



MISSOURI
DEPARTMENT OF
NATURAL RESOURCES

Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 20—Clean Water Commission
Chapter 8—Minimum Design Standards

WORKING DOCUMENT
Strawman

**The Department presents these draft materials for
stakeholder review and discussion only.
Subject to the Red Tape Reduction review.**

The Missouri Department of Natural Resources has identified 10 CSR 20-8, Minimum Design Standards, as a potential rulemaking amendment. This workgroup has been convened for the purpose of informal and voluntary public participation and discussions regarding the development of this rule prior to initiating formal rulemaking.

Under Governor Greitens' leadership, all state agencies are working to reduce regulations and other government processes that unnecessarily burden individuals and businesses while doing little to protect or improve public health, safety, and our natural resources. The Missouri Department of Natural Resources is committed to limiting regulation to what is necessary to protect Missouri's environment, implementing statutory mandates, and maintaining state control of programs. Any further proposed changes to rules discussed on this page are being developed with these goals in mind. We welcome your comments to help ensure that our regulations provide required protections but do not add unnecessary costs.

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Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 20—Clean Water Commission
Chapter 8—*[Design Guides]* Minimum Design Standards

10 CSR 20-8.300 *[Manure Storage Design Regulations]* Design of Animal Waste Management Systems

[PURPOSE: This rule sets forth criteria prepared as a guide for the design of animal waste management systems at Concentrated Animal Feeding Operations. This rule shall be used together with 10 CSR 20-6.300 Concentrated Animal Feeding Operations. This rule reflects the minimum requirements of the Missouri Clean Water Commission in regard to adequacy of design, submission of plans, and approval of plans. It is not reasonable or practical to include all aspects of design in this standard. The design engineer should obtain appropriate reference materials which include, but are not limited to: copies of ASTM International standards, design manuals such as Water Environment Federation's Manuals of Practice, and other design manuals containing principles of accepted engineering practice. Deviation from these minimum requirements will be allowed where sufficient documentation is presented to justify the deviation.]

PURPOSE: The following minimum criteria have been prepared as a standard for the design of animal waste management systems. This rule is to be used with rules 10 CSR 20-8.110 through 10 CSR 20-8.500 for the planning and design of a treatment facility. It is not reasonable or practical to include all aspects of design in these standards. The design engineer may use other appropriate reference materials for these design aspects not addressed in this rule. This rule specifies minimum standards for the design and construction of animal waste management systems, in addition to engineering experience and judgement in accordance with standards of practice.

[(1) Definitions.

(A) Definitions as set forth in the Missouri Clean Water Law, Chapter 644, Concentrated Animal Feeding Operation (Hog Bill) section 640.703, RSMo, 10 CSR 20-2.010, and 10 CSR 20-6.300 shall apply to the terms in this rule unless otherwise defined by subsection (1)(B) below.

(B) Other applicable definitions are as follows:

1. Design storage period—The calculated number of days that will fill the manure storage structure from the lower to the upper operating level for a covered storage structure or from the lower to the upper operating level for an uncovered, liquid storage structure during a period of average rainfall minus evaporation (R-E).

A. For a design storage period of fewer than three hundred sixty-five (365) days, the largest consecutive average monthly R-E, corresponding with the number of months of the storage period, shall be used.

B. For multiple storage stages, the storage period is the sum of available storage days in each stage.

C. For covered liquid manure storage structures, the upper operating level is one foot (1') below the top of the structure;

2. Freeboard—The elevation difference between the bottom of the spillway to the top of the berm for an earthen basin;

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3. *Groundwater table*—The seasonal high water level occurring beneath the surface of the ground, including underground watercourses, artesian basins, underground reservoirs and lakes, aquifers, other bodies of water located below the surface of the ground, and water in the saturated zone. For the purposes of this rule, groundwater table does not include the perched water table;

4. *Manure*—The fecal and urinary excretion of animals;

5. *Manure storage structure*—A fabricated structure or earthen basin used to store manure, litter, and/or process wastewater;

6. *Rainfall minus evaporation (R-E)*—The average depth of monthly liquid precipitation minus evaporation as published in the most recent National Weather Service Climate Atlas for the geographical region of the proposed structure;

7. *Safety depth*—One foot (1') of liquid depth or the depth needed to hold the volume of the ten- (10-) year, ten- (10-) day storm, whichever is greater;

8. *Solid manure*—Manure that can be stacked without free flowing liquids;

9. *Safety volume*—The volume of wastewater stored between the upper pumpdown and emergency spillway crest;

10. *Storage lagoon*—A lagoon that does not have adequate volume to accomplish treatment;

11. *Storage volume*—The volume of manure, runoff, washwater, rainfall, and additional water sources between the lower and upper operating levels;

12. *Ten- (10-) year, ten- (10-) day storm*—The depth of rainfall occurring in a ten- (10-) day duration over a ten- (10-) year return frequency as defined by the most recent publication of the National Weather Service Climate Atlas for the geographical region of the proposed manure storage structure;

13. *Total storage capacity*—The combined volume of storage and safety volumes stored between the lower pumpdown level and emergency spillway crest;

14. *Treatment volume*—The permanent volume maintained below the lower pumpdown designed for anaerobic treatment of manure based on latitude;

15. *Waste treatment lagoon*—A lagoon that is sized to have three hundred sixty-five (365) days of storage volume and adequate treatment volume;

16. *Wastewater*—A combination of manure, washwater, runoff, rainfall, and process wastewater; and

17. *Wastewater flow*—The annual rate of wastewater contributed to an animal waste management system.]

[(2) General]

[(A)](1) Applicability. This rule *[shall apply]***applies** to all new or expanding Concentrated Animal Feeding Operations (CAFOs), however, only those applicants that are constructing earthen basins need to obtain construction permits.

[(B) These design regulations may also be applicable to other types of agricultural waste management systems regulated by the department. Other facilities that wish to use this regulation when preparing a permit application shall first obtain written approval from the department.

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(C) Careful consideration should be given to the type of storage, treatment, and land application before choosing a final system design. Important factors to consider include: location and topography of the operation; concentration and quantity of the manure to be managed; land available for manure utilization; operating costs; and the probable type of supervision and maintenance the operation will require.

(D) New Processes, Methods, and Equipment. The policy of the department is to not obstruct the development of new methods, equipment, and management practices for manure management. The lack of inclusion in this standard of a particular type of treatment process or equipment should not be construed as precluding its use. The department will approve other types of processes or equipment under the following conditions:

1. The operational reliability and effectiveness of the process or device shall have been demonstrated with a suitably-sized prototype unit operating at its design load conditions to the extent required by the department; and

2. The department may require additional tests including:

A. Results and engineering evaluations demonstrating the efficiency of the processes or equipment; and

B. Appropriate, independent testing/evaluation conducted under the supervision of an engineer not employed by the manufacturer or developer.

(E) Deviations. Deviations from these rules may be approved by the department when engineering justification satisfactory to the department is provided. Justification must substantially demonstrate in writing and through calculations that a variation(s) from the design rules will result in either at least equivalent or improved effectiveness. Deviations are subject to case-by-case review with individual project consideration.]

[(3)](2) Permit Application Documents. [Applicants for a construction permit for earthen basins shall include one (1) set of documents described in this section for department approval as part of the construction permit application process. Applicants who are not constructing earthen basins and are seeking an operating permit shall develop and maintain these documents and submit those required in 10 CSR 20-6.300. The engineering documents shall provide the basic information, present design criteria and assumptions, examine alternate systems, where appropriate, and provide plans and specifications. The documents shall also include process description, sizing, data, controlling assumptions, and considerations for the functional operation of an animal waste management system.] All engineering documents shall be prepared by or under the direct supervision of a registered professional engineer licensed to practice in Missouri. [The department will not examine the adequacy or efficiency of the structural, mechanical, or electrical components of the animal waste management systems, only adherence to rules and regulations.

(A) Engineering report—The following paragraphs list requirements for the content of the project engineering report to be submitted to the department for review and approval:

1. Title page. Title of project, date, operation's name and address, name and address of firm preparing the report, and seal and signature of the engineer;

2. Project location map. This map shall include state and county roads, county boundaries, and city boundaries, and show the location of the proposed project;

3. Narrative project summary. Provide an explanation of any existing conditions at the operation and a summary of the proposed modifications to the operation;

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4. *Summary of design. This section should include the design data, calculations, all assumptions, and all relevant information used to justify the design. If the engineering documents contain known deviations from the design criteria contained in this rule, documentation and justification for the deviation should be submitted with the design criteria. The following items should be included:*

A. *Each animal type and number within the production area, the maximum design animal capacity, and the average weight for each animal type;*

B. *A detailed explanation of the process by which manure is deposited, handled, managed, and transferred within the operation;*

C. *Calculations showing the estimated annual amount of manure generated at the production area and wastewater flows with average rainfall. Where possible, design manure volume shall be based on past operating records or operating data from facilities with similar feed inputs and animal characteristics. Documentation of these volumes shall be included. If operating data is not available, the design manure volume shall be estimated using the most recent edition of a research based reference. The reference name, edition, and data shall be included;*

D. *Design calculations justifying the size of manure storage structures. This includes safety volume, storage volume, total storage capacity, design storage period, and treatment volume. For waste treatment lagoons, the volume of treatment shall be based on the geographical region of the proposed structure and calculated using the most recent edition of a research-based reference. The reference name, edition, and data shall be included;*

E. *Stage-storage tables on at least one-foot (1') increments for all earthen basins with design operating depths (elevation of lower and upper pumpdown levels) shall be clearly identified;*

F. *Collection, treatment, and disposal of all domestic wastewater flows associated with the operation; and*

G. *If applicable, justifications for constructing an uncovered manure storage structure. Covered storages are preferred due to the lower risk of environmental damage from excessive rainfall;*

5. *Soils report/soils information. The engineering report shall contain county soil survey information for the soil types and characteristics of the production areas. Unless required otherwise by the department, soils information shall include soil series name, soil textural class, and physical properties and water features for earthen basins and solid manure components. The soils map shall show approximate boundaries of the different soils. When applicable, the design of all structures shall be sufficient to address the site limitations identified by the Missouri Geological Survey and should be discussed in the engineering report. Any soil boring or test pit logs shall also be included in the report; and*

6. *Operation and maintenance plan—An operation and maintenance plan shall be provided to explain the key operating procedures. At a minimum, the plan shall address operation and maintenance of mechanical equipment.*

(B) *General layout drawings. Plans shall include both an aerial and a topographic map or drawing that shows the spatial location and extent of the production area. Each drawing or map must be easily readable and include a visual scale, preferably one inch (1") per one thousand feet (1,000'), a north directional arrow, a fixed geographic reference point, and the date the drawing or map was completed. Each drawing or map shall include the following:*

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1. *All confinement barns, open lots, manure storage, and control structures, along with the other various components of the operation such as areas designated for stockpiling, composting, and for the management of animal mortalities;*

2. *The source of the operation's water supply and all wells within three hundred feet (300') of the production area; and*

3. *The location of all surface water features within the boundaries or immediately adjacent to the production area.*

(C) Construction plan drawings. Plan drawings shall include the following:

1. *The name of the operation and the scale in feet, a graphic scale, a north directional arrow, and the signed and dated engineer's seal;*

2. *The plans shall be clear and legible. They shall be drawn to a scale which will permit all necessary information to be plainly shown. The size of the plans generally should not be larger than thirty inches by forty-two inches (30" × 42"), with a preference for smaller sizes;*

3. *Locations of all test borings with date shall be shown on the plans;*

4. *Detail plans shall consist of plan views, elevation views, profiles, sections, and supplementary views which, together with the specifications and general layouts, provide the working information for the construction of the containment facilities; and*

5. *Include dimensions and relative elevations of manure storage structures, the location of components of the animal waste management system, alignment and size of piping, and profiles of piping with grades.*

(D) Specifications. When specifically directed by the department, technical specifications shall accompany the plans.]

[(4)](3) Location.

(A) Protection from Flooding—Manure storage structures, confinement buildings, open lots, composting pads, and other manure storage areas in the production area shall be protected from inundation or damage due to the one hundred- (100-) year flood.

*(B) The minimum setback distances from manure storage structures, manure storage areas, confinement buildings, open lots, or mortality composters [are] **shall be** as follows:*

1. *Ten feet (10') to public water supply pipelines;*

2. *Fifty feet (50') to property lines;*

3. *Fifty feet (50') to public roads;*

4. *One hundred feet (100') to wetlands, ponds, or lakes not used for human water supply;*

5. *One hundred feet (100') to gaining streams (classified or unclassified; perennial or intermittent);*

6. *Three hundred feet (300') to human water supply lakes or impoundments; and*

7. *Three hundred feet (300') to losing streams (classified or unclassified; perennial or intermittent) and sinkholes.*

(C) Distances from earthen basins shall be measured from the outside edge of the top of the berm.

[(D) Separation distance from wells for manure storage structures or confinement buildings shall be in accordance with 10 CSR 23-3.010.

(E) An all-weather access road shall be provided from a public road. Sufficient room shall be provided at the site to permit turning vehicles around. In determining the type of roadway and method of construction, consideration shall be given to the types of vehicles and equipment necessary to maintain and operate the CAFO.]

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[(5)](4) Manure Storage Structure Sizing.

(A) No Discharge Requirement. All manure storage structures shall *[comply with the design standards and effluent limitations of 10 CSR 20-6.300(4)]* **be designed as no-discharge.**

(B) Design Storage Period. **The minimum design storage period for manure storage structures shall be as follow:**

1. *[The recommended design storage period is three hundred sixty-five (365) days.]*

[2]. The minimum design storage period for liquid manure, solid manure, and dry process waste to be land applied is one hundred eighty (180) days.

[3.]**2. The minimum design storage period for [S]solid manure and dry process waste to be sold or used as bedding [shall have a minimum design storage period of] is ninety (90) days[unless justification is given for a shorter time period].**

[4.]**3.** The minimum design storage period for waste treatment lagoons without an impermeable cover is three hundred sixty-five (365) days.

[5. *Stormwater runoff from the production area will be diverted from lagoons as possible.*]

(C) New Class I swine, veal, or poultry operations shall evaluate proposed uncovered manure storage structures in accordance with applicable federal regulation as set forth in 40 CFR 412.46(a)(1), November 20, 2008, which is hereby incorporated by reference, without any later amendments or additions, as published by the Office of the Federal Register, National Archives and Records Administration, Superintendent of Documents, Pittsburgh, PA 15250-7954.

(D) Sizing Manure Storage Structures.

1. The structure shall be designed to hold all inputs, between the upper and lower operating levels, anticipated during the design storage period. *[This typically includes:*

A. *Animal manure;*

B. *Bedding material;*

C. *Wash water;*

D. *Flush water (excluding recycled flush water);*

E. *Cooling water for animals or from equipment; and*

F. *Runoff from pervious and impervious areas, due to average rainfall.]*

2. Uncovered liquid storage[s] **structures** shall also include:

A. R-E from the surface of the structure, held between the operating levels; and

B. Safety *[depth,]***volume** above the upper operating level.

3. Tanks and pits shall also include six inches (6") of depth below the lower operating level for incomplete removal allowance *[unless there is adequate justification for not including this depth].*

4. Earthen basins shall also include:

A. *[Freeboard of a]***At least one foot (1')[.] of freeboard or [T]two feet (2') [is required]** for structures that receive storm water from open lots larger than the surface area of the storage structure;

B. Two feet (2') of permanent liquid depth below the lower operating level. Anaerobic treatment volume greater than two feet (2') will satisfy this requirement;

C. Sludge accumulation volume; and

D. *[Anaerobic treatment lagoons shall include t]***Treatment volume below the lower operating level for anaerobic treatment lagoons.**

[(6)](5) Construction of Earthen basins.

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(A) Geohydrologic Evaluation. A geohydrologic evaluation of the proposed earthen basin prepared by the Missouri Geological Survey shall be submitted. *[To obtain a geohydrologic evaluation of the proposed site, the engineer shall submit the appropriate request form to the Missouri Geological Survey. All potential basin sites will receive two (2) ratings from the geohydrologic evaluation. The ratings will infer the relative geological limitations for designing and constructing a basin at the site in question.]*

1. *Collapse potential rating. If the geohydrologic evaluation gives* **With** a severe rating for collapse potential, an earthen basin *[is not acceptable]* **shall not be used.** *[Concrete or steel structures or an alternate site should be considered.]*

2. *Overall geologic limitations rating. Sites that have a severe rating for the overall geologic limitations but a slight or moderate collapse potential will be reviewed on a case-by-case basis. The department may require artificial liners or additional geotechnical exploration and design implementation and/or post-construction testing in these situations.]*

(B) Detailed Soils Investigation.

[1.] A detailed soils investigation is required to substantiate feasibility[.] **and to determine** *[T]the quantity and quality of soil materials on-site and from a borrow area [must be identified and evaluated]for use in the basin and/or liner.*

[2. Exploration shall be sufficient to identify and define the quantity and quality of the soil material. The use of test pits, split spoon (barrel), or thin-walled tube sampling or a combination of these techniques may be used depending on the total area of investigation and the depth to which exploration is needed.] The following information, in whole or in part, is required:

- A. Atterburg limits;
- B. Standard proctor density (moisture/density relationships);
- C. Coefficient of permeability (undisturbed and remolded);
- D. Depth to bedrock;
- E. Particle size analysis; and
- F. Depth to *[seasonal high]* groundwater table.

[3. Information gathered from the investigation shall be presented on a map drawn to scale. Slope, location, and other surface features should also be included. The soil profile should be shown of the representative soil material. Copies of original boring and other soil test logs shall also be included. An interpretation of the collected data shall be incorporated into the report. Any site constraints and how they will be dealt with should be discussed.]

(C) Shape and Location.

1. *[Shape of cells.]* The shape of all cells *[should]* **shall** be such that there are no narrow or elongated portions. *[Round, square, or rectangular cells (length not exceeding three (3) times the width) are recommended. No]or islands, peninsulas, or coves[shall be permitted].*

2. *[Constant elevation of floor.]*The floor of the structure shall be a consistent elevation $[.]$ **with** *[F]finished elevations [shall]not be more than three inches (3") above or below the average elevation of the floor.*

3. *[Distance to groundwater and bedrock.]*The floor of the basin shall be at least four feet (4') above the *[high]***groundwater** table or the water table as modified by subsurface drainage $[.]$ *In addition, the floor shall be]***and** at least two feet (2') above bedrock.*[For perched water tables, a curtain drain with a positive outlet may be installed around the structure.]*

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(D) *[Slopes.]* Inner and outer berm slopes shall not be steeper than three to one (3:1), horizontal to vertical[.] **and** *[I]*inner slopes *[shall]* not be flatter than four to one (4:1). *[Consideration may be given to steeper inner slopes provided special attention is given to stabilizing the slope with rip-rap, concrete, or other rigid materials. These stabilization methods shall be specified. The flatness of the outer slope is of no concern provided surface water can be diverted around the lagoon. Long outer slopes should be flatter than three to one (3:1) to assist in safe mowing of vegetation.]*

(E) Berm Construction and Width. **Construction specifications shall include the following:**

1. **Compact** *[S]*soil used in constructing the basin floor (not including clay liner) and berm cores *[shall be relatively incompressible, tight, and compacted]* **to** between two percent (2%) below and four percent (4%) above the optimum water content and compacted to at least ninety percent (90%) standard proctor density.

2. **Use** *[Compaction of]* lifts for berm construction *[shall]* not exceeding twelve inches (12")*[.*

3.] **with** a *[M]*maximum rock size *[should]* not exceeding one-half (1/2) of the thickness of the compacted lift.

*[4]***3. Construct** *[The minimum]* **the top width of the berm***[width shall be]***a minimum of eight feet (8')***[.]*; *[F]*for fill heights from fifteen to twenty feet (15'–20'), **use minimum top widths***[shall be]* **of ten feet (10')**; for fill heights from twenty to twenty-five feet (20'–25'), **use minimum top widths** *[shall be]* **of twelve feet (12')***[Exceptions to minimum top widths can be made with documentation from a slope stability analysis.]*

(F) Emergency Spillway. To prevent overtopping and cutting of berms, an emergency overflow shall be provided*[. The spillway shall—]* **that:**

[1. Be in the location with the minimum amount of constructed earthen fill;

2. Provide passage of liquid at a safe velocity to a point outside of the berm(s);]

*[3]***1.** Ha*[ve]*s a minimum bottom width of ten feet (10') and a minimum depth of one foot (1'); and

*[4]***2.** *[Be]***Is** compacted and vegetated or otherwise constructed to prevent erosion due to possible flow.

(G) Compacted Clay Liner. *[The following criteria are for design and construction of soil liners. Engineering reports, plans, and specifications should address these criteria.]*

1. Soils information. The soils used for construction of an earthen basin liner *[should]***shall** meet the following minimum specifications:

A. Be classified under the Unified Soil Classification System (ASTM D2487) as CL, CH, GC, or SC;

B. Allow more than fifty percent (50%) passage through a Number 200 sieve;

C. Have a liquid limit equal to or greater than thirty (30);

D. Have a plasticity index equal to or greater than twenty (20); and

E. Have a coefficient of permeability equal to or less than 1×10^{-7} centimeters per second (cm/sec) when compacted to ninety percent (90%) of standard proctor density with the moisture content between two percent (2%) below and four percent (4%) above the optimum moisture content.

2. Liner construction. **Compacted clay liners shall be constructed to meet the following minimum specifications:**

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A. **Be** *[Construction shall include] [scarification]***scarified** and *[compaction]***compacted** *[of base material]* **to** between two percent (2%) below and four percent (4%) above the optimum water content and **be** compacted to at least ninety percent (90%) standard proctor density.

B. **Be raised in** *[Compaction of]*lifts *[shall]* not exceeding six inches (6")*[.]* **with a** *[M]***maximum rock size** *[should]*not exceeding one-half (1/2) of the thickness of the compacted lift.

C. *[The completed seal shall b]***Be** maintained at or above the optimum water content until the basin is prefilled with water*[in accordance with this section of the rule].*

D. *[Fill around pipes installed through embankments shall be compacted to prevent seepage.]***Have a minimum thickness of twelve inches (12").**

3. Permeability. All earthen basins shall be sealed so that seepage loss through the seal is minimized. The basin seal shall **meet the following specifications:**

A. *[c]***Cover** the floor and extend up the inner slope to where the side slope intersects with the top of the berm.

*[A.]***B. Have** a*[The]* design permeability of the basin seal *[shall]*not exceeding *[five hundred (500) gallons per acre per day in areas where potable groundwater might become contaminated or when the wastewater contains industrial contributions of concern. Design seepage rates up to three thousand five hundred (3,500) gallons per acre per day may be considered in other areas where potable groundwater contamination is not a concern, provided that the cells will maintain adequate water levels to provide treatment and avoid nuisance conditions]* **1.0 x 10⁻⁷ cm/sec.**

[B. Liner thickness.] The minimum thickness of the liner is twelve inches (12").*[* For soils which have a coefficient of permeability greater than 1×10^{-7} centimeter per second (cm/sec), unusual depth, or potable ground water contamination potential, liner thickness of more than twelve inches (12") may be required. The following equation shall be used to determine minimum seal thickness:

$$t = (H \times K) / 5.4 \times 10^{-7} \text{ cm/sec}$$

where

K = permeability coefficient of the soil in question;

H = head (maximum water level depth) of water in the basin; and

t = thickness of the soil seal.

[Units for H and t may be English (feet) or metric (meters); however, they must be the same.]

[4. Soil additives. Bentonite, soda ash, or other sealing aids may be used to achieve an adequate seal in systems using soil. The design shall include information on the type of soil additive and the method of application.

(H) Prefilling. The basin shall be prefilled in order to protect the liner, prevent weed growth, reduce odor, allow measurement of percolation losses, and maintain moisture content of the seal. However, the berms must be completely prepared before the introduction of water. If the clay liner is allowed to dry, the liner must be scarified and recompacted as described in this section of the rule.]

*[(I)]***(H) Protection of Berms.**

[1. Livestock, burrowing animals, and woody vegetation must be excluded from basins to protect the integrity of the berms and liners.

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2. *The berms, diversion ditches, and terraces shall be seeded and a good vegetative cover established to minimize erosion and aid in weed control. The inner berms should be seeded down to the upper operating level of the structure. Where the structure is not anticipated to reach its upper operating level during the first growing season, consideration should be given to further seeding on the berm slope. Long rooted grasses shall not be used for seeding of berms. Fertilization needs, mulching, and watering must be considered for all basins to ensure that a good growth of grass occurs rapidly and is sustained. Specifications shall detail specific amounts and variety of seeds to be used, mulching, and fertilizer requirements as appropriate and the proper time period for application to be reasonably assured that vegetative cover will be established.*

3.] Rip-rap or some other acceptable method of erosion control is required as a minimum around all piping entrances and exits[.]; [F]for aerated cell(s), [the design should ensure erosion protection]on the slopes and floor in the areas where turbulence will occur[.]; **and**

[4. F]for **protection from wave action for** basins with a surface area greater than five (5) acres[, consideration shall be given to providing embankment protection from wave action].

[(J)](I) **If** [A]alternative [L]liner[s. Seals consisting of reinforced concrete, soil cement, or synthetic liners may be] **are** used, [provided the]permeability, durability, and integrity of the proposed materials [can be] **must be** satisfactorily demonstrated for anticipated conditions.

[(K) Percolation Losses. Measurement of percolation losses, when required, shall consider flow into and out of the lagoon, rainfall and evaporation, and changes in water level. Measured percolation losses in excess of one-sixteenth inch (1/16") per day will be considered excessive. The barrel test as described in 10 CSR 20-8.020(16) is an acceptable water balance study. Other tests will require department approval.]

[(L)](J) Depth Gauges. A permanent depth measurement gauge or marker shall be installed and maintained in the basin [and shall be] **with** easily readable at one-foot (1') [increments]or smaller **increments and**[. It shall] clearly displayed [the]lower, [and]upper, **and emergency spillway** [operating]levels.[and the spillway elevation. The gauge shall be placed in a suitable location where it is easily accessible during routine operations.]

[(M) Sludge Removal. Sludge levels shall be maintained so as to not reduce the approved storage volume of the basin.

(N) Protection of clay liner. The minimum liquid depth at maximum drawdown shall be two feet (2').]

[(O)](K) Piping. **Fill around pipes installed through embankments shall be compacted to prevent seepage** [Piping through the lagoon berm shall be located at a point of minimum fill, preferably on cut slope,] and **pressurized piping** must be valved. [Valves are not required on gravity piping into the lagoon.]

[(P)](L) Safety. Consideration sh[ould] **all** be given for safety in using open storage structures including the use of prevention and recovery components.

[(Q)](M) Operation and Maintenance. An operation and maintenance plan is required addressing the major components of the animal waste management system.

[(7)](6) Construction of Tanks and Pits. **Construction of tanks and pits shall meet the following requirements:**

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(A) Soils and Foundation. **Conduct** *[A]*a thorough site investigation *[shall be made]*to determine the physical characteristics and suitability of the soil and foundation for the fabricated storage structure. **Position** *[T]*the floor of the below-ground storage tanks *[shall be]*two feet (2') above the groundwater table *[unless curtain drains or interception drains are installed around the perimeter of the structure to permanently lower the water table. The drain shall be at an elevation of at least one foot (1') below the floor to permanently lower the water table. A sump or a positive outlet for the drain shall be provided].*

(B) *[Depth Allowance for Agitation and Ventilation. An a]***Allow***[ance of]* one foot (1') *[should be provided]***of depth** at the top of covered structures for agitation and/or ventilation *[requirements].*

(C) *[Depth Gauges. Uncovered tanks and pits shall i]***Include** a permanent depth measurement gauge or marker that is easily readable at one-foot (1') *[increments]*or smaller **increments for uncovered tanks and pits.**

(D) *[Footing Drains/Perimeter Tiling.] Use* *[P]***perimeter tiling** and granular backfill *[are required]*for below-ground pits *[unless justification is given that they are not needed. Tiles should be located below the base of the outside of the footing. At least two feet (2') of granular drain material, such as pea gravel or three-quarter inch (3/4") crushed rock shall be placed around the tile. A positive outlet or sump for the drain shall be provided.];*

(E) **Locate** *[T]*tank and pit footings *[are to be located]*at or below the maximum frost depth *[unless adequate justification is given that it is not needed. A compacted foundation of frost-free material such as drained granular material, extending to below frost depth, may be used as an alternate to extending the structural footing.];*

(F) **Design** *[C]*oncrete and steel features *[shall be designed]*according to published guidelines. *[These guidelines must be referenced in the application packet.];* **and**

(G) *[Watertight Requirement.] Design and construct* *[T]*tanks and pits *[must be designed, constructed, and maintained]*to be watertight.

*[(8)]***(7) Construction of Solid Manure Components. The following requirements shall be met when***[This section covers the construction]***constructing** *[of]* poultry buildings, open lots, stacking pads, stacksheds, and other similar structures~~*[.]*~~:

(A) **Divert** *[S]*surface water *[shall be diverted around or]*away from animal confinement areas and buildings~~*[.]*~~;

(B) Floors and Pads. **Construct** *[T]*the base of covered and uncovered lots, poultry buildings, and other solid manure storage areas *[can be made]*of concrete or other rigid, essentially watertight materials *or* from a firm, compacted, earthen base **of Unified Soil Classification System (USCS) class CH, MH, CL, GC, or SC soils** *[that meets the following criteria:*

1. *The base can utilize existing consolidated soils if there is one (1) continuous foot of soil classified as class CH, MH, CL, GC, or SC in the Unified Soil Classification System (USCS) within four feet (4') of the proposed earthen floor;*

2. *The finished earthen floor shall be] a minimum of two feet (2') above [the] groundwater table[as modified by subsurface drainage;*

3. *The finished earthen floor shall be] and be* at least two feet (2') above bedrock;

[4. The compacted earthen base shall be constructed from soils classified as Unified Soil Classification System (USCS) class CH, MH, CL, GC, or SC;

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5. *Inplace soils, amended soils, or borrow soils shall meet permeability group III or IV as defined by the United States Department of Agriculture's (USDA's) National Engineering Handbook, Agricultural Waste Management Field Handbook or other soil permeability description; and*

6. *The use of one (1) five-foot- (5'-) deep test pit, near the center of each proposed set of four (4) buildings, or each acre, will generally be sufficient to satisfy the intent of this section.]*

(C) Uncovered solids storage areas must also meet the following:

1. Have an overall slope between two percent (2%) and four percent (4%) for unpaved lots;
2. Be maintained in a way that prevents ponding; and
3. Have a runoff collection structure that meets the requirements of this rule.

[(D) Roofed areas of five thousand (5,000) square feet or less, that are used for mortality composting or to store solid manure, are exempt from the requirements of this section.]

[(9) Temporary Stockpiling of Dry Process Waste.

(A) Temporary stockpiling of uncovered dry process waste within the production area, without runoff collection, is not allowed.

(B) Temporary stockpiling within the land applications areas shall be in accordance with the following:

1. Location.

A. Any temporary stockpiles need to be placed to prevent storm water from draining into or through the pile. If storm water does drain through the pile, a one-foot (1') berm will be required on the up-slope side of the pile.

B. No location shall be used for stockpiling for more than two (2) weeks, unless the pile is covered.

C. Separation distances shall be maintained between the stockpile and other features as follows:

(I) Three hundred feet (300') from any losing stream, well, sinkhole, water supply (for human consumption) reservoir, nonowned dwelling or residence, public building, or public use area;

(II) One hundred feet (100') from intermittent and permanent flowing streams; and

(III) Fifty feet (50') from public roads and property lines.

D. Stockpiles cannot be placed on slopes steeper than six percent (6%);

2. Size. No temporary storage site can be larger than two (2) acres;

3. Formation. All piles shall be placed so as to minimize forming pockets, hollows, or mini-dams that would collect and hold water. One (1) pile with an angle of repose so that it forms a crust and will tend to shed water off the pile will be the desirable design. If there are two (2) or more stockpiles, they should be placed far enough apart that they do not trap and hold water;

4. In no case shall runoff from a stockpile cause a violation of water quality standards.]

[(10)](8) Design and Construction of Pipelines, Pump Stations, and Land Application Systems.

*(A) General. Design of pipelines shall be [in accordance with sound engineering principles considering the manure properties, management operations, exposure, etc.] **based on the following requirements:***

1. [The minimum pipeline capacity from storage/treatment facilities to utilization areas shall e]Insure the storage/treatment facilities can be emptied within the time limits stated in the nutrient management plan[.];

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Existing text to be *[deleted]* is in italics and bracketed.

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2. *[All pipes shall be d]***Design***[ed]* to convey the required flow without plugging, based on the type of material and total solids content*[/.]*;

3. *[All pressure pipelines shall be i]***Install***[ed]* at a depth sufficient to protect against freezing*[/.]*;

4. *[Pipelines shall be i]***Install***[ed]* with appropriate connection devices to prevent contamination of private or public water supply distribution systems and groundwater*[/.]*;

5. **Have** *[P]***pumps** shall be sized to transfer material at the required system head and volume*[/.]*;*[Type of pump shall be based on the consistency of the material and the type of solids. Requirements for pump installations shall be based on manufacturer's recommendations.]*

6. *[The top of all pipelines entering or crossing streams shall be i]***Install***[ed at sufficient depth below the natural floor of the stream bed to protect the pipe. The top of the pipe should be]* a minimum of three feet (3') below the natural stream floor*[/ Pipelines crossing streams should be designed to cross the stream]***and** as nearly perpendicular to the stream flow as possible. Aerial pipeline crossing of streams shall be in accordance with 10 CSR 20-8.120(9) *[/.]*;

7. **Encase when** *[B]***buried** *[pipeline crossings]*under roads *[shall be properly cased.]*; **and**

8. **Separate from** *[P]***potable water lines** *[and buried manure pipeline separation. There shall be no permanent physical connection between a potable water supply and buried manure pipeline or appurtenances thereto which will permit the passage of wastewater or contaminated water into the potable water supply. Whenever possible, buried manure pipelines and pump stations should be located]*at least ten feet (10') horizontally *[from any existing or proposed water line. Should local conditions prevent a lateral separation of ten feet (10'), a manure pipeline may be laid closer than ten feet (10') if it is in a separate trench or if it is in the same trench with the waterline located at one (1) side on a bench of undisturbed earth. In either case, the elevation of the top of the manure pipeline must be]* **and** at least eighteen inches (18") below the base of the water line.

(B) Gravity Pipelines. **Design of pipelines shall be based on the following requirements:**

1. **Use a** *[The]* minimum slope *[for a gravity pipe installation is]* **of** one percent (1%) for four inch (4") pipe, six-tenths percent (0.6%) for six inch (6") pipe, and four-tenths percent (0.4%) for eight inch (8") pipe.

2. **Design with** *[C]***clean-outs** *[access shall be provided for gravity pipelines]* at a maximum interval of three hundred feet (300') *[unless an alternative design is approved. Gravity pipelines shall not have]***and with maximum** horizontal curves *[or bends except minor deflections (less than)]* **of** ten (10) degrees *[in the]* **at** pipe joints*[unless special design considerations are used.]*; **and**

3. **With** *[Gravity discharge pipes used for emptying a storage/treatment structure shall have]* a minimum of two (2) *[gates or]*valves in series*[, one (1) of which shall be manually operated]*.

(C) Force Mains and Pressure Pipes. *[To minimize settling of solids in the pipeline, d]***Design** velocities shall be between three (3) and six (6) feet per second.

(D) Testing. Hydro-pressure tests shall be made only after the completion of backfilling operations **and** *[and after the concrete thrust blocks have set for at least thirty-six (36) hours.*

1. *The duration of pressure tests shall be]* **for** a minimum of one (1) hour *[unless otherwise directed by the engineer.*

2. *The]* **using a** minimum test pressure *[shall be]* **of** the maximum system operating pressure. *[All tests are to be conducted under the supervision of the engineer.*

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3. *The pipe line shall be slowly filled with water. The specified pressure measured at the lowest point of elevation shall be applied by means of a pump connected to the pipe in a manner satisfactory to the engineer.]*

(E) Pump Stations.

1. Water supply protection. *[There shall be no physical interconnection between any potable water supply and]***Manure** pump stations *[or any of its components which under any conditions might cause contamination of a potable water supply unless otherwise approved by the Missouri Geological Survey. Manure pumping stations]* shall **not be connected to a potable water supply and shall** be located at least three hundred feet (300') from any potable water supply well.

2. Alarm systems. Alarm systems are required for pumping stations *[where a failure could cause an overflow. Alarm systems shall be]* **that are** activated in cases of power failure, pump failure, or any cause of high water in the wet well.

(F) Land Application Systems. *[The following shall be considered in the design of land application systems]***Land application systems shall be designed with:**

1. *[Any s]***Spray** application equipment specified *[shall]* **that** minimizes the formation of aerosols;

2. The pumping system and distribution system *[shall be]* sized for the flow and operating pressure requirements of the distribution equipment and the application restrictions of the soils and topography;

3. Provisions *[shall be]* made for draining the pipes to prevent freezing, if pipes are located above the frost line;

4. A suitable structure *[shall be]* provided for either a portable pumping unit or a permanent pump installation*[/]; [T]the intake to the pumping system [shall provide]***providing** the capability for varying the withdrawal depth*[/]; [T]the intake elevation [should be]* maintained twelve to twenty-four inches (12"–24") below the liquid elevation*[/]; [T]the intake [shall be]* screened so as to minimize clogging of the sprinkler nozzle or distribution system orifices*[/]; and, [F]for use of a portable pump, a stable platform and flexible intake line with flotation device to control depth of intake [will be acceptable];*

5. Thrust blocking of pressure pipes *[shall be provided. For use of above-ground risers for sprinklers, a concrete pad and support bracing should be considered];* and

6. **An** *[A]*automatic pump or engine shut-offs in case of pressure drop*[, are required]*.

*[(11)]***(9)** General System Details.

(A) Mechanical Equipment. Mechanical equipment shall be used and installed in accordance with manufacturers' recommendations and specifications*[/]* **and** *[M]*major mechanical units *[should be]* installed under the supervision of the manufacturer's representative.

[(B) Construction Materials. Due consideration should be given to the use of construction materials which are resistant to the action of hydrogen sulfide and other corrosives frequently present in manure.

[(C) Grading and Groundcover. Upon completion of construction, the ground shall be graded and reseeded to prevent erosion and the entrance of surface water into any storage structure or animal confinement area.]

*[(D)]***(B)** Potable Water Supply Protection. No piping or other connections shall exist in any part of the animal waste management system which, under any conditions, might cause the contamination of a potable water supply.

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[(12) Groundwater Monitoring. An approved groundwater monitoring program may be required around the perimeter of a manure storage site and/or land application areas to facilitate groundwater monitoring. The necessity of a groundwater monitoring program, which may include monitoring wells and/or lysimeters, will be determined by the Missouri Geological Survey on a case-by-case basis and will be based on potential to contaminate a drinking water aquifer due to soil permeability, bedrock, distance to aquifer, etc. Where the Missouri Geological Survey has deemed groundwater monitoring necessary, a geohydrological site characterization will be required prior to the design of the groundwater monitoring program.]

*[(13)]***(10) Mortality Management.**

[(A)] Class I operations shall not use burial as a permanent mortality management method to dispose of routine mortalities.

[(B)] Operations shall first receive approval from the department before burying significant numbers of unexpected mortalities and shall conduct the burial in accordance with Missouri Department of Agriculture requirements. Rendering, composting, incineration, or landfilling, in accordance with Chapter 269, RSMo, shall be considered acceptable options and do not require prior approval.]

AUTHORITY: section 640.710, RSMo 2000, and section 644.026, RSMo Supp. 2014. Original rule filed July 14, 2011, effective April 30, 2012. Amended: Filed Jan. 26, 2016, effective Oct. 30, 2016.*

**Original authority: 640.710, RSMo 1996 and 644.026, RSMo 1972, amended 1973, 1987, 1993, 1995, 2000, 2012, 2014.*