

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

**WIN Production, LLC-Griggsville  
(Property Identification Number  
43-004-09A)**

)  
) **PCB No. 20-**  
) **(Tax Certification)**  
)

**NOTICE**

**PLEASE TAKE NOTICE** that I have today filed with the Office of the Clerk of the Pollution Control Board an APPEARANCE and RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, copies of which are herewith served upon you.

WIN Production, LLC  
Brian Bradshaw  
44619 Co. HWY 2  
Griggsville, Illinois 62340

Don Brown, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601

**Copies also provided electronically as follows:**

Illinois Department of Revenue  
via email at REV.PropTaxApp@illinois.gov  
101 West Jefferson  
P.O. Box 19033  
Springfield, Illinois 62794

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By:   
Amanda S. Kimmel  
Assistant Counsel  
Division of Legal Counsel

DATED: August 5, 2020

Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
Post Office Box 19276  
Springfield, Illinois 62794-9276  
(217) 782-5544

**THIS FILING IS SUBMITTED ON RECYCLED PAPER**

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

**WIN Production, LLC-Griggsville  
(Property Identification Number  
43-004-09A)**

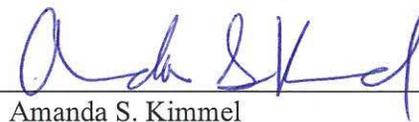
)  
) **PCB No. 20-**  
) **(Tax Certification)**  
)

**A P P E A R A N C E**

The undersigned, as one of its attorneys, hereby enters an **APPEARANCE** on behalf of Respondent,  
Illinois Environmental Protection Agency.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: \_\_\_\_\_



Amanda S. Kimmel  
Assistant Counsel  
Division of Legal Counsel

DATED: August 5, 2020

Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
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**WIN Production, LLC-Griggsville** )  
**(Property Identification Number** ) **PCB No. 20-**  
**43-004-09A)** ) **(Tax Certification)**  
)

**RECOMMENDATION OF THE ILLINOIS**  
**ENVIRONMENTAL PROTECTION AGENCY**

The Illinois Environmental Protection Agency ("Illinois EPA") hereby files its Recommendation pursuant to Section 125.204 of the regulations of the Illinois Pollution Control Board ("Board"), 35 Ill. Adm. Code 125.204.

1. On December 30, 2019, the Illinois EPA received a request from WIN Productions, LLC, (log number TC-142190, Exhibit A) for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to 35 Ill. Adm. Code 125.204.
2. The facility's address is: WIN Productions, LLC  
40475 340<sup>th</sup> Ave.  
Griggsville, IL 62340

The proposed water pollution control facilities in this request are located in the NE ¼ of Section 5, T4S, R4W of the 4th P.M. in Pike County, at the above street address and consist of the following:

Livestock waste management facilities consisting of three concrete manure pits (approximately 193 ft. x 102 ft. x 10 ft. as E2; 193 ft. x 102 ft. x 10 ft. as E3; and 170 ft. x 158 ft. x 2 ft. as E4), the concrete slatted portion of the floor over the manure pits that captures and contains waste generated in the barns above, twelve concrete pump out pits (each approximately 6 ft. x 6 ft. x 11 ft.) to allow manure removal from the manure pit E2 and E3, PVC pipes (approximately 350 ft. x 8 in. and 280 ft. x 10 in. total) that transfer manure from concrete pit E4 to E3, and perimeter drainage tiles (approximately 1,200 ft. x 4 in. and 200 ft. x 6 in. total CPP) located around the footing of the manure pit E2 and E3 to prevent flotation of the pits.

These livestock waste management facilities are used to collect, transport, and/or store livestock waste prior to cropland application, and are further described in Exhibit A.

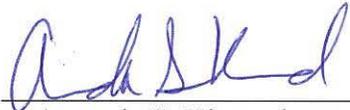
3. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2018), and Section 125.200(a) of the Board's regulations, 35 Ill. Adm. Code 125.200(a), define "pollution control facilities" as:

any system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: eliminating, preventing, or reducing air or water pollution ...or treating, pretreating, modifying or disposing of any potential solid, liquid or gaseous pollutant which if released without treatment, pretreatment modification or disposal might be harmful, detrimental or offensive to human, plant or animal life, or to property.

4. In order to receive preferential tax treatment as pursuant to 35 ILCS 200/11-5 (2018), pollution control facilities must be certified as such by the Board, 35 ILCS 200/11-20 (2018) and 35 Ill. Adm. Code 125.200(a).
5. Upon receipt of a tax certification application, the Illinois EPA must file a recommendation on the application with the Board, 35 Ill Adm. Code 125.204(a).
6. Based on the information in the application and the purpose of the facility, it is the Illinois EPA's engineering judgment that the described facilities may be considered "pollution control facilities," pursuant to 35 Ill. Adm. Code 125.200(a), with the primary purpose of eliminating, preventing, or reducing water pollution, or as otherwise provided in 35 Ill. Adm. Code 125.200, and are eligible for tax certification from the Board.

WHEREFORE, the Illinois EPA recommends that the Board issue the requested tax certification.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By:   
Amanda S. Kimmel  
Assistant Counsel  
Division of Legal Counsel

Dated: August 5, 2020

Illinois Environmental Protection Agency  
1021 North Grand Ave. E.  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
217/782-5544





## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397

JB PRITZKER, GOVERNOR

JOHN J. KIM, DIRECTOR

# Memorandum

To: Charles Gunnarson, Division of Legal Counsel

From: Darin E. LeCrone, Manager, Industrial Unit, Permit Section *DEL*

Date: JUL 06 2020

Re: WIN Production, LLC – Griggsville  
Recommendation of Tax Certification  
Log# TC-142190  
Property Index# 43 – 004 – 09A

The Bureau of Water received a request on December 30, 2019 from Brian Bradshaw for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to 35 Ill. Adm. Code 125.204. We offer the following recommendation.

The water pollution control facilities in this request include the following:

WIN Production, LLC  
40475 340th Ave.  
Griggsville, IL 62340

NE ¼ of Section 5, T4S, R4W of the 4<sup>th</sup> PM in Pike County

The livestock waste handling facilities consisting of three (3) concrete pits (approximately 193 ft. x 102 ft. x 10 ft. as E2, 193 ft. x 102 ft. x 10 ft. as E3, and 170 ft. x 158 ft. x 2 ft. as E4) and the concrete slatted portion of the floor over the manure pits that capture and contain waste generated in the barns above, a total of twelve (12) pumpout pits (approximately 6 ft. x 6 ft. x 11 ft. each) to allow manure removal from pit E2 and E3, PVC pipes (approximately 350 ft. x 8 in. and 280 ft. x 10 in. total) that transfer manure from concrete pit E4 to E3, and perimeter drainage tiles (approximately 1,200 ft. x 4 in. and 200 ft. x 6 in. total CPP) located around the footing of the manure pit E2 and E3 to prevent flotation of the pits. The facility collects, transports and stores livestock waste prior to cropland application.

The facility is further described in the enclosed applications and supporting documents.

Based on the information included in this submittal, it is our engineering judgment that the above proposed facilities may be considered "Pollution Control Facilities" under 35 IAC 125.200(a), with the primary purpose of eliminating, preventing, or reducing water pollution, or as otherwise provided in this section, and therefore eligible for tax certification from the Illinois Pollution Control Board. The Bureau of Water therefore recommends that the Board issue the requested tax certification for these facilities.

If you have any questions regarding the above, please contact Wei Han at 217/782-0610.

DEL:WH:Tax Cert Recommendation.docx

cc: Tax Cert File

08/05/2020

## Watershed Unit Tax Certification Review Sheet

Project Name: WIN Production, LLC

Date: February 4, 2020

Reviewer: WH

Type:  Agchem  
 Livestock

Log number: TC-142190

Applicant: Brain Bradshaw  
44619 Co. HWY 2  
Griggsville, IL 62340

Contact: Terry Feldmann  
3116 N. Dries Lane, Suite 100  
Peoria, IL 61604

Phone: 309-693-7615

Facility: WIN Production, LLC  
40475 340<sup>th</sup> Ave.  
Griggsville, IL 62340

Property Index#: 43-004-09A

Parcel#:

Legal Description:  
NE of Section: 5 Twp: 4S R: 3W PM: 4<sup>th</sup>

County: Pike

Signature: Brain Bradshaw

Date Control Devices installed: January 2015

Title: Manager

Wastes:  Livestock waste is applied to cropland.  
 Agrichemical rinsate and spillage is recycled through the facility and/or land applied.  
 Other: \_\_\_\_\_

### Physical Description of Pollution Control Devices:

The livestock waste handling facilities consist of three (3) concrete pits (approximately 193 ft. x 102 ft. x 10 ft. as E2, 193 ft. x 102 ft. x 10 ft. as E3, and 170 ft. x 158 ft. x 2 ft. as E4) and the concrete slatted portion of the floor over the manure pits that capture and contain waste generated in the barns above. PVC pipes (approximately 350 ft. x 8 in. and 280 ft. x 10 in. total) transfer manure from concrete pit E4 to E3. Manure pit E2 and E3 have a total of twelve (12) pumpout pits (approximately 6 ft. x 6 ft. x 11 ft. each) to allow manure removal from the manure pits. Plastics perimeter drainage tiles (approximately 1,200 ft. x 4 in. and 200 ft. x 6 in. total CPP) are located around the footing of the manure pit E2 and E3 to prevent flotation of the pits. The facility collects, transports and stores livestock waste prior to cropland application.

Pollution control facilities requested by the applicant through Description of Pollution Control Facilities, Section C of the application form and the attached drawings.

Three (3) concrete manure pit;  
Concrete slatted floor at the pit;  
Pumpout pits attached to E2 and E3, 12 total;  
PVC pipes between manure pit E4 and E3  
Perimeter drainage tubes around Building E2 and E3 (corrugated perforated pipes)

A process flow diagram and a plan view of the pits is submitted with the application.

Recommended Action: Issue tax certification.





# MAURER-STUTZ

ENGINEERS SURVEYORS

12/27/2019

Illinois EPA  
Attn: Al Keller, Permit Section  
Division of Water Pollution Control  
1021 N. Grand Avenue East, P.O. Box 19276  
Springfield, IL 62794-9276

**RECEIVED**

DEC 30 2019

IEPA  
BOWWPC/PERMIT SECTION

Mr Keller,

Please find enclosed seven (7) separate Pollution Control Facility (Property Tax Treatment) applications along with supporting attachments. All of the enclosed applications are for farms owned by Win Productions, LLC.

Please contact Terry L. Feldmann, PE or myself at (309) 693-7615 if you have any questions.

Regards,

Daniel N. Feucht, CCA  
Agricultural Services Group





# Illinois Environmental Protection Agency

1021 North Grand Avenue East • P.O. Box 19276 • Springfield • Illinois • 62794-9276 • (217) 782-3397

## Application for Certification (Property Tax Treatment) Pollution Control Facility

### FOR AGENCY USE ONLY

File Number: _____	Date Rec'd: _____
Certification Number: _____	Date: _____

Facility Type (check one):  Air  Water

This form is to be used for any application for certification of property tax treatment for a pollution control facility for air or water from the Illinois EPA.

You may complete this form online, save a copy locally, print, sign and submit it to:

Illinois EPA  
Attention: Ray E. Pilapil, Permit Section  
Division of Air Pollution Control  
1021 North Grand Avenue East, P.O. Box 19276  
Springfield, IL 62794-9276

Illinois EPA  
Attention: Al Keller, Permit Section  
Division of Water Pollution Control  
1021 North Grand Avenue East, P.O. Box 19276  
Springfield, IL 62794-9276

### I. Applicant Information:

Company Name: <u>WIN Productions, LLC</u>	Person to Contact
Person Authorized to Receive Certification: <u>Brian Bradshaw</u>	for Additional Details: <u>Terry L. Feldmann</u>
Street Address: <u>46619 Co. HWY 2</u>	Street Address: <u>3116 N. Dries Lane, Suite 100</u>
City: <u>Griggsville</u> State: <u>IL</u>	City: <u>Peoria</u> State: <u>IL</u>
Zip: <u>62340</u> Phone: <u>217-833-2111</u>	Zip: <u>61604</u> Phone: <u>309-693-7615</u>
Email Address: <u>brian@winproductionsllc.com</u>	Email Address: <u>tfeldmann@mstutz.com</u>

### II. Facility Information:

Facility Location: Quarter Section: NE-5 Township: 4S Range: 3W  
Municipality: \_\_\_\_\_ Township: Griggsville

Note: A plat map location is requested for facilities located outside of municipal boundaries.

Address: 40475 340th Avenue City: Griggsville  
State: IL Zip Code: 62340 County: Pike Book Number: \_\_\_\_\_

Property Index Number: 43-004-09A

Note: The Property Index Number is the numerical reference used to identify a parcel of real property for assessment and taxation purposes.

### Manufacturing Operations Information:

Nature of Operations Conducted at the Above Location:

NA

### Permit Information:

WPC Construction Permit Number: <u>None</u>	Date Issued: _____
NPDES Permit Number: <u>None</u>	Date Issued: _____ Exp. Date: _____
APC Construction Permit Number: <u>None</u>	Date Issued: _____
APC Operating Permit Number: <u>None</u>	Date Issued: _____ Exp. Date: _____

Note: Submit copies of all relevant permits issued by local pollution control agencies. (e.g. MSD Construction Permit)

*This Agency is authorized to request this information under 415 ILCS 5/4(b)(2012). Disclosure of this information is voluntary and no penalties will result from the failure to provide the information. However, the absence of the information could prevent your application from being processed or could result in denial of your application.*



**Manufacturing Process Information:**

Please provide information on the manufacturing process and materials on which pollution control facility is used, including each major piece of equipment associated with the pollution control facility (or low sulfur dioxide emission coal fueled device).  
Description of the Process:

N/A

**Materials Used in the Process:**

N/A

**Pollution Control Facility Information:**

Please provide a narrative description of the pollution control facility (or low sulfur dioxide emission coal fueled device), and an explanation of why its primary purpose is to eliminate, prevent or reduce pollution.

Describe the Pollution Control Facility (or Low Sulfur Dioxide Emission Coal Fueled Device):

See Attachment 1: Facility Pollution Control Facility Description

Describe the Primary Purpose of the Pollution Control Facility (or Low Sulfur Dioxide Emission Coal Fueled Device):

See Attachment 2: Purpose of the Pollution Control Facility

Identify the statute or regulation (federal or state), or local ordinance, if any, requiring the installation of the subject pollution control facility (or low sulfur dioxide emission coal fueled device).

Federal: Title 35, Subtitle E, Chapter 1, Part 502&502; State: Title 8, Chapter 1, Subchapter T, Part 900

**Nature of Contaminants or Pollutants:**

List air contaminants or water pollution substances released as effluents to the manufacturing processes. Also list the final disposal of any contaminants removed from the manufacturing processes.

Contaminant or Pollutant	Material Retained, Captured or Recovered	
	Description	Disposal or Use
Swine Manure	Manure	Land Application for Crop Nutrients

Note: Contaminant or pollutant means that which is removed from the process by the pollution control facility.



**Point(s) of Waste Water Discharge:**

Identify the location of the discharge to the receiving stream. This will typically refer to a source of water pollution but can include water-carried wastes from air pollution control facilities.

Plans and Specifications Attached  Yes  No

Submit Drawings, which clearly show:

- (a) Point(s) of discharge to receiving stream; and
- (b) Sewers and process piping to and from the control facility.

Are contaminants (or residues) collected by the control facility?  Yes  No

Note: If the collected contaminants are disposed of other than as wastes, state the disposition of the materials, and the value dollars reclaimed by the sale or reuse of the collected substances. State the cost of reclamation and related expense.

**Project Status:**

Date Installation Completed: Jan 31, 2015

Provide the date the pollution control facility was first placed into service and operated. If not, explain.

See Attachment 3: Date of First Service
---

Status of installation on date of application:

See Attachment 4: Status of Installation
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**III. Verification and Signature:**

The following information is submitted in accordance with the Illinois Property Tax Code, as amended, and to the best of my knowledge is true and correct.

*Any person who knowingly makes a false, fictitious, or fraudulent material statement, orally or in writing, to the Illinois EPA commits a Class 4 felony. A second or subsequent offense after conviction is a Class 3 felony. (415 ILCS 5/44(h))*

Brian Bradshaw  
Printed Name:

Manager  
Title:

For incorporated entities, signature should be from an authorized corporate representative.

  
Signature:

12-23-2019  
Date:



**ATTACHMENT 1: Facility Pollution Control Facility Description**

The site consists of the following swine buildings:

E2	193'-0" x 101'-10" x 10'-0"	Concrete Deep pit below precast slatted flooring
E3	193'-0" x 101'-10" x 10'-0"	Concrete Deep pit below precast slatted flooring
E4	169'-8" x 157'-6" x 2'-0"	Concrete shallow pit below slotted flooring

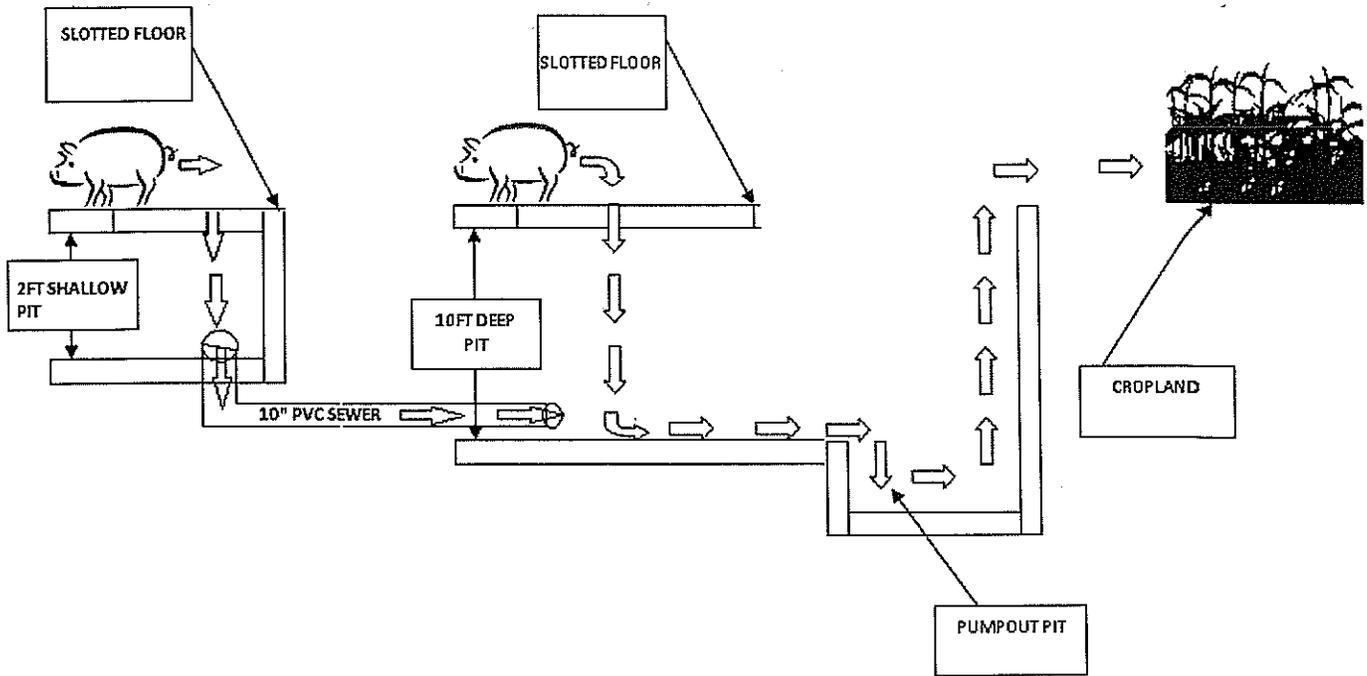
The building identified as E4 has a 2ft deep pit that consists of a 4" thick slab. The pit walls (except the east wall) are 8" thick with footings that are 9" thick and 2'-0" wide. The east pit wall is 6" thick with a 9" thick footing that is 1'-6" wide. Slotted flooring enables manure and wastewater to fall through and collect in the below floor pit. The pit utilizes pull plugs and drains via a 8" SDR-35 PVC sewer pipe to a 10" SDR-35 sewer pipe, which runs into deep pit barn E3. The barn contains 36 pull plug locations. There is 350 FT of 8" diameter PVC pipe and 280 FT of 10" diameter PVC pipe to transfer the manure from E4 to barn E3.

The buildings identified as E2 and E3 on the plans are of equal size and dimensions having 10ft deep pits that consist of a 4" thick slab and 8" thick exterior pit walls. Precast concrete slotted floors enable excreta and wastewater to fall through and accumulate in the below floor pits. The walls have footings that are 8" thick and 2'-6" wide. Columns within the pit are 14" in diameter, 8'-10" tall and supported by 42"x42" square footings. The columns support 8"x10"x12ft long precast concrete floor beams. The floor beams support a 4" thick precast concrete slotted gang slat floor. Each pumpout pit is 6'-0" x 6'-0" with 8" thick walls. Footings around the pumpout pit walls measure 1'-6" by 8" inches thick. The recessed sump area is 3'-10"x 5'-4" x 11" deep. Each barn has 6 pumpout pits that allow manure agitation and transfer through a hose to be pumped for field application. A perimeter drain is used to control the seasonal high water table. The total length of 4" corrugated perforated plastic pipe perimeter drain is 1200 ft with a 200 ft 6" diameter corrugated perforated pipe outlet.

The facility protects ground and surface water by providing collection and storage of livestock waste for about 12 months. Subsequently, the waste may be applied agronomically to cropland under proper soil and weather conditions for safe use.



**MANURE DIAGRAM**





**ATTACHMENT 2: Purpose of Pollution Control Facility**

The primary purpose of the facilities is to provide manure collection and storage until it can be properly land applied to cropland at agronomic rates.

**ATTACHMENT 3: Date of First Service**

The pollution control facility was first placed into service and operated in 2004. An additional barn expanding the facility went into construction in 2014, being placed into service in January 2015.

**ATTACHMENT 4: Status of Installation**

Facilities described in Attachment 1 are fully constructed and in service as of January 31, 2015.



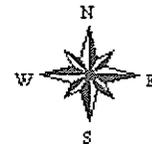


map center: 39.752917, -90.767974



  
**MAURER-STUTZ**  
ENGINEERS SURVEYORS

5-4S-3W  
Pike County  
Illinois



Maps Provided By:  
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3/7/2019



STATE OF ILLINOIS

COUNTY OF SANGAMON

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**CERTIFICATE OF SERVICE**

I, the undersigned attorney at law, hereby certify that I have served on the date of August 5, 2020, the attached **NOTICE, APPEARANCE and RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**, upon the following persons by causing to be mailed a true copy thereof in an envelope duly addressed, bearing proper first class postage, and deposited in the United States mail at Springfield, Illinois:

WIN Production, LLC  
Brian Bradshaw  
44619 Co. HWY 2  
Griggsville, Illinois 62340

**Copies also provided electronically as follows:**

Illinois Department of Revenue  
via email at REV.PropTaxApp@illinois.gov  
101 West Jefferson  
P.O. Box 19033  
Springfield, Illinois 62794

**[Electronic Filing]**

Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite. 11-500  
Chicago, Illinois 60601

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

/s/ Amanda S. Kimmel  
Assistant Counsel  
Division of Legal Counsel  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
217.782.5544  
217.782.9143 (TDD)

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