

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Krogman Farm LLC)
(Property Identification Number) **PCB 22-**
03-18-33-100-003)) **(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.


Chad Krogman
4784 W. Valley Road
Shannon, IL 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: 
Grace McCarter
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

Krogman Farm LLC)
(Property Identification Number) **PCB 22-**
03-18-33-100-003) **(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: 
Grace McCarten
Assistant Counsel
Division of Legal Counsel

DATED: July 20, 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

Krogman Farm LLC)
(Property Identification Number) **PCB 22-**
03-18-33-100-003)) **(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 December 22, 2021, the Illinois EPA received a request from Krogman Farm LLC, Inc. (log number TC-145849, 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:

Krogman Farm LLC
4784 W. Valley Road
Shannon, IL 61078

The proposed water pollution control facilities in this request are located in NW ¼ of Section 33, Township 26-North, Range 7-East of the 4th PM in Stephenson County, at the above street address and consist of the following:

Livestock waste management facilities consisting of one (1) concrete livestock waste pit measuring 242.33 ft (length) x 81.16 ft (width) x 10 ft. (depth) with 8 concrete pump out pits, each measuring approximately 6 ft. (length) x 5 ft. (width) x 10 ft. (depth) and approximately 19,600 square feet of precast concrete floor slats over the manure 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: 
Grace McCarter
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



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 *DL*

Date:

Re: Krogman Farm LLC - Shannon
Recommendation of Tax Certification
Log No.: TC-145849
BOW ID No.: W1778030008
Property Index Number: 03-18-33-100-003

The Bureau of Water received a request on December 22, 2021 from Krogman Farm LLC, having a principal place of business at 4784 W Valley Rd, 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:

Krogman Farm LLC
4784 W Valley Rd
Shannon, IL 61078

NW 1/4 of Section 33, Township 26-North, Range 7-East of the 4th PM in Stephenson County.

Livestock waste management facilities consisting of:

One (1) concrete livestock waste pit measuring 242.33 ft. (length) x 81.16 ft. (width) x 10 ft. (depth) with 8 concrete pump out pits, each measuring approximately 6 ft. (length) x 5 ft. (width) x 10 ft. (depth) and approximately 19,600 square feet of precast concrete floor slats 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-145849 Tax Cert Recommendation 22Dec21.docx

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 #: W1778030008

Project Name: Krogman Farm LLC

Pollution Control Facility Type:

Swine Livestock Waste Management Facility

Date application received: 12/22/2021

Property ID: 03-18-33-100-003

Reviewer: DRG

Applicant: Krogman Farm LLC

4784 W Valley Rd

Log number: TC-145849

Shannon, IL 61078

Legal Description:

NW 1/4 of Section 33 Twp: 26-North Range: 7-

East PM: 4th

Facility: Krogman Farm LLC

4784 W Valley Rd

Shannon, IL 61078

County: Stephenson

Date Control Devices installed: 6/30/2021

Facility Contact:

Application Signature by: Chad Krogman

Phone: 815-291-2457

Title: Owner

Contents of Application: Old 3 page application form, flow diagram, plan layout, section details (3 pages)

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 242.33 ft. (length) x 81.16 ft. (width) x 10 ft. (depth) with 8 concrete pump out pits, each measuring approximately 6 ft. (length) x 5 ft. (width) x 10 ft. (depth) and approximately 19,600 square feet of precast concrete floor slats over the manure pit.

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

Notes:

A previous certification is found for this applicant on the IPCB website under PCB 19-56 for a facility (manure pit) measuring 242.33 ft x 81.16 ft x 10 ft. which is the same dimensions of the requested facility. The file for TC-139042 (previous file) indicates the structure was installed on/about 11/20/2017. The current request indicates the requested structure was installed on/about 6/30/2021. The installed date



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 

Date:

Re: Krogman Farm LLC - Shannon
Recommendation of Tax Certification
Log No.: TC-145849
BOW ID No.: W1778030008
Property Index Number: 03-18-33-100-003

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If you have any questions regarding the above, please contact Darren Gove at 217/782-0610.

DRG:TC-145849 Tax Cert Recommendation 22Dec21.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

Page No. 2
Tax Certification Recommendation
Log No. TC-145849

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 #: W1778030008

Project Name: Krogman Farm LLC

Pollution Control Facility Type:

Swine Livestock Waste Management Facility

Date application received: 12/22/2021

Property ID: 03-18-33-100-003

Reviewer: DRG

Applicant: Krogman Farm LLC

4784 W Valley Rd

Log number: TC-145849

Shannon, IL 61078

Legal Description:

NW 1/4 of Section 33 Twp: 26-North Range: 7-
East PM: 4th

Facility: Krogman Farm LLC

4784 W Valley Rd
Shannon, IL 61078

County: Stephenson

Date Control Devices installed: 6/30/2021

Facility Contact:

Application Signature by: Chad Krogman

Phone: 815-291-2457

Title: Owner

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Illinois EPA Log #: TC-145849

Page 2 of 2

distinction is sufficient indication that the previous and current structures are distinct and separate facilities for purposes of tax certification.

Nothing follows – DRG - (June 13, 2022)



Illinois Environmental Protection Agency

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

W1778030008

FOR AGENCY USE ONLY	
File Number: <u>TC-145849</u>	Date Rec'd: <u>12-22-21</u>
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

RECEIVED
DEC 22 2021

Illinois EPA
Attention: Ray E. Pilapil, Permit Section
Division of Air Pollution Control
1021 North Grand Avenue East, P.O. Box 19276
Springfield, IL 62794-9276

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

NEPA
BOWWPC/PERMIT SECTION

I. Applicant Information:

Company Name: <u>KROGMAN FARM LLC</u>	Person to Contact for Additional Details: <u>JULIA KROGMAN</u>
Person Authorized to Receive Certification: <u>CHAD KROGMAN</u>	Street Address: <u>4784 W VALLEY RD</u>
Street Address: <u>4784 W VALLEY RD</u>	City: <u>SHANNON</u> State: <u>IL</u>
City: <u>SHANNON</u> State: <u>IL</u>	Zip: <u>61078</u> Phone: <u>815-291-2457</u>
Zip: <u>61078</u> Phone: <u>815-275-245</u>	Email Address: <u>KROGMANHOLDINGS@GMAIL.COM</u>
Email Address: <u>KROGMANHOLDINGS@GMAIL.CO</u>	

II. Facility Information:

Facility Location: Quarter Section: NW1/4 OF Township: 26N Range: 7E
Municipality: SHANNON Township: FLORENCE

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

Address: 4784 W VALLEY RD City: SHANNON
State: IL Zip Code: 61078 County: STEPHENSON Book Number: _____

Property Index Number: 03-18-33-100-003

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:

Hog raising facility

Permit Information:

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

N/A

Materials Used in the Process:

N/A

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):

Manure storage facility beneath hog barn measuring 81'2" wide x 241'4" long x 8' deep

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

Collect & contain hog manure & wastewater until waste is land applied at appropriate agronomic fertilization rate.

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).

The Livestock Management Facilities Act was met

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
Hog Manure	Feces, urine & waste water	Applied to farm ground as fertilizer

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

KROGMAN FARM LLC WATER POLLUTION CONTROL FACILITY

INDEX OF ENCLOSURES:

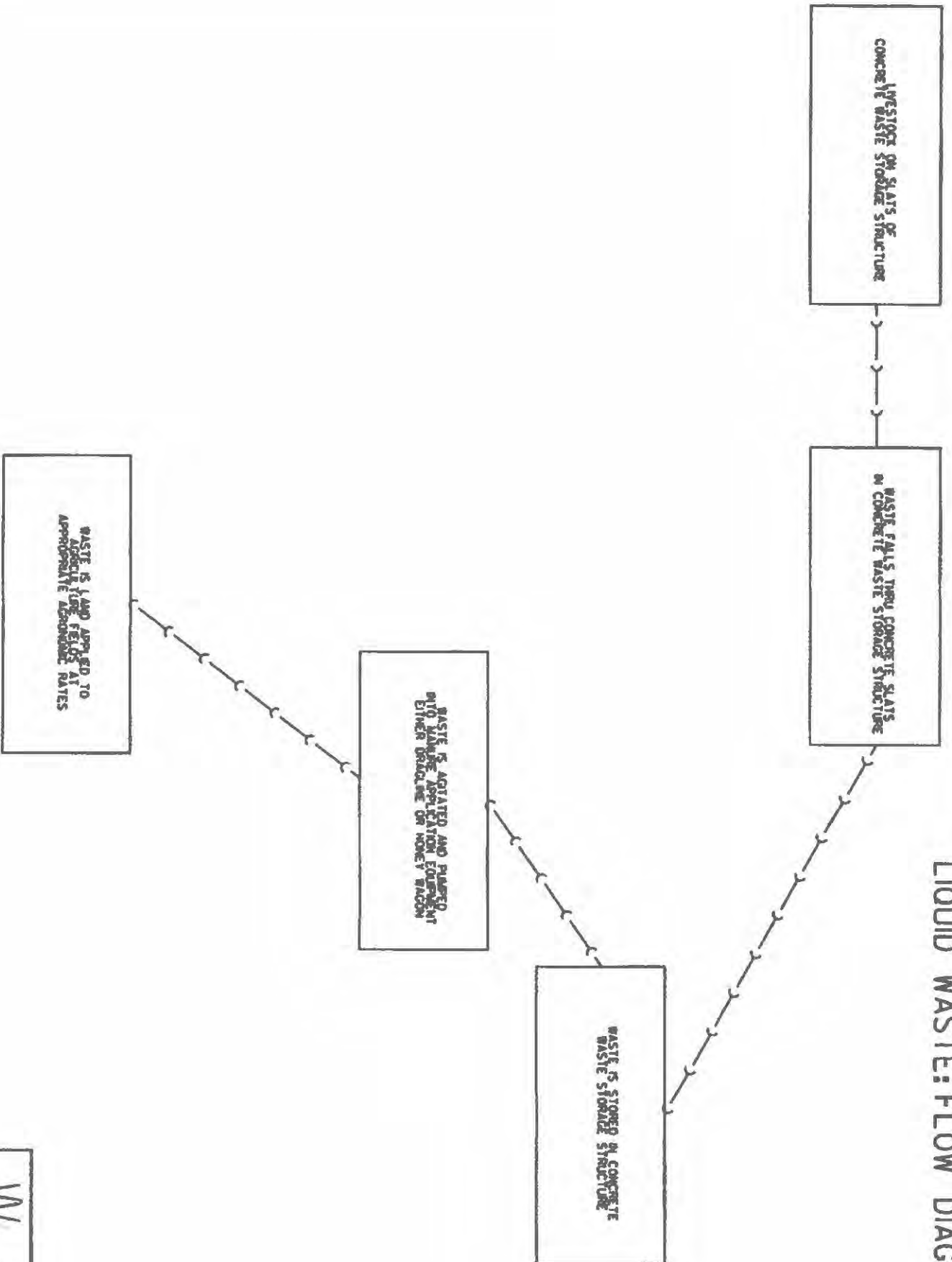
ITEM 1 - LIQUID WASTE: FLOW DIAGRAM

Diagram of the the pollutant flow per "Pollution Control Facility Information" request

ITEM 2 - DRAWING OF CONTROL FACILITY

Each of 4 pages shows the details of the concrete manure storage basin and concrete slatted floor where manure is gathered and contained. The method for pollutant removal is to agitate contents of storage basin and pump waste into tankers or dragline from which waste is land applied to agriculture fields at appropriate agronomic rates and methods. Circled pump outs in page 1 indicate "discharge" areas.

LIQUID WASTE: FLOW DIAGRAM

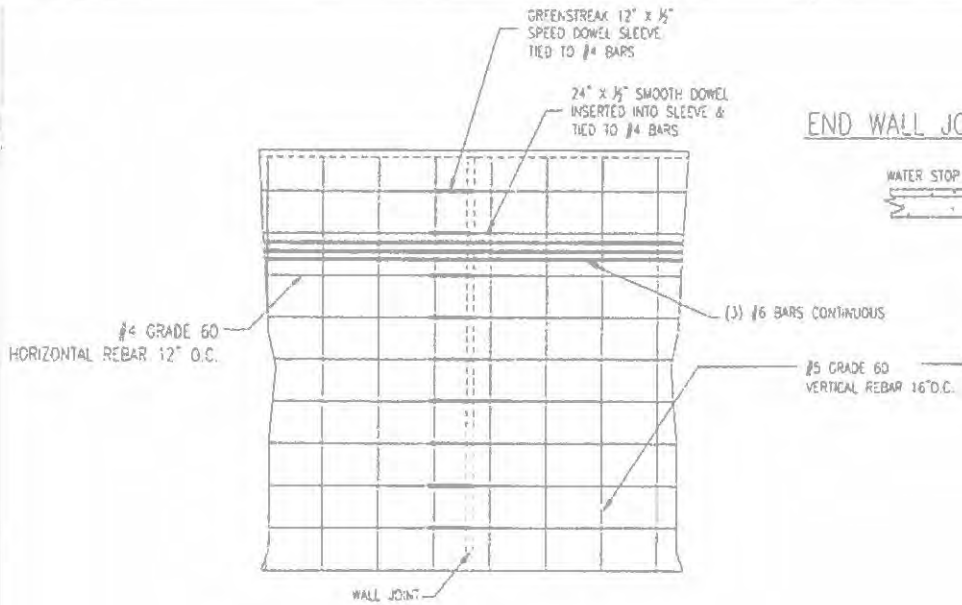


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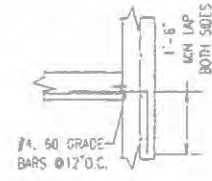
WAGNER CONSULTING & ASSOCIATES
1701 WEST 10TH STREET
LIMA, UTAH, 84042
801-739-7649
WWW.WAGNERCONSULTING.COM

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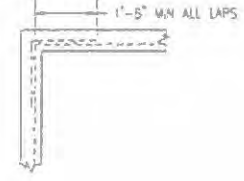
END WALL JOINT TOP VIEW



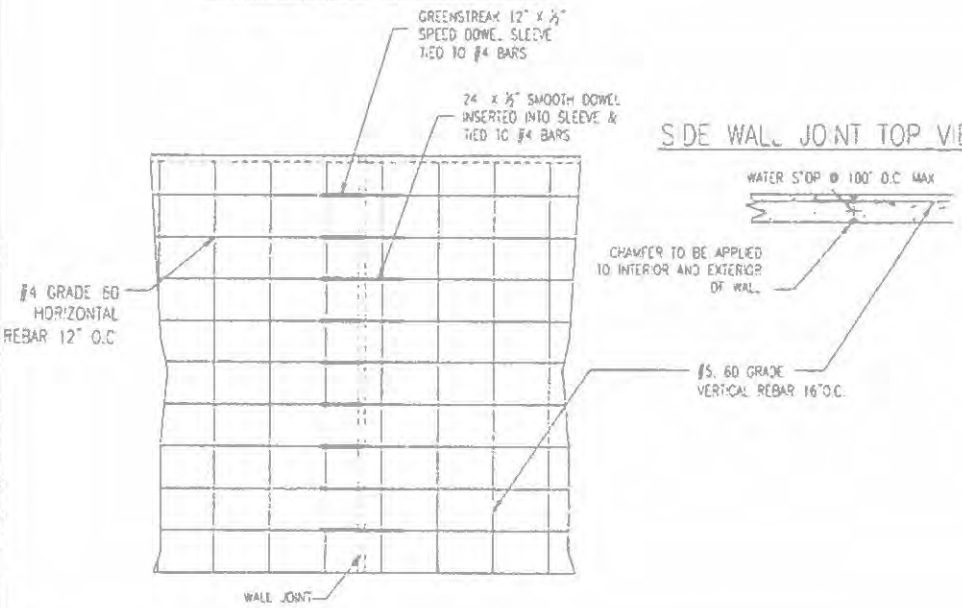
PUMPOUT TIE-IN



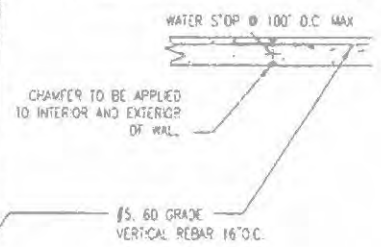
CORNER TIE-IN



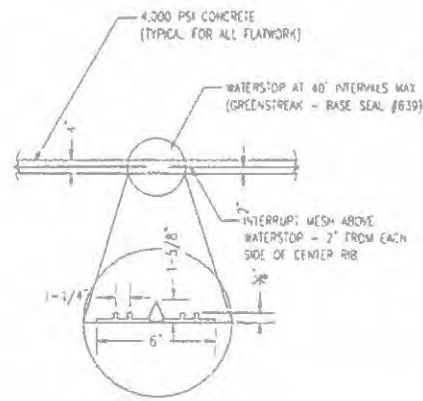
SIDE WALL JOINT SIDE VIEW



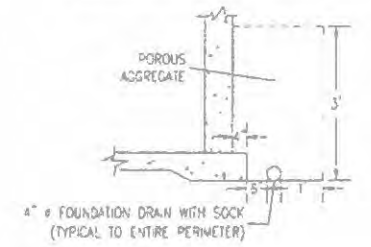
SIDE WALL JOINT TOP VIEW



FLOOR CONTROL JOINT



FOUNDATION DRAIN DETAIL



JOB NAME: Independent - CONCRETE D	
OWNER: Chad Kragman	
SITE ADDRESS: 4784 West Valley Rd	
CITY, STATE: 2nd Shanner, TX	
HOME PHONE:	
CELL PHONE:	
BUILDING DESCRIPTION: 81'2" x 241' 17" Tunnel 2480 sqft	
JOB No	DATE: 2/16/2021 REVISION:
DRAWN BY: Steve Courtney SCALE: 3/32" = 1'-0" PAGE: 4	



INTEGRITY BUILDERS & SUPPLY INC
 814 E. ADAMS ST
 NEW OXFORD, OH 43045
 PHONE (318) 752-8001

THESE PLANS AND SPECIFICATIONS ARE THE PROPERTY OF INTEGRITY BUILDERS & SUPPLY INC. ARE ONLY FOR THIS PROJECT AND MAY NOT BE USED, COPIED OR DUPLICATED WITHOUT PRIOR WRITTEN CONSENT.

STATE OF ILLINOIS

)
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)
)
)

COUNTY OF SANGAMON

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I have served on the date of August 4, 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:

Chad Krogman
4784 W. Valley Road
Shannon, IL 61078

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/ Grace McCarten
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