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CLERK'S OFFICE

OCT 01 2003

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Peter Brothers Pork
(Property Identification Number
05-0-0302-002-00)

) 04-42
) PCB 9-
) (Tax Certification)
)

STATE OF ILLINOIS
Pollution Control Board

NOTICE

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite. 11-500
Chicago, Illinois 60601

Ryan Peter
3206 Crestview Drive
Quincy Illinois 62301

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board an **APPEARANCE AND THE RECOMMENDATION** of the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 

Lisa Moreno
Assistant Counsel
Division of Legal Counsel

DATED: September 29, 2003

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

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD CLERK'S OFFICE

Peter Brothers Pork
(Property Identification Number
05-0-0302-002-00)

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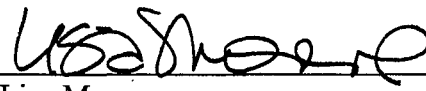
04-42
PCB ~~0~~
(Tax Certification)

OCT 01 2003
STATE OF ILLINOIS
Pollution Control Board

APPEARANCE

The undersigned, as one of its attorneys, hereby enters an APPEARANCE on behalf of
Respondent, Illinois Environmental Protection Agency.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 
Lisa Moreno
Assistant Counsel
Division of Legal Counsel

DATED: September 29, 2003

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD OCT 01 2003

Peter Brothers Pork
(Property Identification Number
05-0-0302-002-00)

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04-42
PCB ~~00~~

(Tax Certification) -

STATE OF ILLINOIS
Pollution Control Board

RECOMMENDATION

The Illinois Environmental Protection Agency ("Illinois EPA") hereby files its Recommendation regarding the tax certification of water pollution control facilities pursuant to pursuant to Section 125.204 of the regulations of the Illinois Pollution Control Board, 35 Ill. Adm. Code 125.204.

1. On December 20, 2002, the Illinois EPA received a request from Peter Brothers Pork (Adams County) (log number TC 31-02, 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 applicant's address is: Ryan Peter
3206 Crestview Drive
Quincy Illinois 62301
3. The proposed water pollution control facilities in this request are located at Section 31, T1N, Range 7W of the 3rd Principal Meridian, Adams County at 2048 Highway 336, Mendon, Adams County, and consist of the following:

Livestock waste management facilities consisting of one concrete manure pit (241 ft. x 81.83 ft. x 8 ft.), having eight concrete pump-out boxes (each 6 ft. x 6 ft. x 8 ft.) and the slotted portion of the floor over the manure pit in one swine production building.

These livestock waste facilities are used to collect, transport, and/or store livestock waste prior to cropland application and are further described in Exhibit A.

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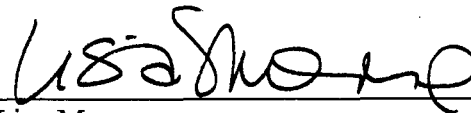
4. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2000), defines "pollution control facilities" as:

"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: (a) eliminating, preventing, or reducing air or water pollution ...or (b) 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."

5. Pollution control facilities are entitled to preferential tax treatment, 35 ILCS 200/11-5.
6. Based on the information in the application and the purpose of the facilities, 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: 
Lisa Moreno
Assistant Counsel
Division of Legal Counsel

DATED: September 29, 2003

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

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APPLICATION FOR CERTIFICATION (PROPERTY TAX TREATMENT)

POLLUTION CONTROL FACILITY

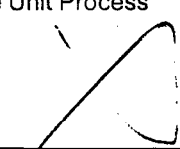
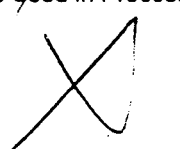
AIR ☐WATER ☒

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

File No.	Date Received	Certification No.	Date	
Sec. A APPLICANT	Company Name Peter Brothers Park			
	Person Authorized to Receive Certification Ryan Peter		Person to Contact for Additional Details R.J. Peter	
	Street Address 2048 Hwy. 336		Street Address 3206 Crestview Dr.	
	Municipality, State & Zip Code Mendon, IL 62351		Municipality, State & Zip Code Quincy, IL 62301	
	Telephone Number (217) 242-4384		Telephone Number (217) 222-8846	
	Location of Facility Quarter Section Township Range S.W. 1-North 7-west		Municipality Township Fowler Honey Creek	
	Street Address N/A		County Book Number Adams 1998 Edition	
	Property Identification Number LF0010180000 (Facility I.D. #)		Parcel Number Section 31	
	Sec. B MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location 2400 head Swine Finishing Building		
		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		
Sec. C MANUFACTURING PROCESS	Describe Unit Process 			
	Materials Used in Process 			
Sec. D POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility - (Also see attached drawings) Totally Slatted finishing building with an 8'-0" Deep Pit. The Pit was constructed according to the State of Illinois Specs. Drawings and design was completed by Frank & Cowles, Inc. Engineers. The Pit was built with 4000 P.S.I. concrete and reinforced with grade 60 Rebar. The Pit was constructed with water-stop around the perimeter. This material along with the construction specs prevent waste from polluting ground water. I have attached a full set of drawings for the Slat & Pits.			

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DEC 30 2002

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY
BOW/WPC/PERMIT SECTION

Exhibit A

Sec. E	(1) Nature of Contaminants or Pollutants			
	CONTAMINANTS	Material Retained, Captured or Recovered		
		Contaminant or Pollutant	DESCRIPTION DISPOSAL OR USE	
		Swine manure	Deep Pit Injected into the soil for fertilizer.	
		(2) Point(s) of Waste Water Discharge <i>n/a</i>		
		Plans and Specifications Attached Yes No <i>✓</i>		
ACCOUNTING DATA	(3)	Are contaminants (or residues) collected by the control facility? Yes <i>✓</i> No		
	(4)	Date installation completed <i>September 2001</i> status of installation on date of application <i>New Construction</i>		
	(5)	a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY: \$ <i>145,000</i>		
		b. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY: \$ <i>75,000</i>		
		c. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY: \$ <i>86,000</i>		
		d. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY: \$ <i>24,000</i>		
	e. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE: % <i>45%</i>			
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 100-2 of the Illinois Property Tax Code.			
	SIGNATURE	<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="text-align: center;"> <i>H. Peter</i> Signature </div> <div style="text-align: center;"> <i>12-26-02</i> Title </div> <div style="text-align: center;"> <i>Owner</i> Title </div> </div>		
INSTRUCTIONS	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.			
	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 <u>pollution control facility</u> . 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:	Attention:	Attention:
		Illinois EPA P.O. Box 19276 Springfield, IL 62794-9276	Thomas McSwiggin Permit Section Division of Water Pollution Control	Donald E. Sutton Permit Section Division of Air Pollution Control

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DEC 30 2002

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
BOW/WPC/PERMIT SECTION

January 23, 2003

To: David Ginder

From: R.J Peter w/ Peter Brothers Pork

WATERWAY MANAGEMENT DIVISION
BUREAU OF WATER

Re: Tax Certification Permit-Reference # TC-31-02

David,

When I filled out the form I did not include the correct parcel # for our property and I also think the quarter section was wrong. The parcel # should be 05-0-0302-002-00. Right now that # is still in my parents name; Ray and Kay Peter. Please make a note of this, and we are getting that corrected. The land is located in the northeast quarter section of section 31 in Honey Creek Township, Adams County Illinois.

Thank You,

R.J. Peter



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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

JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601, 312-814-6026

ROD R. BLAGOJEVICH, GOVERNOR

RENEE CIPRIANO, DIRECTOR

217/782-3362

JUN 12 2003

Peter Brothers Pork
ATTN: R.J. Peter
3206 Crestview Dr.
Quincy, IL 62301

Re: Illinois Property Tax: Peter Brothers Pork -- Mendon
Livestock Waste Containment Facilities
Log No. TC-31-02

Dear Mr. Peter:

The application for Illinois Property Tax Certification received December 30, 2002 for the above listed facilities has been reviewed and the following is offered for your consideration and appropriate action.

Please revise the submitted request for certification of livestock waste containment structures by providing a statement indicating that the request for certification of the building above the pit has been withdrawn. Please also verify that the submitted accounting information in Section E of the application form does not include the aforementioned equipment. If the aforementioned facilities are included in the accounting information submitted, please provide revised accounting information that does not include the aforementioned facilities.

Please review the subject applications accordingly for the items specified above and submit to the Illinois Environmental Protection Agency by July 22, 2002 so that we may complete the review of the subject application. Please include the above log number on all correspondence.

If you have any questions or comments concerning the above items, please contact me at the above address and telephone number.

Very truly yours,

Matthew Talbert
Facility Evaluation Unit
Watershed Management Section
Bureau of Water

MAT:TC3102rl

June 15, 2003

Illinois Environmental Protection Agency
Attn: Mathew Talbert
1021 No. Grand Ave. East
Springfield, IL 62794-9276

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Water and Wastewater
BUREAU OF WATER

In reply to your request regarding the property tax certification; Log # TC-31-02, We, Peter Brothers Pork have only included the cost of the manure holding facility. The costs listed in section E of the application *do not* include any of the structure or equipment above the Pit.

Thank you,

Peter Brothers Pork



STATE OF ILLINOIS

COUNTY OF SANGAMON

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PROOF OF SERVICE

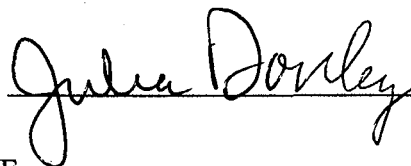
I, the undersigned, on oath state that I have served the attached **APPEARANCE AND THE RECOMMENDATION**, upon the person to whom it is directed, by placing a copy in an envelope addressed to:

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite. 11-500
Chicago, Illinois 60601

Ryan Peter
3206 Crestview Drive
Quincy Illinois 62301

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

and mailing it from Springfield, Illinois on September 29, 2003 with sufficient postage affixed for first class mail.



SUBSCRIBED AND SWORN TO BEFORE ME
this 29th day of September, 2003.



Notary Public



THIS FILING IS SUBMITTED ON RECYCLED PAPER