

Powerpoint Presentations of Concerns
Valley Oaks CAFO Permit # MOG010872

Speaker	Page on Which Powerpoint Starts first slide of each presentation is blue
Dr. Dennis Block, DO, FACEP; RPH	1
Karen Lux, Real Estate Agent, ABR, GRI Lone Jack, MO	6
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4/3/2018

Health Concerns

Valley Oaks
DNR Hearing
Permit # MOG010872

Dr. Dennis Block, DO, FACEP; RPH
Jennie Vargas, NP-C, BSN, MPA

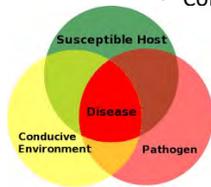
4/3/2018

Antibiotics Used in CAFOs

There is no safe drug!

- Pathogens common in CAFOs

- Antibiotic resistance



- Common for CAFOs to administer antibiotics-subtherapeutic

- Same antibiotics that humans are administered

- » Tylosin-Zithromax - also known as **Zpak**
 - » Tetracycline-Doxycycline

- MRSA (Difficult to treat because of the overuse of antibiotics in animals)

- » study assessed the association between exposure to dairy/veal & swine industrial agriculture & the risk of MRSA infection. The study found that proximity to livestock operations & crop fields treated with manure were each associated with MRSA, skin and soft-tissue infection.

- AMR (antimicrobial resistance)

- » direct relationship between the use of antimicrobials & the spread of resistance through animals and/or the environment causing resistance in human populations

- Example-2018 Diabetic foot wound, 6 different bacteria resistant to ALL oral antibiotics

- Byproducts

- Urine

- Secrete 30-90% of the antibiotics they consume
 - A case study Iowa Department of Public Health on the effects of CAFOs on the environment
 - Showed the presence of antibiotics & antibiotic-resistant microbes in the earthen manure lagoons. The tests revealed an antibiotic in an earthen manure lagoon monitoring well. Four different antibiotics (tetracyclines, sulfonamides, β -lactams, and macrolides) were found in detectable concentrations (EPA Risk Assessment Evaluation for CAFOs)

- Feces/Manure

- Growing body of evidence supports theory that antibiotic resistant pathogens are found on animal operations and in the environment in & around production facilities SPECIFICALLY in manure

4/3/2018

Hormones

Used for Feedlot Calf Performance

- Virtually all CAFO calves use hormones. Even though Valley Oaks has said they will not use hormones, if it becomes necessary to use hormones in the future, this is what one can expect...
 - We have no guarantee that the calves Valley Oaks purchase have not used hormones
- Why use hormones? Allow for cattle to be finished earlier (less time on feed & fewer resources per pound of meat)
- Of the implants approved for use
 - 3 are naturally occurring (estradiol, progesterone, & testosterone)
 - 2 are synthetic (zeranol & trenbolone acetate).
- A 3-ounce serving of beef from an implanted steer has 1.9 nanograms of estradiol, and a 3-ounce serving of beef from a non-implanted calf has 1.3 nanograms.



If used, where do the hormones end up?

- In our food-increase in estrogen levels
- In animal carcasses
- In the waste
 - Concern: There is very little data to quantify the release rates of hormones to the environment from CAFOs
- Waterways-Affecting aquatic life
 - Steroid hormones pose potential risks to fish & other aquatic organisms, even at extremely low concentrations
 - Fish-causes changes in sex hormones
 - Effecting their reproduction capabilities
 - Frogs



Truman Lake at risk!

4/3/2018

Disease Transmission



A steer/heifer in 50 sq ft. (confined to the size of a bathroom)

- Crowding
(CAFO-Confined Animal Feeding Operation)
 - Opportunity for more disease because of close proximity
 - CAFOs attract mosquitos, flies, rats, & other vermin to contaminate water and air



4/3/2018

Contaminated Ground & Surface Water

- Concentrated waste
 - Quantity of the waste produced
 - Manure -65#/calf = 290 tons/day
 - Urine-3.5 gals/calf = 24,500 gals/day
- Feces produces
 - Nitrates-Blue Baby Syndrome, various cancers-thyroid & bladder, negative reproductive outcomes-miscarriages, diabetes, thyroid conditions-hypothyroidism
 - Drug Residues
 - Phosphorus
- Microorganism Transfer Via
 - Runoff
 - Land application
 - Private wells
 - Manure sold

18'x36'x5'
swimming pool
(average size)
Full of urine daily

Valley Oaks Buildings



Feces
03/19/2018

Contaminated waters flow into unnamed tributary of East Branch Crawford Creek

4/3/2018

Public Health Concerns

- Risk of infection from disease transmission
- Health impact due to exposure from contaminated ground and/or surface waters
 - **Water pollution is possible at virtually any point in a CAFO like Valley Oaks**
 - Production area, spills, overflows, wastes on tractor/truck tires
 - Stormwater that mixes with manure wastes, silage leachate
 - Pipes or hoses carrying wastes can break, waste storage structures can overflow or burst
 - Field tiles or catch basins can drain wastes directly into surface waters



4/3/2018

- **E. coli-bacteria** lives in the intestines of healthy cattle
 - **Millions of germs can be released in a bowel movement from an infected animal**
 - Waste can enter the H2O through different ways, including sewage overflows, sewage systems that are not working properly, polluted storm water runoff, & agricultural runoff. Wells may be more vulnerable to such contamination after flooding, particularly if the wells are shallow, have been dug or bored, or have been submerged by floodwater for long periods of time. (CDC)
- **Respiratory effects**
 - Lone Jack Schools are less than 3.75 miles from Valley Oaks

**The number of homes within a 1.5 mile radius of the Valley Oaks proposed CAFO site, 154, is more than 10X that of the average for all other CAFOs in the KC region (14.67) & is nearly 12X that of the average for the other two beef cattle CAFOs in the state of Missouri (11.84). Why would anyone approve, or even want to locate an operation like this in such a densely populated area?*

****154 homes are located within a 1.5 mile radius of the Valley Oaks proposed CAFO site, and more than 880 are within 3 miles. Why would anyone approve, or even want to locate an operation like this in such a densely populated suburban area?***



4/3/2018

If you average 880 homes, with just 3 people per home, that is 2,640 people in a THREE-mile area — **more population than the city of Holden, MO!** (Google maps)



Would you approve a CAFO in the city of Holden, MO?

Summary

Current & Past Violations by Mr. Ward

- **FIVE** Federal Clean Water Act Violations \$95,000 civil penalty EPA Region 7
- Violations of the Missouri Clean Water Law Permanent Injunction \$13,500 Civil Penalty
- This is just the beginning of the list...

DNR Violations/Concerns

- **Sunshine Law Violation** in arranging CAFO tours \$5,000
- Given the hundreds of responses concerning this hearing but the room size limited the number who attend may not truly represent all who are interested

Valley Oaks CAFO Health Concerns

- MRSA/ARM-Antibiotic Resistance
- Pathogens including Protozoans, Bacteria, Viruses, & Fungi: 150+ that impact human health
- Contaminated waters flowing near 880 homes (1000's of people)
- Animals/Wildlife also carry these pathogens further distances
- Built in a 100 year floodplain

Ask yourself?

- How is Mr. Ward going to prevent the antibiotics, hormones, diseases, contaminations, & public health concerns in his lagoons and the fields at which he spreads his manure from contaminating Missouri waters?
- How is he going to guarantee the runoff is not going into our groundwater that seeps below and runs in to our wells or water sources? Or the runoff which continues into Truman Lake where fisherman fish?
- With Mr. Ward's proven track record, how can we trust these pieces of paper?
- Will he do what he says?
- He will be responsible to monitor his own company. Can we trust him?
- **YOU, Missouri DNR**, are our only hope to stop this company from running this factory in our neighborhood.

4/3/2018



Farrar Family Farm



Valley Oaks Feedlot 9/20/16



David's Pasture LLC

ONE MORE

- If this operation had **ONE MORE** head of cattle, they would be REQUIRED (as a Class IA) to meet 3000 foot setbacks, get a site-specific permit, and report regular monitoring. Just **ONE MORE** head of cattle.
- AND, what is the difference in the amount of waste/pollution produced by adding just **ONE MORE** animal to make it 7,000????

4/3/2018

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4/3/2018

Karen Lux

karenlux@gmail.com

**This PowerPoint information is submitted
to DNR regarding concerns
with Valley Oaks
CAFO Permit
Application # MOG010872**

4/3/2018

Our 7th Generation Most Affected

-I am Karen Lux, daughter of Jack and Carolyn Wilkinson whose property neighbors the Valley Oaks Steaks CAFO site of which part is a **Centennial Farm** that has been **established since the late 1800's**.

-I am a life-long resident in this community and now my husband and I are raising our 3 young boys here also, the **7th generation** of our family.

-Nine grandchildren in total that were expected to be able to utilize this ground for their continued lives and I am submitting to the record, letters from four of those grandchildren.

-Many generations have utilized and maintained and worked hard to preserve this land in order to continue to pass it down to the next generation. My father is a small-scale, neighboring cattle farmer and my mother is a very successful local real estate agent and I have followed in her footsteps.

4/3/2018

Not a Good Steward of the Land



March 26, 2018 – CAFO/Slaughterhouse in background

4/3/2018

Sources: Peterson et al 2013/MDNR 2018 303(d) waters/Greenfield Advisors Kilpatrick CAFO Review

- There are no waterways or terraces to slow down the water runoff.
 - The terraces that were previously established were not maintained, have now eroded & don't function properly.
- Lack of ground cover, grass waterways, and inadequate terraces will allow manure to enter the waterway at a much faster rate which in turn will pollute our waterways.
- With the increasing trend for floods in the Midwest, this is a definite point of pollution for the waters of this state.
- This Water Shed flows to the already impaired 303(d) waterway of S. Grand River.
- "It was because of their potential to spill that EPA acting under the Clean Water Act designated CAFOs as point sources of pollution"

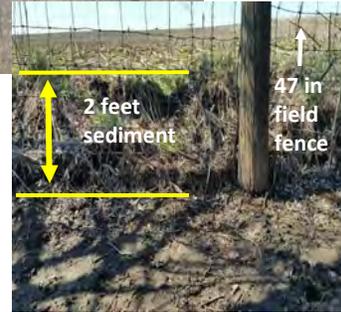
NO Proper Field Management – No Ground Cover – Terraces Not Maintained

- Valley Oaks **Nutrient Management Plan submitted to the DNR**, states they intend to spread manure on the parcel of ground in which the facility is located.
- Concern in regards to this parcel of land:
 - No ground cover
 - Corn stubble has been removed
 - **Crop rotation** also helps to battle against the forces of erosion and this property has only grown corn.
- All of the above allow for faster run off, especially into the waterway that runs through it, which is FEMA high risk Zone A flood plain area and would require flood insurance to build in.
- Where taller weeds are left
 - Terraces not maintained and created ditches

4/3/2018



03/19/18



03/22/18

Field Erosion

Crop Rows Run Downhill



3/28/18

4/3/2018

Not Following Nutrient Management Plan

- March 18, 2018
- On this particular piece of land, manure was applied before a forecasted large rainfall
- The manure was not disked into the ground as stated it would be on page 7, Sect A
- Again, according to the **Nutrient Management Plan, Sect D #3**, no surface application of manure is allowed if precipitation, likely to create runoff, is forecasted to occur within 24 hours of the planned application.



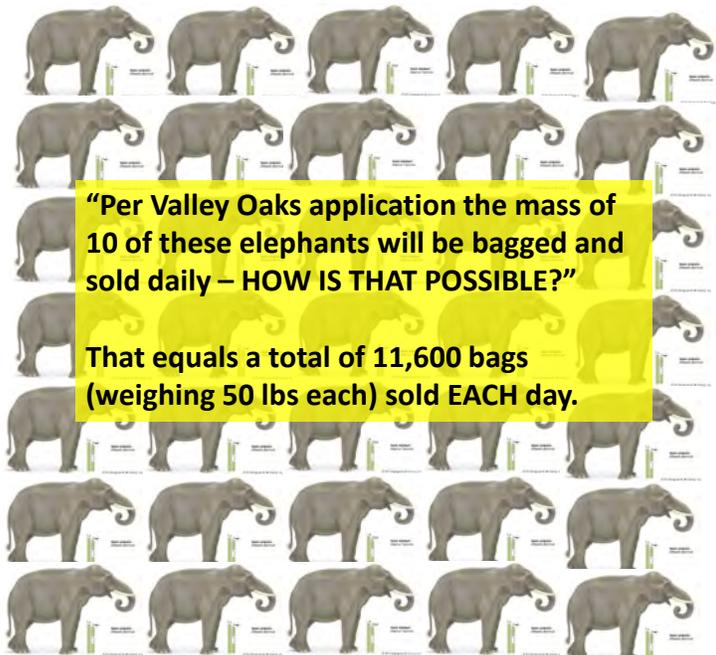
4/3/2018

**290 TONS per DAY
= 35 ELEPHANTS**

Per Valley Oaks’ permit application, they expect to manage 106,212 tons of manure produced per year

- 290 tons **PER DAY** for 6999 cattle.
- 290 tons per day is equivalent to 35 Elephants!

- 290 tons per day is the same amount of sewage handled per day for a city of nearly 210,000 people...that would be Independence and Lee’s Summit, MO, combined!



“Per Valley Oaks application the mass of 10 of these elephants will be bagged and sold daily – HOW IS THAT POSSIBLE?”

That equals a total of 11,600 bags (weighing 50 lbs each) sold EACH day.

4/3/2018

Major Water Runoff and Pooling

- March 19, 2018
- The forecast was for rain and the rainfall in our area was 1.47 inches. (Weather Underground)
 - Pictures taken show the runoff from this property running south towards 50 Hwy
 - Along with pooled water on the northern edge of their CAFO buildings near the FEMA floodplain waterway.



4/3/2018



Violating Land Permit



- Also, land disturbance permit states waters shall be FREE from:
 - used tires
 - car bodies
 - appliances
 - demolition debris
 - used vehicles or equipment
 - solid waste
 - as defined in Missouri Solid Waste Law.
- Pictures taken during rainfall shows a tire around the waters of the state.

March 19, 2018

4/3/2018

Tire Under Water and Put into Water of State



March 26, 2018

3.48 inches of rain

Average Monthly Rainfall in March & April is between 2-4 inches.

Rain falls throughout the year in Lone Jack. The *most rain* falls during the 31 days centered around *June 4*, with an **average total accumulation of 5.0 inches.**

Source: Weatherspark.com

4/3/2018

Within a 3 mile radius of Valley Oaks Steaks there are estimated **880 residences where families live** – where possibly your family lives. This count does not even take into consideration the thousands beyond that 3 mile radius that will also be affected.



PROPERTY VALUES WILL DECLINE

- As a real estate agent, I cannot fathom the effect this will have on our community property values.
- Per, Dr. John A. Kilpatrick, Ph.D., MRICS, Real Estate Appraiser No.553.002007, with Greenfield Advisors LLC, regarding the impacts of CAFO's on property values,

*“In short, it is clear from the broad array of empirical studies and case studies that diminished marketability, loss of use and enjoyment, and loss of exclusivity results in a **diminishment which can range from 50% to nearly 90%** of otherwise unimpaired value for homes which are adjacent to the facility. **Negative impacts are noted at distances exceeding 3 miles, and in the case of a flood or other weather event, waste from the facility can be spread over far greater areas.**”* Greenfield Advisors Kilpatrick CAFO Review

4/3/2018

Would you, Mr. David Ward, be willing to place this facility next door to one of your housing developments?

- Johnson County has 65 people per square mile and this community is an ever-growing area.
- There are 12 1A/1B CAFOs in this region, which spans from southern Bates County to the Iowa border.
- Average of only **14.67 homes** each per 1.5 mi radius with those 12 CAFO's.
- As compared to the Valley Oaks Steaks location which has **154 homes within a 1.5 mi radius** of the site.
- **10X more than the Average!**

Source:(worldpopulationreview.com)
4/3/2018

Firm	County	CAFO Class	Acres in 1.5 Mi. Radius	Sq. Mi. in Radius	Species	Homes in 1.5 mi Radius
Phillips Farms	Cass	1B	4,500		7 Hogs	21
Pork Plus	Bates	1B	4,500		7 Hogs	48
Triple P Broilers	Benton	1B	4,500		7 Broilers	5
Cloud Farms Broilers	Benton	1B	4,500		7 Broilers	10
Pine View Hogs	Gentry	1B	4,500		7 Hogs	15
Advanced Pork	Atchison	1B	4,500		7 Hogs	2
Murphy Brown Hogs	Davies	1B	4,500		7 Hogs	3
WFHF Hogs	Davies	1B	4,500		7 Hogs	13
Missouri Egg	Harrison	1A	4,500		7 Eggs	10
Smithfield 10	Gentry	1A	8,800		13.75 Hogs	15
JOCO Eggs	Johnson	1A	4,500		7 Eggs	9
Smithfield Foods	Gentry	1A	12,000		18.75 hogs	25
Average Valley Oaks						14.67 homes
						154 homes
	Johnson	1B	4,500		7 Cattle	

David Ward, Owner of Valley Oaks

- Woodbury Homes of Grain Valley, Mo., has [pleaded guilty to a criminal charge of providing a false document to the U.S. Environmental Protection Agency](#) at EPA's Region 7 headquarters in 2007. Principal owner of the company is [David Ward](#), of Grain Valley, who is also the principal owner of [Ward Development & Investment Co.](#) of Grain Valley. Ward paid a \$95,000 civil penalty in 2006 for [five federal Clean Water Act violations](#) by Ward Development at the same work site. (EPA Press Release 6/7/2007)
- Permanent Injunction \$13,500.00 Civil Penalty assessed against [David L Ward](#), Randall W Sallee & Sallee/Ward Investments Inc for any & all [past violations of the Missouri Clean Water Law & Regulations](#) (5/18/2004 Missouri Case.net)
- DNR did not receive discharge monitoring report for monitoring period ending August 2017 to September 2017.
- Suspension due to failure to prevent inhumane handling and slaughter of livestock – February 2017
- When big business can come into our established community and tell a multi-generational farmer **“If you find you can’t deal with it, you can come to our office and we will make you an offer....”** our county and state government is not working for the people. 4/3/2018

History of Legal Actions

**Valley Oaks
DNR Hearing
Permit # MOGO10872**

**Rachel Lynn Foley, BSRT, JD
kcbankruptcy@gmail.com**

4/3/2018

Why are the residential neighbors of Valley Oaks and others so concerned about 6,999 head of cattle moving into Lone Jack, Missouri?



Because of David Ward's repeated lack of compliance and lack of concern for the Clean Water Act and MDNR will only visit once every five years due to lack of staffing!

4/3/2018

August 21, 2000, the State of Missouri & Missouri Clean Water Commission sued David Ward for violations.

The screenshot shows the Missouri Courts Case.net interface. At the top, it says "Your Missouri Courts" and "Case.net". Below that, the case number "00CV221730 - STATE OF MISSOURI V WARD DEVELOPMENT" is displayed. A navigation bar includes links for Case Header, Parties & Attorneys, Docket Entries, Charges, Judgments & Sentences, Service Information, Filings Due, Scheduled Hearings & Trials, Civil Judgments, and Garnishment/Execution. The main content area lists the following parties:

Party Name	Role	Represented by	Address	Business Phone
STATE OF MISSOURI EX REL.	Plaintiff	KARDIS, THEODORE ANTHONY, Attorney for Plaintiff	7200 NW 86TH ST STE D KANSAS CITY, MO 64153	(816) 891-9990
DEPARTMENT OF SOCIAL SERVICES C/O BRIAN KINCADE 615 HOWERTON COURT JEFFERSON CITY, MO 65109				
NIXON, JEREMIAH W ("JAY")	Plaintiff	KARDIS, THEODORE ANTHONY, Attorney for Plaintiff	7200 NW 86TH ST STE D KANSAS CITY, MO 64153	(816) 891-9990
ATTORNEY GENERAL OF MISSOURI PO BOX 899 JEFFERSON CITY, MO 65102				
MISSOURI CLEAN WATER COMMISSION AND THE MISSOURI DEPARTMENT,	Plaintiff	KARDIS, THEODORE ANTHONY, Attorney for Plaintiff	7200 NW 86TH ST STE D KANSAS CITY, MO 64153	(816) 891-9990
OF NATURAL RESOURCES/205 JEFFERSON ST/PO BOX 176 JEFFERSON CITY, MO 65102-0176				
WARD DEVELOPMENT & INVESTMENT CO,	Defendant	TOBIN, KELLY CHARLES, Attorney for Defendant	1150 GRAND BOULEVARD SUITE 240 KANSAS CITY, MO 64106	(816) 527-0009
SERVE RA: DAVID L WARD 620 NORTH OUTER ROAD GRAIN VALLEY, MO 64029				

The case was settled 2 years later in 2002 right before the start of the jury trial scheduled on 5/20/02.

4/3/2018

On April 25, 2002, the State of Missouri & Missouri Clean Water Commission file a second suit within 2 years against David Ward.

Your Missouri Courts Missouri **Case.net**
 Search for Cases by: [Select Search Method...](#) Logon

02CV211878 - STATE OF MO EX REL ET AL V SALLEE WARD INVEST

[Case Header](#) | [Parties & Attorneys](#) | [Docket Entries](#) | [Charges, Judgments & Sentences](#) | [Service Information](#) | [Filings Due](#) | [Scheduled Hearings & Trials](#) | [Civil Judgments](#) | [Garnishments/Execution](#)

This information is provided as a service and is not considered an official court record.

STATE OF MISSOURI EX REL , Plaintiff DEPARTMENT OF SOCIAL SERVICES C/O BRIAN KINCADE 615 HOWERTON COURT JEFFERSON CITY, MO 65109	represented by	RANGLES , AMY ELIZABETH , Attorney for Plaintiff 4102 BROOKVIEW DR WASHINGTON, MO 63090
NIXON , JEREMIAH W(JAY) , Plaintiff P.O. BOX 899 JEFFERSON CITY, MO 65102	represented by	RANGLES , AMY ELIZABETH , Attorney for Plaintiff 4102 BROOKVIEW DR WASHINGTON, MO 63090
MISSOURI CLEAN WATER COMMISSION AND THE MISSOURI DEPARTMENT , Plaintiff OF NATURAL RESOURCES 205 JEFFERSON ST.P.O. BOX 176 JEFFERSON CITY, MO 65102-0176	represented by	RANGLES , AMY ELIZABETH , Attorney for Plaintiff 4102 BROOKVIEW DR WASHINGTON, MO 63090
SALLEE/WARD INVESTMENTS INC. , Defendant SRV RA-RANDALL W SALLEE 620 NORTH OUTER ROAD GRAIN VALLEY, MO 64029	represented by	CROMWELL , THURSTON , Attorney for Defendant 2345 GRAND BOULEVARD SUITE 2100 KANSAS CITY, MO 64108 Fax: (816) 842-2414

4/3/2018

This time a permanent injunction is issued and fines assessed in the amount of \$13,500.

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02CV211878 - STATE OF MO EX REL ET AL V SALLEE WARD INVEST

[Case Header](#) | [Parties & Attorneys](#) | [Docket Entries](#) | [Charges, Judgments & Sentences](#) | [Service Information](#) | [Filings Due](#) | [Scheduled Hearings & Trials](#) | [Civil Judgments](#) | [Garnishments/Execution](#)

This information is provided as a service and is not considered an official court record.

Judgment		
Date: 05/18/2004	Description: Judgment Entered Amount of Judgment: see text (consent) and order of Permanent Injunction \$13,500.00 Civil Penalty assessed against David L. Ward, Randall W Sallee & Sallee/Ward Investments Inc for any & all past violations of the Missouri Clean Water Law & Regulations at the Wingate Site each party shall bear its own costs & attys fees for this action	Against: SALLEE/WARD INVESTMENTS INC Date of Satisfaction: not yet on file
Next Judgment		
Date: 05/18/2004	Description: Judgment Entered Amount of Judgment: see text (consent) and order of Permanent Injunction \$13,500.00 Civil Penalty assessed against David L. Ward, Randall W Sallee & Sallee/Ward Investments Inc for any & all past violations of the Missouri Clean Water Law & Regulations at the Wingate Site each party shall bear its own costs & attys fees for this action	Against: SALLEE, RANDALL W Date of Satisfaction: not yet on file
Next Judgment		
Date: 05/18/2004	Description: Judgment Entered Amount of Judgment: see text (consent) and order of Permanent Injunction \$13,500.00 Civil Penalty assessed against David L. Ward, Randall W Sallee & Sallee/Ward Investments Inc for any & all past violations of the Missouri Clean Water Law & Regulations at the Wingate Site each party shall bear its own costs & attys fees for this action	Against: WARD, DAVID L Date of Satisfaction: not yet on file

Case.net Version 8.13.19.1 [Return to Top of Page](#) Released 02/02/2016

4/3/2018

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION VII 06 AUG 17 AM 8:43
901 NORTH FIFTH STREET
KANSAS CITY, KANSAS 66101 ENVIRONMENTAL PROTECTION
AGENCY-REGION VII
REGIONAL HEARING CLERK
BEFORE THE ADMINISTRATOR

IN THE MATTER OF)
) Docket No. CWA-07-2006-0122
)
Ward Development & Investment Co.)
620 North Outer Road) CONSENT AGREEMENT
Grain Valley, MO 64029) FINAL ORDER
)
Respondent)
)
Proceedings under Section 309(g) of the)
Clean Water Act, 33 U.S.C. § 1319(g))

The result?

Agreement to be in compliance & pay a \$95,000 fine!

FINAL ORDER

Payment Procedures

Pursuant to the authority of Section 309(g) of the CWA, 33 U.S.C. § 1319(g), and according to terms of this Consent Agreement and Final Order, IT IS HEREBY ORDERED THAT:

- 1. Respondent shall pay a mitigated civil penalty of Ninety-five Thousand Dollars (\$95,000) within thirty days of the effective date of this Final Order.

4/3/2018

[https://yosemite.epa.gov/OA/rhc/EPAAdmin.nsf/Filings/3C3D3BA62F0A24D285257DB1002141FE/\\$File/CWA-07-2006-0122.pdf](https://yosemite.epa.gov/OA/rhc/EPAAdmin.nsf/Filings/3C3D3BA62F0A24D285257DB1002141FE/$File/CWA-07-2006-0122.pdf)

May 16, 2007, Woodbury Homes, owned by David Ward, was charged with a misdemeanor by the United States of America for submitting a false document to the EPA regarding the Clean Water Act.

The date of the offense 12/1/2005.

562 days from the prior Clean Water Act violation judgment.

This marks the 4th violation of the Clean Water Act in five years.

4/3/2018

Case 2:07-cr-20062-DJW Document 1 Filed 05/16/07 Page 1 of 2

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS 07 MAY 16 PM 3:15
UNITED STATES OF AMERICA,)
Plaintiff,)
vs.)
WOODBURY HOMES, LLC,) No. 07-20062 CM/DJW
Defendant.)

INFORMATION

THE UNITED STATES ATTORNEY CHARGES THAT:

COUNT 1

On or about December 1, 2005, the defendant, WOODBURY HOMES, LLC, a legal entity that is a person authorized by the Federal Water Pollution Control Act (Clean Water Act) 33 U.S.C. § 1251, et seq., a law of the United States, to make a certificate or writing, did cause to be delivered to the United States Environmental Protection Agency, located at 901 North Fifth Street, Kansas City, Wyandotte County, Kansas, and within the District of Kansas, a writing which contained a statement which its representative knew to be false, in violation of Title 18, United States Code, Section 1018.

ERIC F. MCGREN
United States Attorney
Raymond C. Bosch
RAYMOND C. BOSCH
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(913) 561-7501
District Ct. #77926
bosch_raymond@epa.gov

This action resulted in a plea agreement.

%AD 245E (Rev. 12/03) Judgment in a Criminal Case for Organizational Defendants
Sheet 1

UNITED STATES DISTRICT COURT

District of Kansas

UNITED STATES OF AMERICA
V.

WOODBURY HOMES, LLC

JUDGMENT IN A CRIMINAL CASE
(For Organizational Defendants)

CASE NUMBER: 2:07CR20062-001

 J.R. Hobbs
Defendant Organization's Attorney

THE DEFENDANT ORGANIZATION:

pleaded guilty to count 1 of the information

pleaded nolo contendere to count(s)
which was accepted by the court.

was found guilty on count(s)
after a plea of not guilty.

The organizational defendant is adjudicated guilty of these offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. § 1018	Delivering a False Writing	12/01/2005	1

4/3/2018

http://lib.law.virginia.edu/Garrett/corporate-prosecution-registry/agreements/Woodbury_Homes.pdf

This is the 5th incident involving the Clean Water Act.

**U.S. Environmental Protection Agency
Annual Noncompliance Report (ANCR)**

A State-by-State
Summary of Violations and Enforcement Response
At Smaller Clean Water Act Dischargers under the
National Pollution Discharge Elimination System (NPDES) Program

Calendar Year 2009
(March 2011)

Dave's MHP	MOU112232	MO
David Ward WWTF	MO0132691	MO
David Ward WWTF	MO0132691	MO

4/3/2018

https://echo.epa.gov/system/files/ANCR_2009.pdf

And again in 2010...

**U.S. Environmental Protection Agency
Annual Noncompliance Report (ANCR)**

A State-by-State
Summary of Violations and Enforcement Response
At Smaller Clean Water Act Dischargers under the
National Pollution Discharge Elimination System (NPDES) Program

Calendar Year 2010

Da Vid Ward WWTF	MO0132691	MO
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4/3/2018

https://echo.epa.gov/system/files/2010_ancr_final_report.pdf

February 22, 2017 there was a notice of suspension for inhumane slaughter of livestock.



Food Safety and
Inspection Service

Office of Field
Operations

Springdale District

4700 S. Thompson
Suite B-201
Springdale, AR 72764
Voice 479-751-8412
Fax 479-751-9049

February 22, 2017

Hand Delivered by IIC
UPS Tracking # 1Z09R6A40196817725

Mr. David Ward, Owner
Valley Oaks Steak Company, Est. M46017
1921 W. 50 Hwy
Lone Jack, MO 64070

NOTICE OF SUSPENSION

Dear Mr. Ward,

This serves as official notification by the Food Safety and Inspection Service (FSIS) of the suspension of the assignment of inspection personnel related to your Slaughter process at Establishment M46017, Valley Oaks Steak Company, located at 1921 W. 50 Hwy., Lone Jack, Missouri, as per Regulations 500.3(b) (Rules of Practice). The Notice of Suspension (NOS) is based on your failure to prevent inhumane handling and slaughter of livestock at your facility as required by 9 CFR 313.16(a)(1) and 313.16(a)(3).

<https://www.fsis.usda.gov/wps/wcm/connect/2a4bb92e-204e-497b-b1a5-5e64dcfba4bc/M46017-Suspension-022217.pdf?MOD=AJPERES>

4/3/2018

One Day later the FSIS issues an abeyance in exchange for corrective and preventive actions...

Dear Mr. Ward,

On February 22, 2017 the Food Safety and Inspection Service (FSIS) notified you of the suspension of the assignment of inspection personnel at your facility. This Notice of Suspension was based on Title 9 Code of Federal Regulations (CFR) Rules of Practice 500.3(b) due to your establishment's failure to prevent inhumane handling and slaughtering of livestock at your facility as required by 9 CFR 313.16(a)(1) and (3).

On February 22, 2017, you provided a written response to the Notice of Suspension via email, beginning a dialogue with FSIS that resulted in your final Action Plan submission on February 23, 2017. FSIS analyzed the corrective and preventive measures provided in your Action Plan responses, which included actions to prevent the recurrence of inhumane handling of livestock. Therefore, FSIS will hold the suspension in abeyance pending verification by FSIS personnel that your Action Plan is effectively implemented. This letter serves as formal notification that the suspension is being held in abeyance.

An abeyance is a moratorium on the effect of a suspension. Once a suspension is imposed, the Agency may put it into abeyance if the establishment undertakes corrective and preventive actions that the the Agency finds will ensure the conditions that were the basis for the suspension will be eliminated, and your action plan is effectively implemented.

<https://www.fsis.usda.gov/wps/wcm/connect/eceec356-e7fe-4eda-a792-562051cd1244/M46017-Abeyance-022317.pdf?MOD=AJPERES>

4/3/2018

But 298 days later...

Valley Oaks Steak Company LLC
Johnson County
MOGR22256

December 21, 2017



Missouri Department of dnr.mo.gov
NATURAL RESOURCES
Eric S. Greiter, Governor Carol S. Corbin, Director

December 21, 2017

Valley Oaks Steak Company LLC
1129 NW Eagle Ridge Blvd
Grain Valley, MO 64029

Failed to Submit Monitoring Report

Dear Permittee:

Missouri State Operating Permit MOGR22256 was issued to Valley Oaks Steak Company LLC for the Valley Oaks Steak Company LLC in Johnson County. This permit sets forth specific effluent limitations, monitoring requirements, and specific permit conditions regarding the facility. The Missouri Department of Natural Resources has not received the discharge monitoring report for the monitoring period ending in August 2017 to September 2017.

By **January 25, 2018**, please submit the report to the address below. Your facility will be considered not in compliance until the violation(s) are addressed.

As always, the Department is willing to meet with you to discuss the violation(s) and the action necessary to bring your facility into compliance. If you would like to schedule a meeting or have questions, please contact Adria Palmer at 816-251-8735, by mail at 500 Northeast Culbert Road, Lee's Summit, MO 64086, or by email at adria.palmer@dnr.mo.gov.

If you have already provided this information, the department appreciates your efforts to return your facility to compliance.

Sincerely,

KANSAS CITY REGIONAL OFFICE

Adria Palmer
Technical Assistant, Permitting and Assistance Unit

APV

4/3/2018



Why are the residential neighbors of Valley Oaks and others so concerned about **6,999** head of cattle moving into Lone Jack, Missouri?

Because David Ward, no matter if he is acting as Ward Development, Sallee Ward, Woodbury Homes, Valley Oaks Steak Company, any other entity Ward entity or as an individual, has shown he would rather pay fines for repeated violations of the Clean Water Act rather than follow the rules and regulations designed to keep us and our children safe.

**If you don't protect our children's health
by ensuring clean water & general
compliance with the law, who will?**

4/3/2018

Mary F. Haskins, Ph.D.

Expertise in:

Environmental / Ecological Issues

- Professor of Biology
- Rues Distinguished Scholar
- Biology Department
- Rockhurst University
- 1100 Rockhurst Road
- Kansas City, MO 64110
- Mary.Haskins@Rockhurst.edu
- 816.501.4006

**This powerpoint is submitted
to DNR regarding concerns
with Valley Oaks
CAFO Permit
Application # MOG010872**

4/3/2018

Why would DNR approve a CAFO...

- if BEST practices are NOT currently followed why would you assume they will be followed in the future?
- jeopardizing Missouri's natural capital and environment thus damaging the ability of Missouri citizens to thrive?
- in an area deemed unsuitable by a geohydrology report?
- that built a lagoon that drains wastewater into Missouri state waters?
- among urban clusters as identified by the 2010 U.S. Census?
- located within a 1.5 mile radius of 154 homes / 3 miles of 880+ homes?
- within 3 miles of Powell Gardens, a nationally renowned tourist attraction?

4/3/2018

Discrepancies between geohydrology reports Why does the VO report not acknowledge the karst and bedrock?

- VO report states "No karst features were observed at or near the site."
- The USGS clearly identifies the region as a karst or potential karst site.
- A more detailed geohydrology report submitted by Grobbel 2018 clearly states the area is not suitable due to karst features and bedrock.

VO report also stated unnamed tributary of East Branch Crawford Creek may be adversely impacted in the event of lagoon/treatment failure. **Question: Heavy rains could also carry contaminants into surface waters. Are berms being constructed to keep rain water out of this area?**

4/3/2018

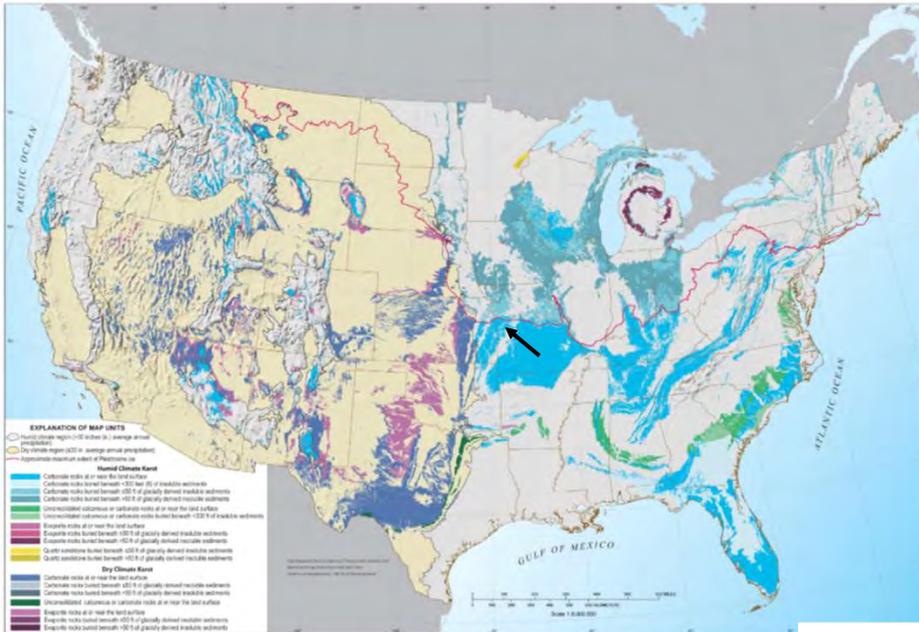
Geohydrology reported submitted by VO states already constructed wastewater lagoon is expected to flow into Missouri state waters

Any runoff from the lagoon or land application system will flow east-northeast into an unnamed tributary of East Branch Crawford Creek. The tributary exhibits gaining stream characteristics and contained small pools during the evaluation.

How can a permit be approved when the submitted geohydrology report acknowledges wastewater runoff will flow into MO state waters?

Source: Geohydrologic Report Posted on DNR website for VO

4/3/2018



CAFO is located in Karst area.

Karst allows turbulent water flow to carry pollutants into ground water.

Turbulent flow requires only 1/5 inch of space through rocks.

(Aley personal communication)

Figure 1. Karst and potential karst areas in soluble rocks in the contiguous United States.

Sources: Grobbel, 2018 geohydrology report; USGS Karst in the United States

4/3/2018

Question: Does NMP account for lag in nutrient availability?

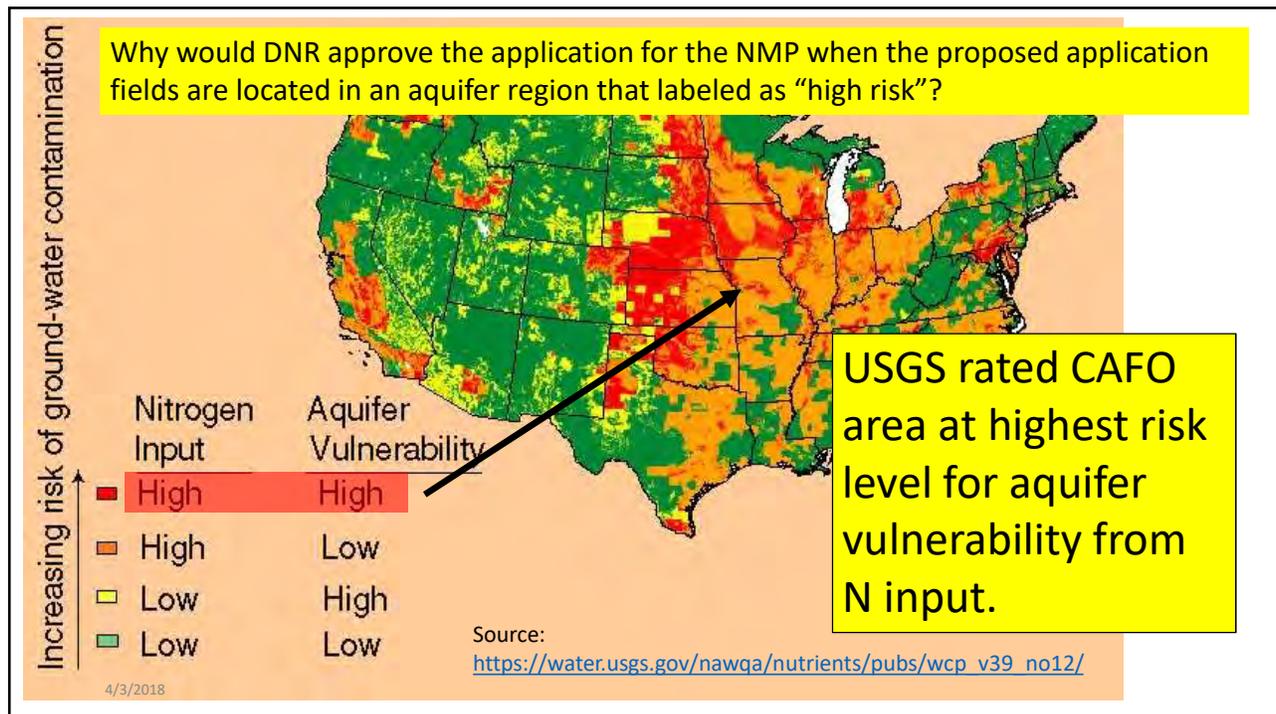
- Nutrients may require decomposition before plants can access
 - Example:
 - 12% organic nitrogen might be available from 1 year ago
 - 5% might be available from 2 years ago
 - 2% might be available from 3 years ago
 - Dates of manure applications may not coincide with plant nutrient uptake thus allowing nutrients to reach ground/surface waters.
 - Fall applications produce high nitrate losses in early spring.
 - Increasing nitrogen input increases risk of aquifer contamination.

Sources: Bumbla (accessed 4/2018)

Missouri DNR: CAFO Nutrient Management Technical Standard (3/4/2009)

http://nmplanner.missouri.edu/regulations/Nutrient_Management_Tech_Standard-FINAL_3-4-09.pdf

4/3/2018



Questions regarding manure/nutrient control:

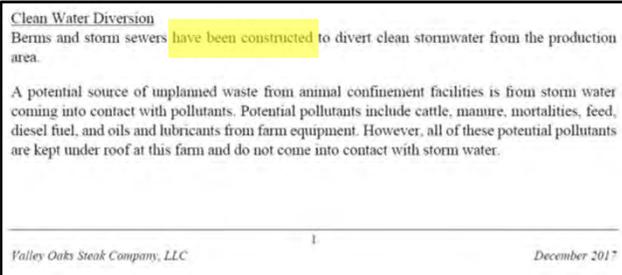
- What is the **specific** protocol for monitoring field perimeters confirming that no manure runs off of property?
 - (MO CAFO NMTS A2(3)e(iii) page 6 3/4/09)
- Berms, for controlling runoff, are mentioned in the application (p 1):
 - Most recent application states berms **will be built** to divert stormwater from production area.
 - Confusion on timing? (see next slide)
 - Location?
 - Size?
 - USEPA requires diversion of clean water including runoff from adjacent land. (page 72 USEPA 820-R-13-002 July 2013)
 - Recent photographs of the property during a 3.48 inch rainfall indicated water was uncontrollably running off of the property. **Where is the evidence of berms controlling clean water runoff? What is the relationship between observed flooding and the already constructed wastewater lagoon?**



4/3/2018

Confusion on timing of berm construction

- VO application dated Dec 2017 p 1
 “Berms and storm sewers **have been** constructed....”
- Application posted with DNR Mar 16 Public Notice states berms “...**will be** constructed....”



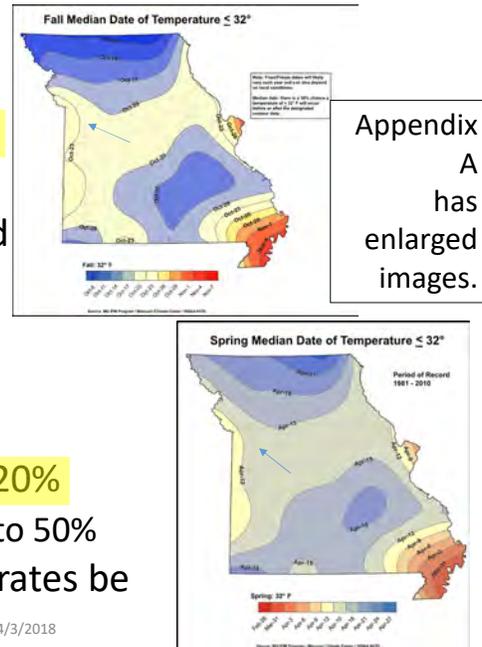
PART 7 – DIVERSION OF CLEAN WATER

Berms and storm sewers **will be constructed** to divert clean stormwater from the production area.

4/3/2018

Questions regarding timing, soil conditions, placement

1. Are all setbacks **really** in compliance?
2. Proposed manure application dates?
 - December (12 fields) - ground is frozen
 - October – potential for frozen ground
 - November - potential for frozen ground
 - April - potential for frozen ground
3. Will manure continue to be spread within 24 hours of precipitation events like neighbors have recently witnessed?
4. Approx. 13 fields are listed with slopes >20%
 - ex: F065B, F066A, F071H all have slopes up to 50%
5. Specifically how will manure application rates be monitored to prevent over application? 4/3/2018



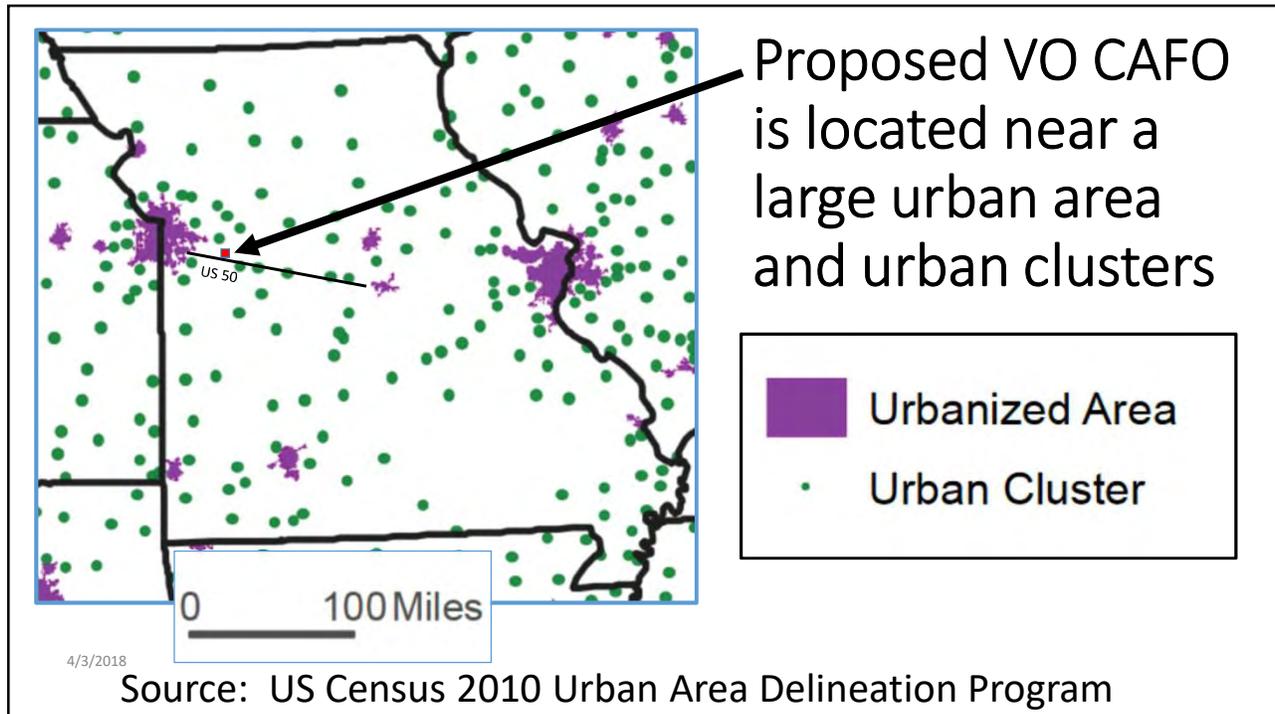
In the event of water contamination from manure spills and/or stormwater mixing with manure, will the VO CAFO be bonded so they will be responsible for remediation of the damage?

How will methane buildup be prevented to prevent the potential for explosions?

If not bonded, then how much taxpayer money is typically needed to pay for remediation from CAFO accidents?

4/3/2018

Source recommending CAFO bonding: Donham et. al. 2006



Hazards Posed by Manure

- Plant nutrients e.g., N and P
- Chemicals e.g.,
 - Growth hormones
 - Antibiotics
 - Food additives
 - Cleaning chemicals
 - Animal blood
 - Silage leachate
 - Copper sulfate (footbaths for cattle)
- Pathogens (150+ impact human health)
 - Protozoans, e.g., *Giardia*, *Cryptosporidium*
 - Bacteria e.g., *Escherichia coli*
 - Viruses
 - Fungi

Prior history with CAFO's throughout the U.S. has demonstrated contamination of ground/surface water are inevitable.

Protozoan prevalence in feedlots is very high

States with high concentrations of CAFOs experience on average **20 to 30 serious water quality problems per year** as a result of manure management problems (EPA, 2001).

4/3/2018

Source: Gerba and Smith 2005; National Association of Local Boards of Health 2010

Questions: Pathogen survival in manure is influenced by time, moisture, temperature, and oxygen levels.

1. Is there a minimum/maximum amount of time for manure storage in shed?
2. What level of dehydration is proposed?
 - letters sent to neighbors discussed surface application of **dry manure**
 - **page of application (p3) states manure/bedding dehydrated to 80%**
 - **definition of dry manure is <75% moisture**

per code of MO state regulations 10 CSR 20-6.300 dated 9/30/12
3. Will temperatures in manure storage shed be monitored?
4. Will manure in storage shed be aerobically or anaerobically managed?

(methane buildup will be higher if the system is entirely anaerobic)

4/3/2018

Giardia and Cryptosporidium **can infect virtually EVERY mammal**

Potential *Giardia/Cryptosporidium* production
VO → 106,212 tons (= 907,185 grams) feces / yr

Animals can pass
10 Million *Giardia* cysts / gram manure
10 Billion *Cryptosporidium* oocysts / gram manure

Potential annual production at VO :

9,071,850,000,000 = 9 trillion *Giardia* cysts
9,071,850,000,000,000 = 9 quadrillion *Cryptosporidium* oocysts

Appendix A details how disking Crypto into soil enhances survival of oocysts and increases risk to groundwater.

4/3/2018

Source: Petersen et. al., 2012; Van Herk, et al., 2004

Infective dose = 10 cysts	Amount of manure (in grams)	907,185
	Potential <i>Giardia</i> / gram	10,000,000
		(9 trillion)
Potential Number of Infective <i>Giardia</i> Produced		9,071,850,000,000
Potential for Infection Produced/Surviving	Potential Total Number of <i>Giardia</i> Doses (10) Capable of Producing Infection	
25%	226,796,250,000	226.8 billion
0.0001%	907,185	9,072
Even if only one millionth of the potential <i>Giardia</i> produced survive that is 9,072 infective doses.		
Prevalence of <i>Giardia</i> in feedlots animals is high One pinhead holds 187 cysts		
<small>4/3/2018</small> <small>Sources: Ralston et. al., 2007; Van Herk et. al., 2004; dose calculations Haskins</small>		

Infective dose = 10 oocysts	Amount of manure (in grams)	907,185
	Potential <i>Crypto</i> / gram	10,000,000,000
		(9 quadrillion)
Potential Number of Infective <i>Crypto</i> Produced		9,071,850,000,000,000
Potential for Infection Produced / Surviving	Potential Total Number of Surviving <i>Cryptosporidium</i> Doses	
25%	226,796,250,000,000	226.8 trillion
0.00001%	90,718,500	90 million
Even if only one Billionth of the potential <i>Cryptosporidium</i> produced survive that is 90 Million Infective Doses of <i>Cryptosporidium</i>		
One pinhead holds 272 environmentally-tough, freeze and chlorine resistant infective doses.		
<small>4/3/2018</small> <small>Source: Robertson et. al., 1992; Petersen et. al., 2012; Van Herk et. al., 2004; dose calculations Haskins</small>		

Proposed area has shallow soils and is underlain by both Kansas City Limestone and Shale

- Limestone (karst) allows turbulent flow of pathogens / pollutants
- Shale breaks down to form clay which increases runoff chances
 - Runoff pollutes both surface water and can later infiltrate groundwater

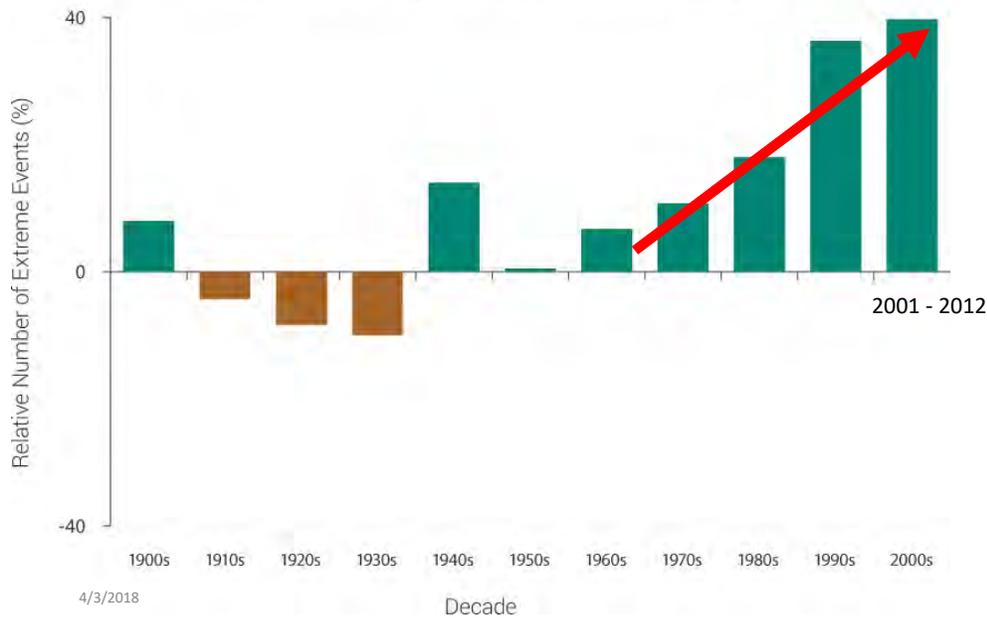
Shallows soils / Limestone / Shale do not adequately protect ground / surface water from pathogen / pollutants.

If neighbors located south of the VO facility discover an increase in pollutants and pathogens in their streams, what reporting procedure would they use to alert the state? What steps would the state take to investigate the problem?

4/3/2018

Sources: CDC 2018, Boyer et. al., 2009, Ralston 2001, USGS, Van Herk 2004

Extreme storms in U.S. are increasing in number

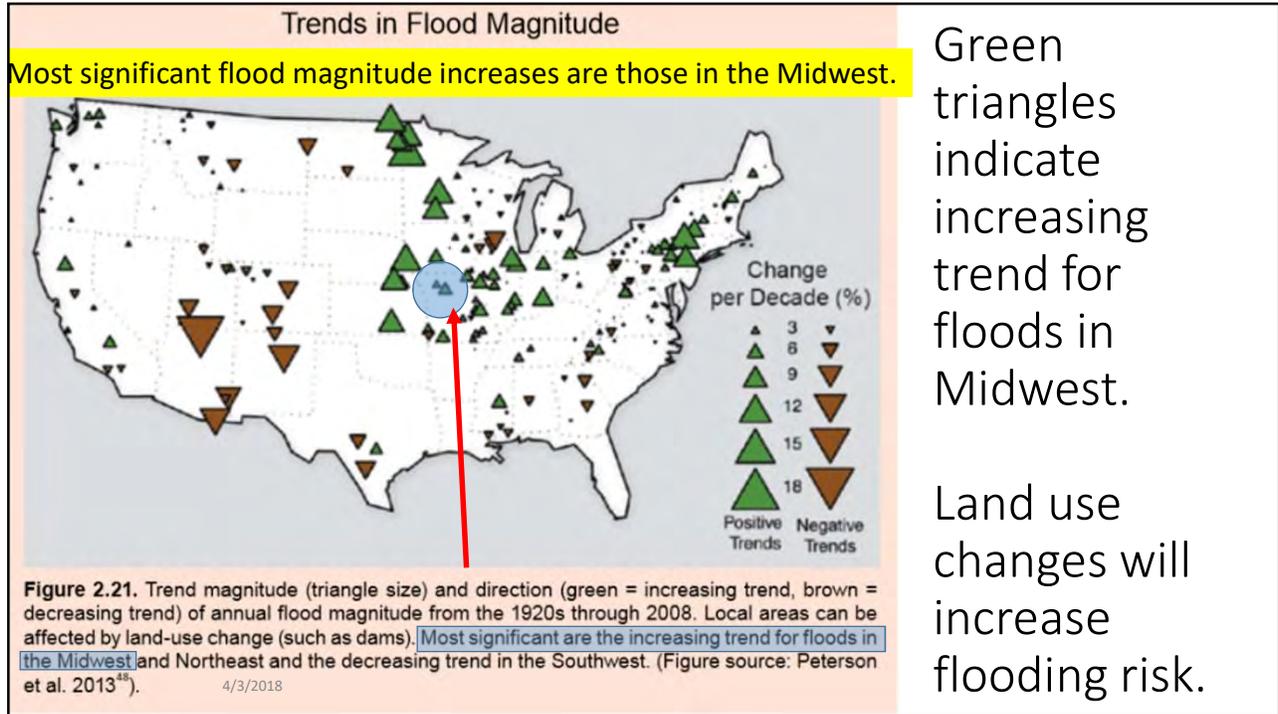


Houston had three “500 year floods” in 3 consecutive years (2015-2017).

Figure adapted from: Kunkel, et. al. 2013.

Monitoring and Understanding Trends in Extreme Storms: State of Knowledge.

4/3/2018



Valley Oaks CAFO is located in a 1:100 year flood zone

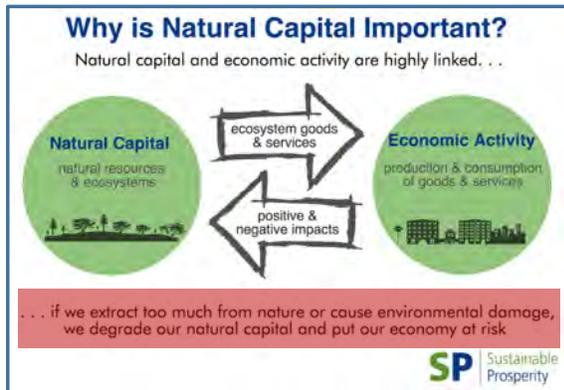
10% chance of a 1:100 year flood within the next 10 years

(calculated using web-based extreme weather calculator)

4/3/2018

Vision Statement:

The Missouri Department of Natural Resources helps Missouri citizens **thrive** by balancing a healthy environment with a healthy economy.



4/3/2018

Will DNR help Missouri citizens *thrive* by preventing environmental damage to Missouri's Natural Capital?

Ecosystem services worldwide valued at an average of **\$140-\$165* Trillion/year**

**Most of value is outside the market
BUT if service is lost/damaged then
repair/replacement to restore service
would be very expensive.**

Local ecosystem services are worth millions of dollars and should not be jeopardized by the proposed CAFO. Assuming damage occurs, how much money will the state pay to restore damage to local ecosystem services?

4/3/2018

*inflation adjusted from Costanza, 2014

PROVISIONING SERVICES	REGULATING SERVICES	CULTURAL SERVICES
<i>The "products" obtained from ecosystems</i>	<i>Benefits obtained from the regulation of ecosystem processes</i>	<i>Nonmaterial benefits obtained from ecosystems</i>
Foods Fibers Ornamentals Medicines Biofuels Fresh water Genetic resources	Climate regulation Flood prevention Erosion control Pest control Pollination Seed dispersal Disease regulation	Educational Recreational Sense of place Spiritual Cognitive development Stress relief Gardening
SUPPORTING SERVICES		
<i>Services necessary for the production of all other ecosystem services</i>		
Biodiversity Nutrient recycling Primary productivity		
4/3/2018		

Table 1. Ecosystem services include: provisioning, regulating, cultural and supporting services.

Source: Millennium Ecosystem Assessment. Ecosystems Human Well-Being: Synthesis; Island Press: Washington, DC, USA, 2005).

In closing, why would DNR approve a CAFO

- jeopardizing Missouri's natural capital and environment thus damaging the ability of Missouri citizens to thrive?
- in an area deemed unsuitable by a geohydrology report?
- that built a lagoon that drains wastewater into Missouri state waters?
- among urban clusters as identified by the 2010 U.S. Census?
- located within a 1.5 mile radius of 154 homes?
- located within a 3 mile radius of 880+ homes?
- within 3 miles of Powell Gardens, a nationally renowned tourist attraction?

The denial of the proposed VO CAFO permit will allow a significant number of Missouri citizens to thrive by protecting local natural capital and ecosystem services. Therefore, I appeal to you to deny the proposed permit.

4/3/2018

Literature Cited

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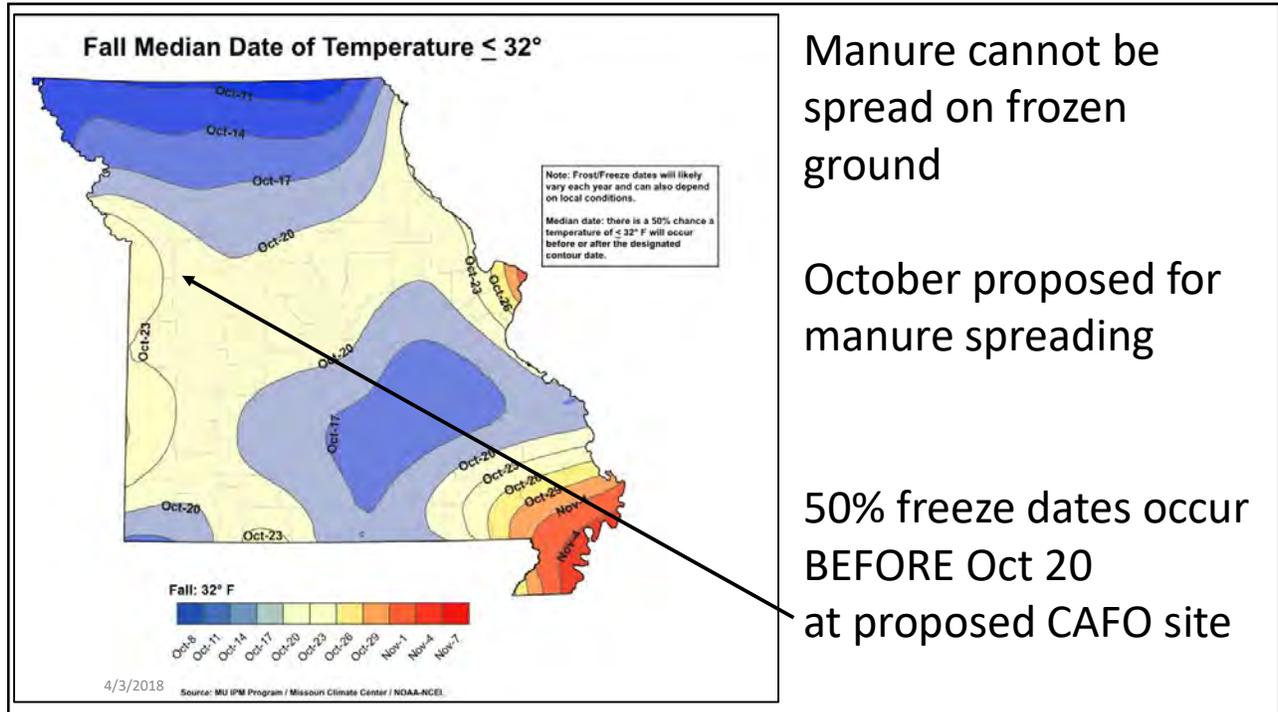
4/3/2018

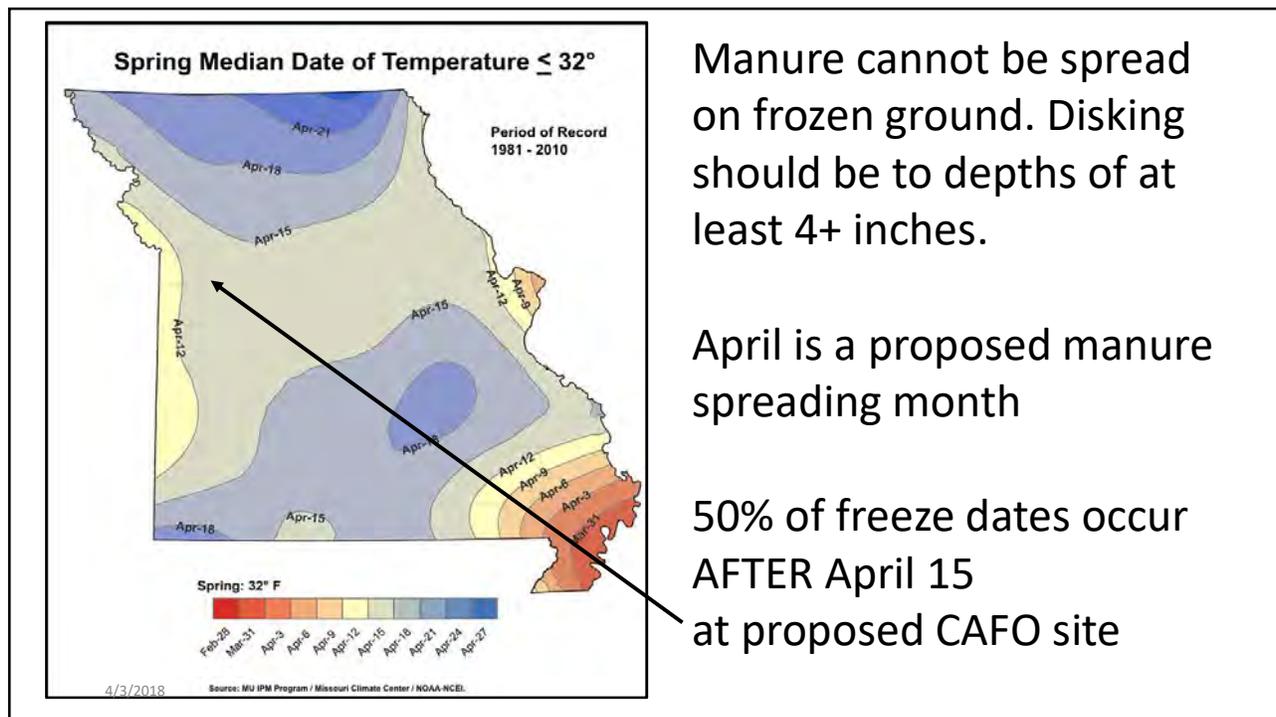
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4/3/2018

Appendix A

4/3/2018





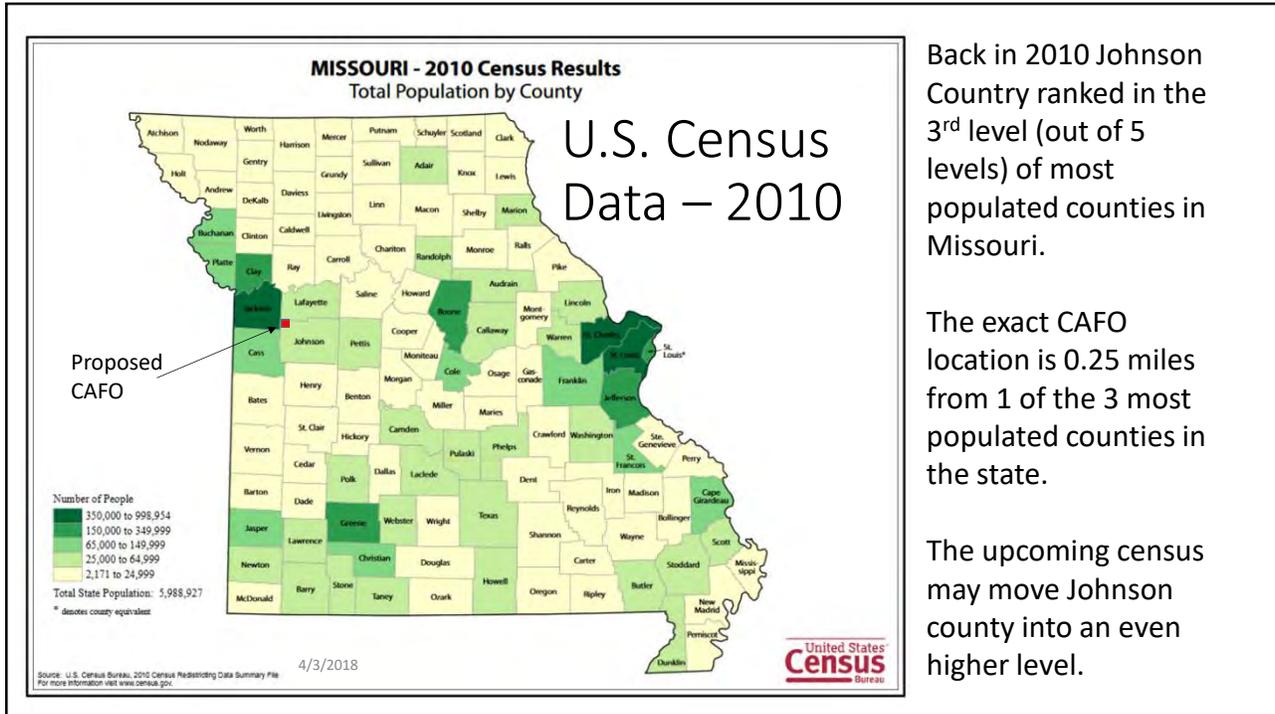
Transport, fate and infectivity of *Cryptosporidium*

- All cattle, especially feeder cattle, can carry *Cryptosporidium*
- Disking manure into soil increases survival of Crypto oocysts
 - better protection from sun / increased soil moisture
- Oocysts can survive months to years in soil
- Cool temps, e.g., winter, increases cyst leaching out of manure
- Oocysts can then more easily move through soil during spring/summer precipitation events

4/3/2018

Sources:

Boyer et al 2009; King and Monis 2006; Petersen et. al., 2012; Van Herk et. al., 2004



Back in 2010 Johnson County ranked in the 3rd level (out of 5 levels) of most populated counties in Missouri.

The exact CAFO location is 0.25 miles from 1 of the 3 most populated counties in the state.

The upcoming census may move Johnson county into an even higher level.

SAY NO TO VALLEY OAKS

Elizabeth and Ryan Deich

Permit # MOG010872
DNR Public Hearing

Introduction

- Ryan & Elizabeth Deich
- Speaking on behalf of Chamness Trust and our children



4/3/2018

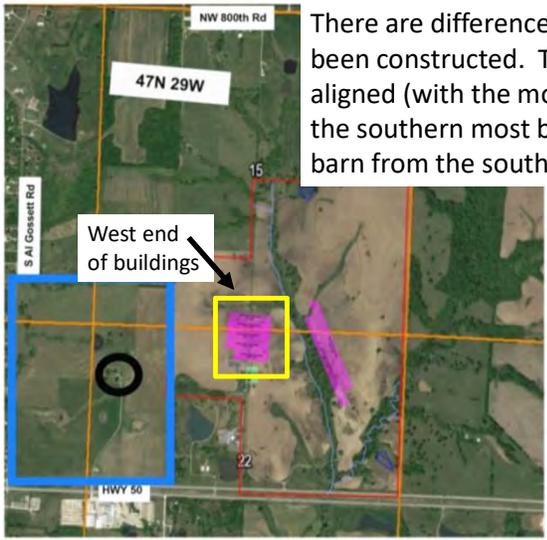
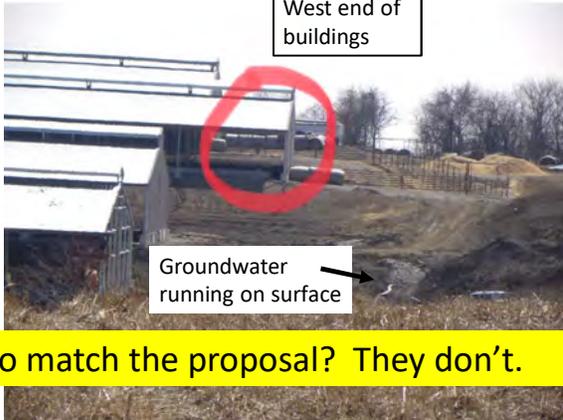


BAD LOCATION

- 100 plus years – Century Farm
- 5th & 6th generation currently reside on the original homestead
- 1,800-2,000 ft from our house
- Adjoining property – west side of VO

4/3/2018

There are differences in the buildings proposed on paper and what has been constructed. The proposal indicates the western end of 4 barns are aligned (with the most southern barn "set back" from the others. In reality the southern most barn aligns with the northernmost barns and the 2nd barn from the south extends closer to our property than the other barns.

West end of buildings

West end of buildings

Groundwater running on surface

Are the constructed buildings supposed to match the proposal? They don't.

4/3/2018

ANIMAL WASTE

6,999 Cattle	1 Day	45 Days	365 Days
Manure*	454,935 lbs/ 227 tons	20.4 million lbs / 10,236 tons	166 million lbs/ 83,025 tons
Water Usage **	69,990 gal	3.1 million gal	25.5 million gal
Urine Output*	24,496 gal	1.1 million gal	8.9 million gal

Per 100 Cattle	1 Day	30 Days	365 Days
Carcass (Animal Waste)	75,000 lbs/ 37.5 tons	2.25 million lbs/ 1,125 tons	27.3 million lbs/ 13,687 tons

4/3/2018

Health Risks related to Manure Contamination

Table 2 Select pathogens found in animal manure.

Pathogen	Disease	Symptoms
<i>Bacillus anthracis</i>	Anthrax	Skin sores, headache, fever, chills, nausea, vomiting
<i>Escherichia coli</i>	Colibacillosis, Coliform mastitis-metris	Diarrhea, abdominal gas
<i>Leptospira pomona</i>	Leptospirosis	Abdominal pain, muscle pain, vomiting, fever
<i>Listeria monocytogenes</i>	Listeriosis	Fever, fatigue, nausea, vomiting, diarrhea
<i>Salmonella species</i>	Salmonellosis	Abdominal pain, diarrhea, nausea, chills, fever, headache
<i>Clostridium tetani</i>	Tetanus	Violent muscle spasms, lockjaw, difficulty breathing
<i>Histoplasma capsulatum</i>	Histoplasmosis	Fever, chills, muscle ache, cough rash, joint pain and stiffness
<i>Microsporium and Trichophyton</i>	Ringworm	Itching, rash
<i>Giardia lamblia</i>	Giardiasis	Diarrhea, abdominal pain, abdominal gas, nausea, vomiting, fever
<i>Cryptosporidium species</i>	Cryptosporidiosis	Diarrhea, dehydration, weakness, abdominal cramping

Sources of infection from pathogens include fecal-oral transmission, inhalation, drinking water, or incidental water consumption during recreational water activities. The potential for transfer of pathogens among animals is higher in confinement, as there are more animals in a smaller amount of space. Healthy or asymptomatic animals may carry microbial agents that can infect humans, who can then spread that infection throughout a community, before the infection is discovered among animals.

4/3/2018

9

Would you CHOOSE to live next to:

- The same amount of sewage as living next to 210,000+ people
- The smell of 290 tons of manure produced on a daily basis (in addition to whatever amount is stored on site)

WE DO NOT CHOOSE THIS!

4/3/2018

Past Violations

- Clean Water Commission 2000, 2002
- EPA 2004, 2005, 2009, 2010
- USDA 2017
- DNR 2017

4/3/2018

BAD LOCATION

At least 154 homes are located within 1.5 miles of the CAFO site -
-more than 10 times that of the average for all other CAFOs in
the KC region (14.67), and it is nearly 12 times that of the
average for the other two cattle CAFOs in Missouri (11.84).

More than 880 homes are located within three miles of the
CAFO.

4/3/2018

Evidence of health problems for those living near CAFO's has been known for decades and continues to increase.

However, regulators and politicians RARELY, IF EVER, share that knowledge with those living near CAFO's.

This lack of transparency then exposes families to environmental risks of which the families may be unaware. **Government should work small farmers not just corporate farmers and donors.**

- Avery et al. 2004
- Bullers 2005
- Centers for Disease Control and Prevention 1998
- Kilburn 1997
- Merchant et al. 2005
- Mirabelli et al. 2006
- Reynolds et al. 1997
- Schiffman et al. 1995, 2000
- Thu 2002
- Thu et al. 1997
- Wing and Wolf 2000

Source:

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC1817697/>

4/3/2018

Other Health Risks

Hypersensitivity Pneumonitis- AKA Farmer's Lung -- It results in a type III hypersensitivity inflammatory response and can progress to become a chronic condition which is considered potentially dangerous.

Pulmonary Fibrosis

Per DNR, Phillips Farms In Drexel, MO is a Class 1B hog CAFO – 21 houses are within 1.5 miles

My parent's house is one of those 21. My mom was diagnosed with Farmer's Lung 4-4-2016. She subsequently developed pulmonary fibrosis.

She now requires 15 liters of oxygen to walk, is mostly confined to a chair, and requires medication costing \$21K per MONTH.

Median life expectancy for those diagnosed with farmer's lung is 2.5 years.

4/3/2018

Name: Emma J. Chamness | [REDACTED]

Health Summary

These are the health issues we have on file for you:

Dyslipidemia Added 3/16/2015	LD (interstitial lung disease) (HCC) Added 4/16/2016	Farmer's lung (HCC) Added 4/16/2016
Chronic respiratory failure with hypoxia (HCC) Added 4/16/2016	Hypersensitivity pneumonitis (HCC) Added 4/16/2016	Dilated cardiomyopathy (HCC) Added 3/29/2017
Dyspnea, unspecified Added 4/10/2017	Hypervolemia Added 4/10/2017	Encounter for long-term (current) use of high-risk medication Added 6/26/2017
(HFrEF) heart failure with preserved ejection fraction (HCC) Added 8/11/2017	Long term current use of systemic steroids Added 10/4/2017	Pulmonary hypertension (HCC) Added 1/10/2018

These are the medications we have on file for you:

Emma J. Chamness
3700 E. 339th
Drexel, MO 64070

To Whom It May Concern,

I, Emma J. Chamness give my daughter Elizabeth Deich my permission to use my medical record information for education in regards to health risks related to Concentrated Animal Feeding Operations. She may use my medical record information for up to one year from this date.

Emma J. Chamness, 4-1-18

Emma J. Chamness 4-1-18

4/3/2018

Water Issues



Standing water on the barn floors

4/3/2018



Wildlife – several bald eagles are nesting in this area



4/3/2018



4/3/2018



4/3/2018



4/3/2018



4/3/2018

Why not sell???

- We were here first! We did not ask for this!
- My family heritage and history
- Our Children's Birthright
- Decreased property value

4/3/2018

THEIR FUTURE



4/3/2018



4/3/2018



4/3/2018



4/3/2018

Farms! Not Factories



4/3/2018

Sources

Slide 5 – Based on Google Maps

Slide 6 - *Based on 1 steer 65 lbs per day and 3.5 gal per day
https://fergusonfoundation.org/lessons/cow_in_out/cowmoreinfo.shtml

**Based on 1 gallon per 100lbs/ 1000 lb steer
<https://beef.unl.edu/amountwatercowsdrink>

Slide 7 – The Center of Disease Control --
https://www.cdc.gov/nceh/ehs/docs/understanding_cafos_nalboh.pdf

Slide 8 – The Mayo Clinic -- <https://www.mayoclinic.org/diseases-conditions/pneumonitis/symptoms-causes/syc-20352623>

4/3/2018