,350 animal units) of cattle weighing more than 700 pounds. The facility's NMP was updated to include a changes in the application rate limitations for their fields. Two of the fields application rate limitation become less restrictive than the previous year. 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.

Irsik & Doll Feed Services, Inc.  
Turon Feed Yard  
16510 S Sylvia Rd  
Turon, KS 67583

SW/4 of Section 15 &  
W/2 of Section 22  
T25S, R10W  
Reno County

Lower Arkansas  
River Basin

Kansas Permit No.: A-ARRN-C001

Federal Permit No.: KS0085804

An update to the Nutrient Management Plan (NMP) was received for this existing facility currently permitted for 35,000 head (35,000 animal units) of cattle weighing more than 700 pounds. The facility's NMP was updated to include changes in the application rate limitations for their fields. One of the fields application rate limitation has 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-AG-R-24-004**

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

**Name and Address of Registrant**  
Ken Crampton  
1097 Co Rd W  
Levant, KS 67743

**Legal Description**  
SE/4 of Section 10  
T07S, R35W

**County**  
Thomas

\*\*\*\*\*

**Public Notice No.: KS-Q-24-008/011**

**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.**

<b>NAME AND ADDRESS OF APPLICANT</b>	<b>RECEIVING STREAM</b>	<b>TYPE OF DISCHARGE</b>
Wilks Underground Utilities, Inc 12000 W K42 Hwy Wichita, KS 67227		Treated Domestic

Kansas Permit No. C-AR94-NO17      Federal Permit No. KSJ000216  
Legal Description: SW¼, SE¼, NE¼, Section 13, Township 28S, Range 2W, Sedgwick County  
Facility Location: 37.615122, -97.483324

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is authorized to operate the wastewater treatment facility described herein in accordance with the attached "Standard Conditions for Non-Overflowing Wastewater Treatment Facilities," dated May 1, 1996, and Supplemental Conditions listed below. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit. The proposed permit contains generic language to protect the Waters of the State.

Walnut, City of 210 S Main St P.O. Box 168 Walnut, KS 66780	Neosho River via Rock Creek via Big Walnut Creek via Little Walnut Creek	Treated Domestic
--	---	------------------

Kansas Permit No. M-NE66-OO01      Federal Permit No. KS0083887  
Legal Description: SE¼, SE¼, NE¼, Section 23, Township 28S, Range 21E, Crawford County  
Facility Location: 37.59541, -95.07168

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. The detention time at design flow is 215 days. The permit has limits for BOD, TSS and Ammonia. The proposed permit monitors for pH and E. coli.

Unified Government of Wyandotte County North 95th Street & Main Street Kansas City, KS 66118	Missouri River via Conner Creek	Treated Domestic
--	------------------------------------	------------------

Kansas Permit No. M-MO25-OO06      Federal Permit No. KS0101516  
Legal Description: NW¼, SW¼, SE¼, Section 12, Township 10S, Range 23E, Wyandotte County  
Facility Location: 39.18994, -94.79811

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of perforated fine screen, grit removal, sequencing batch reactor (SBR) granular activated sludge (GrAS) treatment process, chemical phosphorus feed system, tertiary filtration, UV disinfection, sludge buffer tank, sludge thickener (rotary drum thickener), and sludge pump station. The facility receives domestic wastewater from residential and

light commercial areas. The permit has limits for BOD, TSS, Ammonia, E. coli, Dissolved Oxygen and Chronic Whole Effluent Toxicity. The proposed permit monitors for Total Phosphorus, Nitrates + Nitrites, TKN and Total Nitrogen.

Minneapolis, City of  
215 North Rock  
Minneapolis, KS 67467

Lindsey Creek  
via Unnamed Tributary

Treated Domestic

Kansas Permit No. M-SO27-0002      Federal Permit No. KS0086304  
Legal Description: NW¼, NW¼, SE¼, Section 7, Township 11S, Range 3W, Ottawa County  
Facility Location: 39-10975, -97.69444

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. The detention time at design flow is 160 days. The permit has limits for BOD, TSS, Ammonia and Zinc. The proposed permit monitors for pH, E. coli, Sulfate, Total Phosphorus, Chloride, Arsenic, Copper, Lead and Chromium.

\*\*\*\*\*

**Public Notice No.: KS-EG-23-013**

**In accordance with K.A.R. 28-46-7 and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for the use of the well(s) described below within the State of Kansas.**

**NAME AND ADDRESS OF APPLICANT**

Williams Mid-Continent Fractionation & Storage, LLC  
839 Kiowa Road  
McPherson, KS 67460

Permit No. KS-FLPG-004

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility stores liquified hydrocarbon products such as butane, isobutane, propane, natural gasoline, ethane/propane mix, and mixed natural gas liquids (NGLs) in underground caverns formed by solution mining in the Hutchinson Salt member of the Wellington formation at the CUE facility. Brine ponds within the CUE facility boundary are used to contain and transfer brine throughout the CUE facility and other MCFS facilities in the Conway area.

\*\*\*\*\*

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 **March 2, 2024** will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-24-013/019, KS-AG-R-24-004, KS-Q-24-008/011, KS-EG-24-001) 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 Casey Guccione, 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 Andrew Bowman 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 Jada Martin at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone (785) 296-0076 or email at [kdhe.feedlots@ks.gov](mailto:kdhe.feedlots@ks.gov). Las preguntas o comentarios por escrito deben dirigirse a Erich Glave, Director, Bureau of Environmental Field Services en KDHE: 1000 SW Jackson St., Suite 430, Topeka, Kansas 66612-1367; por correo electrónico: [kdhe.feedlots@ks.gov](mailto:kdhe.feedlots@ks.gov); por teléfono: (785) 296-6432. For all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Jamie Packard, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone (785) 296-4148 or email at [Jamie.Packard@ks.gov](mailto:Jamie.Packard@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**