

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Steve Sturtevant)
(Property Identification Number) PCB No. 23 -
01-05-10-300-002) (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.


Steve Sturtevant
23-52 Broadview Drive
Lanark, Illinois 61046

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 31, 2022

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

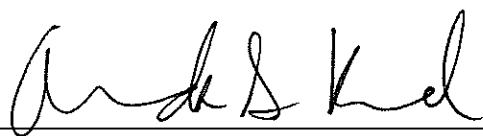
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(Property Identification Number) PCB No. 23-
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A P P E A R A N C E

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 31, 2022

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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Steve Sturtevant)
(Property Identification Number) PCB No. 23-
01-05-10-300-002) (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 September 30, 2021, the Illinois EPA received a request from Steve Sturtevant (Log number TC-145662, 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: Steve Sturtevant
26278 Payne Road
Shannon, Illinois 61078

The proposed water pollution control facility in this request is located in the SW ¼ of Section 10, T25N, R6E of the 4th P.M. in Carroll County, at the above street address and consist of the following agrichemical containment structures:

One (1) concrete livestock waste pit measuring 101.5 ft. (length) x 94.25 ft. (width) x 8 ft. (depth) with four (4) concrete pump out pits measuring 6 ft. (length) x 5 ft. (width) x 8 ft. (depth) and approximately 9,574 sq. ft. of plastic slatted flooring over this 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 (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 31, 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: **AUG 29 2022**

Re: Steve Sturtevant - Shannon
Recommendation of Tax Certification
Log No.: TC-145662
BOW ID No.: W0158150009
Property Index Number: 01-05-10-300-002

The Bureau of Water received a request on September 30, 2021 from Steve Sturtevant, having a principal place of business at 26278 Payne Road, 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:

Steve Sturtevant
26278 Payne Road
Shannon, IL 61078

SW 1/4 of Section 10, Township 25-North, Range 6-East of the East 4th PM in Carroll County.

Livestock waste management facilities consisting of:

One (1) concrete livestock waste pit measuring 101.5 ft. (length) x 94.33 ft. (width) x 8 ft. (depth) with four (4) concrete pump out pits measuring 6 ft. (length) x 5 ft. (width) x 8 ft. (depth) and approximately 9,574 sq. ft. of plastic slatted flooring over this manure pit.

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

These facilities are further described in the enclosed applications and supporting documents.

Based on the information included in this submittal, it is our engineering judgment that the above proposed facilities may be considered "Pollution Control Facilities" under 35 IAC 125.200(a), with the primary purpose of eliminating, preventing, or reducing water pollution, or as otherwise provided in this section, and therefore eligible for tax certification from the Illinois Pollution Control Board. The Bureau of Water therefore recommends that the Board issue the requested tax certification for these facilities.

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

DRG:TC-145662_Tax Cert Recommendation_30Sep21.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-145662

cc: Tax Cert File

2023-033

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 #: W0158150009

Project Name: Steve Sturtevant

Pollution Control Facility Type:

Swine Livestock Waste Management Facility

Date application received: 9/30/2021

Property ID: 01-05-10-300-002

Reviewer: DRG

Applicant: Steve Sturtevant

26278 Payne Road

Log number: TC-145662

Shannon, IL 61078

Legal Description:

SW 1/4 of Section 10 Twp: 25-North Range: 6-

East PM: East 4th

Facility: Steve Sturtevant

26278 Payne Road

Shannon, IL 61078

County: Carroll

Date Control Devices installed: 8/15/2021

Facility Contact: Steve Sturtevant

Application Signature by: Steve Sturtevant

Phone: 815 541-0432

Title: Owner

Contents of Application: Old 3 page application form, process flow diagram, facility plan drawing.

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 101.5 ft. (length) x 94.33 ft. (width) x 8 ft. (depth) with four (4) concrete pump out pits measuring 6 ft. (length) x 5 ft. (width) x 8 ft. (depth) and approximately 9,574 sq. ft. of plastic slatted flooring over this manure pit.

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

Notes:

Nothing follows – DRG - (August 29, 2022)

APPLICATION FOR CERTIFICATION (PROPERTY TAX TREATMENT)

POLLUTION CONTROL FACILITY

AIR WATER

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

P. O. Box 19276, Springfield, IL 62794-9276

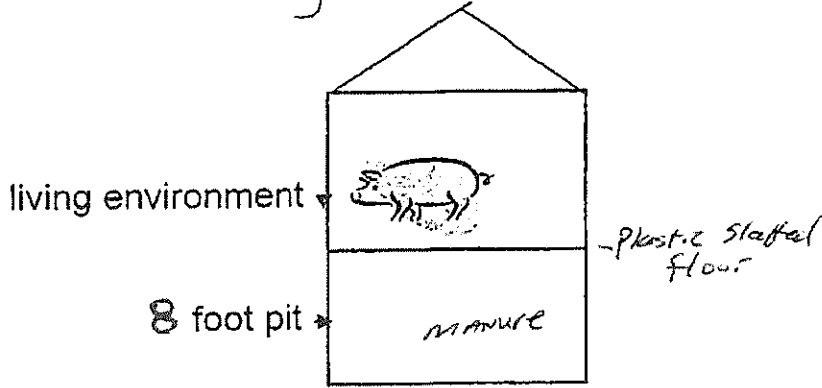
This Agency is authorized to request this information under Illinois Revised Statutes, 1979, Chapter, 120, Section 502a-5. Disclosure of this information is voluntary. However, failure to comply could prevent your application from being processed or could result in denial of your application for certification.

		FOR AGENCY USE	
TC-145662		9/30/21	
File No.	Date Received	Certification No.	Date
APPLICANT	Sec. A Company Name Steve Sturtevant		
	Person Authorized to Receive Certification Steve Sturtevant		Person to Contact for Additional Details Scott Sturtevant
	Street Address 26278 Payne Rd		Street Address 23-52 Broadview Dr.
	Municipality, State & Zip Code Shannon IL 61078		Municipality, State & Zip Code LANARK IL 61046
	Telephone Number 1-815-541-0432		Telephone Number 815-238-3114
	Location of Facility Quarter Section Township Range SE SW 10 25 North 6 EAST 4th		Municipality Township Shannon Cherry Grove T25N
	Street Address 26278 Payne Rd Shannon IL		County Book Number Carroll 148 pg 203
	Property Identification Number →		Parcel Number 01-05-10-300-002
	MANUFACTURING OPERATIONS	Sec. B Nature of Operations Conducted at the Above Location 2700 Swine Wean-feeder pig facility	
Water Pollution Control Construction Permit No.		Date Issued	
NPDES PERMIT No.		Date Issued Expiration Date	
Air Pollution Control Construction Permit No.		Date Issued	
Air Pollution Control Operating Permit No.		Date Issued	
MANUFACTURING PROCESS	Sec. C Describe Unit Process		
	Materials Used in Process		
POLLUTION CONTROL FACILITY DESCRIPTION	Sec. D Describe Pollution Abatement Control Facility manure structure that includes a 8' deep manure pit (94'4" x 101'6") and includes plastic slatted floors and the facility has four (6' x 5' x 8') deep concrete pump outs. The facility collects, transports, + stores livestock waste prior to crepland application at agr. nomic rates.		

Sec. E	(1) Nature of Contaminants or Pollutants			
	CONTAMINANTS	Material Retained, Captured or Recovered		
		Contaminant or Pollutant	DESCRIPTION	DISPOSAL OR USE
		Liquid sulfur waste	from nursery pgs	LAND Applied to adjacent fields
		(2) Point(s) of Waste Water Discharge		
		Plans and Specifications Attached		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
	(3) Are contaminants (or residues) collected by the control facility?		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
	(4) Date installation completed <u>6/28/21</u> status of installation on date of application _____			
ACCOUNTING DATA	(5) a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY:		\$ 220,000	
	b. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY:		\$	
	c. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:		\$	
	d. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:		\$	
	e. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:		% 40	
Sec. F	The following information is submitted in accordance with the Illinois Property Tax Code, as amended, and to the best of my knowledge, is true and correct. The facilities claimed herein are "pollution control facilities" as defined in Section 11-10 of the Illinois Property Tax Code.			
SIGNATURE	_____ Signature Title			
Sec. G	INSTRUCTIONS FOR COMPILING AND FILING APPLICATION			
	General: Separate applications must be completed for each control facility claimed. Do not mix types (water and air). Where both air and water operations are related, file two applications. If attachments are needed, record them consecutively on an index sheet.			
INSTRUCTIONS	Sec. A	Information refers to applicant as listed in the tax records and the person to be contacted for further details or for inspection of facilities. Define facility location by street address or legal description. A plat map location is required for facilities located outside of municipal boundaries. The property identification number is required.		
	Sec. B	Self-explanatory. Submit copies of all permits issued by local pollution control agencies. (e.g. MSD Construction Permit)		
	Sec. C	Refers to manufacturing processes or materials on which pollution control facility is used.		
	Sec. D	Narrative description of the pollution control facility, indicating that its primary purpose is to eliminate, prevent or reduce pollution. State the type of control facility. State permit number, date, and agency issuing permit. A narrative description and a process flow diagram describing the pollution control facility. Include a listing of each major piece of equipment included in the claimed fair cash value for real property. Include an <u>average</u> analysis of the influent and effluent of the control facility stating the collection efficiency.		
	Sec. E	List air contaminants, or water pollution substances released as effluents to the manufacturing processes. List also the final disposal of any contaminants removed from the manufacturing processes. Item (1) – Refers to pollutants and contaminants removed from the process by the pollution control facility. Item (2) – Refers to water pollution but can apply to water-carried wastes from air pollution control facilities. Submit drawings, which clearly show (a) Point(s) of discharge to receiving stream, and (b) Sewers and process piping to and from the control facility. Item (3) – If the collected contaminants are disposed of other than as wastes, state the disposition of the materials, and the value in dollars reclaimed by sale or reuse of the collected substances. State the cost of reclamation and related expense. Item (4) – State the date which the pollution control facility was first placed in service and operated. If not, explain. Item (5) – This information is essential to the certification and assessment actions. This accounting data must be completed to activate project review prior to certification by this Agency.		
	Sec. F	Self-explanatory. Signature must be a corporate authorized signature.		
		Submit to: Illinois EPA P.O. Box 19276 Springfield, IL 62794-9276	Attention: Al Keller Permit Section Division of Water Pollution Control	
			Attention: Donald E. Sutton Permit Section Division of Air Pollution Control	

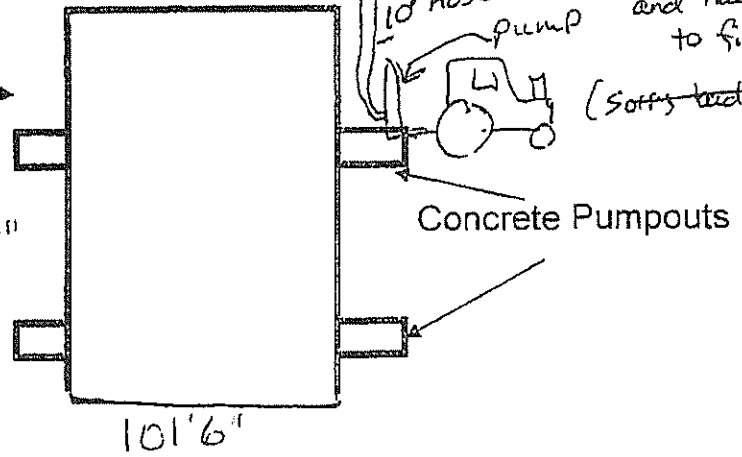
Steve Sturtevant Nursery

New swine wean to feeder facility
measuring 101'6" x 94'4"



Cross Section of Building

94'4"



Note: not to scale

The Swine waste is contained in the concrete pit under the entire building. The manure is pumped onto a semi-tanker through a ten inch rubber manure hose. The pump is always being monitored by the person loading the semi with the shut off so that no spills will occur. The manure is then transported to the appropriate field and unloaded onto the tank wagon which will inject the manure directly into the soil. This leaves no opportunity for run-off and maximizes the fertilizer value of the waste. All the waste is injected to further reduce odor and potential runoff. The tractor operator is always in full view of the tank wagon and tanker to prevent any breach that would occur in the transfer of manure

No groundwater is within two miles of this facility and there are numerous buffer zones and filter strips to prevent any runoffs from reaching them in case a spill occurred.

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 August 31, 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:

Steve Sturtevant
23-52 Broadview Drive
Lanark, Illinois 61046

Copies also provided electronically as follows:

Illinois Department of Revenue
via email at REV.PropTaxApp@illinois.gov
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P.O. Box 19033
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[Electronic Filing]

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Chicago, Illinois 60601

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

/s/ Amanda S. Kimmel
Assistant Counsel
Division of Legal Counsel
1021 North Grand Avenue East
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217.782.5544
217.782.9143 (TDD)