

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Pearl Valley Farms, Inc.)	
(Property Identification Number)	PCB 16-
10-11-34-400-003))	(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

David Thompson
Pearl Valley Farms, Inc.
968 South Kent Rd.
Pearl City, IL 61062

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

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: Roberto M. Durango
Roberto M. Durango
Assistant Counsel
Division of Legal Counsel

DATED: December 6, 2016

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

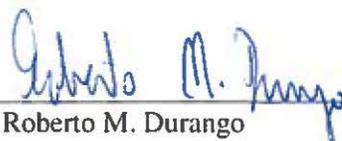
BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Pearl Valley Farms, Inc.)	
(Property Identification Number)	PCB 16-
10-11-34-400-003))	(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:  _____
 Roberto M. Durango
 Assistant Counsel
 Division of Legal Counsel

DATED: December 6, 2016

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1021 North Grand Avenue East
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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Pearl Valley Farms, Inc.)	
(Property Identification Number)	PCB 16-
10-11-34-400-003))	(Tax Certification)
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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(a) of the regulations of the Illinois Pollution Control Board (the Board), 35 Ill. Adm. Code 125.204(a).

1. On August 25, 2016, the Illinois EPA received a request from Pearl Valley Farms, Inc. (log number TC-136587, Exhibit A) for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to Section 125.204(a) of the Board's regulations, 35 Ill. Adm. Code 125.204(a).
2. The facility's address is:

Pearl Valley Farms, Inc.
968 South Kent Road
Pearl City, IL 61062
3. The proposed water pollution control facilities in this request are located at Section 34, T27N, R5E of the 4th P.M. in Stephenson County, at the above street address and consist of the following:

Livestock waste handling facilities consisting of a hoop building (approximately 190 ft. x 140 ft. x 65 ft.) with a concrete manure storage pad (approximately 190 ft. x 140 ft.).
4. 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.

5. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2014), and Section 125.200(a)(1) of the Board's regulations, 35 Ill. Adm. Code 125.200(a)(1), define pollution control facilities as:

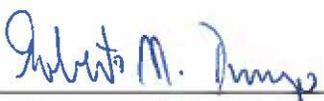
[A]ny system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: eliminating, preventing, or reducing air or water pollution, as the terms "air pollution" and "water pollution" are defined in the Act; 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.

6. If it is found that the claimed facility or relevant portion thereof is a pollution control facility as defined in Section 125.200(a)(1) of the Board's regulations, 35 Ill. Adm. Code 125.200(a)(1), the Board has the authority to enter a finding and issue a certificate to that effect, pursuant to Section 11-20 of the Property Tax Code, 35 ILCS 200/11-20 (2014) and Section 125.216 of the Board's regulations, 35 Ill. Adm. Code 125.216.
7. Pursuant to Section 125.204(a) of the Board's regulations, 35 Ill. Adm. Code 125.204(a), if the Illinois EPA receives a tax certification application it must file a recommendation on the application with the Board.
8. 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, with the primary purpose of eliminating, preventing, or reducing water pollution, or as otherwise provided in Section

125.200(a)(1) of the Board's regulations, 35 Ill. Adm. Code 125.200(a)(1), 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: 
Roberto M. Durango
Assistant Counsel
Division of Legal Counsel

Dated: December 6, 2016
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

BRUCE RAUNER, GOVERNOR

ALEC MESSINA, ACTING DIRECTOR

Memorandum



To: Charles Gunnarson, Division of Legal Counsel

From: Al Keller, Manager, Permit Section

A handwritten signature in black ink, appearing to be "Al Keller".

Date: NOV 21 2016

Re: Pearl Valley Farms, Inc.
Attn: David Thompson
968 South Kent Road
Pearl City, IL 61062
Recommendation of Tax Certification
Log # TC-136587
Property ID # 10-11-34-400-003

The Bureau of Water received a request on August 25, 2016 from Pearl Valley Farms, Inc. 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:

Pearl Valley Farms, Inc.
968 South Kent Road
Pearl City, IL 61062

Section 34, T27N, R5E of the 4th PM in Stephenson County

Livestock waste management facilities consist of a hoop building (approximately 190 ft. x 140 ft. x 65 ft.) with a concrete manure storage pad (approximately 190 ft. x 140 ft.) These livestock waste management facilities are used to collect, transport, and/or store livestock waste 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\Livestock\TC-136587.docx

cc: Tax Cert File

Watershed Unit Tax Certification Review Sheet

Project Name: Pearl Valley Farms, Inc.

Location: Pearl City, IL

Reviewer: Jenny Larsen

Date: 9/26/2016

Log number: TC-136587

Type: Agchem
 Livestock

Applicant:

David Thompson
968 South Kent Road
Pearl City, IL 61062

Contact: Eric Christensen

Phone: (815)443-2170

Facility:

968 South Kent Road
Pearl City, IL 61062

Property ID: 10-11-34-400-003

County: Stephenson

Legal Description:

S: 34 T: 27N R: 5E PM: 4th

Signature: Eric Christensen

Title: Controller

Date Control Devices installed: 05/22/2015

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:

This facility consists of a hoop building with concrete manure storage pad to collect livestock waste. The waste is used for fertilizer.

08/25/2016 - Spoke with Eric Christensen who confirmed that the primary purpose of the hoop building is to store livestock waste. No animals are contained in this building.

The primary purpose for these structures is to contain livestock waste thereby preventing contaminated water runoff.

Recommended Action: Permit the above mentioned structures.

TC-136587

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

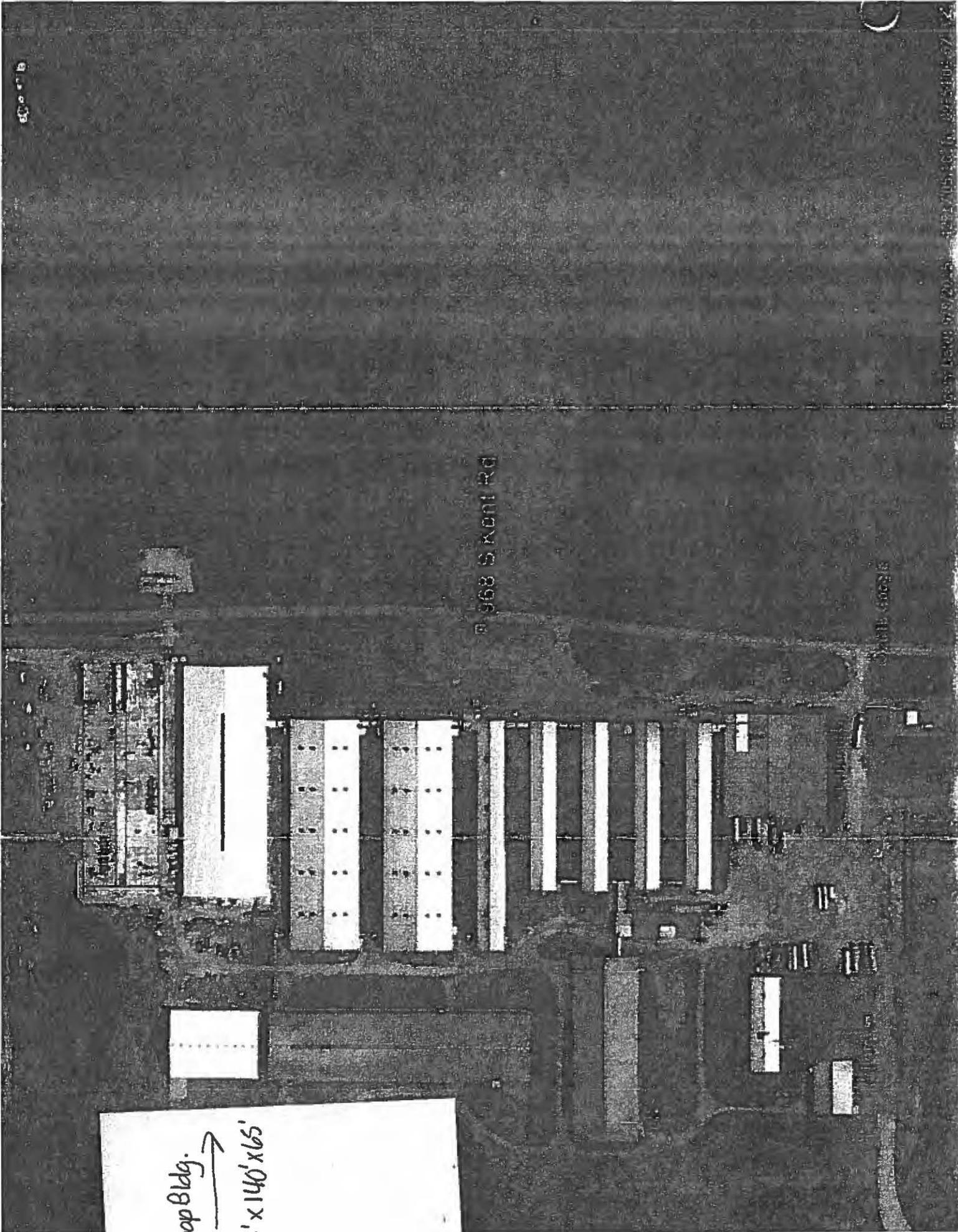
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 P. O. Box 19276, Springfield, IL 62794-9276

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 PEARL VALLEY FARMS, INC.			
	Person Authorized to Receive Certification DAVID THOMPSON		Person to Contact for Additional Details ERIC CHISTENSEN	
	Street Address 968 SOUTH KENT ROAD		Street Address 968 SOUTH KENT ROAD	
	Municipality, State & Zip Code PEARL CITY, IL 61062		Municipality, State & Zip Code PEARL CITY, IL 61062	
	Telephone Number 815-443-2170		Telephone Number 815-443-2170	
	Location of Facility Quarter Section Township Range		Municipality Township	
	34	KENT	27-5	PEARL CITY KENT
	Street Address 968 SOUTH KENT ROAD		County Book Number STEPHENSON	
	Property Identification Number 10-11-34-400-003 Section 34 Township 27N, Range 5E of the East 4th PM in Stephenson Cty		Parcel Number	
Sec. B MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location EGG PRODUCTION FACILITY - 1.4 MILLION LAYERS. MANURE IS COMPOSTED AND THEN STORED.			
	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 LIVESTOCK WASTE MANAGEMENT FACILITY - NO MANUFACTURING.			
	Materials Used in Process			
Sec. D POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility Livestock waste management facility (hoop building 190 ft X 140 ft X 65 ft) with concrete manure storage pad (approx 190 ft X 140 ft) for which the primary purpose is eliminating, preventing, or reducing water pollution. This facility collects and stores livestock waste prior to transport to other facilities for further processing prior to application to cropland.			

RECEIVED
 AUG 25 2016
 IEPA
 BOW/WPC/PERMIT SECTION



xp Bldg. →
1' x 140' x 65'

368 S KONT RD

PROPERTY MAP: 9/9/2015 - 4:51:05 PM - 2015-10-07 12

STATE OF ILLINOIS

COUNTY OF SANGAMON

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CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that on December 6, 2016, I served true and correct copies of the APPEARANCE and RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, 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]

David Thompson
Pearl Valley Farms, Inc.
968 South Kent Rd.
Pearl City, IL 61062

[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/ Roberto M. Durango
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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