

Division of Environment  
Curtis State Office Building  
1000 SW Jackson St., Suite 400  
Topeka, KS 66612-1368



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

Janet Stanek, Secretary

Laura Kelly, Governor

September 25, 2025

Cowley County Commissioners  
311 E. 9<sup>th</sup> Avenue  
Winfield, KS 67156

RE: Kansas Public Notice No. KS-Q-22-156  
Kansas Permit No. I-WA17-PO02  
WINFIELD MUNICIPAL POWER PLANT

Dear Commissioners:

Enclosed is the public notice regarding a proposed Kansas Water Pollution Control Permit for the referenced facility in your county. In accordance with K.A.R. 28-16-61, this notice provides interested parties an opportunity to comment on, or object to, the issuance of the Permit as being public noticed. Specific information concerning comments and objections is found at the end of the public notice.

Sincerely,

A handwritten signature in black ink that reads "Andrew Bowman". The signature is fluid and cursive.

Andrew Bowman  
Permits & Compliance

Enclosure

pc: Permit 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-25-264/266  
Public Notice No. KS-Q-25-155/156  
Public Notice No. KS-AG-R-25-018

Beginning Date: SEPTEMBER 25, 2025  
Comments Due: OCTOBER 25, 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.

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**Public Notice No. KS-AG-25-264/266**

**Pending Permits for Confined Feeding Facilities**

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
2B Ranch DJ Bacon 418 DD Ave Council Grove, KS 66846	E/2 of Section 35 & W/2 of Section 36 T17S, R09E Morris County	Neosho River Basin

Kansas Permit No.: A-NEMR-B005

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

Dry Creek Farms, Inc.  
Ethan Busenitz  
8409 NW Tawakoni  
Whitewater, KS 67154

N/2 & N/2 of SE/4 of Section 23 Walnut River Basin  
T24S, R03E  
Butler County

Kansas Permit No.: A-WABU-B018

The proposed action is to reissue an existing State permit for an existing facility for 999 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 Waste Management Plan on file with KDHE.

Hemberger Farms  
Bryce Allen  
163 N Bluff Rd  
Argonia, KS 67004

NE/4 of Section 12  
T32S, R04W  
Sumner County

Lower Arkansas  
River Basin

Kansas Permit No.: A-ARSU-B001

The proposed action is to reissue an existing State permit for an existing facility for 999 head (999 animal units) of beef 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 Waste Management Plan on file with KDHE.

**Public Notice No. KS-AG-R-25-018**

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

Name and Address of Registrant	Legal Description	County
John & Becky Stoss 28522 SE D Rd Jetmore, KS 67854	SE/4 of Section 18 T24S, R23W	Hodgeman

**Public Notice No.: KS-Q-25-155/156**

**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
Garnett, City of 131 W 5th Ave Garnett, KS 66032		Process Wastewater

Permit No. IOMC13-PO05

Federal Permit No. KS0101419

Legal Description: SW<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>, Section 31, Township 20S, Range 20E, Anderson County

Latitude: 38.269323

Longitude: -95.245146

The proposed action consists of renewal of existing Kansas/NPDES Water Pollution Control permit for the discharge of wastewater from the water treatment plant. This is a public water treatment plant with

design capacity of 1 million gallons per day (MGD) for 24 h operation. The raw water for the treatment comes from Cedar Creek which is fed by Cedar Valley Reservoir. The facility will generate both process and domestic wastewater. The domestic wastewater is routed to a Publicly Owned Treatment Work (POTW) while the process waste streams are solids contact clarifier blowdown, sedimentation basin blowdown, and/or filter backwash with minimal amount of filter to waste. This permit contains limits for pH, Total Residual Chlorine, and Total Suspended Solids. The permit contains monitoring for Flow, and Total Recoverable Copper.

City of Winfield

PO Box 646

Winfield, KS 67156

Permit No. I-WA17-PO02

Legal Description: SW ¼, Section 26, Township 32S, Range 4E, Cowley County

Latitude: 37.23677

Walnut River

via Black Crook Creek

Process Wastewater

Federal Permit No. KS0087122

Longitude: -96.96100

The proposed action consists of reissuance of a Kansas Water Pollution Control/ NPDES permit for an existing facility. The facility discharges cooling tower blowdown, boiler blowdown, miscellaneous plant drains, demineralizer regenerate, and stormwater run-off to a single cell earthen lagoon. Lagoon effluent is discharged to Black Crook Creek. During production periods, the facility discharges an average of 18,000 gallons per day to the lagoon. This permit contains limits for Total Residual Chlorine, Whole Effluent Toxicity, pH, and Total Suspended Solids. The permit contains monitoring for Flow, Temperature, pH, Total Suspended Solids, Total Recoverable Copper, Total Nitrogen, and Total Phosphorus.

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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 **OCTOBER 25, 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-25-264/266, KS-AG-R-25-018, KS-Q-25-155/156) 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**