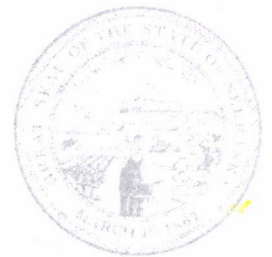


NEBRASKA

Good Life. Great Resources.

DEPT. OF ENVIRONMENT AND ENERGY



Pete Ricketts, Governor

AUG 30 2019

RE: [REDACTED]

NDEQID: 72636

Program ID: LWC 64-098

Subject: Construction and Operating Permit and NPDES Permit Required
NE 1/4, Section 8, Township 21N, Range 51W, Morrill County

Dear [REDACTED]

A livestock waste control facility (LWCF) is required for the above existing concentrated animal feeding operation. This determination is based on an inspection conducted on July 17, 2019 by Kaitlyn Steinwart and Cay Ewoldt from the Nebraska Department of Environment and Energy (Department) in accordance with Title 130, *Livestock Waste Control Regulations*.

A completed application (original and **five** copies) for a Construction and Operating Permit must be submitted to the Department **prior to March 1, 2020**. It may take the Department up to 110 days from the receipt of a complete application to approve or deny the application. **A Construction and Operating Permit is required before LWCF construction begins.**

The submitted application must meet the minimum requirements outlined in Title 130, Chapter 4, 001 effective October 4, 2011. An application fee of \$200 is required. A Professional Engineer registered in Nebraska must prepare the application, which must be signed by the applicant and the Professional Engineer.

The Department has also determined National Pollutant Discharge Elimination System (NPDES) Permit coverage must be obtained **prior** to operation of the modified portion of the concentrated animal feeding operation. Therefore, you are required to submit an application for NPDES Permit coverage to the Department. Please submit an original and two copies of the NPDES Permit application at least 180 days prior to a discharge but no later than **March 1, 2020**.

The NPDES request for coverage application may be submitted with the application for the Construction and Operating Permit or may be submitted separately at another time. Submission of an NPDES application requires a separate \$200 application fee. The NPDES application must include the items listed in Title 130, Chapter 5, 003.

Additional information and a copy of Title 130 are enclosed for your use. Copies of other guidance documents are available by request or can be obtained from the Department's website at <http://deq.ne.gov>. Also, please be aware that it is your responsibility to comply with all county and local zoning regulations, as well as any rules or regulations required by your Natural Resources District (NRD).

Page 1 of 2

Department of Environment and Energy

P.O. Box 98922
Lincoln, Nebraska 68509-8922

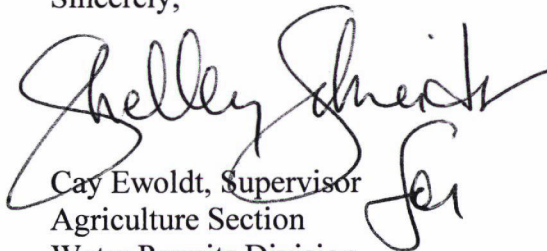
Jim Macy, Director

OFFICE 402-471-2186 FAX 402-471-2909
ndeq.moreinfo@nebraska.gov



If you have any questions, please feel free to contact Kaitlyn Steinwart at (308) 765-9293 or myself at (402) 471-4239.

Sincerely,

A handwritten signature in black ink, appearing to read "Cay Ewoldt". The signature is fluid and cursive, with a large initial "C" and a stylized "E".

Cay Ewoldt, Supervisor
Agriculture Section
Water Permits Division
cay.ewoldt@nebraska.gov

Enclosures

LIVESTOCK PROGRAM APPROVAL SLIP

TYPE OF LETTER: CONSTRUCTION & OPERATING PERMIT AND NPDES PERMIT REQUIRED

OPERATION: [REDACTED]

IIS #: 72636

DRAFTER: Kaitlyn Steinwart

PROGRAM ID #: 64-098, NPDES General

DATE: 8/26/2019

LEGAL DESCRIPTION: NE 1/4, Section 8, Township 21N, Range 51W, Morrill County

REVIEWED BY:

NAMEINITIALSDATE

Ben Miller

Cay Ewoldt

BE8/30/19

COMMENTS: (Add Comments Here)

Enclosures to Operation:

- ☒ AFO Categories and Fees
☒ Additional Requirements for CO/NPDES
☐ BMP for Odor
☐ Chemical/Mortality Management Forms
☐ Closure Plan
☐ Disposal of Dead Animals
☐ Earthen Liner Tests for New LWCF
☐ Emergency Response Plan
☐ Form B (Application)
☐ Form C (Applicant Disclosure)
☐ Form D (Transfer Request)
☐ Form E (Field Phosphorus Risk)
☐ Holding Pond Operation
☐ Lagoon Sizing for LWCF
☒ Title 130 (10/4/2011)
☐ Nutrient Management Plan
☒ PE/TA Listing
☒ Narrative Rate Approach NMP Outline
☐ Site Plan Instructions
☒ Inspection Form

Other Documents/Copies:

Letter:

- ☐ Program Specialist -
☐ Holdrege Field Office - Jerry
☐ Grand Island Field Office - Nick
☐ North Platte Field Office -
☐ Norfolk Field Office - ☐ Becky ☐
☒ Scottsbluff Field Office - Kaitlyn

Other:☐ Letter

(Name of Person or Company)

(Street or P.O. Box)

(City/State/Zip Code)

NOTES AND SPECIAL INSTRUCTIONS:

A

Enclosures to Consultant(s):

Name of Consultant(s)

Name of Company

Street Address or P.O. Box

City/State/Zip

☒ Letter (Copy)☐ Other: