



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

100 N. Senate Avenue • Indianapolis, IN 46204

(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

Eric J. Holcomb
Governor

Bruno L. Pigott
Commissioner

Mark York, Operator
R.B.F., L.L.C. – Home Site
4738 West 800 North
Roann, Indiana 46974

October 2, 2018

Dear Mr. Mark York:

Re: Confined Feeding Operation
Approval Renewal
R.B.F., L.L.C.
Wabash County
Farm ID # 6002
Animal Waste Number AW - 4601

Your confined feeding operation (CFO) application seeking to renew your CFO Approval for your existing swine operation in Wabash County is approved.

Your CFO Approval Renewal will become effective on: **October 8, 2018**

The application and supporting information was determined to satisfy both the Confined Feeding Control Law (IC 13-18-10), and the Confined Feeding Operation regulation (327 IAC 19). Your CFO Approval and the other enclosures to this letter provide important information about your responsibilities as a CFO owner or operator. Please take time to review these documents before putting them in your operating record. Feel free to contact us if you have any questions.

Your CFO meets the definition of a Concentrated Animal Feeding Operation (CAFO). Please note that CAFOs have additional requirements. The requirements are explained in more detail in the CFO Approval.

You can view all public records for this CFO Approvals on IDEM's Virtual File Cabinet (VFC) website. Go to <http://vfc.idem.in.gov/Default.aspx> and use the "**Document Search**" tab. In the "**Alternate Field**" tab, select "**CFO/CAFO**" from the dropdown menu. Type the farm ID #, **6002**, in the box to the right of the "**Alternate Field**". Click the **Search** button. We post documents within approximately 5 days of when we send or receive them. Contact us if you cannot locate a particular document.

A weekly posting of pending permits is located on our agency website at: <http://www.in.gov/ide/landquality/2349.htm>.


This decision becomes effective immediately upon issuance unless a person aggrieved or adversely affected by the decision files a request for an administrative review and stay of the decision. For more information on appealing this decision, please refer to the attached "**Notice of Right to Administrative Review**" document.

Mark York, Operator
R.B.F., L.L.C. – Home Site
Wabash County, Farm ID# 6002
Page 2

CONTACT INFORMATION

Questions concerning issuance of this approval should be directed to the Confined Feeding Program at (317) 232-4473, or by FAX at (317) 232-3403.

Sincerely,



Joseph E. Williams, Chief
Confined Feeding Permits Section
Office of Land Quality

Enclosures: Notice of Right to Administrative Review
CFO Approval
CAFO Operating Record Checklist
CFO Record Book

cc: Michael A. Veenhuizen, Ph.D., Livestock Engineering Solutions, Inc.
Wabash County Health Department (without enclosures)
Wabash County Board of Commissioners (without enclosures)
Roann, Indiana - Mayor/Town Council President (without enclosures)
Wabash County – USDA - Natural Resources Conservation Service (without enclosures)

Notice of Right to Administrative Review

If you wish to challenge this decision, you must file a Petition for Administrative Review with the Office of Environmental Adjudication (OEA), and serve a copy of the petition upon IDEM. The requirements for filing a Petition for Administrative Review are found in IC 4-21.5-3-7, IC 13-15-6-1 and 315 IAC 1-3-2. A summary of the requirements of these laws is provided below.

A Petition for Administrative Review must be filed with the Office of Environmental Adjudication (OEA) within fifteen (15) days of the issuance of this notice (eighteen (18) days if you received this notice by U.S. Mail), and a copy must be served upon IDEM. Addresses are:

Director
Office of Environmental Adjudication
Indiana Government Center North
Room N103
100 North Senate Avenue
Indianapolis, Indiana 46204

Commissioner
Indiana Department of Environmental Management
Indiana Government Center North
Room 1301
100 North Senate Avenue
Indianapolis, Indiana 46204

The petition must contain the following information:

1. The name, address and telephone number of each petitioner.
2. A description of each petitioner's interest in the approval.
3. A statement of facts demonstrating that each petitioner is:
 - a. a person to whom the order is directed;
 - b. aggrieved or adversely affected by the approval; or
 - c. entitled to administrative review under any law.
4. The reasons for the request for administrative review.
5. The particular legal issues proposed for review.
6. The alleged environmental concerns or technical deficiencies of the approval.
7. The approval terms and conditions that the petitioner believes would be appropriate and would comply with the law.
8. The identity of any persons represented by the petitioner.
9. The identity of the person against whom administrative review is sought.
10. A copy of the approval that is the basis of the petition.
11. A statement identifying petitioner's attorney or other representative, if any.

Failure to meet the requirements of the law with respect to a Petition for Administrative Review may result in a waiver of your right to seek administrative review of the approval. Examples are:

1. Failure to file a Petition by the applicable deadline;
2. Failure to serve a copy of the Petition upon IDEM when it is filed; or
3. Failure to include the information required by law.

If you seek to have the approval stayed during the administrative review, you may need to file a Petition for a Stay of Effectiveness. The specific requirements for such a Petition can be found in 315 IAC 1-3-2 and 315 IAC 1-3-2.1.

Pursuant to IC 4-21.5-3-17, OEA will provide all parties with notice of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders disposing of the review of this action. If you are entitled to notice under IC 4-21.5-3-5(b) and would like to obtain notices of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders disposing of the review of this action without intervening in the proceeding you must submit a written request to OEA at the address above.

More information on the review process is available at the website for the Office of Environmental Adjudication at <http://www.in.gov/oea>.

**CONFINED FEEDING OPERATION (CFO) APPROVAL**

Applicant: (Permittee) R.B.F., L.L.C. Farm ID: 6002 AW#: 4601
Operation Name: R.B.F., L.L.C. – Home Site County: Wabash
Property Owner: R.B.F., L.L.C. – dba River Bend Farms, LLC Contact Person: Mark York
4738 West 800 North
Operation Location: Roann, Indiana 46974

Approval Type					
<input type="checkbox"/> Construction	<input type="checkbox"/> Approval w/o Construction	<input checked="" type="checkbox"/> Renewal	<input type="checkbox"/> Amendment	<input type="checkbox"/> Facility Change	
<input type="checkbox"/> Transfer	<input type="checkbox"/> Other	Notes:			

Effective Date: October 8, 2018Expiration Date: October 8, 2023Renewal Submission Deadline: September 8, 2023

Permit renewal applications must be submitted no less than 30 days prior to the permit expiration date. If the renewal submission deadline falls on a Sunday or holiday, the renewal must be submitted prior to that date.


The purpose of the CFO approval program is to protect water quality in Indiana through standards for constructing and operating CFOs and associated manure management structures.

As the owner/operator, you must:

- meet all terms and conditions of this approval, the Confined Feeding Control Law IC 13-18-10, the Confined Feeding Operation regulations 327 IAC 19, and the Spill Rule 327 IAC 2-6.1;
- allow representatives of IDEM to enter your CFO and review your records, inspect the operation, and sample or monitor the operation when needed; and
- keep a copy of this approval as part of your operating record.

In order to receive approval to operate your CFO beyond the expiration date listed above, you must submit a complete application for an approval renewal to the IDEM by the renewal submission deadline.

This CFO Approval is authorized under IC 13-18-10 and becomes effective on the date listed above.


Joseph E. Williams, Chief
Confined Feeding Permits Section

Applicant: (Permittee) **R.B.F., L.L.C.**
Operation Name: **R.B.F., L.L.C. – Home Site**

Farm ID #: **6002**

FACILITY DESCRIPTION

Your CFO meets the definition of a Concentrated Animal Feeding Operation (CAFO).
[See 40 CFR 122.23(b) (2)]

The existing CFO and associated manure control facilities were originally approved on July 2, 1998, Animal Waste Number AW - 4601. The following **existing** and or previously approved structures are reapproved:

- Four swine confinement buildings, respectively identified as 1E, 2E, 3E, and 4E. Each wean-to-finish building includes a self-contained concrete pit beneath slatted floors providing liquid manure storage for 1,100 finish hogs.

Mortalities are managed off-site by a rendering service.

Your CFO is approved for total capacity of 4,400 finish hogs as detailed on the attached facility detail sheet and farmstead plan. The manure control facilities, including the availability of acreage for manure application, meet or exceed the requirements of the Confined Feeding Operation regulations 327 IAC 19.

SPECIAL APPROVAL CONDITIONS

Please note that CFOs meeting the definition of a CAFO have three requirements that differ from those for farms not defined as CAFOs. These include storm water management practices (327 19-11-1(a)), manure application rate limitations (327 IAC 19-14-3(d)) and manure application activities (327 IAC 19-14-4(e)).

The storm water management practices refer to requirements of the federal regulation for CAFOs (40 CFR 122.42(e) (2)). The CFO Guidance Manual outlines those requirements and can be viewed in the section of the Guidance Manual titled "*Storm Water Management for CAFOs and NPDES CAFO Individual Permit Holders*". It may be accessed using the following internet address:

http://www.in.gov/idem/landquality/files/cfo_guidance_manual.pdf .

(Remainder of page intentionally left blank)

IV. FACILITY DETAIL INFORMATION

Label on Farmstead Plan	Animal Type	Number of Animals	Solid or Liquid	Date Constructed (for existing buildings)	Water Uses (gallons/unit of time)	Brief Description
1E	Wean-to-finish pigs	1,100 head wean-to-finish (max capacity) NOTE: For manure generation and land application determination, the equivalent animal capacity is: 1,100 nursery pigs, housed for 12 weeks/year AND 1,100 grow/finish pigs, housed for approximately 38 weeks/year	Liquid	1998	5,500 gallons 2 times per year Total usage: 11,000 gallons per year	Approved July 2, 1998; Log #6002; AW #4601. One room, 1,100-head wean-to-finish building Total building dimensions: 41'-2" x 201'-0" O.D. Self-contained manure storage. Not shared with another confined feeding structure. One compartment below-building concrete manure storage: 1) 39'-10" x 199'-8" x 8'-0" deep Total storage capacity: 64,578 ft ³ Available storage capacity: 56,650 ft ³ Storage capacity: 354 days RECEIVED SEP 28 2018 DEPARTMENT OF ENVIRONMENTAL MANAGEMENT OFFICE OF LAND QUALITY

IV. FACILITY DETAIL INFORMATION

Label on Farmstead Plan	Animal Type	Number of Animals	Solid or Liquid	Date Constructed (for existing buildings)	Water Uses (gallons/unit of time)	Brief Description
2E	Wean-to-finish pigs	1,100 head wean-to-finish (max capacity) NOTE: For manure generation and land application determination, the equivalent animal capacity is: 1,100 nursery pigs, housed for 12 weeks/year AND 1,100 grow/finish pigs, housed for approximately 38 weeks/year	Liquid	1998	5,500 gallons 2 times per year Total usage: 11,000 gallons per year	Approved July 2, 1998; Log #6002; AW #4601. One room, 1,100-head wean-to-finish building Total building dimensions: 41'-2" x 201'-0" O.D. Self-contained manure storage. Not shared with another confined feeding structure. One compartment below-building concrete manure storage: 1) 39'-10" x 199'-8" x 8'-0" deep Total storage capacity: 64,578 ft ³ Available storage capacity: 56,650 ft ³ Storage capacity: 354 days RECEIVED SEP 28 2018 DEPARTMENT OF ENVIRONMENTAL MANAGEMENT OFFICE OF LAND QUALITY

IV. FACILITY DETAIL INFORMATION

Label on Farmstead Plan	Animal Type	Number of Animals	Solid or Liquid	Date Constructed (for existing buildings)	Water Uses (gallons/unit of time)	Brief Description
3E	Wean-to-finish pigs	1,100 head wean-to-finish (max capacity) NOTE: For manure generation and land application determination, the equivalent animal capacity is: 1,100 nursery pigs, housed for 12 weeks/year AND 1,100 grow/finish pigs, housed for approximately 38 weeks/year	Liquid	Est. 1998	5,500 gallons 2 times per year Total usage: 11,000 gallons per year	Approved July 2, 1998; Log #6002; AW #4601. One room, 1,100-head wean-to-finish building Total building dimensions: 41'-2" x 201'-0" O.D. Self-contained manure storage. Not shared with another confined feeding structure. One compartment below-building concrete manure storage: 1) 39'-10" x 199'-8" x 8'-0" deep Total storage capacity: 64,578 ft ³ Available storage capacity: 56,650 ft ³ Storage capacity: 354 days RECEIVED SEP 28 2018 DEPARTMENT OF ENVIRONMENTAL MANAGEMENT OFFICE OF LAND QUALITY

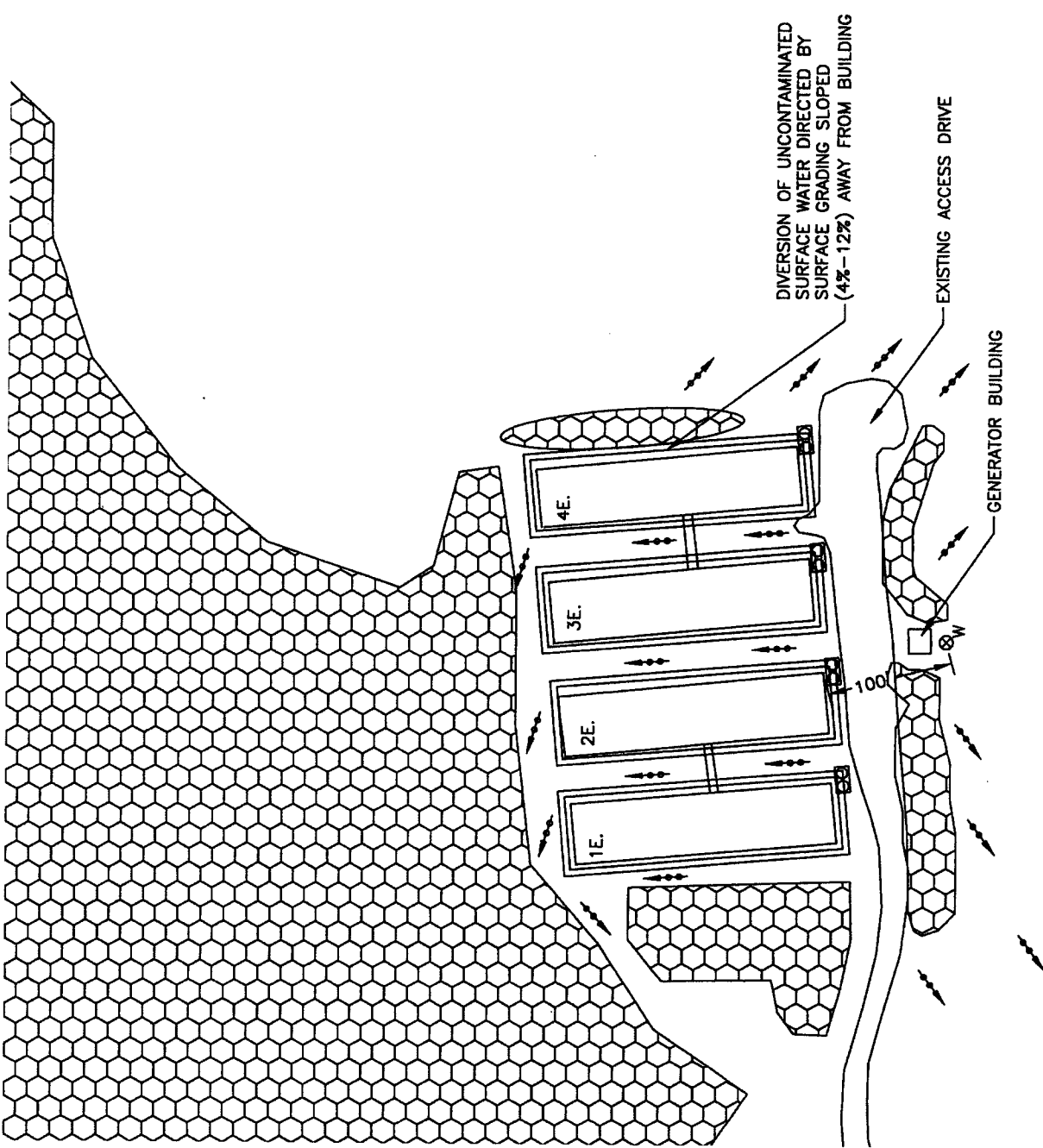
IV. FACILITY DETAIL INFORMATION

Label on Farmstead Plan	Animal Type	Number of Animals	Solid or Liquid	Date Constructed (for existing buildings)	Water Uses (gallons/unit of time)	Brief Description
4E	Wean-to-finish pigs	<p>1,100 head wean-to-finish (max capacity)</p> <p>NOTE: For manure generation and land application determination, the equivalent animal capacity is: 1,100 nursery pigs, housed for 12 weeks/year AND 1,100 grow/finish pigs, housed for approximately 38 weeks/year</p>	Liquid	Est. 1998	<p>5,500 gallons 2 times per year</p> <p>Total usage: 11,000 gallons per year</p>	<p>Approved July 2, 1998; Log #6002; AW #4601.</p> <p>One room, 1,100-head wean-to-finish building</p> <p>Total building dimensions: 41'-2" x 201'-0" O.D.</p> <p>Self-contained manure storage. Not shared with another confined feeding structure.</p> <p>One compartment below-building concrete manure storage: 1) 39'-10" x 199'-8" x 8'-0" deep</p> <p>Total storage capacity: 64,578 ft³ Available storage capacity: 56,650 ft³ Storage capacity: 354 days</p>

RECEIVED

SEP 28 2018

DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT
OFFICE OF LAND QUALITY



CFO PRO

RE
SI
DE
ENVIRONN
OFFICE

EXISTING APPROVED STRUCTURE:

- 1E. WEAN-TO-FINISH BUILDING
41'-2" x 201'-0"
1,100-HEAD CAPACITY
- 2E. WEAN-TO-FINISH BUILDING
41'-2" x 201'-0"
1,100-HEAD CAPACITY
- 3E. WEAN-TO-FINISH BUILDING
41'-2" x 201'-0"
1,100-HEAD CAPACITY
- 4E. WEAN-TO-FINISH BUILDING
41'-2" x 201'-0"
1,100-HEAD CAPACITY

MORTALITY MANAGEMENT
MORTALITIES ARE HANDLED AT AN OFF-SITE RENDERING FACILITY. MORTALITIES PICKED UP BUILDINGS AND DELIVERED TO OFF-SITE PIC LOCATION. NO MORTALITY MANAGEMENT FACIL LOCATED ON-SITE.

Applicant: (Permittee) **R.B.F., L.L.C.**
Operation Name: **R.B.F., L.L.C. – Home Site**

Farm ID #: **6002**

GENERAL APPROVAL CONDITIONS

1. An Approval Renewal application must be submitted to IDEM no less than 30 days prior to the approval expiration date to maintain a valid approval for your operation. The application must include a Manure Management Plan (MMP) which details any changes made at the operation, outline procedures for soil testing and manure testing, and include a current farmstead plan and Natural Resource Conservation Service (NRCS) soil survey maps of application ground. The soil survey maps must detail the boundaries of the field(s) and include the property owner name and available spreadable acres after setbacks are subtracted. The MMP must also contain a request for land application acreage requirement waiver if a manure distribution program is used, or contain a description of alternate methods proposed for managing the manure.
2. This approval does not authorize any injury to any person or private property; the invasion of other private rights; the infringement of federal, state, or local laws or regulations; nor does it preempt any duty to comply with other federal, state or local requirements, permits or approvals.
3. Your request for an approval modification, revocation and reissuance, or termination does not suspend any approval term or condition. The approval may be modified, revoked and reissued, or terminated, for causing or threatening to cause harm to the environment.
4. The conditions of this approval are separable and if any condition of the approval is determined to be invalid the application of the condition to other circumstances and the remainder of this approval will not be affected.
5. You may not start construction of a CFO, or expansion of a CFO that increases animal capacity and/or manure containment capacity, without obtaining prior approval from IDEM as required by 327 IAC 19-1-2(b).
6. Indiana Administrative Code 327 IAC 15-5 requires a construction site run-off permit for all land-disturbing activities of one acre or more. The purpose of this permit is to minimize the discharge of pollutants, principally sediment that is associated with land disturbance. For additional information, please visit the IDEM, Stormwater Program website at <http://www.in.gov/idem/stormwater/2331.htm> or call 317-233-8488. Technical resources are also available through the local Soil and Water Conservation District (SWCD) and in the Indiana Storm Water Quality Manual (<http://www.in.gov/idem/stormwater/2363.htm>). This permit is required prior to any land disturbing activities including site preparation.

(Remainder of page intentionally left blank)



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

Eric J. Holcomb
Governor

Bruno L. Pigott
Commissioner

October 1, 2018

Lynn Blocher, Operator
Blocher Chicken Farm, LLC
3072 W. – SR 114
North Manchester, Indiana 46962

Dear Mr. Lynn Blocher:

Re: **Receipt of Application**
Confined Feeding Operation
Proposed Construction – Developed Site
Section 33, Township 30N, Range 6E
Wabash County
Farm ID # 6618

On October 1, 2018, we received your Confined Feeding Operation (CFO) approval application. The application contained notification of future planned construction activities and was submitted in accordance with the CFO Rule (327 IAC 19).

I am coordinating the review of your application. Currently, we are reviewing your application to determine if all the required information is present. Engineering staff is also performing a technical review of the materials.

Indiana Administrative Code 327 IAC 15-5 requires a construction site erosion control permit for all land disturbing activities of one acre or more. Contact your county Soil and Water Conservation District (SWCD) office for more information about complying with 327 IAC 15-5. Technical resource information available through the SWCD includes the Indiana Storm Water Quality Manual (formerly Indiana Handbook for Erosion Control) and the United States Department of Agriculture (USDA), Natural Resource Conservation Service (NRCS) Critical Area Planting Specification # 342, which details recommended methods for site stabilization. **Please note that a construction site erosion control permit would be REQUIRED BEFORE any land disturbance activities of one (1) acre or more prior to activities beginning, including site preparation.**

IDEM may require additional preventive measures where conditions exist, on or near the proposed construction site that may pose a specific water quality threat to any sensitive area as defined in 327 IAC 19-2-39. Sensitive areas would include aquifers used as a source of drinking water, public water supply wells, wellhead protection areas, drinking water supply reservoirs, and areas requiring special protection such as wetlands, karst terrain, critical habitat of an endangered species, or natural areas such as parks, nature preserves, historic sites, and public lands.