



Region 6 - Enforcement & Compliance Assurance Division
INSPECTION REPORT

Inspection Date(s):	06/13/2023	
Media Program:	Water	
Regulatory Program(s)	CWA, NPDES, CAFO	
Company Name:	Bar H Livestock Marketing, LLC	
Facility Name:	Western Oklahoma Livestock Auction (35.517499, -98.882242)	
Facility Physical Location:	I-40 Service Rd 23031 W Frontage Road	
(city, state, zip code)	Clinton, OK 73639	
Mailing address:	Same	
(city, state, zip code)	Same	
County/Parish:	Custer County	
Facility Phone Number	(580) 497 - 6095	
Facility Contact:	Brandon Hickey	Owner
	Brandonhickey74@gmail.com	
Facility Registry ID:	N/A	
Identification/Permit Number:	OKU002188	
Media Identifier Number:	N/A	
NAICS:	424520	
SIC:	5154	
Personnel participating in inspection:		
Lucas Bomar	EPA/6ECAD-WA	Inspector(lead)
Brandon Hickey	WOLA	Owner
EPA Lead Inspector Signature/Date		
	{Inspector name}	Date
Supervisor Signature/Date		
	{Supervisor name}	Date

Section I – INTRODUCTION

PURPOSE OF THE INSPECTION

EPA Region 6 inspector Lucas Bomar arrived at Western Oklahoma Livestock Auction the “Site” or “Facility” located at 23031 West Frontage Road Clinton, OK 73639 at 10:30 a.m. on June 13, 2023, for an unannounced inspection. Inspector met with Mr. Brandon Hickey (Owner) at the Opening Conference. Inspector presented their credentials to Mr. Hickey and informed him that this was an EPA inspection to determine the facility’s compliance status with the Concentrated Animal Feeding Operation (CAFO) regulations as authorized by Clean Water Act (CWA) Section 308. The scope of the inspection included a compliance evaluation of the facility’s site operations and record keeping determining the designation of the facility as a CAFO. For biosecurity purposes, the inspector toured the site in overboots. Inspector was accompanied by Mr. Hickey.

FACILITY DESCRIPTION

Western Oklahoma Livestock Auction reported that they have sold a total of 81,474 combined cattle in 2022. They sell beef bovine and very few dairy cattle. Auctions are held Monday every week forty-seven weeks out of the year unless it is a holiday. Animals are housed for around 24 hours for each sale. Animals are housed in open pens. Pens are cleaned via scraping using a skid steer as needed. Lot scrapings are piled and then given away to 3rd party farmers. Mortalities are hauled off and buried as needed within 24 hours. The livestock market uses hay and pellet feed. Pellet feed is stored in a covered barn.

The site has one lagoon. The facility is sloped to direct all runoff to the lagoon. There are also drainage channels and pipes that help direct runoff to the lagoon. Sometimes solids are removed from the lagoon and added to the manure pile as needed. There is a large berm on the east side that prevents runoff from entering the nearby waterway. Mr. Hickey was not able to produce a liner certification or as-builts for the lagoon at the time of the inspection. Mr. Hickey was in the process of contacting the previous owner for the information at the end of the inspection. There was also no pole marker and vegetation is overgrown on the embankment.

Section II – OBSERVATIONS

Western Oklahoma Livestock Auction has the animal numbers required to meet the large CAFO regulatory definition using the 2022 sale numbers. Western Oklahoma Livestock Auction is well managed and organized with the only concern being the lagoon records and lack of a pole marker and embankment maintenance. No other potential issues were found during the inspection.

Section III – AREAS OF CONCERN

Inspector was not able to verify records for lagoon liner certification or as-builts to determine capacity. (Agriculture Pollutant Discharge Elimination System General Permit for Discharges from Concentrated Animal Feeding Operations in Oklahoma Part III.D.1.: “Liner Requirement: The permittee shall document that no direct hydrologic connection exists between the contained wastewater and surface waters of the United States. Where the permittee cannot document that no direct hydrologic connection through ground water exists, the ponds, lagoons and basins of the containment facilities must have a liner which will prevent the potential contamination of surface waters.”)

There was no depth marker visible in the lagoon. (Agriculture Pollutant Discharge Elimination System General Permit for Discharges from Concentrated Animal Feeding Operations in Oklahoma Part II.A.2.ii: “Install a depth marker in all open surface liquid impoundments. The depth marker must clearly indicate the minimum capacity necessary to contain the runoff and direct precipitation of the 25-year, 24-hour rainfall event. The marker shall be visible from the top of the levee.”)

The embankment of the lagoon was overgrown with vegetation. (Agriculture Pollutant Discharge Elimination System General Permit for Discharges from Concentrated Animal Feeding Operations in Oklahoma Part II.A.2.a.viii: "... (a) soils used in the embankment shall be free of foreign material such as trash, brush, and fallen trees;...")

There were no other areas of concern found at the time of the inspection.

EPA Region 6 inspectors conducted a closing conference for the Western Oklahoma Livestock Auction inspection at approximately 12:05 p.m. on June 13, 2023. During the closing conference, the inspectors reviewed findings with Mr. Hickey and provided him with compliance assistance brochures.

Section IV – FOLLOW UP

No follow up has occurred since the time of the inspection.

Section V – LIST OF APPENDICES

Appendix 1 – Inspection Photo Log – twelve photos taken June 13, 2023

Appendix 1

Inspection Photograph Log



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 1

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010007.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:39 AM

Photographer: Lucas Bomar

Description: View to the north. East end of the pens. Notice the berm on the east side of the facility.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 2

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010008.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:42 AM

Photographer: Lucas Bomar

Description: View to the northwest. Picture of new pens on the north end of the facility. Notice higher elevation on the far end of the facility.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 3

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010009.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:44 AM

Photographer: Lucas Bomar

Description: View to the south. Pictured is the culvert of the north end of the pens that channels runoff to the lagoon.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 4

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010010.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:44 AM

Photographer: Lucas Bomar

Description: View to the north. Pictured is the outfall of the culvert from R0010009.JPG.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 5

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010011.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:45 AM

Photographer: Lucas Bomar

Description: View to the north-northwest. East end of the lagoon with the new pens in the background.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 6

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010012.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:46 AM

Photographer: Lucas Bomar

Description: View to the northwest. Lagoon for the facility. Notice berm surrounding the lagoon.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 7

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010013.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:46 AM

Photographer: Lucas Bomar

Description: View to the south. Manure stockpile above the drainage of the lagoon.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 8

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010014.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:49 AM

Photographer: Lucas Bomar

Description: View to the east. West perimeter of the pens. Lagoon and new pens are in the background.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 9

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010015.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:49 AM

Photographer: Lucas Bomar

Description: View to the south. West perimeter of the pens. Notice swale next to pens and road used to divert water to the lagoon.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 10

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010016.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:52 AM

Photographer: Lucas Bomar

Description: View to the southwest. Waterway next to the facility.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 11

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010017.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:52 AM

Photographer: Lucas Bomar

Description: View to the north. Intermittent waterway next to the facility that runs around the perimeter with the flow from north to south.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Photograph Log

Photo No. 12

Location: Western Oklahoma Livestock Auction		
City: Clinton	County: Custer	State: Oklahoma



Photo File Name: R0010018.JPG

Date of Photo: 06/13/2023

Time of Photo: 11:53 AM

Photographer: Lucas Bomar

Description: View to the southwest. Hay storage.