

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-23-299/303  
Public Notice No. KS-AG-R-23-026  
Public Notice No. KS-Q-23-179/184

Beginning Date: October 19<sup>th</sup>, 2023  
Comments Due: November 18<sup>th</sup>, 2023

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](mailto:KDHE.NonDiscrimination@ks.gov).

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**Public Notice No. KS-AG-23-299/303**

**Pending Permits for Confined Feeding Facilities**

<u>Name and Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Hy-Line International	SW/4 of Section 27 &	Marais des Cygnes
Hy-Line International Kansas Farm	SE/4 of Section 28	River Basin
18354 E 1100 Rd	T21S, R24E	
Pleasanton, KS 66075	Linn County	

Kansas Permit No.: A-MCLN-F001

The proposed action is to reissue an existing State permit for an existing facility for 29,209 head (87.63 animal units) of laying heads with a manure system other than liquid manure. 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.

Capstone Feeders, LLC  
17485 SW 205  
Jetmore, KS 67854

SE/4 of Section 26  
T23S, R26W  
Hodgeman County

Upper Arkansas  
River Basin

Kansas Permit No.: A-UAHG-C009

Federal Permit No.: KS0094765

The proposed action is to reissue an existing NPDES permit for an existing facility for 13,000 head (13,000 animal units) of cattle weighing 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 Nutrient Management Plan on file with KDHE.

Ward Feed Yard – Mull  
553 R Rd  
Pawnee Rock, KS 67567

NW/4 of Section 17  
T21S, R15W  
Pawnee County

Upper Arkansas  
River Basin

Kansas Permit No.: A-UAPN-C002

Federal Permit No.: KS0115134

The proposed action is to reissue an existing NPDES permit for an existing facility for 13,000 head (13,000 animal units) of cattle weighing 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 Nutrient 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 &  
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 modify the current State/NPDES permit for an existing facility. Modifications to the permit will be the addition of the facility's sediment basins and overflow waterers to the permit description to more accurately describe the facility. There are no other changes to the permit. Only the portions of the permit being modified are subject to comment. This facility has an approved Nutrient Management Plan on file with KDHE.

GJL Farms, LLC  
GJL Farms, LLC – Turkey Creek  
2622 US HWY 24  
Beloit, KS 67420

NW/4 of Section 02  
T07S, R08W  
Mitchell County

Solomon River Basin

Kansas Permit No.: A-SOMC-H003

Federal Permit No.: KS0080306

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 3,750 head (1,500 animal units) of swine weighing more than 55 pounds and 7,200 head (720 animal units) of swine weighing 55 pounds or less for a total of 10,950 head (2,220 animal units) of swine. The facility's NMP was updated to include a change in the application rate limitation for their fields. The application rate limitations for one field 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-23-026**

**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>
Aust Land & Cattle Aust Land & Cattle Receiving Pens 13634 Faucett Rd Centerville, KS 66014	NE/4 of Section 15 T21S, R22E	Linn

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**Public Notice No.: KS-Q-23-179/184**

**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>
Clay Center Public Utilities Commission 427 Court Street Clay Center, KS 67432	Republican River via Huntress Creek	Processed Wastewater

Kansas Permit No. I-LR05-PO02                                      Federal Permit No. KS0093351  
Legal Description: NE ¼, SW ¼, S8, T8S, R3E of Clay County, KS  
Facility Location: 39.37064, -97.12067

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The City of Clay Center is engaged in a groundwater remediation project of Public Water Supply Well No. 2. The tetrachloroethylene contaminated groundwater is treated by an air stripper prior to discharging to Huntress Creek. The design flow to Huntress Creek is 300 gallons per minute. The proposed permit contains limits for Tetrachloroethylene, and monitoring for Flow, Nitrates + Nitrites, and Total Phosphorus.

Clay Center Public Utilities Commission 427 Court Street Clay Center, KS 67432	Huntress Creek via Drainage Channel	Processed Wastewater
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Kansas Permit No. I-LR05-CO02                                      Federal Permit No. KS0093459  
Legal Description: NE¼, Section 7, Township 8S, Range 3E of Clay County, KS  
Facility Location: 39.37370, -97.12735

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a standby electrical generating station used for peaking and emergency power consisting of five dual-fuel

combustion engines and two steam turbines. Well water from two on-site wells are used in inter-coolers (air intakes) for once-through cooling of four of the five dual-fuel combustion engines. The fifth dual-fuel engine is radiator jacket cooled and has no cooling water blowdown. City water supply is available on-site as a back-up supply for potential use as cooling water, but the City water supply is not physically connected to the cooling water system. The steam turbines are on-site but are no longer in use. If activated, the steam generator cooling tower blowdown, boiler blowdown and inter-cooler effluent associated with the steam generators would be discharged to the sanitary sewer. The inter-coolers either directly discharge to the Industrial Park area drainage channel or discharge to the sanitary sewer and have bypass valves available to allow discharge to the Industrial Park area drainage channel, which flows to Huntress Creek. An inter-cooler bypass line is also provided to allow additional well water to commingle with the inter-cooler water for temperature stabilization. The inter-cooler discharge is seasonal and occurs from mid-June to mid-September. The maximum design flow is 500 gallons per minute, 12 hours per day. The proposed permit contains limits for Temperature, as well as monitoring for Flow, Total Suspended Solids, and Phosphorus.

Spring Clean Laundromat  
8414 E. Mulberry Street  
Wichita, KS 67226

Wichita/Valley Center  
Floodway via  
Wichita Storm

Processed Wastewater

Kansas Permit No. I-AR94-CO67

Federal Permit No. KS0101117

Legal Description: NW¼, Section 22, Township 27S, Range 1W of Sedgwick County, KS  
Facility Location: 37.68940, -97.42542

The proposed action is to reissue an existing State/NPDES permit for an existing facility. Water from two wells is seasonally pumped into a five-heat pump unit temperature exchange system used to provide heating and cooling (air conditioning) to a large commercial wash and dry coin operated laundromat. This is a single pass heat exchange system that uses no chemicals. After circulation of well water through the heat pump the water is discharged to the storm sewer. The peak flow rate of the heat pump temperature exchange system water discharge is approximately 60 gallons per minute. The proposed permit contains monitoring for Flow and Temperature, as well generic language to protect the waters of the state.

St. Marys, City of  
P.O. Box 130  
St. Marys, KS 66536

Kansas River via  
Doyle Creek

Processed Wastewater

Kansas Permit No. I-KS67-PO05

Federal Permit No. KS0090280

Legal Description: NE ¼, Section 16 Township. 10S, Range 12E of Pottawatomie County, KS  
Facility Location: 39.18945, -96.07166

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is engaged in a groundwater cleanup project. Nitrate contaminated groundwater is pumped from the Park Well at a rate of approximately 225 gallons per minute to contain a contamination plume which is migrating toward Public Water Supply Well No. 7. The contaminated ground water pumped from the Park Well is discharged to Doyle Creek without any treatment. The water is also applied at agronomic rates to recreational fields using travelling guns during the irrigation season. The proposed permit contains monitoring for Flow, Nitrate, and Total Phosphorus.

FUCHS Lubricants Co.  
17050 Lathrop Avenue  
Harvey, IL 60426

Kansas River via  
storm sewer

Processed Wastewater

Kansas Permit No. I-KS27-CO09

Federal Permit No. KS0086665

Legal Description: SE¼ of Section 30, Township 11S, Range 24E of Wyandotte County, KS

Facility Location: 39.06121, -94.78464

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility blends oils and produces grease for lubricants. One water well operates continuously to supply non-contact cooling water to the facility. No chemical additives are used. Non-contact cooling water and unused well water is discharged to Outfall 001A, via the Kansas River via the storm sewer, in the amount of 57,600 gallons per day. Domestic wastewater, boiler blowdown, and stormwater treated by an oil/water separator is discharged to the City sanitary sewer and is regulated by a permit issued by the Unified Government of Wyandotte County/Kansas City, Kansas. The proposed permit contains monitoring for Flow, Total Suspended Solids, and Total Phosphate.

Superior Pipeline Kansas, LLC  
8200 South Unit Drive  
Tulsa, OK 74132

South Fork of the  
Ninnescah River

Processed Wastewater

Kansas Permit No. I-AR20-PO03

Federal Permit No. KS0088528

Legal Description: Section 22, Township 28S, Range 5W of Kingman County, Kansas

Facility Location: 37.6027, -97.86248

The proposed action is to reissue an existing State/NPDES permit for an existing facility. Natural gas is separated by cryogenic process into de-methanized liquid product (containing ethane, propane, isobutane, normal butane, and natural gasoline) and methane gas. Both of these products are shipped out through underground pipelines for processing and distribution. Cooling tower blowdown is discharged from the facility via a 4 miles long subsurface pipeline. Total maximum discharge from this facility is about 14,000 gallons per day. Domestic waste is directed to a septic tank. All floor drains, drains from grease traps, and inlet gas dehydration are collected in separate storage tanks and shipped off site for proper disposal. The proposed permit contains limits for Copper, Total Residual Oxidant, and pH, as well as monitoring for flow.

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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 **November 18<sup>th</sup>, 2023** will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-23-299/303, KS-AG-R-23-026, KS-Q-23-179/184) 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, Section Chief, 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 Mirina Landry 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 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](mailto: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**