

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Ross Sword - Lanark)
(Property Identification Number) PCB No. 23-
01-05-33-200-001) (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.


Ross Sword
25454 Straddle Creek Rd
Lanark, Illinois 61078

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: August 4, 2022

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

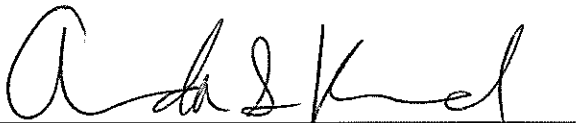
BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Ross Sword - Lanark)
(Property Identification Number) PCB No. 23-
01-05-33-200-001) (Tax Certification)
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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: August 4, 2022

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1021 North Grand Avenue East
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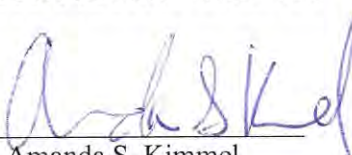
3. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2020), and Section 125.200(a) of the Board's regulations, 35 Ill. Adm. Code 125.200(a), define "pollution control facilities" as:

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 (2020), pollution control facilities must be certified as such by the Board, 35 ILCS 200/11-20 (2020) 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: August 4, 2022

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



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397

JB PRITZKER, GOVERNOR

JOHN J. KIM, DIRECTOR

Memorandum

To: Mike Roubitchek, Division of Legal Counsel

From: Darin E. LeCrone, P.E., Manager, Permit Section, Division of Water Pollution Control, Illinois Environmental Protection Agency *DEL*

Date:

Re: Ross Sword - Lanark
Recommendation of Tax Certification
Log No.: TC-146295
BOW ID No.: W01580000
Property Index Number: 01-05-33-200-001

The Bureau of Water received a request on April 20, 2022 from Ross Sword, having a principal place of business at 95 Highcrest Ct, Shannon, IL 61078, 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:

Ross Sword
25454 Straddle Creek Rd
Lanark, IL 61078

NE 1/4 of Section 33, Township 25-North, Range 6-East of the 4th PM in Carroll County.

Livestock waste management facilities consisting of:

One (1) concrete livestock waste pit measuring 193 ft. (length) x 51 ft. (width) x 8 ft. (depth) with 4 concrete pump out pits each measuring 6 ft. (length) x 6 ft. (width) x 8 ft. (depth) and the portion of the concrete slotted flooring over the 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-146295 Tax Cert Recommendation_20Apr22.docx

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
595 S. State Street, Elgin, IL 60123 (847) 608-3131

2309 W. Main Street, Suite 116, Marion, IL 62959 (618) 993-7200
412 SW Washington Street, Suite D, Peoria, IL 61602 (309) 671-3022
4302 N. Main Street, Rockford, IL 61103 (815) 987-7760

Electronic Filing: Received, Clerk's Office 08/04/2022 **PCB 2023-021**

Page No. 2

Tax Certification Recommendation

Log No. TC-146295

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 #: W01580000

Project Name: Ross Sword

Date application received: 4/20/2022

Reviewer: DRG

Log number: TC-146295

Legal Description:
NE 1/4 of Section 33 Twp: 25-North Range: 6-
East PM: 4th

County: Carroll

Facility Contact:

Phone: 815-541-5497

Pollution Control Facility Type:
Swine Livestock Waste Management Facility

Property ID: 01-05-33-200-001

Applicant: Ross Sword
95 Highcrest Ct
Shannon, IL 61078

Facility: Ross Sword
25454 Straddle Creek Rd
Lanark, IL 61078

Date Control Devices installed: 10/1/2021

Application Signature by: Ross Sword

Title: Owner

Contents of Application: 3 pages new form, 1 page plan diagram and description, 2 sheets of maps.

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 193 ft. (length) x 51 ft. (width) x 8 ft. (depth) with 4 concrete pump out pits each measuring 6 ft. (length) x 6 ft. (width) x 8 ft. (depth) and the portion of the concrete slotted flooring over the manure pit.

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

Notes:

PCB 2015-068 is present on the IPCB website for a structure identical to the one that is proposed/requested. The first attached diagram sheet indicates that there is in fact, an existing structure of the same size. Ergo, the current application is not a duplicate of the previous application.

Nothing follows – DRG - (June 14, 2022)



Illinois Environmental Protection Agency

RECEIVED
APR 20 2022

1021 North Grand Avenue East • P.O. Box 19276 • Springfield • Illinois • 62794-9276 • (217) 782-3397

TC-146295
W0158000011

Division of Water Pollution Control

Tax Certification Form for Livestock Operations

IEPA
BOW/WPC/PERMIT SECTION

This form's purpose is for the application for tax certification of water pollution control facilities at a livestock operation in accordance with 35 Ill. Admin. Code Part 125. For purposes of this form, a water pollution control facility ("facility") is designed, constructed, installed or operated for the primary purpose of eliminating, preventing, or reducing water pollution. Multiple facilities may be submitted using this form; however, all facilities must be located on the same livestock operation site. Separate applications must be completed for separate livestock operations.

All other types of operations (e.g. industrial, agrichemical, etc.) and air pollution control facilities must use form IL 532-0222 APC 151 (Application for Certification (Property Tax Treatment) Pollution Control Facility).

Please follow the instructions found throughout this form. If you need additional assistance with filling out this form, please call the Bureau of Water at 217-782-3362. Additional information about the tax certification process and applicable regulations including definitions may be found at the Agency website: www2.illinois.gov/epa/topics/forms/water-permits/tax-certification.

I. Applicant Information

Company: Ross Sword

Person Authorized to Receive Certification

Person to Contact for Additional Details

Name: Ross Sword

Name: Ross Sword

Street Addr: 95 Highcrest ct

Street Addr: 95 Highcrest CT

City: Shannon State: IL ZIP: 61078

City: Shannon State: IL ZIP: 61078

Phone: 815-541-5497 ext: _____

Phone: 815-541-5497 ext: _____

Email: swordfarms@gmail.com

Email: swordfarms@gmail.com

II. Livestock Operation Information

Site Location

The location of the parcel of land where the facilities are located and given by quarter section, township, range and county must be provided. The Public Land Survey System information is available on county plat maps or at www.isgs.illinois.edu/plss. A plat map location is requested for facilities located outside of municipal boundaries.

Quarter Section: NE Township: 25-North Range: 6-East Prime Meridian: 4th County: Carroll

Municipality Name: _____

Township Name: Cherry Grove

Street Address: 25454 Straddle Creek Rd

City: Lanark State: IL ZIP: 61078

Property Index Number(s): 01-05-33-200-001

A property index number (PIN) for the parcel of land where pollution control facilities are located is required. If multiple PINs are applicable to the requested facilities, you must identify all applicable PINs in the above line and in Section III below. If you do not know your PIN you may obtain it from your records or your County's tax assessors website which may be found on the Illinois Department of Revenue website at www2.illinois.gov/rev/Individuals/Pages/IllinoisCounties.aspx.

Livestock Activities: Provide descriptions of the livestock operations including type of animals at the site. (Text box will expand.)

Swine Finishing Facility

Pollutant Sources: Identify potential sources of water pollution that are being controlled (i.e., beef feedlot runoff, swine manure, silage leachate, etc.). Provide estimated quantities of each pollutant that is produced in gallons per year. (Text box will expand.)

Swine Manure
500,000 gallons

Are the pollutants collected by the facility land applied?

Yes No

If No, provide a description of the final disposition of the pollutants which are collected by the facility.

III. Pollution Control Facility Information

Applicant must ensure each requested pollution control facility is represented accurately in both Part A and Part B of this Section.

Part A. Operational Diagram

Using the space provided below or on a separate sheet of paper, provide a plan sketch or map of the livestock operation scaled to show the location and layout of all the requested facilities. All requested facilities must be clearly identified on this diagram. Each facility should be labeled with the pollution control facility number identified in Part B of this Section and primary dimensions to help distinguish between other requested facilities. Please include labels of roadways, downstream waterways, other important landmarks and a north seeking arrow.

Check this box if the required diagram was completed on a separate sheet and attached to this application.

Part B. Pollution Control Facility Data

For each separate requested pollution control facility in this application, provide written or typed responses to all of the following questions. Use the button below the questions to add blank questions for each additional requested facility.

Pollution Control Facility Number 1

Name of pollution control facility: South Barn

Provide a physical description including all pertinent dimensions (length, width, depth, diameter), construction materials (e.g. steel, HDPE, concrete block, etc.), and rating (e.g. 10 HP centrifugal pump). (Text box will expand.)

Livestock waste handling facilities consisting of one concrete manure pit approximately 193 x 51 ft x 8 ft deep with 4 concrete manure pump out pits approximately 6 ft x 6 ft each and the portion of the concrete slotted flooring over the manure pit

Is the requested facility used 100 percent for elimination, prevention, or reduction of water pollution? Yes No

If No, list all other uses of the facility and provide a use-percentage estimate for each of those other uses.

Original cost of the pollution control facility: \$140,000

Date of installation or status of installation: October 2021

Property Index Number (PIN): 01-05-33-200-001

Applicable Illinois EPA permit number(s): _____

Are supplemental diagrams or construction drawings for this pollution control facility attached to the application? Yes No

If Yes, please label the diagram with the specific pollution control facility number identified above.

IV. Discharge Point Locations and Receiving Waters

Provide a written description of the surface water drainage characteristics of the operation which may convey wastewater or polluted stormwater runoff from the facility to downstream waterways. Identify the location(s) on the property at which runoff or surface discharge leaves the property.

N/A

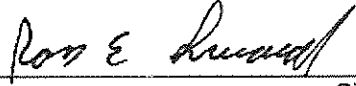
Identify local ditches, streams, rivers, ponds or lakes that may receive wastewater or polluted stormwater runoff from the operation. Also identify any named waterways that are immediately downstream from the local waterway.

N/A

V. Approvals of Application and Signature

The information on this form and attachments 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))

Ross Sword	Owner
_____	_____
Printed Name	Title
	4-13-22
Signature	Date

VI. Submittal of Your Application

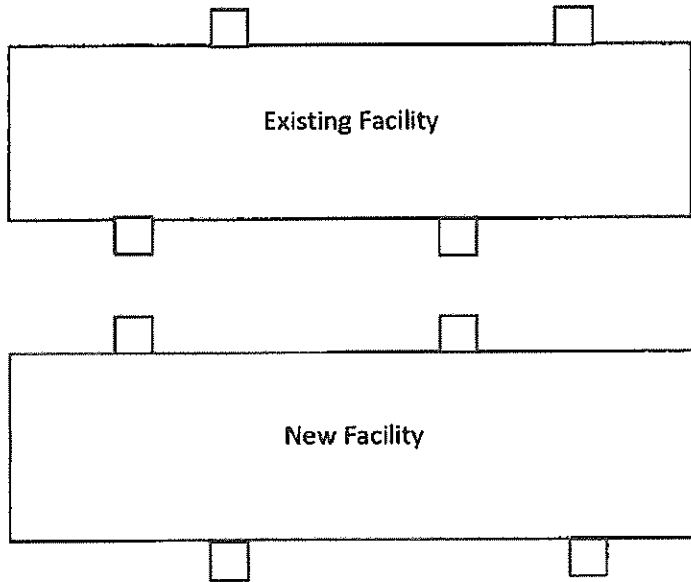
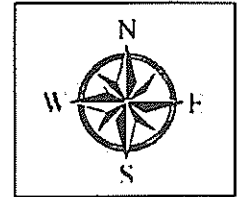
Completing this Form: The absence of information requested in this form may result in denial of your application for tax certification. If information is omitted, Agency staff will determine when and if such information or data is essential and may contact you to obtain this information to complete its review. This application form may be completed and stored locally in electronic form for future printing. Electronic submittal or email submittal of this form is not authorized. If handwritten, the form must be legibly completed.

Attachments: Please only send attachments on 8.5" x 11" paper, do not send 11" x 17" sheets.

Please mail the completed and signed form and necessary attachments to:

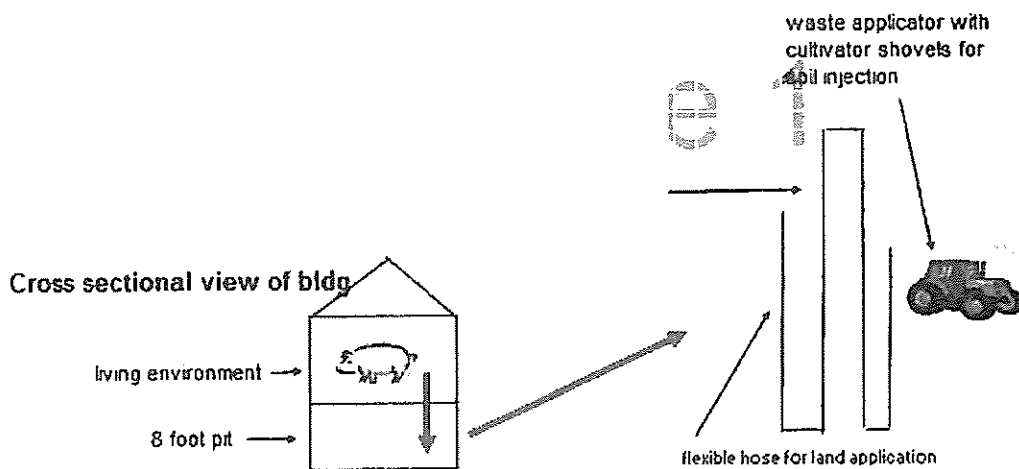
Illinois Environmental Protection Agency
Division of Water Pollution Control, Mail Code #15
Attention: Permit Section
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

Application for pollution control facility



2 Facilities
51' x 193'
8' deep pits

This swine facility utilizes concrete slats in the building, with all waste contained & stored in the 8' deep pits under the buildings. The waste is then land applied using a flexible drag hose reel to adjoining fields. An operator is at all times in view of the land application equipment in case of equipment failure.



NON-LAGOON LIVESTOCK WASTE HANDLING FACILITY APPLICATION
SETBACK MAP



121- JOHN A. ROSS SWORD



WAGNER CONSULTING & AGRICULTURE
709 WEST OAK STREET
LENA, ILLINOIS, 61048
815-275-7642
WAGNERCONSULTAG@MEDIACOMBB.NET

NOTICE OF INTENT TO CONSTRUCT
LOCATION MAP

STRADDLE CREEK ROAD

MACHINE SHED

PILL

BULK BINS

ACCESS ROAD

EXISTING SLATTED FLOOR
CONFINEMENT BUILDING
(52' X 192' X 8')

DISTANCE TO NEAREST
LIVESTOCK WASTE
MANAGEMENT FACILITY

REMOVED SLATTED FLOOR
CONFINEMENT BUILDING
(52' X 192' X 8')

BY JOHN & ROSS SWORD



WAGNER CONSULTING & AGRICULTURE
709 WEST OAK STREET
LENA, ILLINOIS, 61048
815-275-7642
WAGNERCONSULTAG@NEDRACOMB.NET

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 May 20, 2022 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:

Ross Sword
25454 Straddle Creek Rd
Lanark, Illinois 61078

Copies also provided electronically as follows:

Illinois Department of Revenue
via email at REV.PropTaxApp@illinois.gov
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[Electronic Filing]

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ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

/s/ Amanda S. Kimmel
Assistant Counsel
Division of Legal Counsel
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