

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-25-139/141  
Public Notice No. KS-Q-25-096/099

Beginning Date: MAY 22, 2025  
Comments Due: JUNE 21, 2025

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-25-139/141**

**Pending Permits for Confined Feeding Facilities**

**Name and Address of Applicant**

Dwight L. Meuli  
Dwight L. Meuli Trust  
1105 1100 Ave  
Abilene, KS 67410

**Legal Description**

SW/4 of Section 11  
T15S, R02E  
Dickinson County

**Receiving Water**

Smoky Hill River Basin

Kansas Permit No.: A-SHDK-B007

The proposed action is to reissue an existing State permit for an existing facility for 450 head (225 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.

Gerald Shippy  
1697 Wolf Rd  
Woodbine, KS 67492

SE/4 of Section 12 &  
NE/4 of Section 13  
T14S, R04E  
Dickinson County

Smoky Hill River Basin

Kansas Permit No.: A-SHDK-B006

The proposed action is to reissue an existing State permit for an existing facility for 150 head (75 animal units) of cattle weighing 700 pounds or less. 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 Benfer Farms  
Kevin Benfer  
244 2nd Rd  
Longford, KS 67458

N/2 of Section 32  
T10S, R01E  
Clay County

Smoky Hill River Basin

Kansas Permit No.: A-SHCY-S010

The proposed action is to reissue an existing State permit for an existing facility for 900 head (360 animal units) of swine weighing more than 55 pounds, 600 head (60 animal units) of swine weighing 55 pounds or less, and 300 head (150 animal units) of cattle weighing 700 pounds or less, for a total 570 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.

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**Public Notice No.: KS-Q-25-096/099**

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
Whitewater, City of	Walnut River	Treated Domestic
PO Box 149	via West Branch Whitewater River	

Whitewater, KS 67154

Permit No. M-WA16-OO02

Federal Permit No. KS0097276

Legal Description: SE¼, NW¼, SE¼, Section 7, Township 24S, Range 3E, Butler County

Latitude: 37.97636

Longitude: -97.13995

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control 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, commercial, and industrial areas. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, Ammonia, and E. coli. The permit contains monitoring for pH, and Total Phosphorus. This NPDES discharging lagoon wastewater treatment facility has been reviewed for eligibility for the MDV for ammonia and has been determined to be eligible. Eligibility was determined through analysis of the facility's highest attainable criteria (HAC) for ammonia. The ammonia effluent limit was determined on 1/31/2025 by calculating the 99th percentile ammonia value from the facility's discharge monitoring reports resulting in an ammonia limit of 5.2 mg/L for this facility. The 99th percentile decreased during the



current permit cycle resulting in a lower limit for the proposed permit.

Mayetta, City of  
119 E Main St  
PO Box 217

South Cedar Creek  
via Unnamed Tributary

Treated Domestic

Mayetta, KS 66509

Permit No. M-KS40-OO01

Federal Permit No. KS0026182

Legal Description: SW¼, NE¼, SW¼, Section 23, Township 8S, Range 15E, Jackson County

Latitude: 39.33657

Longitude: -95.71333

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control 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. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, E. coli, Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen. This NPDES discharging lagoon wastewater treatment facility has been reviewed for eligibility for the MDV for ammonia and has been determined to be eligible. Eligibility was determined through analysis of the facility's highest attainable criteria (HAC) for ammonia and an Economic Eligibility Determination (EED) that assessed the impact of the cost of a new mechanical facility to the community's rate payers. The ammonia effluent limit was determined on 2/20/2025 by calculating the 99th percentile ammonia value from the facility's discharge monitoring reports resulting in an ammonia limit of 18.7 mg/L for this facility.

McFarland, City of  
PO Box 183

Mill Creek  
via Paw Paw Creek

Treated Domestic

McFarland, KS 66501

Permit No. M-KS41-OO01

Federal Permit No. KS0024686

Legal Description: NW¼, NE¼, NW¼, Section 31, Township 11S, Range 11E, Wabaunsee County

Latitude: 39.05697

Longitude: -96.23608

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control 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. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, and E. coli.

Smith Co Commission  
218 S Grant  
Smith Center, KS 66967

Solomon River  
via North Fork Solomon River  
via Cedar Creek  
Via Siphon Canal

Treated Domestic

Permit No. I-SO09-PO01

Federal Permit No. KS0100722

Legal Description: Smith County

Latitude: 39.66132

Longitude: -98.96841

The proposed action consists of re-issuing the above referenced NPDES permit. No significant changes were made to the permit. This facility is engaged in limestone quarry and crushing operation with no washing. Outfalls 003A consists of stormwater runoff and pit water that is treated by a settling pond. Outfalls 001A and 002A were eliminated. This facility rarely discharges. This permit contains generic language to protect water quality.

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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 21, 2025** will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-25-139/141, KS-Q-25-096/099) 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**

The Kansas Department of Health and Environment has drafted a **water quality certification per Section 401 of the Clean Water Act (CWA)** requested by Brian Lang PE, for Doyle Creek Watershed Joint District #86 for a Section 404 of the CWA #NWK-2008-01774 see: <https://www.nwk.usace.army.mil/Media/Public-Notices/>. "The project is a floodwater retarding structure to be built across an unnamed tributary to Doyle Creek. The embankment will be 27 feet tall and approximately 1360 feet long. It will be constructed of compacted earthfill materials from the required excavation of the auxiliary spillway and from excavation in the sediment pool upstream of the embankment. The principal spillway will consist of a 24-inch reinforced concrete pipe with a 42-inch concrete pipe riser and other appurtenances. The principal spillway will outlet into a riprap lined stilling basin before entering the natural channel approximately 150 feet downstream of the centerline of the embankment".

The draft certification will be posted on the KDHE website:

<https://www.kdhe.ks.gov/1095/Section-401-Water-Quality-Certification> on or before May 22, 2025. Persons wishing to comment on the referenced draft document must submit their comments in writing by email to the Kansas Department of Health and Environment at: [KDHE.NPS@ks.gov](mailto:KDHE.NPS@ks.gov) by June 12, 2025, if they wish to have their comments considered in the formulation of final determinations for 401 regarding this public notice.

For more information, contact Scott Satterthwaite, Watershed Management Section, Bureau of Environmental Field Services, KDHE: [Scott.Satterthwaite@ks.gov](mailto:Scott.Satterthwaite@ks.gov).

Janet Stanek  
Secretary