



# 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](http://www.idem.IN.gov)

**Eric J. Holcomb**  
*Governor*

**Brian C. Rockensuess**  
*Commissioner*

June 28, 2024

Kenneth J. Hemmelgarn-Manager  
Hemmelgarn Livestock LLC #2  
648 South 300 East  
Portland, Indiana 47371

Re: Confined Feeding Operation Approval  
Notice of Deficiency 1  
Jay County  
Farm ID# 7054

Dear Kenneth J. Hemmelgarn:

On June 6, 2024, the Confined Feeding Program received your application for the above referenced site. Based on the review of the plans and information submitted to IDEM and all available information contained in our files, additional information and/or changes are required before further review may start. The information requested is identified in the enclosures.

Please submit two copies of all items to:

**Scott Foster**  
**Indiana Department of Environmental Management**  
**Office of Land Quality**  
**Confined Feeding Program**  
**100 North Senate Avenue, IGCN Rm 1101**  
**Indianapolis, Indiana 46204-2251**

In order to provide for a reasonable progression of the permitting process, IDEM requests that the required information be submitted within fifteen (15) days from the date this letter is received. If you believe that the information requested cannot be submitted within that time frame, please contact Mr. Scott Foster to arrange a schedule for submitting the information.

IDEM may deny any application if you do not submit the required information.



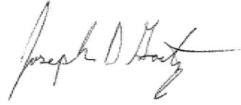
Visit [on.IN.gov/survey](http://on.IN.gov/survey) or scan the QR code to  
provide feedback.

*We appreciate your input!*



If you have any questions or comments about this letter, please contact Scott Foster at (317) 234-9688 of the Confined Feeding Program.

Sincerely,

A handwritten signature in black ink, appearing to read "Joseph D. Goetz". The signature is written in a cursive style with a long horizontal stroke extending to the right.

Joseph D Goetz, Section Chief  
Confined Feeding Permits Section  
Office of Land Quality

cc: Dennis Chenoweth

**NOTICE OF DEFICIENCY 1**  
Hemmelgarn Livestock LLC #2  
Farm ID# 7054  
Jay County

For Questions  
Contact: Scott Foster  
Email: spfoster@idem.in.gov

Telephone: 317-234-9688

**BACKGROUND**

This is a renewal with a reauthorization for construction. The applicant plans on constructing two buildings with concrete pits (P1) and (P2) 417'x81' 10"x8' to store manure from 8,800 finishers. The facility proposes the use of Polarset.

**COMMENTS**

Please address the following comments:

**327 IAC 19-12-4: Design requirement & Storage capacity:**

1. Please show on plan sheet 1 and 2 that the concrete compressive strength is 4,000 psi at 28 days.
2. Please specify the maximum animal weight and update the live load of slats and beams if animal weight is over 280 pounds.

**327 IAC 19-7-3: Farmstead Plan:**

3. There is not a well shown on the farm map. Please add this detail if applicable or confirm that the farm has a different water source.

**327 IAC 19-7-2: Plot maps:**

4. The land use agreements included in the 7/17/2019 approval have expired. Please update the soil maps and the topographical maps and submit the new land use agreements.