

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

WIN Production, LLC.)
(Property Identification Number) PCB 20-
0230300008) (Tax Certification)
)

NOTICE

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

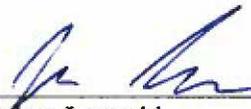
Brian Bradshaw
44619 Co. HWY 2
Griggsville, IL 62340

Copies also provided electronically as follows:

Illinois Department of Revenue
Via email at REV.PropTaxApp@illinois.gov
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

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**, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Joshua Leopold
Assistant Counsel
Division of Legal Counsel

DATED: August 19, 2020

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
(217) 558-1333

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

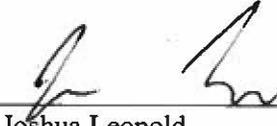
WIN Production, LLC.)
(Property Identification Number) PCB 20-
0230300008) (Tax Certification)
)

APPEARANCE

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

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: _____


Joshua Leopold
Assistant Counsel
Division of Legal Counsel

DATED: August 19, 2020

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1021 North Grand Avenue East
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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Win Production, LLC.)
(Property Identification Number) **PCB 20-**
0230300008)) **(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 July 6, 2020, the Illinois EPA received a request from WIN Production, LLC. (log number TC-142192, 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 Production, LLC.
West Phillips Ferry Rd.
Bluffs, IL 62621

The proposed water pollution control facilities in this request are located in the SW ¼ of Section 30, T15N, R13W of the 3rd PM, in Scott County the above street address and consist of the following:

Livestock waste management facilities consisting of two (2) earthen holding ponds (approximately 255 ft. x 100 ft. x 8 ft. as cell 1 and 145 ft. x 145 ft. x 8ft. as Cell 2), two (2) concrete manure pits (approximately 51 ft. x 560 ft. x 6 ft. each as P1 and P2), and the concrete slatted portion of the floor over the manure pits that capture and contain waste generated in the barns above, and twenty four (24) pump out pits (approximately 6ft. x 6ft. x 6 ft. each) to allow manure removal from pit P1 and P2.

This livestock waste management facility is 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 (2014), 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 (2014), pollution control facilities must be certified as such by the Board, 35 ILCS 200/11-20 (2014) 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:



Joshua Leopold
Assistant Counsel
Division of Legal Counsel

Dated: August 19, 2020

Illinois Environmental Protection Agency
1021 North Grand Ave. E.
P.O. Box 19276
Springfield, Illinois 62794-9276
217/558-1333



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 

Date: JUL 06 2020

Re: WIN Production, LLC – Bluffs
Recommendation of Tax Certification
Log# TC-142192
Property Index# 0230300008

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
West Phillips Ferry Rd.
Bluffs, IL 62621

SW ¼ of Section 30, T15N, R13W of the 3rd PM in Scott County

The livestock waste handling facilities consisting of two (2) earthen holding ponds (approximately 255 ft. x 100 ft. x 8 ft. as Cell 1, and 145 ft. x 145 ft. x 8 ft. as Cell 2), two (2) concrete pits (approximately 51 ft. x 560 ft. x 6 ft. each as P1 and P2) and the concrete slatted portion of the floor over the manure pits that capture and contain waste generated in the barns above, and twenty four (24) pumpout pits (approximately 6 ft. x 6 ft. x 6 ft. each) to allow manure removal from pit P1 and P2. 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

Watershed Unit Tax Certification Review Sheet

Project Name: WIN Production, LLC

Date: August 18, 2020

Reviewer: WH

Type: Agchem
 Livestock

Log number: TC-142192

Applicant: Brian 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
West Phillips Ferry Rd.
Bluffs, IL 62621

Property Index#: 0230300008

Parcel#:

Legal Description:
SW of Section: 30 Twp: 15N R: 13W PM: 3rd

County: Scott

Signature: Brian Bradshaw

Date Control Devices installed: January 2008

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 two (2) earthen holding ponds (approximately 255 ft. x 100 ft. x 8 ft. as Cell 1, and 145 ft. x 145 ft. x 8 ft. as Cell 2), two (2) concrete pits (approximately 51 ft. x 560 ft. x 6 ft. each as P1 and P2) and the concrete slatted portion of the floor over the manure pits that capture and contain waste generated in the barns above. Manure pit P1 and P2 have twenty four (24) pumpout pits (approximately 6 ft. x 6 ft. x 6 in. each) to allow manure removal from the manure 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.

Two (2) earthen holding ponds;
Two (2) concrete manure pits;
Concrete slatted floor at the pit;
Pumpout pits attached to the manure pit, 6 ft. x 6 ft. each

A process flow diagram and a plan view of the pits and holding ponds 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
BOW/WPC/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 must have Adobe Acrobat Reader 10 or above installed to use the features on this form.

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

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: SW-30 Township: 15N Range: 13W
Municipality: _____ Township: Naples-Bluffs

Address: West Phillips Ferry Rd. City: Bluffs

State: IL Zip Code: 62621 County: Scott Book Number: _____

Property Index Number: 0230300008

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 I, 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 1, 2008

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

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 Manager
Printed Name: Title:

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

[Signature] 12-23-2019
Signature: Date:

ATTACHMENT 1: Facility Pollution Control Facility Description

The farm consists of the following swine buildings and storage structures:

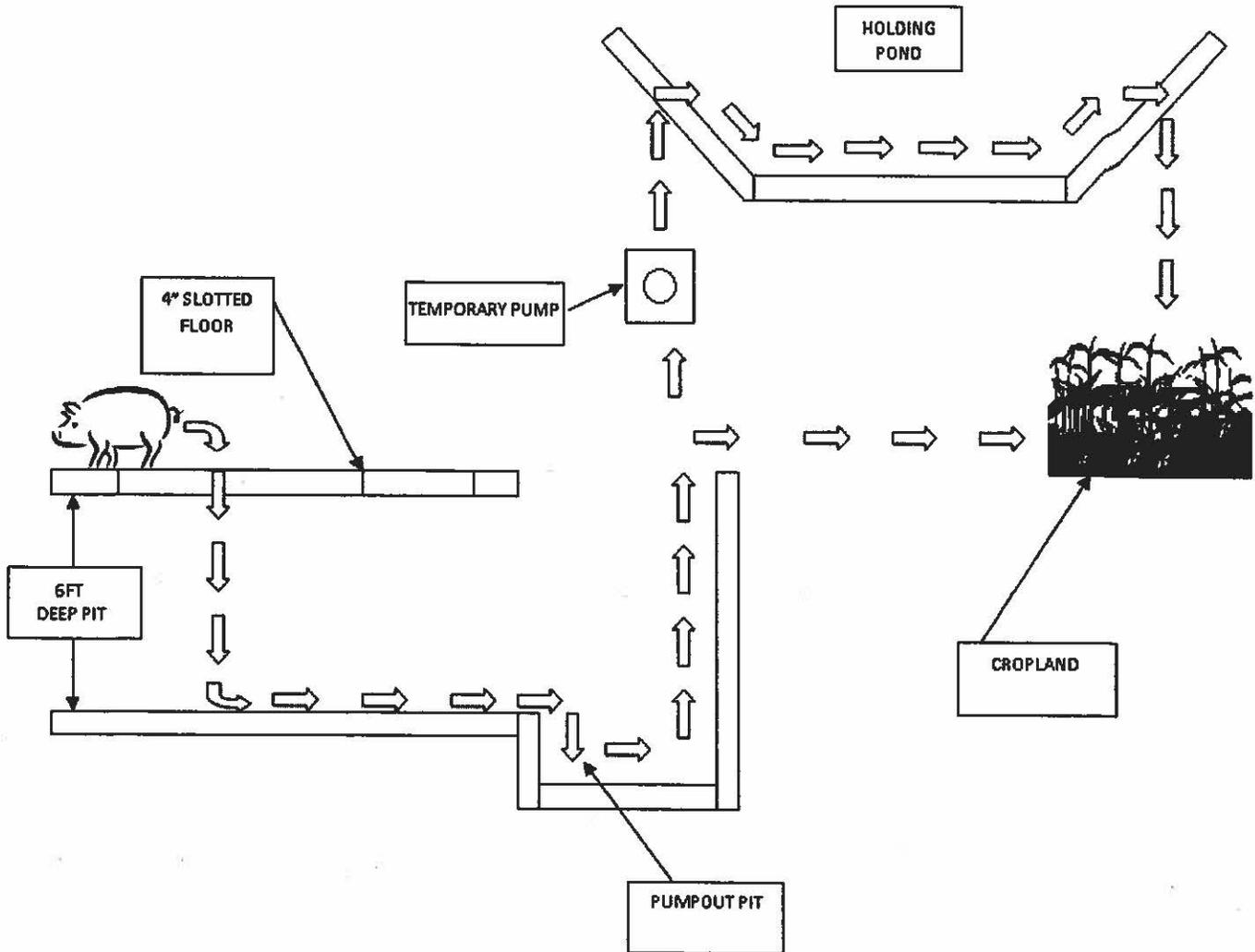
P1	51'-3" x 560' x 6'-0"	Deep pit below slats concrete storage pit
P2	51'-3" x 560' x 6'-0"	Deep pit below slats concrete storage pit
Cell 1	255' x 100' x 8' w/ 3:1 SS	Earthen Holding Pond
Cell 2	145' x 145' x 8' w/ 3:1 SS	Earthen Holding Pond

The buildings identified as P1 and P2 on the plans are of equal size and dimensions having 6ft deep pits that consist of a 4" thick base slab and 8" thick 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 9" thick and 3'-0" wide. Columns within the pit are 12" in diameter, 5'-2" tall and supported by 36"x36" 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 9" inches thick. The recessed sump area is 3'-10"x 5'-4" x 11" deep. Each barn has 12 pumpout pits that collect manure and allow manure transfer through a hose to be pumped for field application.

Additional storage on the site is available in two earthen holding ponds. The holding ponds dimensions are listed above. They are lined with compacted clay material. Manure is transferred to the holding ponds using a temporary manure transfer pump and hose.

The facility protects ground and surface water by providing collection and storage of livestock waste for about 12 months with use of the holding ponds. 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 collection and storage for the manure until it can be properly land applied to cropland at agronomic rates.

ATTACHMENT 3: Date of First Service

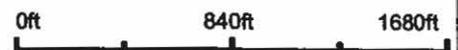
Current barns expanding the facility were under construction in 2007, with the last constructed being placed into service in January 2008.

ATTACHMENT 4: Status of Installation

Facilities described in Attachment 1 are fully constructed and in service as of January 1, 2008.



map center: 39.715145, -90.585956




MAURER-STUTZ
ENGINEERS SURVEYORS

30-15N-13W
Scott County
Illinois



Maps Provided By:
 **surety**
CUSTOMIZED ONLINE MAPPING
© AgriData, Inc. 2019 www.AgrIDataInc.com

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 19, 2020, the attached **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:

Brian Bradshaw
44619 Co. HWY 2
Griggsville, IL 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/ Joshua Leopold
Assistant Counsel
Division of Legal Counsel
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
217-558-1333

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