

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

April 26, 2024

RECEIVED

APR 29 2024

MARION COUNTY CLERK  
MARION KS 66861

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

RE: Public Notice No. KS-AG-24-114

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-24-108-117  
Public Notice No. KS-Q-24-066/075

Beginning Date: MAY 02, 2024  
Comments Due: JUNE 01, 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.

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**Public Notice No. KS-AG-24-108/117**

**Pending Permits for Confined Feeding Facilities**

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Travis McGuire Wilroads Feed Yard, LLC 11449 Lariat Way Dodge City, KS 67801	E/2 of Section 08 & W/2 of Section 09 T27S, R24W Ford County	Upper Arkansas River Basin

Kansas Permit No.: A-UAFO-C014

Federal Permit No.: KS0080373

The proposed action is to modify and reissue the existing State/NPDES permit for a facility for a proposed maximum capacity of 48,000 head (48,000 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 being modified for the addition of 35 acres of pens, closure of three (3) retention structures, construction of one (1) retention structure, and modification of four (4) retention control structures to function as sediment basins. This facility has an approved Nutrient Management Plan on file with KDHE.

Wettstein Farms  
4598 Road 9  
Liberal, KS 67901

NE/4 of Section 10  
T34S, R34W  
Seward County

Cimarron River Basin

Kansas Permit No.: A-CISW-B003

The proposed action is to reissue an existing State permit for an existing facility for 999 head (499.5 animal units) of cattle weighing less 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.

Nelson Hog Farms  
Grower-Finisher Facility  
1399 W Granite  
Long Island, KS 67647

SW/4 of Section 33  
T01S, R20W &  
NW/4 of Section 04  
T02S, R20W  
Phillips County

Upper Republican  
River Basin

Kansas Permit No.: A-URPL-S012

The proposed action is to reissue an existing State permit for an existing facility for 1,800 head (180 animal units) of swine 55 pounds or less and 1,200 head (480 animal units) of swine more than 55 pounds, for a total of 660 animal units of swine. 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.

Kenny Stroda  
177 Oat Rd  
Ramona, KS 67475

SE/4 of Section 27  
T16S, R03E  
Dickinson County

Smoky Hill River Basin

Kansas Permit No.: A-SHDK-B037

The proposed action is to reissue an existing State permit for an existing facility for 599 head (599 animal units) of cattle more than 700 pounds. This is a reduction in animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Jack Riggin  
Riggin Farm  
2690 BB Ave  
Burdick, KS 66838

SW/4 of Section 13  
T17S, R05E  
Morris County

Neosho River Basin

Kansas Permit No.: A-NEMR-B008

The proposed action is to reissue an existing State permit for an existing facility for 130 head (130 animal units) of cattle greater than 700 pounds and 130 head (65 animal units) of cattle less 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.

Eugene Holthaus  
Holthaus Brothers, LLC  
531 State HWY 9  
Centralia, KS 66415

SW/4 of Section 02  
T04S, R11E  
Nemaha County

Big Blue River Basin

Kansas Permit No.: A-BBNM-B001

The proposed action is to reissue an existing State permit for an existing facility for 90 head (90 animal units) of cattle weighing 700 pounds or greater and 909 head (454.5 animal units) of cattle weighing less than 700 pounds; for a total of 544.5 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.

Kevin Hiebert  
Hiebert Dairy  
960 160th Rd  
Hillsboro, KS 67063

SE/4 of Section 16  
T20S, R02E  
Marion County

Neosho River Basin

Kansas Permit No.: A-NEMN-M014

The proposed action is to reissue an existing State permit for an existing facility for 45 head (63 animal units) of mature dairy cattle, 15 head (15 animal units) of dairy cattle greater than 700 pounds, and 20 head (10 animal units) of dairy cattle weighing less than 700 pounds, for a total of 88 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.

Nathan Beachner  
Neosho Valley Feeders, LLC  
26059 Victory Rd  
Parsons, KS 67357

All of Section 05 &  
E/2 of Section 06  
T31S, R21E  
Labette County &  
S/2 of Section 32  
T30S, R21E  
Neosho County

Neosho River Basin

Kansas Permit No.: A-NELB-C001

Federal Permit No.: KS0041726

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 20,000 head (20,000 animal units) of cattle weighing greater than 700 pounds and 4 head (8 animal units) of horses; for a total of 20,008 animal units. The facility's NMP was updated to include a change in the application rate limitation for their fields. Three of the field's application rate limitations 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.

Douglas Claussen  
High Choice Feeders I  
553 W Road 40  
Scott City, KS 67871

W/2 of Section 12 &  
N/2 & SW/4 of Section 13  
T20S, R33W  
Scott County

Upper Arkansas  
River Basin

Kansas Permit No.: A-UASC-C012

Federal Permit No.: KS0118541

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 30,000 head (30,000 animal units) of beef cattle weighing more than 700 pounds. The facility's NMP was updated to include a change in the application rate limitation for their fields and to add six (6) new land application fields. One of the field's application rate limitations 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.

Condray Farms, Inc.  
451 3rd Rd  
Clifton, KS 66937

SW/4 of Section 22  
T05S, R01E  
Washington County

Lower Republican  
River Basin

Kansas Permit No.: A-LRWS-H008

Federal Permit No.: KS0095974

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 (3,200 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 five 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.

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**Public Notice No.: KS-Q-24-066/072**

**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	RECEIVING STREAM	TYPE OF DISCHARGE
Astec Industries 1725 Shepard Road Chattanooga, TN 37421 Kansas Permit No. P-NE55-OO08 Legal Description: Labette County Latitude: 37.31929	Parsons MWWTP     Federal Permit No. KSP000205   Longitude: -95.26808	Process Wastewater

This facility has never had a pretreatment permit in the past. However, a new conversion coating operation was added to an existing facility, so a new permit is being issued. This facility manufactures industrial burners made of steel. The steel is processed in a two-stage phosphating operation, prior to being painted, using city water. 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 spent

phosphating wastes, which is discharged to the city sewer, after the wastewater is treated and solids are removed.

Cross Manufacturing, Inc  
PO Box 67  
Lewis, KS 67552

Lewis MWWTP

Process Wastewater

Kansas Permit No. P-UA27-OO01  
Legal Description: Edwards County  
Latitude: 37.93928

Federal Permit No. KSP000004

Longitude: -99.25075

This permit is being re-issued. No significant changes were made to the permit. This facility manufactures hydraulic cylinders. Wastewater from the 3-stage conversion coating (iron phosphating) process, Machine coolants, and parts washer wastewater is sent to an on-site evaporator. If the 3-stage washer would discharge, the wastes would be discharged via Outfall 001. Solid wastes from the evaporation process is sent off-site to an EPA, RCRA site for treatment and disposal. Outfalls 002 and 003 were eliminated several years ago. Therefore, no regulated wastes are normally discharged to the city sanitary sewer system.

N.R. Hamm Quarry Inc  
PO Box 17  
Perry, KS 66073

Kansas River  
via Clinton Lake  
Wakarusa River  
Via Coon Creek

Process Wastewater

Kansas Permit No. I-KS31-PO10  
Legal Description: Douglas County  
Latitude: 38.95178

Federal Permit No. KS0081213

Longitude: -95.40276

The proposed action consists of re-issuing the above referenced NPDES permit. No significant changes were made to the permit. This is a limestone quarrying and crushing operation with no washing. Outfall 001A consists of storm water runoff and quarry pit water.

Lawrence, City of  
PO Box 708  
Lawrence, KS 66044

Kansas River

Treated Domestic

Kansas Permit No. M-KS31-IO01  
Legal Description: NW¼ Section 32, Township 12S, Range 20E, Douglas County  
Latitude: 38.96813

Federal Permit No. KS0038644

Longitude: -95.22042

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of: mechanical bar screen, aerated grit chamber, primary clarification, complete mix activated sludge basins, final clarification, chlorination, Acti-flo ballasted flocculation with clarification and disinfection of effluent. The facility is currently undergoing upgrades. The upgraded facility will consist of: mechanical bar screen, aerated grit chamber, primary clarification, BNR basins, RAS fermenter, final clarification, UV Disinfection, Acti-flo ballasted flocculation with clarification and disinfection of effluent. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. Sludge is digested in anaerobic digesters and dewatered with a belt filter press prior to land application. In addition, effluent from a public water supply lime slurry lagoon is routed to the head of the wastewater treatment plant. This permit contains limits for Carbonaceous Biochemical, Total Suspended Solids, pH, Ammonia, E. coli, Total Residual Chlorine, and Chronic Whole Effluent Toxicity. The permit contains monitoring for Dissolved Oxygen, Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, Total Nitrogen, and Total Cyanide.

Spring Hill, City of  
401 N Madison  
Spring Hill, KS 66083-0424

Bull Creek  
via Ten Mile Creek  
via Sweet Water Creek

Treated Domestic

Kansas Permit No. M-MC45-OO04

Federal Permit No. KS0095516

Legal Description: NW¼, NW¼, SW¼, Section 25, Township 15S, Range 23E, Miami County

Latitude: 38.71597

Longitude: -94.81436

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of: influent pump station, mechanical bar screen, two Schreiber aeration basins and clarifiers, three aerobic digesters, UV disinfection, cascade reaeration, and a sludge dewatering belt press. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. This permit contains limits for Carbonaceous Biochemical, Total Suspended Solids, pH, Ammonia, E. coli, Dissolved Oxygen, and Chronic Whole Effluent Toxicity. The permit contains monitoring for Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, Total Nitrogen, and Total Cyanide.

General Motors, LLC  
3201 Fairfax Trafficway  
Kansas City, KS 66115

Missouri River  
via Fairfax Drainage District Storm Sewer

Treated Domestic

Kansas Permit No. I-MO25-CO07

Federal Permit No. KS0085626

Legal Description: Wyandotte County

Latitude: 39-149761

Longitude: -94.594994

This action consists of renewal of an existing NPDES/Kansas water pollution control permit for an existing facility. This facility is engaged in the final assembly of automobiles and conducts metal parts stamping operations. All domestic and process wastewater is directed to the Fairfax sanitary sewer, which is treated by the Kaw Point Wastewater Treatment Plant. Remaining stormwater discharges to the Missouri River via Outfalls 002 and 003. Outfall 002 is comprised of stormwater from manufacturing support areas, parking lots, roof drains, fuel storage areas, air conditioner condensate, and fire protection system test water. Two stormwater retention ponds, which drain to Outfall 002, collect discharge from storms with flow diverting automatically to the river once the ponds reach capacity. Outfall 003, consisting of stormwater from parking or vegetated areas on the SE portion of the property, flows directly to the Missouri River via the Fairfax Drainage District's system. The permit contains generic language to protect water quality.

Morrison Ventures  
PO Box 737  
Salina, KS 67402

Smoky Hill River  
via Tributary of West Dry Creek

Treated Domestic

Kansas Permit No. I-SH36-PO01

Federal Permit No. KS0100404

Legal Description: NW¼ Section 19, Township 15S, Range 3W, Saline County

Latitude: 38.73552

Longitude: -97.70176

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. Groundwater contaminated with carbon tetrachloride and ethylene dibromide is pumped from five recovery wells: RW-1R, RW-2, RW-3, RW-4 and RW-5. Water from the recovery wells is treated using a vortex sand separator (as needed to remove sediment), a low-profile air stripper, a bag filter, and two activated carbon vessels operating in series. Total maximum flow rate to the air stripper is in the range of 75 gpm. This permit contains limits for Tetrachloromethane, pH, and Ethylene Dibromide. The permit contains monitoring for Flow – MGD, Total Phosphorus, Tetrachloromethane, Ethylene Dibromide, Chloroform, Total Phosphorus, and Tetrachloromethane.



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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 **JUNE 1, 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-24-108/117, KS-Q-24-066/072) 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**

