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JAN 14 2004

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
STATE OF ILLINOIS
Pollution Control Board

HILLESON FARMS, INC.
(Property Identification Number
21-12-10-300-001)

)
) PCB 04- 124
)

NOTICE

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

John Hilleson
Hilleson Farms
1306 PawPaw Road
Lee Illinois 60115

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: January 12, 2004

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

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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

Lisa Moreno
Assistant Counsel
Division of Legal Counsel

DATED: January 12, 2004

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
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HILLESON FARMS, INC.
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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 30, 2002 the Illinois EPA received a request from Hilleson Farms (log number TC 30-02, Exhibit A) for a recommendation regarding the tax certification of water pollution control facilities, pursuant to 35 Ill. Adm. Code 125.204.
2. The applicant's address is: John Hilleson
Hilleson Farms
1306 PawPaw Road
Lee Illinois 60530
3. The proposed water pollution control facilities in this request are located in Section 10, T38N, Range 2E of the 3rd Principal Meridian, Lee County at the above address, and consist of the following livestock waste management facilities:

One concrete manure pit (51 ft. x 225 ft. x 6 ft. deep) and the slotted concrete portion of the floor located over the manure pit in one swine finisher building.

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

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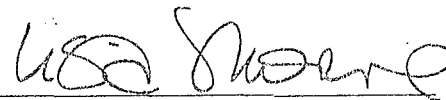
4. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10, defines "pollution control facilities" as:

"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 **grant** the requested tax certification.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 

Lisa Moreno
Assistant Counsel
Division of Legal Counsel

DATED: January 12, 2004

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

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TC-30-02



STATE OF ILLINOIS ENVIRONMENTAL PROTECTION AGENCY 2200 CHURCHILL ROAD, SPRINGFIELD, ILLINOIS 62706

APPLICATION FOR CERTIFICATION (PROPERTY TAX TREATMENT)

POLLUTION CONTROL FACILITY

AIR ☐

WATER ☒

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. This form has been approved by the Forest Management Center.

FOR AGENCY USE

File No.

Date Received

Certification No.

Date

Sec. A

APPLICANT

Company Name

Hilleson Farms

Person Authorized to Receive Certification

John Hilleson

Person to Contact for Additional Details:

Street Address:

1306 Paw Paw Rd

Street Address:

Municipality, State & Zip Code:

Lee Ill 60530

Municipality, State & Zip Code:

Telephone Number:

815 824-2257

Telephone Number:

Location of Facility: Lee County

1306 Paw Paw Rd Lee Ill 60530

Municipality:

Township:

William Creek

Street Address:

1306 Paw Paw Rd

County:

Lee

Book Number:

Property Identification Number:

21-12-10-300-0201

Parcel Number:

Sec. B

MANUFACTURING OPERATIONS

Nature of Operations Conducted at the above location:

(1) Water Pollution Control Construction Permit No.

Date Issued

(2) NPDES Permit No.

Date Issued

Expiration Date

(3) Air Pollution Control Construction Permit No.

Date Issued

(4) Air Pollution Control Operating Permit No.

Date Issued

Sec. C

MANUFACTURING PROCESS

(1) Describe Unit Process:

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Watershed Management Section
BUREAU OF WATER

(2) Materials Used in Process:

Sec. D

POLLUTION CONTROL FACILITY DESCRIPTION

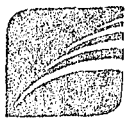
(1) Describe pollution abatement control facility:

a concrete manure pit (225' x 51' x 8') and concrete slatted floor (51' x 225') over the pit in hog finisher bldg

Manure from hogs falls through slatted floors and is stored in concrete pit until it is pumped out and applied to cropland.

average analysis of manure nutrients per 1000 gals effluent N P K 50-42-30

Sec. E	POLLUTION CONTROL FACILITY - CONTAMINANTS	(1) Nature of Contaminants or Pollutants:		
		Contaminant or Pollutant	Material Retained, Captured or Recovered DESCRIPTION	DISPOSAL OR USE
		Hog manure	Nutrient value in hog manure	applied to cropland
ACCOUNTING DATA	POLLUTION CONTROL FACILITY - ACCOUNTING DATA	(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>2/15/02</u> status of installation on date of application <u>complete</u>		
		(5) a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY: \$ <u>81411</u>		
		b. FAIR CASH VALUE IF CONSIDERED PERSONAL PROPERTY: \$ <u>81411</u>		
		c. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY: \$ <u>0</u>		
		d. NET SALVAGE VALUE IF CONSIDERED PERSONAL PROPERTY: \$ <u>0</u>		
		e. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY: \$ <u>0</u>		
f. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY: \$ <u>0</u>				
g. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE: <u>35%</u>				
Sec. F	SIGNATURE	The following information is submitted in accordance with the "Revenue Act of 1939", as amended, and to the best of my knowledge, is true and correct. The facilities claimed herein, are "pollution control facilities" as defined in the Revenue Act of 1939, 120 Par. 502a.		
		SIGNATURE <u>John Helleman</u> TITLE <u>owner/operator</u>		
INSTRUCTIONS	INSTRUCTIONS FOR COMPLYING 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. Location of facilities by street and local tax identification system, property identification no., book no., or legal description.		
		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 or personal property. Include an average 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.		
		NOTE: Submit to: Attention: Attention:		
		Environmental Protection Agency Thomas McSwiggin Otto J. Klein, Jr., Manager 2200 Churchill Road Industrial Tax Certification Unit Tax Certification Section Springfield, Illinois 62706 Division of Water Pollution Control Division of Air Pollution Control		



Illinois
Department of
Agriculture

George H. Ryan, Governor • Joe Hampton, Director

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)

LIVESTOCK WASTE PROGRAM
FINAL NOTICE OF CONSTRUCTION PLAN COMPLETION
Non-Lagoon Livestock Waste Handling Facility

Registrant:

Hilleson Farms
1306 Paw Paw Road
Lee, IL 60530

Facility Location:

Lee

Facility ID#:

LF1030060000

Date Issued: December 19, 2001

The Department has received a certification notice from the owner or operator relative to the completion of construction of a non-lagoon livestock waste handling structure at the aforementioned facility. The certification indicates that the waste handling structure has been constructed or modified in accordance with the requirements of the Livestock Management Facilities Act (Act) (510 ILCS 77/1 et seq.) and rules and that the information provided during the registration process is correct.

On December 18, 2001, Department representatives conducted a final inspection at the facility pursuant to the Livestock Management Facilities Act (510 ILCS 77/13 (g)). No deviations from the construction plan were noted during the inspection. Inspections of the facility were also conducted prior to and during the construction phase of the project.

Pursuant to the Section 13 of the Livestock Management Facilities Act, the construction plan and certification requirements of the Act have been met. The owner or operator of the livestock waste handling facility may proceed to place the structure into service.

If you have any questions or if the Department may be of service to you, please feel free to contact us at 217/785-2427.

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

Warren D. Goetsch, P.E.
Administrator, Division of Natural Resources

Scott J. Frank
Bureau Chief, Environmental Programs

cc: file
Tim Kluge, II-PA

LF103006cplfinal

To: Dave Ginder

About: depth of pit walls
TE-30-02

Dave,

This is to clarify that the depth of the pit wall in question is 6 ft. The top 2 ft of the total 8 ft wall is used as fencing and pit fan housing. This leaves the bottom 6 ft for manure collection and storage.

John Hillen
John Hillen

12/5/03

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Watershed Management Section
BUREAU OF WATER

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

John Hilleson
Hilleson Farms
1306 PawPaw Road
Lee Illinois 60115

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

and mailing it from Springfield, Illinois on January __, 2004 with sufficient postage affixed for first class mail.

SUBSCRIBED AND SWORN TO BEFORE ME

this __th day of January 2004.

Notary Public

THIS FILING IS SUBMITTED ON RECYCLED PAPER