

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Alex Blythe)
(Property Identification Number) PCB 20-
10-10-100-005) (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.


Alex Blythe
2155 N. County Road 2650
La Harpe, Illinois 61450

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: 

Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel

DATED: January 7, 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

Alex Blythe)
(Property Identification Number) **PCB 20-**
10-10-100-005)) **(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: 

Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel

DATED: January 7, 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

Alex Blythe)
(Property Identification Number) PCB 20-
10-10-100-005) (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 February 11, 2019, the Illinois EPA received a request from Alex Blythe (log number TC-140860, 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: Alex Blythe
2252 N. County Road 2850
La Harpe, IL 61450

The proposed water pollution control facilities in this request are located in the NW ¼ of Section 10, T6N, R5W of the 4th P.M. in Hancock County, at the above street address and consist of the following:

Livestock waste handling facilities consisting of one concrete manure pit (approximately 141.33 ft. x 72.16 ft. x 8 ft. deep), the concrete slatted portion of the floor over the manure pit that captures and contains waste generated in the barn above, two concrete pump out pits (each approximately 6 ft. x 6 ft. x 8 ft.) to allow manure removal from the manure pit, and HDPE perforated perimeter drain tile (approximately 452 ft. x 4 in. diameter), around the footing of the manure pit to prevent flotation of the pit.

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 (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: 
Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel

Dated: January 7, 2020

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: November 6, 2019
Re: Alex Blythe - LaHarpe
Recommendation of Tax Certification
Log # TC-140860
BOW ID # W0678070001
Property Identification # 10-10-100-005

DL

RECEIVED
Division of Legal Counsel
NOV 06 2019
Environmental Protection Agency

The Bureau of Water received a request on February 11, 2019 from Alex Blythe 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:

Alex Blythe
2252 N. County Road 2850
LaHarpe, IL 61450

NW 1/4 of Section 10, Township 6-North, Range 5-West of the West 4th PM in Hancock County.

Livestock waste management facilities consisting of:

One (1) concrete livestock waste pit measuring 141.33 ft. (length) x 72.16 ft. (width) x 8 ft. (depth) with 2 concrete pump out pits approximately 6 ft. (length) x 6 ft. (width) x 8 ft. (depth) and approximately 452 linear feet of 4 inch diameter perimeter drain tile and approximately 9,800 sq. ft. of concrete slatted flooring over 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-140860_Tax Cert Recommendation_11Feb19.dncx

cc: Tax Cert File

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 #: W0678070001

Project Name: Alex Blythe

Pollution Control Facility Type:

Swine Livestock Waste Management Facility

Date application received: 2/11/2019

Property ID: 10-10-100-005

Reviewer: DRG

Applicant: Alex Blythe

2155 N. County Road 2650

Log number: TC-140860

LaHarpe, IL 61450

Legal Description:

NW 1/4 of Section 10 Twp: 6-North Range: 5-
West PM: West 4th

Facility: Alex Blythe

2252 N. County Road 2850

LaHarpe, IL 61450

County: Hancock

Date Control Devices installed: 10/26/2016

Facility Contact: Alex Blythe

Application Signature by: Alex Blythe

Phone: 309 221-1846

Title: Owner

Contents of Application: 3-page form, setback map, construction diagram, process flow diagram, and cover letter.

Is there a pollutant control flow diagram? **Yes**

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 (1) concrete livestock waste pit measuring 141.33 ft. (length) x 72.16 ft. (width) x 8 ft. (depth) with 2 concrete pump out pits approximately 6 ft. (length) x 6 ft. (width) x 8 ft. (depth) and approximately 452 linear feet of 4 inch diameter perimeter drain tile and approximately 9,800 sq. ft. of concrete slatted flooring over this manure pit.

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

Notes:

Nothing follows – DRG - (October 15, 2019)



Frank & West
Environmental Engineers, Inc.

January 31, 2019

Al Keller
Permit Section
Division of Water Pollution Control
Illinois EPA
P.O. Box 19276
Springfield, Illinois 62794-9276

RE: Alex Blythe facility

Dear Mr. Keller:

Frank & West is submitting an application for certification of property tax treatment for pollution control facility on behalf of Alex Blythe facility.

If you have any further questions or comments regarding Alex Blythe non-lagoon livestock waste handling facility, please advise.

FRANK & WEST
ENVIRONMENTAL ENGINEERS, INC.

A handwritten signature in black ink, appearing to read 'Jacob Nims', is written over the printed name.

Jacob Nims
Agricultural Engineer

Attachment: Application for Certification

RECEIVED
FEB 11 2019

IEPA
BOWWPC/PERMIT SECTION

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

RECEIVED

FEB 11 2019

I. Applicant Information:

Company Name: <u>Alex Blythe</u>	IEPA DOWN/UPC/PERMIT SECTION
Person Authorized to Receive Certification: <u>Alex Blythe</u>	Person to Contact for Additional Details: <u>Same</u>
Street Address: <u>2155 N. County Rd. 2650</u>	Street Address: _____
City: <u>LaHarpe</u> State: <u>IL</u>	City: _____ State: _____
Zip: <u>61450</u> Phone: <u>309-221-1846</u>	Zip: _____ Phone: _____
Email Address: _____	Email Address: _____

II. Facility Information:

Facility Location: Quarter Section: NW Township: 6-North Range: 5-West
 Municipality: Section 10 Township: _____

Address: 2252 N. Co. Rd 2850 City: LaHarpe
 State: IL Zip Code: 61450 County: Hancock Book Number: _____

Property Index Number: 10-10-100-005

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:

The structures is a swine finishing building where animals are housed on concrete slats with a below ground concrete pit used as waste storage.

Permit Information:

WPC Construction Permit Number: _____	N/A	Date Issued: _____
NPDES Permit Number: _____	N/A	Date Issued: _____ Exp. Date: _____
APC Construction Permit Number: _____	N/A	Date Issued: _____
APC Operating Permit Number: _____	N/A	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:

Not applicable

Materials Used in the Process:

Not applicable

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):

The farm consists of one (1) swine finishing building. The barn utilizes a under ground concrete pit to store manure until the appropriate time when it can be applied to agricultural fields at agronomic rates.

The dimensions of the building are 141'4" x 71'2" x 8' deep. The building has two (2) 6' x 6' x 8' deep pumpouts, 452' of 4" diameter HDPE perforated perimeter tile, and 9,800 ft² of concrete slats.

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

The primary purpose of the pits is to have a year's worth of livestock manure storage to allow flexibility for application to agricultural fields when conditions are ideal.

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).

Not applicable

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
Livestock Manure	Stored in below ground concrete pit	Field applied at agronomic rates

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



Illinois Environmental Protection Agency

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: 10-26-16

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

12-8-2016

Status of installation on date of application:

Completed

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))

Alex Blythe
Printed Name:

Owner
Title:

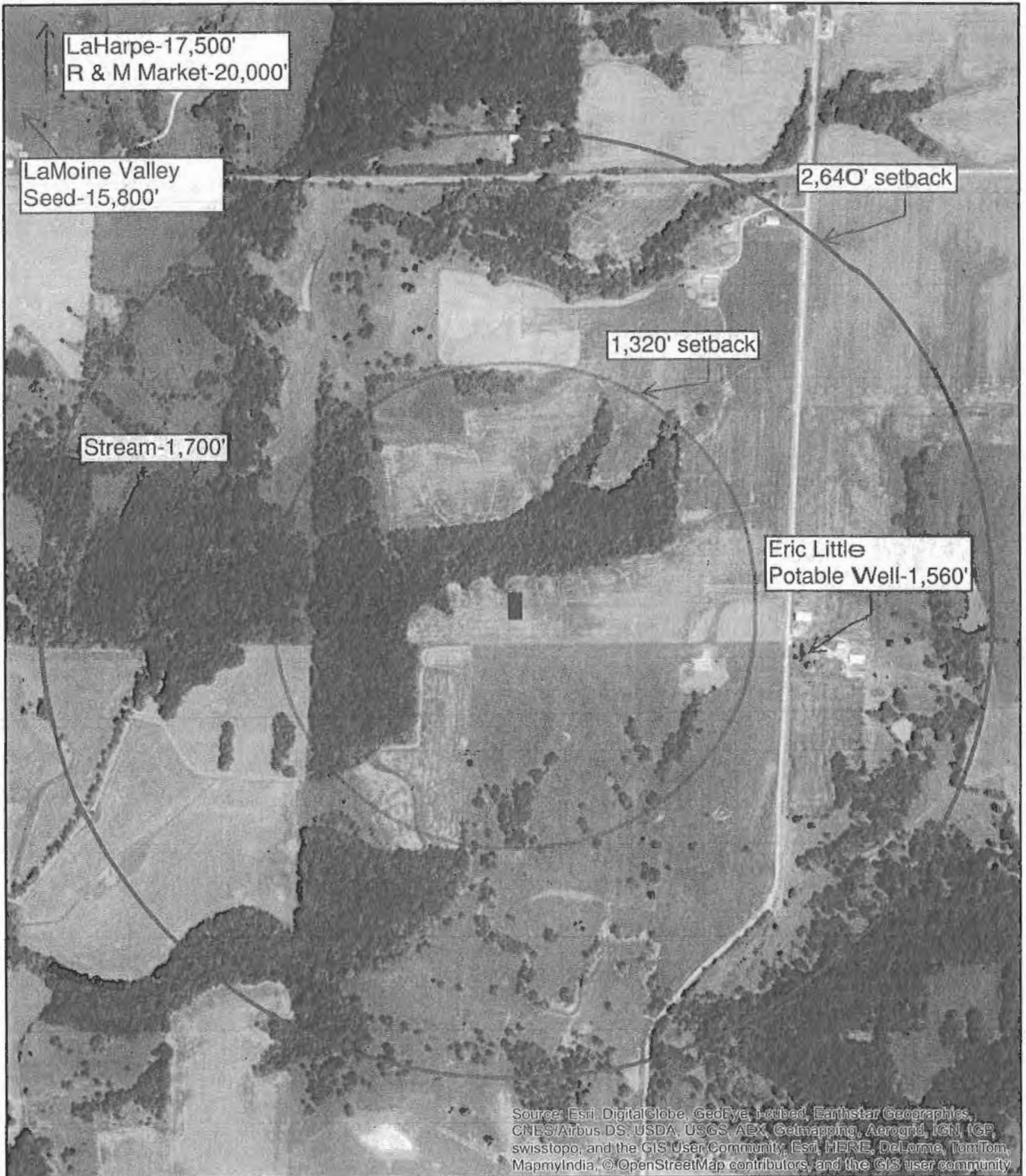
For incorporated entities, signature should be from an authorized corporate representative.

Alex Blythe
Signature:

2-5-19
Date:

Alex Blythe

Setback Map



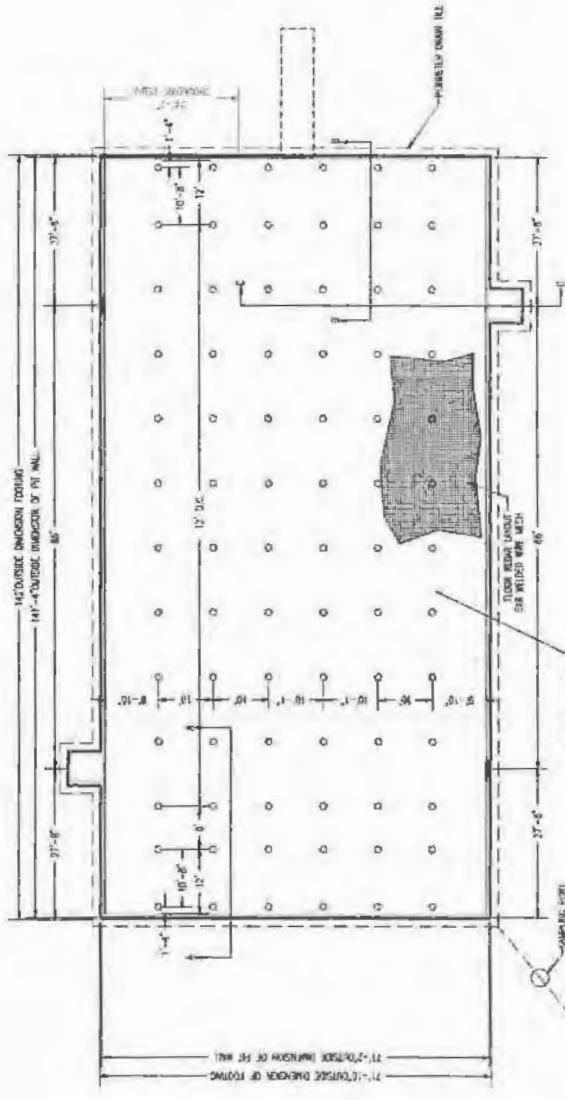
Notes:

- *No abandoned wells within 1,000'
- *No subsurface drainage lines within 100'
- *Surface water flow is north away from the building

825

Feet






NOTE:
 1. ALL CONCRETE CONTAINS 4# BARS TO BE PER THE PLAN.
 2. ALL FLOOR OR WALL REINFORCEMENT BELOW SLAB LEVEL.
 3. ALL BEAMS & JOISTS SHALL BE SIZED AND/OR BRACING PERH.
 4. ALL BEAMS & JOISTS SHALL BE SIZED AND/OR BRACING PERH.
 5. ALL BEAMS & JOISTS SHALL BE SIZED AND/OR BRACING PERH.
 6. ALL BEAMS & JOISTS SHALL BE SIZED AND/OR BRACING PERH.
 ALL DIMENSIONS SHALL BE TO FACE UNLESS NOTED OTHERWISE.

NOTE:
 1. 4,000 PSI MINIMUM CONCRETE COMPRESSIVE STRENGTH (28 DAY)
 2. NO FLOOR OR WALL REINFORCEMENT BELOW SLAB LEVEL.
 3. ALL BEAMS & JOISTS SHALL BE SIZED AND/OR BRACING PERH.
 4. ALL BEAMS & JOISTS SHALL BE SIZED AND/OR BRACING PERH.
 5. ALL BEAMS & JOISTS SHALL BE SIZED AND/OR BRACING PERH.
 6. ALL BEAMS & JOISTS SHALL BE SIZED AND/OR BRACING PERH.
 ALL DIMENSIONS SHALL BE TO FACE UNLESS NOTED OTHERWISE.

DATE: _____
 DRAWN BY: _____
 CHECKED BY: _____
 APPROVED BY: _____
 TITLE: _____

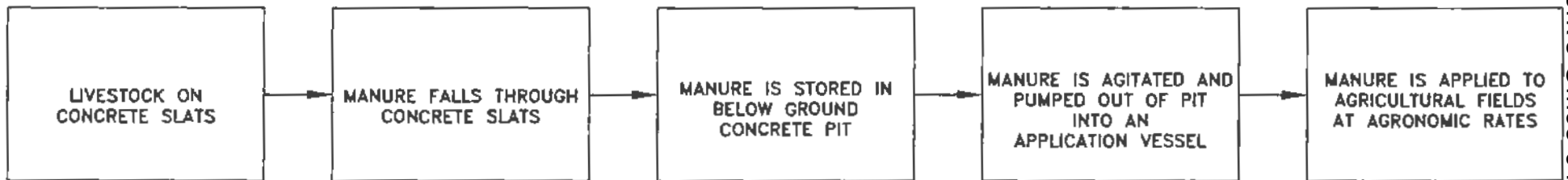
JOB NAME: ALEX BLYTHE - CONCRETE B - PH LAYOUT
 OWNER: ALEX BLYTHE
 SITE ADDRESS: 7155 NORTH COUNTY RD 7150
 CITY, STATE: ZIP: LA HARPE, IL
 HOME PHONE: _____
 CELL PHONE: 309-227-1840
 BUILDING DESCRIPTION: TRUCK 71' X 141' TUNNEL
 JOB NO: 1030 DATE: 5/24/2018 REVISION:
 DRAWN BY: DIEGO MONTOYA-CRUZ SCALE: 1/32" = 1'-0" PAGE: 2



INTERITY BUILDERS & SUPPLY INC.
 104 COTTONWOOD CT.
 DUBLINGTON, IL 62801
 PHONE: (319) 793-0001

THESE PLANS AND SPECIFICATIONS ARE THE PROPERTY OF INTERITY BUILDERS & SUPPLY INC. AND ARE NOT TO BE REPRODUCED, COPIED, OR USED IN ANY MANNER WITHOUT PRIOR WRITTEN CONSENT.

POLLUTION CONTROL FACILITY
PROCESS FLOW DIAGRAM



STATE OF ILLINOIS)
)
COUNTY OF SANGAMON)
)
)

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I have served on the date of January 7, 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:

Alex Blythe
2155 N. County Road 2650
La Harpe, Illinois 61450

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/ Michael S. Roubitchek
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