### **BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

Vos Farms - Chadwick (Property Identification Number 03-05-200-002)

) ) PCB 20-) (Tax Certification)

### **NOTICE**

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

Vos Farms 18917 Clark Road Chadwick, Illinois 61014

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 Springfield, Illinois 62794

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By:

Jacob H. Smith Assistant Counsel Division of Legal Counsel

DATED: October 31, 2019

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**

Vos Farms - Chadwick (Property Identification Number 03-05-200-002)

) ) PCB 20-) (Tax Certification) )

### **APPEARANCE**

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

### ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Bv Jacob H. Smith

Assistant Counsel Division of Legal Counsel

DATED: October 31, 2019

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**

Vos Farms - Chadwick (Property Identification Number 03-05-200-002) ) ) PCB 20-) (Tax Certification) )

### **<u>RECOMMENDATION OF THE ILLINOIS</u>** <u>ENVIRONMENTAL PROTECTION AGENCY</u>

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.

- On April 24, 2018, the Illinois EPA received a request from Vos Farms (log number TC-139555, 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:

Vos Farms 18917 Clark Road Chadwick, IL 61014

The proposed water pollution control facility in this request is located in the

street address and consist of the following facilities:

NE ¼ of Section 5, T22N, R5E of the 4th P.M. in Whiteside County, at the above

1

Livestock waste handling facilities consisting of one (1) concrete manure pit approximately 360 ft. (length) x 52 ft. (width) x 10 ft. (depth) and the concrete slatted flooring over the entire surface of this manure pit. These livestock waste management facilities are used to collect, transport, and/or

store livestock waste prior to cropland application, and is further described in

Exhibit A.

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 (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 is

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: Jacob H. Smith

Assistant Counsel Division of Legal Counsel

Dated: October 31, 2019

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



### Memorandum

To: Charles Gunnarson, Division of Legal Counsel

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

Date: October 15, 2019

Re: VOS Farms - Chadwick Recommendation of Tax Certification Log # TC-139555 BOW ID # W1958010001 Property Identification # 03-05-200-002

The Bureau of Water received a request on April 24, 2018 from Vos 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:

VOS Farms 18917 Clark Road Chadwick, IL 61014

NE 1/4 of Section 5, Township 22-North, Range 5-East of the East 4th PM in Whiteside County.

Livestock waste management facilities consisting of one concrete manure pit approximately 360 ft. (length) x 52 ft. (width) x 10 ft. (depth) and the concrete slatted flooring over the entire surface of this manure pit.

These livestock waste management 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 Darren Gove at 217/782-0610.

DRG:TC-139555\_Tax Cert Recommendation 24Apr18.docx

cc: Tax Cert File

4302 N. Main Street, Rockford, IL 61103 (815) 987-7760 595 S. State Street, Elgin, IL 60123 (847) 608-3131 2125 S. First Street, Champaign, IL 61820 (217) 278-5800 2009 Mall Street Collinsville, IL 62234 (618) 346-5120 9511 Harrison Street, Des Plaines, IL 60016 (847) 294-4000 412 SW Washington Street, Suite D, Peoria, IL 61602 (309) 671-3022 2309 W. Main Street, Suite 116, Marion, IL 62959 (618) 993-7200 100 W. Randolph Street, Suite 4-500, Chicago, IL 60601

NEL

### Illinois EPA - Bureau of Water - Division of Pollution Control Title 35 Subtitle A Part 125 Tax Certifications Illinois EPA Review Notes for:

Agency Recommendation of Pollution Control Facilities.

BOW ID #: W1958010001

Project Name: VOS Farms

Date application received: 4/24/2018

**Reviewer: DRG** 

Log number: TC-139555

Legal Description: NE 1/4 of Section 5 Twp: 22-North Range: 5-East PM: East 4th

County: Whiteside

Facility Contact: Raymond Vos, 18917 Clark Road, Chadwick IL 61014

**Pollution Control Facility Type:** Cattle/Dairy Livestock Waste Management Facility

Property ID: 03-05-200-002

**Applicant**: Vos Farms 18917 Clark Road Chadwick, IL 61014

Facility: VOS Farms 18917 Clark Road Chadwick, IL 61014

Date Control Devices installed: October 2017

Application Signature by: Raymond Vos

Phone: 815 684-5634

Title: Owner

Contents of Application: Old app forms, foundation plan, project location map, and email with attachments submitted on 8/28/2019

Is there a pollutant control flow diagram? Yes (diagram that was received on 8/28/2019)

Is there sufficient diagrams showing the pollution control facilities? Yes

This facility generates the following pollutants and prevents their discharge as indicated: Livestock waste is collected and land applied to cropland.

### Physical description of pollution control facilities that ARE recommended:

Livestock waste management facilities consisting of one concrete manure pit approximately 360 ft. (length) x 52 ft. (width) x 10 ft. (depth) and the concrete slatted flooring over the entire surface of this manure pit.

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

Notes:

Illinois EPA Log #: TC-139555 Page 2 of 2

Ray Vos was contact via phone on 11/27/2018 to discuss details of facility and to request a process flow diagram. On 8/28/2019 I discussed the outstanding information with Jason Vos and he promptly sent the information into my email.

Nothing follows - DRG - (August 29, 2019)

Project Name	VOS Farms		<b>Project Location</b>	Chadwick	Cty Whiteside
Log No.	TC-139555	Descr		Date 11/27/2	2018 <b>Reviewer</b>
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81	28/2019	Reid	email from	Vostarme	Thotmail. com
	Rea	ly for gub	mittal		
	87	C recommend	ation		

### Gove, Darren

From: Sent: To: Subject: Attachments: Ray Vos <vosfarms@hotmail.com> Wednesday, August 28, 2019 3:09 PM Gove, Darren [External] Vos Farms building tax certification Vos-EPA building diagram.pdf

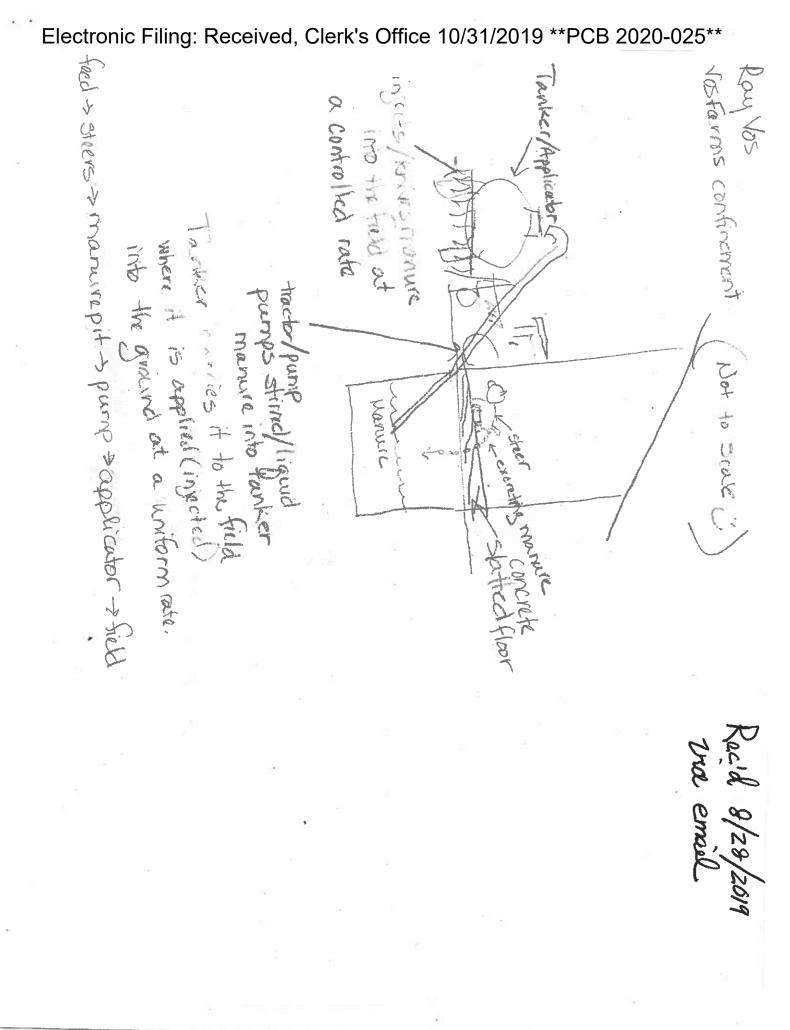
Darren-

We spoke earlier on the phone about our application for tax certification on our cattle confinement building. I attached a picture we had in our file showing the source and flow of manure through the facility. There are no external pump outs on this building. It is agitated and pumped out by opening a cover on the floor slats along the inside edge of the wall. The pump goes into this opening, all the way to the bottom of the pit floor where there is a shallow sump so that nearly all of the manure can be removed. If you need any other information or pictures please let me know.

1

Thank you,

Jason Vos



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

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

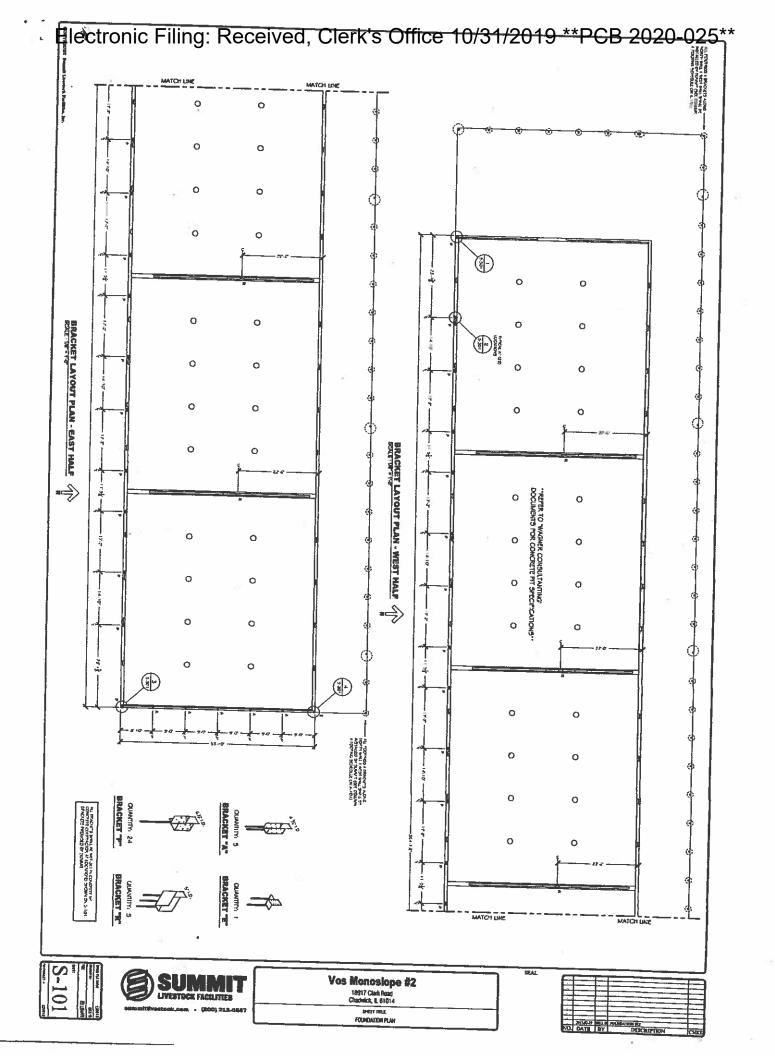
This Agency is authorized to request this information under Illinois Revised Statues, 1979, Chapter, 120, Section 502a-5. Disclosure of this information is voluntary. However, failure to comply could prevent your application from being processed or could result in denial of your application for certification.

DRG

	FOR AGENCE USE						
File No.	Date Received Certification No.	÷	- 10				
Sec. A	Company Name		Date				
	VDS FARMS	10					
	Person Authorized to Receive Certification	Person to Contact for Ac					
	Street Address	Street Address	OND C. UDS				
	18917 LLARR RD.	Olicel Address					
L L	wunicipality, State & Zip Code	Municipality, State & Zip	Code CLARK KD.				
APPLICANT	CHADWICK, IL 61014	Telephone Number	WICK, IL 61014				
APF	8/5-684-5634 Location of Facility	815-6	84-5634				
1		Municipality	Township				
	A E     Section     Township     Range       N E     SELTION 5     2 2 N.     SEAST       Street Address     3 2 2 N.     3 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5		CIUNE -12				
		County	CLYDE -22 Book Number				
	18917 CLARK RD 647	TESIDE					
	03-05-200-067	Parcel Number 03-05-20	n- /n 2				
Sec. B	03-05-200-062 Nature of Operations Conducted at the Above Location						
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TURI	Water Pollution Control Construction Permit No.	Date Issued	MONTH S.				
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MANUFACTURING OPERATIONS	NPDES PERMIT No.	Date Issued	Expiration Date				
2	Air Pollution Control Construction Permit No.	Date Issued					
		51	WP				
	Air Pollution Control Operating Permit No.	Date Issued	Sheet should not be a set				
Sec. C	Describe Unit Process						
i			APR 2 4 2018				
g			IEPA				
URIN		BOWN	VPC/PERMIT SECTION				
NUFACTURING PROCESS	Materials Used in Process						
PR							
MA							
Sec. D	Describe Pollution Abatement Control Facility						
Jon	MANURE PIT IS MADE OF CONCRETE AND STEEL.						
ENS	THE PIT IS COVERED BY SLATS THAT ARE MADE OF						
DESC	CON CRETE AND STEEL, THE						
POLLUTION CONTROL FACILITY DESCRIPTION	PUMPS, PIPES, OR SCRAPERS,	ALC MANUI	ee Is				
FACI	CONTAINED IN THE 52' × 360' × 10' PIT.						
	CONTRACT ON THE 32 X3	50 × 10' PIT	,				

APC 151 (Rev. 8/00)

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		PERCENTAGE CONTROL F				%	70		
l k	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.								
	Signature		Title						
Sec. G						·			
	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. 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								
s	<u> </u>	outside of municipal boundaries. The property identification number is required. Setf-explanatory. Submit copies of all permits issued by local pollution control agencies. (e.g. MSD Construction Permit)							
s		Refers to manufacturing processes or materials on which pollution control facility is used.							
	fi fa	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 <u>pollution control facility</u> . 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.							
INSTRUCTIONS	fa ite in in ite ite	<ul> <li>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.</li> <li>Item (1) – Refers to pollutants and contaminants removed from the process by the pollution control facility.</li> <li>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.</li> <li>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.</li> <li>Item (4) – State the date which the pollution control facility was first placed in service and operated. If not, explain.</li> <li>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.</li> </ul>							
Se	ec. F Se	Self-explanatory. Signature must be a corporate authorized signature.					<u> </u>		
10	S	ubmit to:	Attention:		Attention:				
1	P:	nois EPA O. Box 19276 pringfield, IL 62794-9276	Al Keller Permit Sectio Division of W	n ater Pollution Control	Donald E. Su Permit Sectio Division of Ai	n			



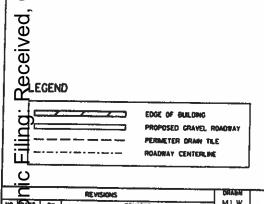
### PROPOSED SLATTED FLOOR CONFINEMENT BUILDING VOS FARMS NE 1/4 SECTION 5, T22N, R5E, 4TH P.M.

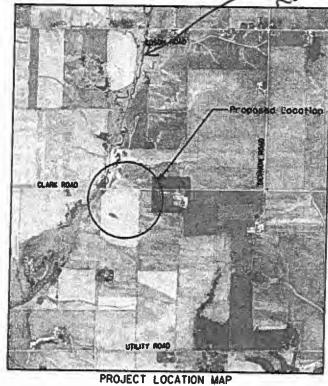
## O SHEET INDEX

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\*\*PCB 2020-023

DESCRIPTION	SHEET NO.
EOVER SHEET AND LOCATION MAP	1
SLATTED FLOOR BARN SITE DESIGN	2
ELAN VEW OF WEST SIDE OF CONFINEMENT BUILDING	3
PLAN VIEW OF EAST SIDE OF CONFINEMENT BUILDING	4
CONCRETE DETAILS	5
GONCRETE AND PERMETER DRAW DETAILS	6
BEAM AND SLAT DETAILS	7
DAPOUT SLAT DETAILS	8
SUMP PIT DETAILS	9
BONCRETE DETAILS	10
ODINCRETE DETAILS	





ROCK CREEK

GENERAL NOTES

ALL WORK PERPORTED BY THE CONTRACTOR SHALL HK GLARANTEED BY THE CONTRACTOR FOR A PERDO OF TWELVE (12) MONTHS PROVITHE DATE OF ACCEPTANCE OF THE OWNER THIS GLARANTEE SHALL INCLUDE ALL DEPERCIS IN MATERIALS AND WORKMANSKIP

THE CONTRACTOR, BY AGREEDING TO PERFORM THE WORK, AGREES TO DIDEMNIFY AND HOLD LIARAULES THE OWNER, BUDYEER, ALL AGENTS AND ASSILVE OF THISS FARTIES, FROM ALL SUITS AND CLANKS ARESING OUT OF THE REPRESENTANCE OF SAUD WORK, AND UTTHES AGREES TO DEPEND OR OTHERWISE FAY ALL LEGAL FERS ARBUNG OUT OF THE DEPENDE OF SAUD FARTIES.

ALL WORK WIALL BE PERFORMED IN ACCORDANCE WITH THE LINES AND GRADES SHOWN ON THE APPROVED ENGINEERING PLANG. THE PULL RESPONSIBILITY FOR KEEPING ALGOMEDITS AND GRADES SHALL REST UND THIS CONTINACTOR.

all field tiles encountered during construction shall be recorded showing size. Location, and defities (contractor and skall be reconnected or relocated, the owner skall be so thild immediately

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EXCESS EXCAVATED MATERIAL STIALL OF RESPREAD THRU THE SITE AND BE REGRADED AND RESERVED. FROPERTY CORNERS THAT ARE ENCOUNTERED SHALL BE PROTECTED UNTIL THEY HAVE BEEN REFERENCED BY A PROFESSIONAL LAND SURVEYOR.

THE CONTRACTOR SHALL VERIFY THE ELEVATIONS OF ALL BENCHMARKS PRIOR TO CONSTRUCTION AND BHALL NOTIFY THE EXAMLER OF ANY DISCREPANCIES.

ELEVATIONS SHOWN ON THE PLANS REPERENCE LOCAL DATUM.

THE CONTRACTOR SHALL VERIFY THE LOCATION OF ANY EXISTING UTILITIES PRIOR TO INCAVATION AND SHALL AND DECESSARY CONTRACTOR SHALL BE RESPONSIBLE FOR COORDINATION AND DEFAILING LOCATION OF SUSTINU UTILITIES.

<u>.</u>				J				
		REVISIONS	DRABN					
0. 00	TE OY	REMARKS	M.L.W.	SAL A	WAGNER CONSULTING & AGRICULTURE	CONTRACT JULIE AT 811 OR 830 892-0123	VOS FARMS	PROJECT NO.
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÷					LENA, ILLINDIS, 61048 615-275-7642	Televen Delven	CHADWICK, ILLINOIS 61014	03/13/17
<b>E</b>			APPROVED		WAGNERCONSULTAQUMEDIACOMBB.NET	Ku		SHEET NO.
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$\square$							COVER SHEET AND LOCATION MAP	OF OD SHEETS

### STATE OF ILLINOIS

### **COUNTY OF SANGAMON**

### **CERTIFICATE OF SERVICE**

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I, the undersigned attorney at law, hereby certify that I have served on the date of October 31, 2019, the attached <u>APPEARANCE</u> and <u>RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL</u> <u>PROTECTION AGENCY</u>, 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:

Vos Farms 18917 Clark Road Chadwick, Illinois 61014

### Copies also provided electronically as follows:

Illinois Department of Revenue via email at REV.PropTaxApp.illinois.gov 101 West Jefferson

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/ Jacob H. Smith 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)

### THIS FILING IS SUBMITTED ON RECYCLED PAPER