

State of Kansas

Date of postmark: June 29 1996 Rec'd by JNC

Bill Graves



Governor

Department of Health and Environment

James J. O'Connell, Secretary

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AGRICULTURAL AND RELATED WASTE REGISTRATION AND PERMIT APPLICATION

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SALINA OFFICE

BUREAU OF WATER

KDHE

OK # 263 \$ 25

TO: Bureau of Water, Kansas Department of Health and Environment, Industrial Programs Section, Topeka, KS 66620-0001 (913) 296-5521

Permit No. A-

Reg. Appl. No. N-NEMN-6861

Name of Applicant: Valentine L. Klenda Title: Owner

Sliding K Ranch Name of Firm or Facility

Mailing Address: A.R. 1 Box 117 (P.O. Box, Street, or Route and Box Number)

City Lincolnville State KS Zip Code 66858

913-965-7157 Business Phone Number 913-965-7157 Home Phone Number

hereby make application to the Kansas Department of Health and Environment in conformance with K.A.R. 28-18-1 through 4.

Legal description of property where livestock facilities are or will be located:

Quarter(s) NW Section 2 County Marion Township Clark Range 03E (E,W) 18S

Approximate distance to nearest neighboring non-owned place of inhabitation: 2640 (ft).

Name of watercourse, river or lake receiving potential surface drainage from this property.

Mud Creek, Cottonwood River

Size and nature of the existing and/or proposed operation:

Table with 3 columns: Type of Facility (Dairy, Beef, Hogs, Etc.), Maximum Capacity (Proposed, Existing), Area of Confinement (Acre or Sq. Ft.). Rows include Beef, Hog, and Chicken.

Page 2

Date existing facilities were constructed: Month _____, Year 85

Do you plan to expand the existing or proposed livestock operation within two (2) years? Yes No _____

If yes, estimate the date of future expansion: Month unknown, Year _____

The proposed and/or existing livestock operation consist of:

Open Lots or Pens, Housed Facilities, Both Open and Housed Facilities

Amount of land available for the disposal of livestock wastes and wastewater accumulations:

Owned 54 Acres, Leased 500 Acres, Other _____ Acres

Indicate the type and size of dewatering equipment: 1100 gal Honey Wagon

An Agricultural and Related Waste Control Permit is required to operate manure pits, lagoons, runoff control ponds, and other structures or devices used to retain liquid wastes. Permits are issued for a five (5) year term. If the livestock operation uses or will utilize water pollution control facilities, enclose the permit fee in accordance with the following schedule:

WASTE CONTROL FACILITY

Annual Permit Fee	Cattle, Hogs, Sheep	Poultry	Annual Dairy Permit Fee
<u>No Fee</u>	Less than 1,000 head	Less than 10,000 fowl	Less than 500 cow herd
\$ 30.00	1,000 - 4,999 head	10,000 - 49,999 fowl	No Fee
\$ 75.00	5,000 - 9,999 head	50,000 - 99,999 fowl	500 cows or more
\$150.00	10,000 head or more	100,000 fowl or more	\$30.00

In conformance with the provisions of K.S.A. 65-164 and 165 et. seq. and regulations thereby promulgated (K.A.R. 28-18-1 through 4, K.A.R. 28-16-56), a permit fee of \$ 0.00 is enclosed and application hereby made for a permit.

Application is valid for one year. A fee (if applicable) must accompany this application.

I hereby certify that the information submitted herein is true and correct to the best of my knowledge and belief.

Signature Valentine L Klenda 6-16-96
Date Signed

Valentine L. Klenda
Type or Print Name and Title

This application to be signed by the following: (a) In the case of a corporation, by the principal executive officer of at least the level of Vice President; (b) in the case of a partnership, by a general partner; and (c) in the case of a sole proprietorship, by the proprietor.



K A N S A S

RODERICK L. BREMBY, SECRETARY

KATHLEEN SEBELIUS, GOVERNOR

DEPARTMENT OF HEALTH AND ENVIRONMENT

Permit Application

Livestock Waste Management Program

Instructions: PLEASE PRINT. Complete and provide all information as requested. Attach all drawings and plans to this application. **Mail to:**

KDHE
North Central District Office
2501 Market Place, Ste. D & E
Salina, KS 67401-7699

Department Use Only	
Facility ID No.	<u>12238</u>
Certification No.	<u> </u>
Permit No.	<u>A-NEMN-8019</u>
Date Permit Application Received:	<u>4/21/04</u>
Date Permit Application Complete:	<u>6/30/04</u>
Effective Date of Permit:	<u> </u>
Permit Fee:	Yes <input type="checkbox"/> No <input type="checkbox"/>

NOTICE: Failure to provide all required documentation at the time of submission of this permit application will result in the entire permit package being returned to the applicant for completion.

PERMIT APPLICATION

FACILITY IDENTIFICATION

1a. Name of Applicant: Sliding K Ranch

1b. Property owner(s): if swine facility: Val Klenda

2. Name of Firm or Facility: Sliding K Ranch

3. Mailing address: 1729 310th Rd

City: Lincolnton State: KS Zip: 66858

4. Facility address (if different): NA City: State: Zip:

5. Business Telephone No.: 785-965-7157 Home Telephone No.: 785-965-7157

6. Fax No.: NA E-Mail address (optional): NA

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hereby makes application to the Kansas Department of Health and Environment in conformance with K.S.A. 65-171d et seq. and K.A.R. 28-18-1 through 15, and/or 28-18a-1 through 32.

FACILITY DESCRIPTION

7. Legal description of property where facility is located or will be located:

Quarter(s) NW/4 Section 1 Township 18S Range 3E County MN
 Quarter(s) _____ Section _____ Township _____ Range _____ County _____

Attach to this application, a copy of an aerial photograph of the site (See Appendix 1). A suitable copy may be obtained from the local Natural Resources Conservation Services (NRCS). Scale drawings may be used. In addition, provide a detailed location/site map(s) indicating:

- a. Major components of the facility including structures - building sizes/locations, property lines, locations and sizes (length, width, height - area/volume capacity) of lagoons, dirt lots, pits, and manure stockpile locations. Plans should include type, size and maximum anticipated number of animals in each building and/or dirt lot. Also, depict the furthest extent of the facility boundaries to include areas which may be used for future expansion.
- b. For all facilities show the location of facility in relation to surrounding features including:
- habitable structures within separation distance of facility as defined by K.S.A. 1998 Supp.65-171d(c)(5) and amendments.
 - location of lakes, streams, drainage channels within 1 mile. (Include names of waters)
 - location of rural water district lines within 50 ft.
 - location of all known private water wells on the facility property or within 100 feet of the facility.
 - location and distances to draws, creeks, road ditches, etc.*
 - location of any active, abandoned or plugged water, oil, or gas well within 600 ft. of any planned location of a waste-retention lagoon or pond.
 - show direction of surface drainage off of lots and surround areas.
 - specify vegetative filter strip sizes and type of vegetative cover if present/planned.
 - specify sedimentation basin dimensions and volume capacity if present/planned.

In addition for facilities with swine indicate:

- location of all public supply wells within 1,000 ft.
- location of all private water supply wells within 250 ft.

* Minimum separation distances apply to facilities with swine, see K.S.A. 65-1, 180 and K.S.A. 65-1, 194.

Wells 1 N of house
1 S of house

8. Habitable Structure Information: Attach to this application a list all owners of habitable structures, and the headquarters of all city, county, state, or federal parks, and wildlife refuges within the separation distance for the maximum animal unit capacity of the facility. See Appendix 2.

	<u>Animal Units</u>	<u>Habitable structure Separation Distance</u>	<u>Wildlife Refuge Separation Distance</u>
new facility or expansion	300-999	1,320 feet	
new facility or expansion	1000-3724*	4,000 feet	10,000 feet**
expansion that will exceed	≥3,725	4,000 feet***	
new facility	≥3,725	5,000 feet	16,000 feet**

- * no ceiling for non-swine
- ** swine only
- *** if within original designated expansion boundary, otherwise 5000 feet.

9. Type and size of facility:

(a)	(b)	(c)	(d)	(e)
Type of Facility	Maximum Capacity (Head)	Proposed Expansion or New (Head)	AU Conversion Factor	Maximum Animal Units (b+c) x d
Hogs >55 Lbs.	290		0.4	116
Hogs < 55 Lbs.	330		0.1	33
Beef >700 Lbs.		600 hd / 300 au	1.0	300
Beef <700 Lbs.		not	0.5	
Mature Dairy Cattle			1.4	
Sheep/Goats			0.1	
Turkeys			0.018	
Laying hens/Broilers w/ continuous overflow watering			0.01	
Laying hens/Broilers w/ liquid manure system			0.033	
Laying hens/Broilers w/ dry manure system*	2,000	500	0.0	0
Horses			2.0	
Ducks			0.2	
Other				
Total Animal Units				449

*Chickens with a dry manure system. (At no time shall manure or litter be subject to precipitation or runoff. Manure will be incorporated within 24 hours of land application)

10. The existing, proposed, and/or expanded livestock operation will consist of:

___ Open Lots ___ Enclosed Bldg. Both Open/Closed ___ Truck Wash ___ Other

11. Existing and/or proposed waste control systems:

___ Lagoon Sedimentation Basin ___ Concrete Storage Structure

Other (explain) _____

12. Are there any local comprehensive land use plans or zoning requirements at this site?

Yes ___ No ___

If yes, please explain. zoned agriculture

13. Amount of land available for the disposal of process wastes:

Owned _____ acres Leased _____ acres Other _____ acres;

Details:

Crop land 423 acres Grass land _____ acres Other _____ acres

Explain how land is available if "Other," (e.g. immediate family, neighbor): _____

14. Indicate the type and size of equipment available for: 1) land application, and 2) transportation of process waste (in any form: liquid, slurry, or solid). And for each piece of equipment whether it is owned, leased, or contractor provided:

Equipment Description (55 hp tractor, high lift, pto driven pump, manure wagon, honey wagon, center pivot, traveling gun, etc.)	Equipment Purpose (transportation, collection, land application, agitate manure in basin, etc.)	Capacity (gallons per minute, gallons, bushels, acres, cubic yards, etc.)	Owned (O), Leased (L), or Contractor's (C)
	manure spreader		O
	" "		C
	honey wagon		O

ANNUAL PERMIT FEE

When a permit is required the annual permit fee is based on the facility's maximum number of animal units as listed below and **must be paid** before processing of the permit and annually to maintain the validation of the permit.

Facility Size in Animal Units (AU)	Annual Permit Fee
999 AU or Less	\$25.00
1,000 to 4,999 AU	\$100.00
5,000 to 9,999 AU	\$200.00
10,000 AU or Greater	\$400.00
Truck Wash Facilities	\$320.00

**PLEASE MAKE CHECK PAYABLE TO:
KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT**

SEPARATION DISTANCE WAIVERS AND PUBLIC NOTICE REQUIREMENTS

Attach all wavier and public notice documentation in Appendix 3 to this application.

The applicant is required to provide KDHE with a list containing the names and mailing addresses for each owner of a habitable structure or any property within 1 mile of a proposed **new construction or new expansion** of a confined feeding facility. In addition, the applicant of a proposed new construction or new expansion of a confined feeding facility is required to provide KDHE with the address or addresses of the United States post office or offices serving the immediate area of the facility.

The applicant of a proposed new construction or new expansion of a **swine** facility is required to give notice to all owners of habitable structures within the applicable separation distance, by certified mail, of the applicants intention to apply for a water pollution control permit. The notice should include pertinent information regarding the location, size, general methods of waste management, and any other information the applicant deems necessary.

The applicants may request owners of habitable structures within the applicable separation distance to sign a wavier of the separation distance to the proposed facility. Waivers shall be filed by the applicant with the register of deeds office of the county in which the habitable structure is located. Evidence of proper notice such as, signed waiver agreements, or signed certified mail receipts to match the list provided in Appendix 2 shall be provided before KDHE will notify the public a permit has been drafted.

ATTENTION: FAILURE TO PROVIDE REQUIRED NOTICE OF APPLICATION FOR A WATER POLLUTION CONTROL PERMIT TO OWNERS OF HABITABLE STRUCTURES, WITHIN THE SEPARATION DISTANCE IS GROUNDS FOR AUTOMATIC DENIAL OF THE PERMIT APPLICATION BY THE SECRETARY OF KDHE.

PRODUCER'S CHECK LIST

For this permit application to be considered complete and ready for the department to review, the applicant must provide the following documentation. Please check and assemble in the order listed.

Appendix**Number****Document**

- | | | |
|-------|----|--|
| _____ | 1. | Facility Site Maps |
| _____ | 2. | Habitable Structure Owners within applicable separation distance |
| _____ | a. | Habitable Structure/Property Owners within one mile (proposed new construction or new expansion) |
| _____ | 3. | Public Notice Documentation |
| _____ | 4. | Facility Design Calculations |
| _____ | 5. | Construction Drawings |
| _____ | 6. | Overall Livestock Waste Management Plan (include the following as appropriate): |
| _____ | a. | Manure Management Plan* |
| _____ | b. | Nutrient Utilization Plan* |
| _____ | c. | Emergency Response Plan* |
| _____ | d. | Odor Control Plan* |
| _____ | e. | Dead Swine Handling Plan* |
| _____ | f. | Facility Closure Plan** |
| _____ | g. | Financial Assurance for Facility Closure** |
| _____ | h. | Ground Water Monitoring Plan*** |
| _____ | i. | Financial Assurance for Swine Waste-Retention Lagoon or Pond Closure**** |

* Required for swine facilities \geq 1000 animal units.

** Required for swine facilities \geq 3,725 animal units.

*** Required for certain swine facilities (see K.A.R. 28-18a-18).

**** Required for swine facilities \geq 3,725 animal units by July 1, 2000

15. Swine Facility Consultation Statement:

I, Val Klenda, will consult with the county extension agent, or qualified
(Applicant's Name)

agronomist or individual trained in crop protection, to ensure that application of swine wastes at agronomic rates and records of this information will be available at the swine facility office as prescribed in K.S.A. 65-1,179(b)(3)(E).

Applicants Signature: Val Klenda Date: 4-21-04



16. Permit Application Certification: (required for all species)

This application is to be signed by one of the following: (1) In the case of a corporation, by the principal executive officer of at least the level of Vice President; (2) in the case of a partnership, by a general partner; and(3) in the case of a sole proprietorship, by the proprietor.

I hereby certify that the information submitted herein is true and correct to the best of my knowledge and belief:

Applicants Name: Val Klenda
(Type or Print Name and Title)

Applicants Signature: Val Klenda Date: 4-21-04