

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

C & W Farms – Ursa)
(Property Identification Number) PCB 15-
09-0-0103-002-00) (Tax Certification)
)
)

NOTICE

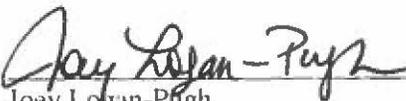
Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

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

Scott Wray
C & W Farms
894 N. 2000th Ave.
Ursa, Illinois 62376

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

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Joey Logan-Pugh
Assistant Counsel
Division of Legal Counsel

DATED: June 18, 2015

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

C & W Farms - Ursa)
(Property Identification Number) PCB 15-
09-0-0103-002-00) (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: Joey Logan-Pugh
Joey Logan-Pugh
Assistant Counsel
Division of Legal Counsel

DATED: June 18, 2015

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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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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, 35 Ill. Adm. Code 125.204.

1. On March 27, 2014, the Illinois EPA received a request from C & W Farms (log number TC-08-14, 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 applicant’s address is:

C & W Farms
894 N. 2000 th Ave.
Ursa, IL 62376

The proposed water pollution control facilities in this request are located at Section 29, T1N, R8W of the 4th P.M. in Adams County, at the above street address and consist of the following:

Livestock waste management facilities consisting of two (2) concrete manure pits (approximately 71 ft. x 276 ft. x 8 ft. and 121 ft. x 313 ft. x 8 ft.) with slotted floors over the pits.

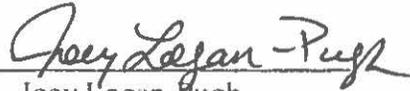
These livestock waste management facilities are used to collect, transport and/or store livestock wastes prior to cropland application, and are further described in Exhibit A.

4. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2014), defines “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: (a) eliminating, preventing, or reducing air or water pollution ...or (b) 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.”
5. Pollution control facilities are entitled to preferential tax treatment, 35 ILCS 200/11-5.
6. Based on the information in the application and the purpose of the facilities, 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: 
Joey Logan-Pugh
Assistant Counsel
Division of Legal Counsel

Dated: June 18, 2015
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) 782-2829

BRUCE RAUNER, GOVERNOR

LISA BONNETT, DIRECTOR

Memorandum

To: Charles Gunnarson, Division of Legal Counsel

From: Al Keller, Manager, Permit Section

Date: June 15, 2015

Re: Scott Wray
C&W Farms
Ursa, Illinois
Recommendation of Tax Certification
Log # TC-08-14
Property ID #09-0-0103-002-00

The Bureau of Water received a request on March 27, 2014 from C&W Farms for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to 35 Il. Adm. Code 125.204. We offer the following recommendation.

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

C&W Farms
894 N. 2000th Avenue
Ursa, IL 62376

Section 29, T1N, R8W of the 4th PM in Adams County

Livestock waste handling facilities consist of two (2) concrete manure pits (approximately 71 ft. x 276 ft. x 8 ft. and 121 ft. x 313 ft. x 8 ft.) and the slotted floors over the pits. These livestock waste handling facilities are used to collect, transport, and/or store livestock wastes prior to cropland application.

These facilities are 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 Jenny Larsen at 217/782-0610.

SAK:JML:Tax Certs\AgChem\LogTC-08-14.docx

cc: Tax Cert File

Watershed Unit Tax Certification Review Sheet

Project Name: C&W Farms

Location: Ursa, IL

Reviewer: Jenny Larsen

Date: June 26, 2014

Log number: TC-08-14

Type: Agchem
 Livestock

Applicant: Scott Wray
319 W. Maple Avenue
Ursa, IL 62376

Contact: Scott Wray

Phone: (217)964-2937

Facility: C&W Farms
894 N. 2000th Avenue
Ursa, IL 62376

Property ID: 09-0-0103-002-00

County: Adams

Legal Description:
S: 29 T: 1N R: 8W PM: 4th

Signature: Scott Wray

Title: Owner

Date Control Devices installed: unknown

Provided Fair cash Value: \$723,892

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 facility will collect swine waste under two barns that have slated floors with concrete containment pits measuring 71 ft. x 276 ft. x 8 ft. and 121 ft. x 313 ft. x 8 ft. Manure will be pumped out with a 6 inch mobile pump once or twice annually with a custom applicator to nearby fields for fertilizer.

The primary purpose for this structure is to store swine waste thereby eliminating waste runoff to nearby wells or surface water.

Recommended Action: Permit the above mentioned structure.

APPLICATION FOR CERTIFICATION (PROPERTY TAX TREATMENT)
 POLLUTION CONTROL FACILITY
 AIR WATER

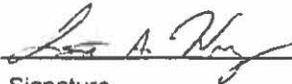
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 P. O. Box 19276, Springfield, IL 62794-9276

This Agency is authorized to request this information under Illinois Revised Statutes, 1979, Chapter, 120, Section 502a-5. Disclosure of this information is voluntary. However, failure to comply could prevent your application from being processed or could result in denial of your application for certification.

FOR AGENCY USE

File No.	Date Received	Certification No.	Date	
Sec. A APPLICANT	Company Name C&W Farms			
	Person Authorized to Receive Certification Scott Wray		Person to Contact for Additional Details Scott Wray	
	Street Address 319 W. Maple Ave		Street Address 319 W. Maple Ave	
	Municipality, State & Zip Code Ursa, IL 62376		Municipality, State & Zip Code Ursa, IL 62376	
	Telephone Number (217) 964-2937		Telephone Number (217) 964-2937	
	Location of Facility Quarter Section	Township 1N	Range 8W	Municipality Ursa, IL
	Street Address 894 N. 2000th Ave		County Adams	Township 1N
	Property Identification Number		Parcel Number 09-0-0103-002-00	Book Number
	Sec. B MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location Swine finishing facility that brings in pigs at 12 pounds and raises them to 280 pounds. The swine produce waste that will be collected under the barns slatted floor, the waste will be pumped on crop land for fertilizer.		
		Water Pollution Control Construction Permit No.	Date Issued	
NPDES PERMIT No.		Date Issued	Expiration Date	
Air Pollution Control Construction Permit No.		Date Issued		
Air Pollution Control Operating Permit No.		Date Issued		
Sec. C MANUFACTURING PROCESS	Describe Unit Process			
	Materials Used in Process			
Sec. D POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility The facility will collect swine waste under the barns slatted floor. The two barns 1. 71'X276'X8' concrete containment 2. 121'X313'X8' concrete containment will provide an environmentally safe storage for the waste until it will be used on crop land as fertilizer. These containments protect waste from leaching into nearby wells and Rock Creek a close stream.			

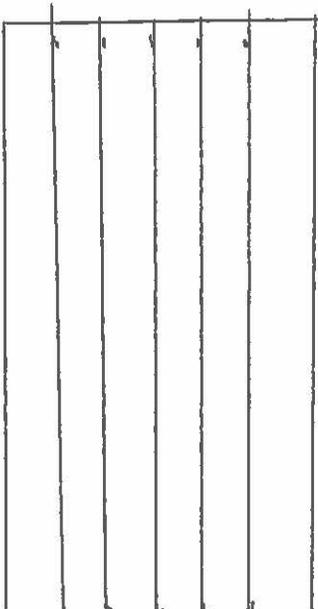
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POLLUTION CONTROL FACILITY - CONTAMINANTS	Sec. E	(1) Nature of Contaminants or Pollutants Swine Manure		
			Material Retained, Captured or Recovered	
			DESCRIPTION	DISPOSAL OR USE
			Swine waste	Cropland Fertilizer
			(2) Point(s) of Waste Water Discharge	
			Plans and Specifications Attached	Yes <input type="checkbox"/> No <input type="checkbox"/>
		(3) Are contaminants (or residues) collected by the control facility?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
		(4) Date installation completed <u>11/01/13</u> status of installation on date of application <u>11/01/13</u>		
ACCOUNTING DATA	(5) a.	FAIR CASH VALUE IF CONSIDERED REAL PROPERTY:	\$ 723,892.00	
	b.	NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY:	\$ 0.00	
	c.	PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:	\$ 300,000.00	
	d.	PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:	\$ 25,000.00	
	e.	PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:	% 37	
Sec. F	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. The facilities claimed herein are "pollution control facilities" as defined in Section 11-10 of the Illinois Property Tax Code.		
			owner	
		Signature	Title	
Sec. G	INSTRUCTIONS FOR COMPILING AND FILING APPLICATION			
	General: Separate applications must be completed for each control facility claimed. Do not mix types (water and air). Where both air and water operations are related, file two applications. If attachments are needed, record them consecutively on an index sheet.			
INSTRUCTIONS	Sec. A	Information refers to applicant as listed in the tax records and the person to be contacted for further details or for inspection of facilities. Define facility location by street address or legal description. A plat map location is required for facilities located outside of municipal boundaries. The property identification number is required.		
	Sec. B	Self-explanatory. Submit copies of all permits issued by local pollution control agencies. (e.g. MSD Construction Permit)		
	Sec. C	Refers to manufacturing processes or materials on which pollution control facility is used.		
	Sec. D	Narrative description of the pollution control facility, indicating that its primary purpose is to eliminate, prevent or reduce pollution. State the type of control facility. State permit number, date, and agency issuing permit. A narrative description and a process flow diagram describing the pollution control facility. Include a listing of each major piece of equipment included in the claimed fair cash value for real property. Include an <u>average</u> analysis of the influent and effluent of the control facility stating the collection efficiency.		
	Sec. E	List air contaminants, or water pollution substances released as effluents to the manufacturing processes. List also the final disposal of any contaminants removed from the manufacturing processes. Item (1) - Refers to pollutants and contaminants removed from the process by the pollution control facility. Item (2) - Refers to water pollution but can apply to water-carried wastes from air pollution control facilities. 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. Item (3) - If the collected contaminants are disposed of other than as wastes, state the disposition of the materials, and the value in dollars reclaimed by sale or reuse of the collected substances. State the cost of reclamation and related expense. Item (4) - State the date which the pollution control facility was first placed in service and operated. If not, explain. Item (5) - This information is essential to the certification and assessment actions. This accounting data must be completed to activate project review prior to certification by this Agency.		
	Sec. F	Self-explanatory. Signature must be a corporate authorized signature.		
		Submit to:	Attention:	Attention:
		Illinois EPA P.O. Box 19276 Springfield, IL 62794-9276	Al Keller Permit Section Division of Water Pollution Control	Donald E. Sutton Permit Section Division of Air Pollution Control

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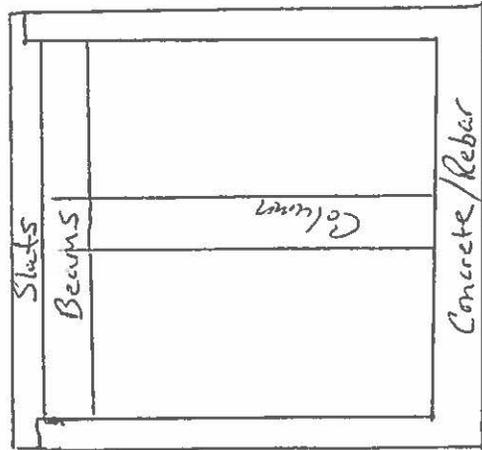
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Top View



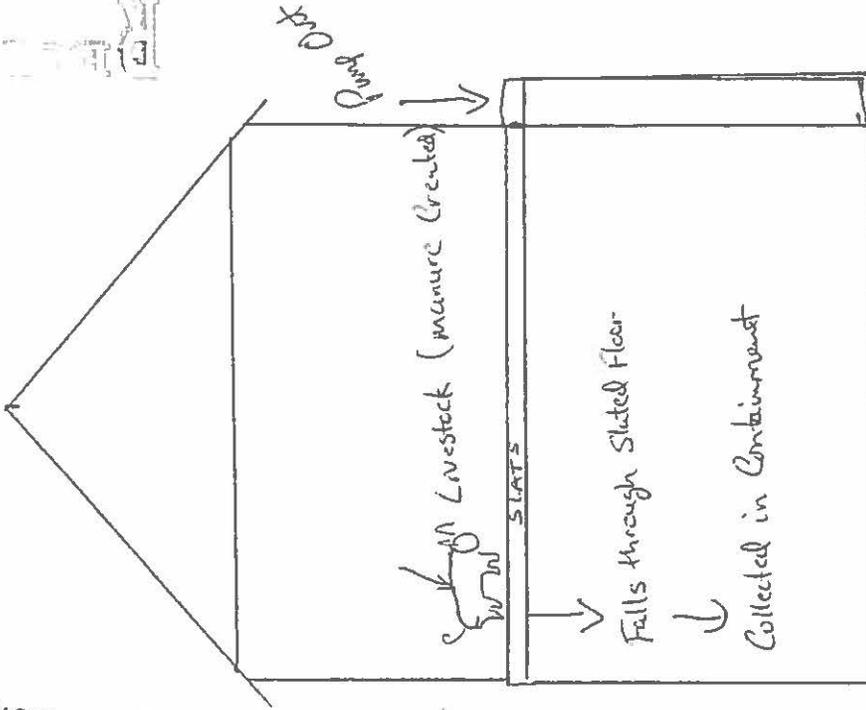
Slated concrete engineer Floor

Side View



Concrete Containment Pit
 3' Concrete Walls with Concrete reinforced Columns and beams with slats on top.

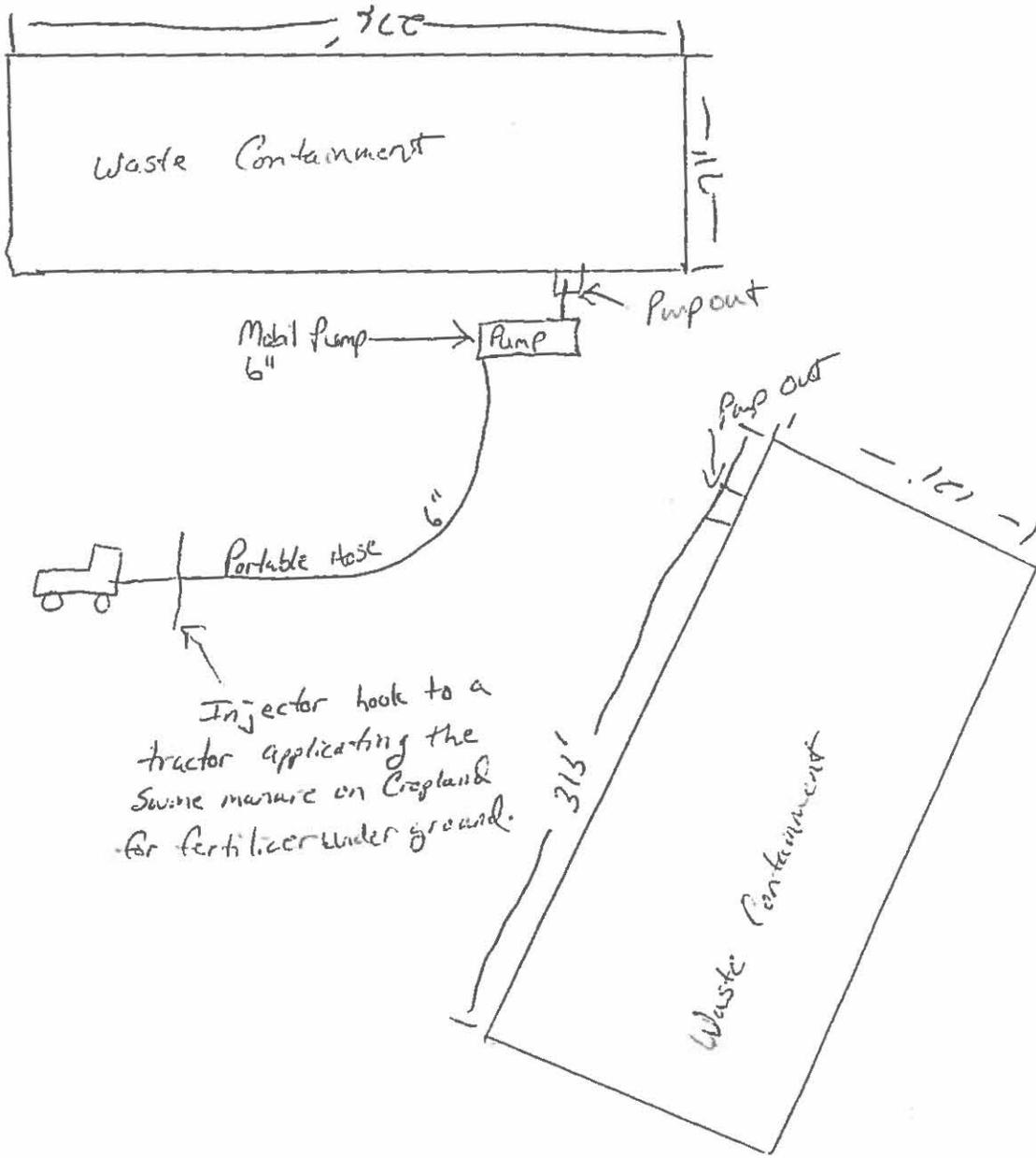
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Grand level

The manure will be pumped out once or twice Annually. A custom Applicator will use a 6" pump with portable lines or Tanker to Apply to near by fields for fertilizer. Per our nutrient management Plan

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W

Injector hook to a tractor applying the Swine manure on Cropland for fertilizer under ground.

Cropland

Rock Creek

5

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 BOWLING GREEN PERMIT SECTION

STATE OF ILLINOIS

COUNTY OF SANGAMON

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PROOF OF SERVICE

I, the undersigned attorney at law, hereby certify that on June 18, 2015, I served true and correct copies of an APPEARANCE AND THE RECOMMENDATION, upon the persons and by the methods as follows:

[1st Class U.S. Mail]

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
P.O. Box 19033
Springfield, Illinois 62794

[1st Class U.S. Mail]

Scott Wray
C & W Farms
894 N. 2000th Ave.
Ursa, Illinois 62376

[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/ Joey Logan-Pugh
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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