

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Gateway FS, Inc.)
(Property Identification Number) PCB 20-
09-027-021-00) (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.

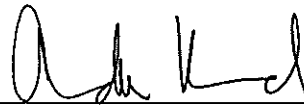
Gateway FS, Inc.
c/o Brian Perez
221 E. Pine St.
Red Bud, Illinois 62278

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: 
Amanda S. Kimmel
Assistant Counsel
Division of Legal Counsel

DATED: May 22, 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

Gateway FS, Inc.)
(Property Identification Number) PCB 20-
09-027-021-00) (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: 
Amanda S. Kimmel
Assistant Counsel
Division of Legal Counsel

DATED: May 22, 2020

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

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Gateway FS, Inc.)
(Property Identification Number) PCB 20-
09-027-021-00) (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 of the regulations of the Illinois Pollution Control Board (“Board”), 35 Ill. Adm. Code 125.204.

1. On January 31, 2020, the Illinois EPA received a request from Gateway FS, Inc. (log number TC-142257, 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: Gateway FS, Inc
10357 Riverview Dr
Red Bud, Illinois 62278

The proposed water pollution control facilities in this request are located in the NW ¼ of Section 17, T4S, R7W of the 3rd P.M. in Randolph County, at the above street address and consist of the following:

Agrichemical containment structures consisting of one (1) concrete liquid agrichemical operational containment structure (approximately 72 ft. x 144 ft. x 0.5 ft. as OC-1) and associated collection and recovery systems; three (3) concrete bulk liquid agrichemical secondary containment structures (approximately 28 ft. x 60 ft. x 1.5 ft. as SC-1; 35 ft. x 62 ft. x 4 ft. as SC-2, and 72 ft. x 96 ft. as SC-3); and the portion of the building over the operational containment structures and secondary containment structures as approved under the Agency endorsed Agrichemical Facility Permit No. 16122189 (Log No. 16122189 issued on February 17, 2017 and Log No. 17122514 issued on December 5, 2017).

These agricultural containment facilities are used to collect, transport, and/or store agricultural rinsates, residues, or washwater prior to reuse or disposal, and are further described in Exhibit A.


3. 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 (2018) 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: 
Amanda S. Kimmel
Assistant Counsel
Division of Legal Counsel

Dated: May 22, 2020

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

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 May 22, 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:

Gateway FS, Inc.
c/o Brian Perez
221 E. Pine St.
Red Bud, Illinois 62278

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/ Amanda S. Kimmel
Assistant Counsel
Division of Legal Counsel
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
217.782.5544

THIS FILING IS SUBMITTED ON RECYCLED PAPER



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 LeCrone, Manager, Industrial Unit, Permit Section *DL*

Date: April 22, 2020

Re: Gateway FS, Inc. – Red Bud
Recommendation of Tax Certification
Log # TC-142257
Property Identification # 09-027-021-00

The Bureau of Water received a request on February 04, 2020 from Brian Perez 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:

Gateway FS, Inc.
10357 Riverview Drive
Red Bud, IL 62278

NW ¼ of Section 17, Township 4S, Range 7W of the 3rd PM in Randolph County

Agrichemical containment structures consisting of one (1) concrete liquid agrichemical operational containment structure (approximately 72 ft. x 144 ft. x 0.5 ft. as OC-1) and associated collection and recovery system; three (3) concrete bulk liquid agrichemical secondary containment structures (approximately 28 ft. x 60 ft. x 1.5 ft. as SC-1, 35 ft. x 62 ft. x 4 ft. as SC-2, and 72 ft. x 96 ft. as SC-3); and the portion of the building over the operational containment structures and secondary containment structures as approved under the Agency endorsed Agrichemical Facility Permit No. 16122189 (Log No. 16122189 issued on February 17, 2017 and Log No. 17122514 issued on December 5, 2017).

These facilities collect, transport and store agrichemical rinsates, residues, or washwaters prior to reuse or disposal.

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 Wei Han at 217/782-0610.

DEL:WH:TCert.docx

cc: Tax Cert File

Watershed Unit Tax Certification Review Sheet

Project Name: Gateway FS, Inc.

Reviewer: WH

Log number: TC-142257

Applicant: Brian Perez
221 E. Pine St.
Red Bud, IL 62278

Facility: Gateway FS, Inc.
10357 Riverview Dr.
Red Bud, IL 62278

Legal Description:
NW of Section: 17 Twp: 4S R: 7W PM: 3rd

Date Control Devices installed: February 2017

Wastes: Livestock waste is applied to cropland.
 Agrichemical rinsate and spillage is recycled through the facility and/or land applied.
 Other: _____

Date: April 13, 2020

Type: Agchem
 Livestock

Contact: Greg Birchler

Phone: 618-282-4000

Property Index#: 09-027-021-00

Parcel#:

County: Randolph

Signature: Brian Perez

Title: CFO

Physical Description of Pollution Control Devices:

The agrichemical containment facility consists:

One Concrete operational containment structure for loading, unloading, washing and mixing: 72 x 144' x 0.5'

One Concrete secondary containment structure for bulk liquid pesticide: 28' x 60' x 1.5'

One Concrete secondary containment structure for bulk liquid fertilizer: 35 x 62' x 4'

One Concrete secondary containment structure for prepackaged chemicals: 72' x 96'

The facility utilize mini bulks or portable tanks for rinsate management. All rinsate is applied to the field.

Recommended Action: Issue tax certification.

Han, Wei

From: Blaies, Joel (GATEWAY FS) <jblaies@gatewayfs.com>
Sent: Monday, April 6, 2020 2:56 PM
To: Han, Wei
Cc: Perez, Brian (GATEWAY FS)
Subject: [External] RE: TC-142257 Gateway FS - Redbud

Wei Han:

Per our most recent real estate tax bill, the quarter section index:

304/692 91-79-25 792/166 836/614 2013R01726
PT E1/2 NW SEC 17 T4 R7

Joel Blaies
Assistant Controller
Ph: 618-282-4004 ext. 127



From: Han, Wei [<mailto:Wei.Han@Illinois.gov>]
Sent: Thursday, April 02, 2020 2:49 PM
To: Birchler, Gregory (Gateway FS) <gbirchler@gatewayfs.com>
Subject: RE: TC-142257 Gateway FS - Redbud

This message was sent from outside the GROWMARK Enterprise. Please do not click links, respond directly to sender or open attachments unless you recognize the source of this email and know the content and trusted sender are safe.

This is a tax certification application for the subject facility. IEPA received in February 2020.

Wei Han, P.E.
Illinois Environmental Protection Agency
BOW/DWPC/Permit Section
1021 North Grand Avenue E.
P.O. Box 19276
Springfield, IL 62794-9276

Phone: 217-524-3034
Email: Wei.Han@Illinois.gov

My name is Wei Han, and I am the reviewer of the subject application. I need the following information to complete my review:

The quarter section index (NW, NE, SW, or SE) of the property's legal description. The information can be found from your tax bill or local tax accessor.



Illinois Environmental Protection Agency

1021 North Grand Avenue East • P.O. Box 19276 • Springfield • Illinois • 62794-9276 • (217) 785-2333

Application for Certification (Property Tax Treatment) Pollution Control Facility

RECEIVED
FEB 04 2020

FOR AGENCY USE ONLY		IEPA
File Number: _____	Date Received: _____	ROW/WPC/PERMIT SECTION
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. Separate applications must be completed for each control facility claimed. Do not mix types (air and water). Where both air and water operations are related, file two applications.

If attachments are needed, record them consecutively on an index sheet.

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>Gateway FS. Inc.</u>	Person to Contact _____
Person Authorized to Receive Certification: <u>Brian Perez</u>	for Additional Details: <u>Greg Birchler</u>
Street Address: <u>221 East Pine Street</u>	Street Address: _____
City: <u>Red Bud</u> State: <u>IL</u>	City: _____ State: _____
Zip: <u>62278</u> Phone: <u>618-282-4000</u>	Zip: _____ Phone: _____
Email Address: <u>bperez@gatewayfs.com</u>	Email Address: <u>gbirchler@gatewayfs.com</u>

II. Facility Information:

Facility Location: Quarter Section: 17 Township: 4S Range: 7W
Municipality: Red Bud Township: Red Bud Precinct

Note: A plat map location is requested for facilities located outside of municipal boundaries.

Address: 10357 Riverview Drive City: Red Bud
State: IL Zip Code: 62278 County: Randolph Book Number: 02-17-100-024

Property Index Number: 09-027-021-00

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:

Storage and distribution of liquid agricultural chemicals and liquid fertilizers

Permit Information:

WPC Construction Permit Number: <u>AC16122189(Agri-chem permit)</u>	Date Issued: <u>Feb 17, 2017</u>
NPDES Permit Number: _____	Date Issued: _____ Exp. Date: _____
APC Construction Permit Number: _____	Date Issued: _____
APC Operating Permit Number: _____	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:

SEE ATTACHMENTS

Materials Used in the Process:

SEE ATTACHMENTS

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. State the type of control facility, as well as a narrative description and a process flow diagram describing the pollution control facility. Include an average analysis of the influent and effluent of the control facility stating the collection efficiency, if applicable.

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

SEE ATTACHMENTS

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

SEE ATTACHMENTS

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).

IL Administrative Code, Part 255

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
Commercial fertilizers	Retained & Recycled	
Agrichemicals	Retained & Recycled	

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: Feb 17, 2017

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

February 17, 2017

Status of installation on date of application:

Fully operational

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 PEREZ

Printed Name:

CFO / CONTROLLER

Title:

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



Signature:

01.31.20

Date:

**ATTACHMENT TO APPLICATION FOR CERTIFICATION (PROPERTY TAX
TREATMENT) POLLUTION CONTROL FACILITY**

**FOR: GATEWAY FS, INC. AGRICULTURAL CHEMICAL STORAGE FACILITY AT
BALDWIN, ILLINOIS**

Description of Facility

The facility consists of nine stainless steel 5,100 gallon agrichemical storage tanks, one plastic 6,900 gallon storage tank reserved for gramoxone, 4 fiberglass 30,000 gallon liquid fertilizer storage tanks, 4 steel 20,000 gallon liquid fertilizer storage tanks, and a loading/unloading structure located at Baldwin, Illinois in Randolph County. The tank and structure were constructed by and are owned by Gateway FS, Inc. The property was purchased in 2013, agrichemical structure was completed February 2017, and Gateway FS, Inc. pays property taxes attributable to the tank and the structure.

The agrichemical storage tanks are in a concrete secondary containment structure, the sole purpose of which is to prevent pollution in the event the primary tank would leak. Agrichemical Facility Permit number AC16122189 was issued 02/17/2017 for these agrichemical storage tanks; referenced as SC-1.

The liquid fertilizer storage tanks are in a concrete secondary containment structure, the sole purpose of which is to prevent pollution in the event the primary tank would leak. Agrichemical Facility Permit number AC16122189 was issued 02/17/2017 for these liquid fertilizer storage tanks; referenced as SC-2.

The loading/unloading structure is used to contain any agrichemical or liquid fertilizer leak or spill that could occur during the loading or unloading process. Agrichemical Facility Permit number AC16122189 was issued 02/17/2017 for this structure; referenced as OC-1.

Neither the tanks nor the structure produces any salable by-product, nor do they increase productivity or decrease product costs.

Estimated Value of Pollution Control Facility

Based on our construction cost records and designs by engineers to ensure pollution control; estimated additional cost for concrete and grading to ensure pollution control for SC-1, SC-2, and SC-3 is \$834,454. Total fair market value per most recent Randolph county real estate tax is \$972,130. Therefore, based on those costs 85.84% ($\$834,454/972,130$) of the assessed property tax related to the storage tanks and facility should be considered to be a pollution control facility.

100% of the assessed value related to loading/unloading structure, including tanks, plumbing, and recovery tanks connected thereto, should be considered to be a pollution control facility.



Illinois
Department of
Agriculture

Bureau of Environmental Programs

State Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882
Pesticide Misuse Hotline 1-800-641-3934 (voice/TDD)

February 17, 2017

Gateway FS, Inc.
P.O. Box 100
Red Bud, IL 62278

Dear Agrichemical Facility Permit Applicant:

Enclosed is the construction and/or operating permit as approved by the Illinois Department of Agriculture and endorsed by the Illinois Environmental Protection Agency. Please carefully review and follow the Standard and Special Conditions of the Permit and Endorsement.

Prior to construction, the Department and the Agency caution you to carefully evaluate past operational practices at the site. Should you suspect environmental (soil, surface or groundwater) contamination, it is advisable to determine the extent and severity of such contamination prior to construction and remediate these areas as required.

We appreciate your cooperation with the Department in this process. Should you have any questions or comments regarding your Agrichemical Facility Permit, please contact the Agrichemical Containment Program at (217) 785-2427.

ILLINOIS DEPARTMENT OF AGRICULTURE

A handwritten signature in black ink, reading "Warren D. Goetsch".

Warren D. Goetsch, P.E., Acting Chief
Bureau of Environmental Programs

A handwritten signature in black ink, reading "Brad A. Beaver".

Brad A. Beaver, Manager
Permits and Downstate Field Operations

file
157320.cov

State of Illinois

Department of Agriculture

AGRICHEMICAL CONTAINMENT PERMIT

Permittee: Gateway FS, Inc. P.O. Box 100 Red Bud, IL 62278	Facility ID Number: AC1573200000 Facility Location: Red Bud
Permit #: AC16122189 Facility Type: Commercial: Retail Dealer Date Issued: February 17, 2017	Log Number: 16122189 Date Received: December 27, 2016 Expiration Date: February 17, 2022

Permit is hereby granted to the above designated permittee to construct and operate an agrichemical containment facility as follows:

OPERATIONAL CONTAINMENT STRUCTURE

Installation and operation of a reinforced concrete operational containment structure measuring 72' (width) x 144' (length) x 0.5' (depth) with a total design capacity of 3,507 cubic feet (ft.³). The floor shall slope to one (1) of two (2) sumps measuring 4' (width) x 7' (length) x 2' (depth) or a trench measuring 2' (width) x 90' (length) x 1.5' (depth) to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be transferred to one (1) of two (2) 500-gallon recovery tanks with a manually activated sump pump. All loading, unloading, and washing of bulk liquid agrichemical transportation and application equipment shall be performed upon the herein permitted structure. Mini-bulk and packaged agrichemicals shall be stored within the said structure. All mixing of liquid agrichemicals shall be performed upon the herein permitted structure. This structure shall be referred to as **OC-1**.

SECONDARY CONTAINMENT STRUCTURES

Installation and operation of a reinforced concrete secondary containment structure measuring 28' (width) x 60' (length) x 1.5' (height) with a total design capacity of 2,520 cubic feet (ft.³). The floor shall slope to a single sump measuring 2' (width) x 2' (length) x 1' (depth) to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be transferred to the aforementioned one (1) of two (2) 500-gallon recovery tanks with a manually activated sump pump. Segregation shall be performed based upon the applicable target crop and label use. All bulk liquid pesticides shall be stored within the said structure. This structure shall be referred to as **SC-1**.

Installation and operation of a reinforced concrete secondary containment structure measuring 35' (width) x 62' (length) x 4' (height) with a total design capacity of 8,680 cubic feet (ft.³). The floor shall slope to one (1) of two (2) sumps measuring 2' (width) x 2' (length) x 1' (depth) to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be transferred to the aforementioned one (1) of two (2) 500-gallon recovery tanks with a manually activated sump pump. Segregation shall be performed based upon the applicable target crop and label use. All bulk liquid fertilizer shall be stored within the said structure. This structure shall be referred to as **SC-2**.



The Illinois Pesticide Act (415 ILCS 60) and the Illinois Fertilizer Act of 1961 (505 ILCS 80) authorizes the Illinois Department of Agriculture to impose standard conditions on permits that it issues. The following standard conditions are applicable unless superseded by special condition(s):

1. The construction or development covered by this permit shall be done in compliance with all applicable provisions of the Illinois Pesticide Act, the Illinois Fertilizer Act of 1961, the Illinois Environmental Protection Act, and regulations adopted therein, and any applicable federal rules and regulations.
2. There shall be no deviations from the approved plans and specifications unless a written request for modification, along with plans and specifications as required, is submitted to the Department and a supplemental or modified permit is issued.
3. There shall be no discharge of agrichemicals, agrichemical residues, rinsates, or agrichemical contaminated wash water from the facility to the waters of the State. Accumulated precipitation from containment structures may be discharged provided the following conditions are met pursuant to 8 Illinois Administrative Code 255 and the Illinois Environmental Protection Act and rules and regulations adopted thereunder:
 - a. The discharge shall not cause water quality violations;
 - b. The discharge shall not cause a pesticide release;
 - c. The containment structures have been rinsed and cleaned of agrichemicals prior to discharge.
4. Agrichemicals, agrichemical residues, rinsates or agrichemical contaminated wash water collected by the agrichemical containment structures shall be properly reused on agricultural land or disposed in accordance with the requirements of 8 Illinois Administrative Code 255 and the Illinois Environmental Protection Act and rules and regulations adopted thereunder.
5. The permittee shall allow any duly authorized representative of the Illinois Department of Agriculture or the Illinois Environmental Protection Agency, upon presentation of credentials, at reasonable times:
 - a. To enter the permittee's property where permitted agrichemical containment structures or on-farm containment structures are located or where any activity is conducted pursuant to this permit;
 - b. To have access to and copy any records required to be kept under the terms and conditions of this permit or by 8 Illinois Administrative Code 255;
 - c. To inspect during any hours of operation of equipment or structures constructed or operated under this permit, such equipment and structures that are required to be kept, used, operated, and maintained under this permit;
 - d. To enter with and utilize any photographic equipment for the purpose of preserving or recording any activity or structure as authorized by this permit;
 - e. To obtain and remove, at reasonable times, samples of any discharge or emission of pollutants.
6. The issuance of this permit:
 - a. Shall not be considered as, in any manner, affecting the title of the premises upon which the permitted structures are located;
 - b. Does not release the permittee from any liability for damage to person or property caused by construction, maintenance, or the operation of the proposed containment structures;
 - c. Does not release the permittee from compliance with other applicable statutes and regulations of the United States, of the State of Illinois or with applicable local laws, ordinances, and regulations;
 - d. Does not take into consideration or attest to the structural integrity of any units or parts of the project;
 - e. In no manner implies or suggests that the Illinois Department of Agriculture or the Illinois Environmental Protection Agency (or its officers, agents, or employees) assumes any liability, directly or indirectly, for any loss due to damage, installation, maintenance, or operation of the proposed equipment and containment structures.
7. These standard conditions shall prevail unless modified by special conditions.
8. The Illinois Department of Agriculture may suspend or revoke a permit:
 - a. Upon discovery that the permit application contained misrepresentations, misinformation or false statements or that relevant facts were not disclosed; or
 - b. Upon finding a violation of any standard or special conditions; or
 - c. Upon any violation of the Illinois Department of Agriculture's or Illinois Environmental Protection Agency's rules or regulations effective thereunder.
9. An Illinois Environment Protection Agency endorsement of this permit, if issued by the Agency, shall expire concurrently with the expiration date of this permit.
10. An Illinois Environmental Protection Agency endorsement of this permit, if issued by the Agency, does not grant immunity from enforcement action found necessary by the Illinois Environmental Protection Agency to meet its responsibilities in prevention, abatement, and control of water or pollution.

Department of Agriculture

AGRICHEMICAL CONTAINMENT PERMIT

This permit has been reviewed and approved by the Illinois Environmental Protection Agency per the attached permit endorsement. This permit is subject to standard conditions on the reverse side of this document and the following special conditions:

SPECIAL CONDITION 1: The permittee shall provide backflow protection in accordance with the Illinois Department of Public Health Plumbing Code (77 Ill. Adm. Code 890) and the Illinois Environmental Protection Agency's Technical Policy Statement (35 Ill. Adm. Code 653.803(c)(4).

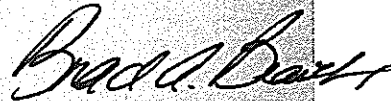
SPECIAL CONDITION 2: The permittee shall employ concentric piping for the piping span from the bulk liquid fertilizer secondary containment structure (SC-2) to the operational containment structure.

SPECIAL CONDITION 3: The permittee may discharge accumulated precipitation from the herein permitted operational containment structure and bulk liquid fertilizer secondary containment structure pursuant to 8 Illinois Administrative Code 255.110 (a) (2) (A) and (B).

THE STANDARD CONDITIONS OF ISSUANCE ON THE REVERSE SIDES OF THIS MUST BE COMPLIED WITH IN FULL.



Warren D. Goetsch, Acting Chief
Bureau of Environmental Programs



Brad A. Beaver, Manager
Permits and Downstate Field Operations

IEPA
157320.pr

WPC:

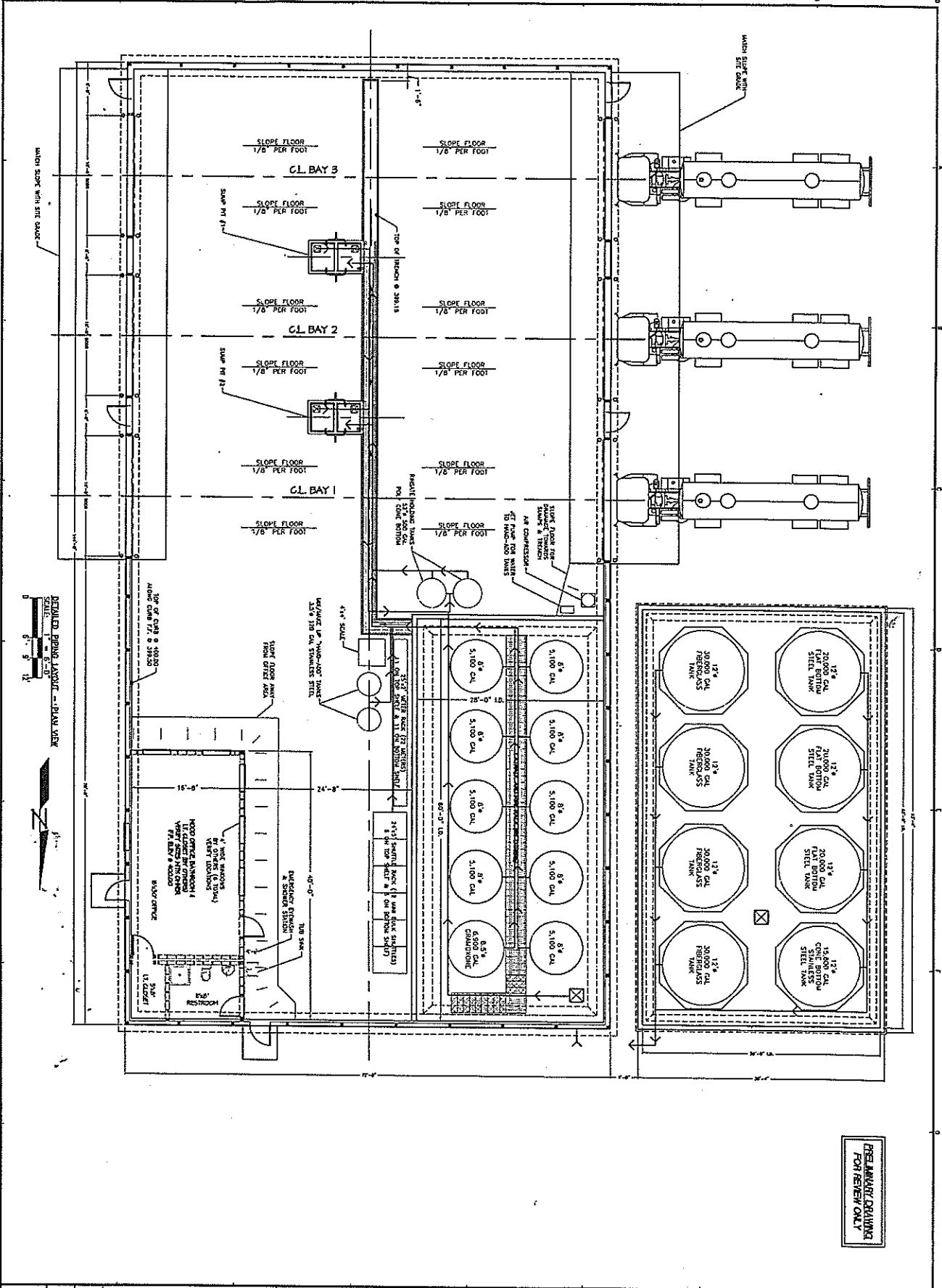
Permits



STANDARD RECEIVED FOR ILLINOIS DEPARTMENT OF AGRICULTURE
ISSUED BY THE ILLINOIS DEPARTMENT OF AGRICULTURE

The Illinois Pesticide Act (415 ILCS 60) and the Illinois Fertilizer Act of 1961 (505 ILCS 80) authorizes the Illinois Department of Agriculture to impose standard conditions on permits that it issues. The following standard conditions are applicable unless superseded by special condition(s):

1. The construction or development covered by this permit shall be done in compliance with all applicable provisions of the Illinois Pesticide Act, the Illinois Fertilizer Act of 1961, the Illinois Environmental Protection Act, and regulations adopted therein, and any applicable federal rules and regulations.
2. There shall be no deviations from the approved plans and specifications unless a written request for modification, along with plans and specifications as required, is submitted to the Department and a supplemental or modified permit is issued.
3. There shall be no discharge of agrichemicals, agrichemical residues, rinsates, or agrichemical contaminated wash water from the facility to the waters of the State. Accumulated precipitation from containment structures may be discharged provided the following conditions are met pursuant to 8 Illinois Administrative Code 255 and the Illinois Environmental Protection Act and rules and regulations adopted thereunder:
 - a. The discharge shall not cause water quality violations;
 - b. The discharge shall not cause a pesticide release;
 - c. The containment structures have been rinsed and cleaned of agrichemicals prior to discharge.
4. Agrichemicals, agrichemical residues, rinsates or agrichemical contaminated wash water collected by the agrichemical containment structures shall be properly reused on agricultural land or disposed in accordance with the requirements of 8 Illinois Administrative Code 255 and the Illinois Environmental Protection Act and rules and regulations adopted thereunder.
5. The permittee shall allow any duly authorized representative of the Illinois Department of Agriculture or the Illinois Environmental Protection Agency, upon presentation of credentials, at reasonable times:
 - a. To enter the permittee's property where permitted agrichemical containment structures or on-farm containment structures are located or where any activity is conducted pursuant to this permit;
 - b. To have access to and copy any records required to be kept under the terms and conditions of this permit or by 8 Illinois Administrative Code 255;
 - c. To inspect during any hours of operation of equipment or structures constructed or operated under this permit, such equipment and structures that are required to be kept, used, operated, and maintained under this permit;
 - d. To enter with and utilize any photographic equipment for the purpose of preserving or recording any activity or structure as authorized by this permit;
 - e. To obtain and remove, at reasonable times, samples of any discharge or emission of pollutants.
6. The issuance of this permit:
 - a. Shall not be considered as, in any manner, affecting the title of the premises upon which the permitted structures are located;
 - b. Does not release the permittee from any liability for damage to person or property caused by construction, maintenance, or the operation of the proposed containment structures;
 - c. Does not release the permittee from compliance with other applicable statutes and regulations of the United States, of the State of Illinois or with applicable local laws, ordinances, and regulations;
 - d. Does not take into consideration or attest to the structural integrity of any units or parts of the project;
 - e. In no manner implies or suggests that the Illinois Department of Agriculture or the Illinois Environmental Protection Agency (or its officers, agents, or employees) assumes any liability, directly or indirectly, for any loss due to damage, installation, maintenance, or operation of the proposed equipment and containment structures.
7. These standard conditions shall prevail unless modified by special conditions.
8. The Illinois Department of Agriculture may suspend or revoke a permit:
 - a. Upon discovery that the permit application contained misrepresentations, misinformation or false statements or that relevant facts were not disclosed; or
 - b. Upon finding a violation of any standard or special conditions; or
 - c. Upon any violation of the Illinois Department of Agriculture's or Illinois Environmental Protection Agency's rules or regulations effective thereunder.
9. An Illinois Environment Protection Agency endorsement of this permit, if issued by the Agency, shall expire concurrently with the expiration date of this permit.
10. An Illinois Environmental Protection Agency endorsement of this permit, if issued by the Agency, does not grant immunity from enforcement act found necessary by the Illinois Environmental Protection Agency to meet its responsibilities in prevention, abatement, and control of water or pollution.



PERMANENT CONTAINMENT FOR RESIN ONLY

SHEET NUMBER 1/1	PROJECT CHEMICAL CONTAINMENT BUILDING PIPING LAYOUT DESIGN GATEWAY FS, INC. BALDWIN AG CENTER BALDWIN, ILLINOIS	SCALE 1"=6'-0"	REVISIONS <table border="1"> <thead> <tr> <th>NO.</th> <th>DATE</th> <th>BY</th> <th>DESCRIPTION</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>	NO.	DATE	BY	DESCRIPTION																	STAMP _____
		NO.	DATE	BY	DESCRIPTION																			
PROJECT NO. 615231	ENGINEERS, L.L.C. CONSULTING ENGINEERS 200 S. WASHINGTON ST. #200 BALDWIN, ILL. 60410 PHONE: 815.201.1100 FAX: 815.201.1101 WWW.EEENGINERS.COM	DESIGNED BY DRJ/SKJ	CHECKED BY JLS	DATE 07.22.2018																				



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

2177782-0610

February 16, 2017
 Bureau of Environmental Programs
 Illinois Department of Agriculture
 State Fairgrounds
 Post Office Box 19281
 Springfield, Illinois 62794-9281

Re: Gateway FS, Inc. – Redbud -- Endorsement of Agrichemical Facility Permit
 Log No. 16122189

Gentlemen:

Based on the information included in the permit application, the subject facility may be constructed and operated so as to meet the requirements of Subtitle C: Water Pollution and Subtitle B: Air Pollution.

This Agency hereby issues endorsement pursuant to Section 39.4 of the Illinois Environmental Protection Act for the subject agrichemical facility subject to the following Special Conditions:

SPECIAL CONDITION No. 1: No person shall cause or allow any visible emissions of fugitive particulate matter from any process, including any material handling or storage activity beyond the property line of the emission source, pursuant to 35 Ill. Adm. Code 212.301.

SPECIAL CONDITION No. 2: Any discharge of stormwater from the containment facilities shall not cause water quality violations pursuant to 35 Ill. Adm. Code, Subtitle C or a pesticide release pursuant to the Illinois Environmental Protection Act. Stormwater analyses conducted for determination of compliance with this condition shall be performed in accordance with analytical procedures specified in 40 CFR 136.

SPECIAL CONDITION No. 3: The Office and Shop water distribution system use points, including the exterior hoses, and the yard hydrant as shown in the Water System Protection diagram, shall not be used for agrichemical purposes without proper backflow protection.

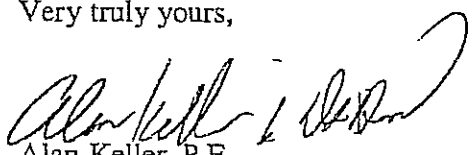
SPECIAL CONDITION No. 4: All use points of water supply distribution system used for agrichemical purposes with direct connection to agrichemical contaminated equipment or filling of agrichemical contaminated tanks shall be supplied through a 6 inch minimum fixed proper air gap to protect the water supply. This endorsement is issued with the understanding that all agrichemical related use points of the water supply distribution system are supplied through a 6 inch minimum fixed proper air gap to protect the water supply.

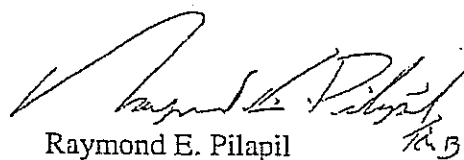
Page No. 2
Log No. 16122189

This endorsement becomes effective and is deemed to be a permit issued by the Agency pursuant to Sections 9(b) and 12(b) of the Act when the Illinois Department of Agriculture includes the above conditions as conditions of a permit issued pursuant to Section 255.50 of Subchapter i, Chapter I of Title 8: Agriculture and Animals.

This endorsement does not grant immunity from enforcement action found necessary by this Agency to meet its responsibilities in prevention, abatement, and control of water or air pollution.

Very truly yours,


Alan Keller, P.E.
Manager, Permit Section
Division of Water Pollution Control


Raymond E. Pilapil
Manager, Permit Section
Division of Air Pollution Control

SAK:WHNTEMPLATE_Agchem Endorsement.docx

cc: Region 7 – Marion
Records Unit
DAPC/Permits
DAPC/Region 3- Collinsville (Randolph County)

Bureau of Environmental Programs

State Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882
Pesticide Misuse Hotline 1-800-641-3934 (voice/TDD)

AGRICHEMICAL CONTAINMENT PROGRAM
NOTICE OF RECEIPT OF AGRICHEMICAL PERMIT APPLICATION
Please review the fee requirement that must be remitted for this application.

Applicant:	Date: February 24, 2017
Gateway FS, Inc.	Facility ID Number: AC1573200000
P.O. Box 100	Facility Location: Red Bud
Red Bud, IL 62278	Date Received: December 27, 2016
	Log Number: 16122189

Dear Applicant:

The Application for an Agrichemical Facility Permit has been received by the Department and transmitted to the Illinois Environmental Protection Agency for a joint review.

Please be advised that, pursuant to Public Act 096-1310 effective July 28, 2010, "A permit fee of \$100.00 shall be submitted to the Department with each permit application or permit renewal application". Please submit the aforementioned permit fee to the address indicated above in the form of a check or money order payable to the Illinois Department of Agriculture referencing the Facility ID Number and Log Number indicated above.

A Permit will be issued for your facility within 90 days of receipt by the Department if the review indicates it is in compliance with Part 255 and applicable requirements of the Illinois Environmental Protection Act. If additional information is required by the Department or the Agency, you will be notified. If a Permit cannot be issued based on a technical review of the Application, you will be notified and given reasons for its denial.

We appreciate your cooperation with the Department. Should you have any questions or if we can be of further assistance to you during the permit process, please contact the Agrichemical Containment Program at (217) 785-2427.

Sincerely,

Nathaniel J. Sparks, Environmental Engineer
Agrichemical Facility Containment Program

157320.at-fee

Detach & return this slip with payment to the IL Department of Agriculture, Bureau of Environmental Programs, P. O. Box 19281, Springfield, IL 62794-9281

Permit Fee Remittance Form

Please be advised that, pursuant to Public Act 096-1310 effective July 28, 2010, "A permit fee of \$100.00 shall be submitted to the Department with each permit application or permit renewal application".

Please submit the aforementioned permit fee to the address indicated in the form of a check or money order payable to the Illinois Department of Agriculture referencing the Facility ID Number indicated below. Please include this form with payment to ensure that the appropriate facility file is accurately credited with permit fee payment.

Facility Identification Number	AC1573200000
Facility Name	Gateway FS, Inc.
Date Paid	
Check Number	
Amount Paid	\$ 100.00 Revenue Code 530

State of Illinois
Department of Agriculture
AGRICHEMICAL CONTAINMENT PERMIT

AGRICHEMICAL FACILITY PERMIT MODIFICATION

Permittee: Gateway FS, Inc. P.O. Box 100 Red Bud, IL 62278	Facility ID Number: AC157320000 Facility Location: Red Bud
Permit #: AC16122189 Facility Type: Commercial Retail Dealer Date Issued: December 5, 2017	Log Number: 17412514 Date Received: November 1, 2017 Expiration Date: February 17, 2022

A permit modification is hereby granted to the above designated permittee to construct and/or operate an agrichemical facility which was previously approved under the above referenced permit number. The facility and associated permit has been modified as follows:

SECONDARY CONTAINMENT STRUCTURES

Installation and operation of a reinforced concrete secondary containment structure measuring 72' (width) x 96' (length). The facility shall maintain a spill response kit to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be segregated based upon the applicable target crop and label use for either disposal or field use. All prepackaged and mini-bulk agrichemicals shall be stored within the said structure. This structure shall be referred to as SC-3.

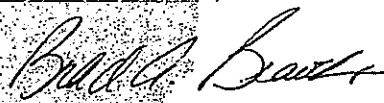
This permit modification has also been reviewed and approved by the Illinois Environmental Protection Agency per the attached permit modification endorsement. The expiration date of this permit modification shall remain the same as issued on the original permit.

All Special Conditions on the original permit issued are also applicable to this permit unless specifically deleted or revised in this permit.

THE STANDARD CONDITIONS OF ISSUANCE ON THE REVERSE SIDES OF THIS MUST BE COMPLIED WITH IN FULL.



Douglas C. Owens, Chief
Bureau of Environmental Programs



Brad A. Beaver, Manager
Permits and Downstate Field Operations

IEPA WPC: Permits
file
157320.pmod





Bureau of Environmental Programs

State Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882
Pesticide Misuse Hotline 1-800-641-3934 (voice) • 1-866-287-2999 (TDD/TTY)

December 6, 2017

Gateway FS, Inc.
P.O. Box 100
Red Bud, IL 62278

Dear Agrichemical Facility Permit Applicant:

Enclosed is the construction and/or operating permit modification as approved by the Illinois Department of Agriculture and endorsed by the Illinois Environmental Protection Agency. Please carefully review and follow the Standard and Special Conditions of the Permit and Endorsement.

Prior to construction, the Department and the Agency caution you to carefully evaluate past operational practices at the site. Should you suspect environmental (soil, surface or groundwater) contamination, it is advisable to determine the extent and severity of such contamination prior to construction and remediate these areas as required.

We appreciate your cooperation with the Department in this process. Should you have any questions or comments regarding your Agrichemical Facility Permit, please contact the Agrichemical Containment Program at (217) 785-2427.

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

A handwritten signature in black ink that reads "Douglas C. Owens".

Douglas C. Owens, Chief
Bureau of Environmental Programs

A handwritten signature in black ink that reads "Brad A. Beaver".

Brad A. Beaver, Manager
Permits and Downstate Field Operations

IEPA WPC: Permits
157320.pmc

STANDARD CONDITIONS FOR AGRICHEMICAL CONTAINMENT PERMITS
ISSUED BY THE ILLINOIS DEPARTMENT OF AGRICULTURE

The Illinois Pesticide Act (415 ILCS 60) and the Illinois Fertilizer Act of 1961 (505 ILCS 80) authorizes the Illinois Department of Agriculture to impose standard conditions on permits that it issues. The following standard conditions are applicable unless superseded by special condition(s):

1. The construction or development covered by this permit shall be done in compliance with all applicable provisions of the Illinois Pesticide Act, the Illinois Fertilizer Act of 1961, the Illinois Environmental Protection Act, and regulations adopted therein, and any applicable federal rules and regulations.
2. There shall be no deviations from the approved plans and specifications unless a written request for modification, along with plans and specifications as required, is submitted to the Department and a supplemental or modified permit is issued.
3. There shall be no discharge of agrichemicals, agrichemical residues, rinsates, or agrichemical contaminated wash water from the facility to the waters of the State. Accumulated precipitation from containment structures may be discharged provided the following conditions are met pursuant to 8 Illinois Administrative Code 255 and the Illinois Environmental Protection Act and rules and regulations adopted thereunder:
 - a. The discharge shall not cause water quality violations;
 - b. The discharge shall not cause a pesticide release;
 - c. The containment structures have been rinsed and cleaned of agrichemicals prior to discharge.
4. Agrichemicals, agrichemical residues, rinsates or agrichemical contaminated wash water collected by the agrichemical containment structures shall be properly reused on agricultural land or disposed in accordance with the requirements of 8 Illinois Administrative Code 255 and the Illinois Environmental Protection Act and rules and regulations adopted thereunder.
5. The permittee shall allow any duly authorized representative of the Illinois Department of Agriculture or the Illinois Environmental Protection Agency, upon presentation of credentials, at reasonable times:
 - a. To enter the permittee's property where permitted agrichemical containment structures or on-farm containment structures are located or where any activity is conducted pursuant to this permit;
 - b. To have access to and copy any records required to be kept under the terms and conditions of this permit or by 8 Illinois Administrative Code 255;
 - c. To inspect during any hours of operation of equipment or structures constructed or operated under this permit, such equipment and structures that are required to be kept, used, operated, and maintained under this permit;
 - d. To enter with and utilize any photographic equipment for the purpose of preserving or recording any activity or structure as authorized by this permit;
 - e. To obtain and remove, at reasonable times, samples of any discharge or emission of pollutants.
6. The issuance of this permit:
 - a. Shall not be considered as, in any manner, affecting the title of the premises upon which the permitted structures are located;
 - b. Does not release the permittee from any liability for damage to person or property caused by construction, maintenance, or the operation of the proposed containment structures;
 - ~~c. Does not release the permittee from compliance with other applicable statutes and regulations of the United States, of the State of Illinois or with applicable local laws, ordinances, and regulations;~~
 - d. Does not take into consideration or attest to the structural integrity of any units or parts of the project;
 - e. In no manner implies or suggests that the Illinois Department of Agriculture or the Illinois Environmental Protection Agency (or its officers, agents, or employees) assumes any liability, directly or indirectly, for any loss due to damage, installation, maintenance, or operation of the proposed equipment and containment structures.
7. These standard conditions shall prevail unless modified by special conditions.
8. The Illinois Department of Agriculture may suspend or revoke a permit:
 - a. Upon discovery that the permit application contained misrepresentations, misinformation or false statements or that relevant facts were not disclosed; or
 - b. Upon finding a violation of any standard or special conditions; or
 - c. Upon any violation of the Illinois Department of Agriculture's or Illinois Environmental Protection Agency's rules or regulations effective thereunder.
9. An Illinois Environment Protection Agency endorsement of this permit, if issued by the Agency, shall expire concurrently with the expiration date of this permit.
10. An Illinois Environmental Protection Agency endorsement of this permit, if issued by the Agency, does not grant immunity from enforcement action found necessary by the Illinois Environmental Protection Agency to meet its responsibilities in prevention, abatement, and control of water or air pollution.



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, DIRECTOR

217/782-0610

December 5, 2017

Bureau of Environmental Programs
Illinois Department of Agriculture
State Fairgrounds
Post Office Box 19281
Springfield, Illinois 62794-9281

Re: Gateway FS, Inc. -- Red Bud -- Endorsement of Agrichemical Facility Permit
Modification of Permit No. 16122189
Log No. 17112514

Gentlemen:

Based on a review of the permit application the Agency determines that the subject facilities may be covered by general endorsement no. 1 pursuant to Section 39.4 of the Illinois Environmental Protection Act and according to the terms and conditions of the general endorsement. The final endorsement will be issued with the Agrichemical Facility Permit after completion of the Department's detailed permit application review process.

Very truly yours,

A handwritten signature in black ink that reads "Alan Keller".

Alan Keller, P.E.
Manager, Permit Section
Division of Water Pollution Control

SAK:WH:TEMPLATE_Agchem General Endorsement.docx

cc: Region 7 - Marion
Records Unit
DAPC/Permits
DAPC/Region 3 - Collinsville (Randolph County)



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, DIRECTOR

217782-0610

December 1, 2017

Bureau of Environmental Programs
Illinois Department of Agriculture
State Fairgrounds
Post Office Box 19281
Springfield, Illinois 62794-9281

Re: General Endorsement No. 1 of Agrichemical Facility Permit for Modifications to Containment Structures

Gentlemen:

Based on the information included in the permit application, the facility may be constructed and operated so as to meet the requirements of Subtitle C: Water Pollution and Subtitle B: Air Pollution.

This Agency hereby issues endorsement pursuant to Section 39.4 of the Illinois Environmental Protection Act for the following agrichemical facility permit modifications subject to the following Special Conditions.

SPECIAL CONDITION NO. 1: This endorsement covers:

A) changes to the number, size or construction materials of liquid agrichemical storage tanks, agrichemical mixing tanks, water storage tanks or rinsate storage tanks within permitted containment structures,

B) changes of permitted containment structural materials from portland cement concrete to steel or from steel to portland cement concrete,

C) the modification of the dimensions of permitted containment structures,

D) for previously permitted types of operations and storage facilities, the addition of containment structures utilizing the same construction materials as the permitted containment structures,

E) addition of concentric piping or catch trays for containment of product piping or recovery piping between permitted containment structures, or

F) addition of package or mini-bulk agrichemical storage areas with concrete or steel flooring and protected from precipitation.

Page 2
General Endorsement No. 1

SPECIAL CONDITION NO. 2: The subject facilities shall be located greater than 1000 feet from all community water supply wells and greater than 200 feet from all other potable water supply wells. Secondary containment structures covered by this endorsement shall not have pipe penetrations or interconnections between containment structures. Piping spans between containment structures covered by this endorsement shall be contained by concentric piping, catch trays or other containment structures. Operational area containment structures covered by this endorsement and containing recovery tanks, agrichemical holding tanks or agrichemical mixing tanks shall have a minimum volume of the largest tank in the structure or the volume generated by a 6 inch minimum precipitation event, whichever is greater. Floor drains in agrichemical storage areas covered by this endorsement shall be plugged and sealed to prevent agrichemical leakage. The subject facilities shall meet the requirements of 8 Ill. Adm. Code 255.10, 50, 80, 90, 110, 130, 140, and 150.

SPECIAL CONDITION NO.3: This endorsement does not cover the following:

- A) modifications involving the addition of containment structures for new types of agrichemical operations or storage facilities to those already permitted at the agrichemical facility,
- B) addition to the permit of existing and previously unpermitted agrichemical operations, storage or containment structures,
- C) unsegregated operational area and bulk liquid agrichemical secondary containment structures,
- D) dry bulk pesticide operations,
- E) experimental or innovative designs,
- F) modifications involving changes to a permitted water supply protection plan, or
- G) agrichemical facilities subject to either the 8 Ill. Adm. Code 257, 35 Ill. Adm. Code 615 or 35 Ill. Adm. Code 616 regulations.

No other modifications to the permitted agrichemical facilities are covered by this endorsement.

Special Conditions on the previous endorsement issued are also applicable to this endorsement.

This endorsement becomes effective and is deemed to be a permit issued by the Agency pursuant to Sections 9(b) and 12(b) of the Act when the Illinois Department of Agriculture includes the above conditions as conditions of a permit issued pursuant to Section 255.50 of Subchapter i, Chapter I of Title 8: Agriculture and Animals.

This Agency may modify this general endorsement or require individual endorsements for the subject category of facilities at any time after issuance of the general endorsement. The terms and conditions of this general endorsement for each agrichemical facility permit will remain valid regardless of subsequent modifications to the general endorsement.

Page 3

General Endorsement No. 1

The endorsement expiration date for each agrichemical facility permit is concurrent with the agrichemical facility permit expiration date. Agrichemical facility permits may not be endorsed by this endorsement after December 1, 2022 unless this general endorsement is renewed.

This endorsement does not grant immunity from enforcement action found necessary by this Agency to meet its responsibilities in prevention, abatement, and control of water or air pollution.

Very Truly Yours,



Alan Keller, P.E.
Manager, Permit Section
Division of Water Pollution Control



Raymond E. Pilapil
Manager, Permit Section
Division of Air Pollution Control