RECEIVED CLERK'S OFFICE

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

	DEC 2 0 2004
)	STATE OF ILLINOIS
)	STATE OF ILLINOIS Pollution Control Board
1 15/1/3	
) PCB 04-	
) (Tax Certification)	
)	
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	,

NOTICE

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

Steve Santarelli Illinois Department of Revenue 101 West Jefferson Post Office Box 19033 Springfield, Illinois 62794 Spoon River FS, Inc. d/b/a Riverland FS, Inc. Attn: Hermon Stier 5515 East County Road 17 Ellisville, IL 61431

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

ENVIRONMENTAL PROTECTION AGENCY OF THE STATE OF ILLINOIS

James Allen Day

Assistant Counsel

Division of Legal Counsel

DATED: December 16, 2004

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

RECEIVED CLERK'S OFFICE

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DEC 2 0 2004

SPOON RIVER FS, INC. d/b/a RIVERLAND FS, INC. (Ellisville))	STATE OF ILLINOIS Pollution Control Board
		Pollution Control Board
(Property Identification Number) - 113	
06-05-01-200-01)) 05-113	
Petitioner,) PCB 04-	
,) (Tax Certification)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY)	
Respondent.)	

APPEARANCE

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

ENVIRONMENTAL PROTECTION AGENCY OF THE STATE OF ILLINOIS

James Allen Day

Assistant Counsel

Division of Legal Counsel

DATED: December 16, 2004

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 BOARDEC 2 0 2004

SPOON RIVER FS, INC. d/b/a RIVERLAND)	STATE OF ILLINOIS Pollution Control Board
FS, INC. (Ellisville))	Pollution Control Board
(Property Identification Number) - 112	
06-05-01-200-01)	5 05-113	
Petitioner,) PCB 04-	
) (Tax Certification)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY)	
Respondent.)	

RECOMMENDATION

Now Comes the Illinois Environmental Protection Agency ("Illinois EPA") by James Allen Day, one of its attorneys, and pursuant to Section 125.204 of the Illinois Pollution Control Board's (Board) regulations files the following Recommendation regarding the tax certification of water pollution control facilities pursuant to 35 Ill. Adm. Code 125.204.

- On August 12, 2003, the Illinois EPA received a request from Spoon River FS, Inc. d/b/a Riverland FS, Inc. ("Spoon River") for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities at its Ellisville, Illinois facility pursuant to 35 Ill. Adm. Code 125.204, and noted the request as log number TC-21-03. (Exhibit A)
- 2) The applicant's address is: Spoon River FS, Inc. d/b/a Riverland FS, Inc. 5515 East County Road 17 Ellisville, IL 61431
- The water pollution control facilities in this request are located at the above street address in Section 1, Township 7 North, Range 1 East of the 4th Principal Meridian in Fulton County, Illinois and consist of the following:

Agrichemical containment structures consisting of one liquid agrichemical operational area containment structure; two dry fertilizer blended with pesticide operational containment structures; one bulk liquid agrichemical secondary

containment structure; the portion of the building over one bulk liquid agrichemical operational area containment structure; associated collection and recovery systems; two dry fertilizer operational containment structures; as approved under the Agency endorsed Agrichemical Facility Permit No. 92071535 (Log No. 02097207).

- 4) These facilities collect, transport, and store agrichemical rinsates, residues, or washwaters prior to reuse or disposal.
- 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."
- 6) Pollution control facilities are entitled to preferential tax treatment, 35 ILCS 200/11-5 (2000).
- Based on the information in the application and the purpose of the facilities (collecting, transporting and/or storing agrichemical rinsates, residues, or washwaters prior to reuse or disposal), 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. Therefore, the facilities are eligible for

tax certification from the Board.

8) Therefore, the Illinois EPA recommends that the Board issue the requested tax certification.

Illinois Environmental Protection Agency,

By:

James Allen Day Assistant Counsel

Division of Legal Counsel

December 15, 2004

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

STATE OF ILLINOIS COUNTY OF SANGAMON O

PROOF OF SERVICE

I, the undersigned, on oath state that I have served the attached <u>APPEARANCE AND</u> <u>RECOMMENDATION</u>, 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 Spoon River FS, Inc. d/b/a Riverland FS, Inc. Attn: Hermon Stier 5515 East County Road 17 Ellisville, IL 61431

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

and mailing it from Springfield, Illinois on **December 16**, 2004 with sufficient postage affixed for first class mail.

SUBSCRIBED AND SWORN TO BEFORE ME

this sixteenth day of December, 2004

OFFICIAL SEAL CYNTHIA L. WOLFE NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES 3-20-2007 Lon Hanko WPC-Revica APC- Pevria

State of Illinois Department of Agriculture - AGRICHEMICAL FACILITY PERMIT

TRA Lecords Binds

Permittee:

Facility ID Number:

AC0573130000

Facility Location:

Ellisville, IL

Riverland FS, Inc.

PO Box 217

Knoxville, IL 61448

Permit #:

AC92071535

Facility Type: Commercial: Retail Dealer

October 25, 2002 Date Issued:

Log Number:

02097207

Date Received: **Expiration Date:** September 13, 2002

October 25, 2007

Permit is hereby granted to the above designated permittee to construct and operate an agrichemical containment facility as follows:

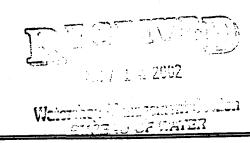
OPERATIONAL CONTAINMENT STRUCTURES

Operation of an existing reinforced concreté operational containment structure measuring 32' (width) x 40' (length) x 0.83' (depth) with a total design capacity of 658.7 cubic feet (ft.3). The floor shall slope to a series of four (4) sumps (two (2) sumps for the recovery of solids and two (2) sumps for the recovery of liquids), each sump measuring 1.5' (diameter) x 1.75' (depth) to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be transferred to one (1) of two (2) 1500 gallon recovery tanks with a manually activated sump pump. Segregation shall be performed based upon the applicable target crop and label use. All loading, unloading and washing of bulk liquid agrichemical transportation and application equipment shall be performed upon the herein permitted structure.

SECONDARY CONTAINMENT STRUCTURES

Operation of an existing reinforced concrete-secondary containment structure measuring 20.67' (width) x 41.67' (length) x 6' (height) with a total design capacity of 4586.4 cubic feet (ft.3). The floor shall slope to a single sump measuring 2' (diameter) x 2' (depth) to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be transferred to one (1) of the two (2) aforementioned 1500 gallon recovery tanks with a manually activated sump pump. Segregation shall be performed based upon the applicable target crop and label use. All bulk liquid fertilizer shall be stored within the said structure.





State of dinois

Department of Agriculture

Riverland FS, Inc.

AGRICHEMICAL FACILITY PERMIT BULK DRY FERTILIZER STRUCTURES

Page: 2

Operation of an existing bulk dry fertilizer storage building with the greatest dimensions measuring 62' (width) x 72.7' (length) with an estimated total storage capacity of 970 tons. The structure is composed of six (6) storage bins (one (1) bin measuring 12' (width) x 33' (length) with an estimated storage capacity of 140 tons, two (2) bins, each bin measuring 12' (width) x 33' (length) with an estimated storage capacity of 150 tons each, one (1) bin measuring 11' (width) x 33' (length) with an estimated storage capacity of 130 tons, one (1) bin measuring 12.8' (width) x 41' (length) with an estimated storage capacity of 200 tons, and one (1) 13.5' (width) x 41' (length) with an estimated storage capacity of 200 tons each).

All bulk dry fertilizer shall be stored within the herein permitted structure.

Operation of an existing reinforced concrete operational containment structure measuring 21' (width) x 73.5' (length). All endloader transfer of bulk dry fertilizer between storage and the blender shall be performed upon the herein permitted structure.

Operation of an existing reinforced concrete operational containment structure measuring 12' (width) x 18' (length). The unloading of bulk dry fertilizer transportation and application equipment shall be performed upon the herein permitted structure.

Operation of an existing reinforced concrete operational containment structure measuring 34.7' (width) x 46.3' (length) x 0.83' (depth) with a total design capacity of 894.0 cubic feet (ft.3). The floor shall slope to a single sump measuring 2' (diameter) x 2' (depth) to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be transferred to one (1) of the two (2) aforementioned 1500 gallon recovery tanks with a manually activated sump pump. Segregation shall be performed based upon the applicable target crop and label use. All loading of bulk dry fertilizer, including fertilizer impregnated with pesticides, all storage of bulk dry pesticides and all loading and unloading of bulk dry pesticide transportation and application equipment, shall be performed upon the herein permitted structure. This structure shall be referred to as **DFOC-1**.

Operation of an existing reinforced concrete operational containment structure measuring 9' (width) x 25' (length) x 0.12' (depth). The floor shall slope to **DFOC-1** to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. The inductor and mini-bulk containers utilized in the process of impregnating bulk dry fertilizer with pesticides shall be located upon the herein permitted structure. This structure shall be referred to as **DFOC-2**.

There shall be no discharge of wastewater from the herein permitted facilities.

This permit has been reviewed and approved by the Illinois Environmental Protection Agency per the attached permit endorsement. This permit is subject to standard conditions on the reverse side of this document and the following special conditions:



State of Illinois Department of Agriculture

Riverland FS, Inc.

AGRICHEMICAL FACILITY PERMIT

Page: 3

SPECIAL CONDITION 1: The permittee shall provide backflow protection in accordance with the Illinois Department of Public Health Plumbing Code (77 Ill. Adm. Code 890) and the Illinois Environmental Protection Agency's Technical Policy Statement (35 Ill. Adm. Code 653.803(c)(4).

SPECIAL CONDITION 2: The permittee may discharge accumulated precipitation from the herein permitted bulk liquid fertilizer secondary containment structure pursuant to 8 Illinois Administrative Code 255.110 (a) (2) (A) and (B).

SPECIAL CONDITION 3: The permittee shall perform all operations involving the impregnation of bulk dry fertilizer with pesticides, in accordance with 8 Illinois Administrative Code 255.150. The permittee shall maintain and manage the operational containment structure employed for the pesticide inductor pursuant to 8 Illinois Administrative Code 255.90.

SPECIAL CONDITION/4: The permittee shall operate the exposed dry fertilizer operations pursuant to 8 Illinois Administrative Code 255.140 (a), (c) and (d); 8 Illinois Administrative Code 255.80 (a); and 8 Illinois Administrative Code 255.110 (a) and (c).

SPECIAL CONDITION 5: The permittee shall employ concentric piping for the piping span from the bulk liquid fertilizer secondary containment structure to the operational containment structure.

SPECIAL CONDITION 6: The permittee shall provide means for the safe emergency access to and exit from the herein permitted bulk liquid fertilizer secondary containment structure pursuant to 8 Illinois Administrative Code 255.80 (c) (2) (E).

SPECIAL CONDITION 7: The permittee shall employ a totally enclosed conveyor for the transfer of bulk dry fertilizer from the unloading area to the storage building.

THE STANDARD CONDITIONS OF ISSUANCE ON THE REVERSE SIDES OF THIS MUST BE COMPLIED WITH IN FULL.

Warren D. Goetsch, P.E.

Division Manager, Natural Resources

cc: Illinois EPA: WPC: Permits

file a:057313.per Gerald C. Kirbach, Manager

Permits and Downstate Field Operations



Vateranes Unit Tax Commission Review Sheet

Project Name:	Soon Proof FS Inc DBA Province FS. F	المرادعتان المرادد	
Edviewer:	20 A	Date:	= 11.5 ville 39 Oct 04
.ug. No	TC-31-63	Туре:	ă Agcnem
			= Livestock
Applicant:	Herman Strev	Contact:	Kirk Hallar
	Herman Strer 5515 East County 17	Phone:	
	Ellisville, El 61431	. Hone.	(309) 289-2383
	(30°) 465 C7 231		
•			
Facility	Save	Property ID:	06-05-01-200-001
			,
Lagai Dascription:	NEX of NW/ Sec 1 TTI RIE CARPM	County:	Fultur
•		552115, 1	
		Provided	
Date Cuntrol	N 1002	Fair Cash	<i>V</i> • .
Devices installed:	15cc 1983	∀alue:	8 8 5 '009 E
Signature:	Ron Blatice	Title:	C
J. Žimes. c.		i ilie.	Cerural Menacor
Wastes:	☐ Livestock waste is applied to cropland. Agrichemical rinsate and spillage is recycled through the i	acility and/or is	Ind applied
	Other:		mid applied.
Physical Description	n of Pollution Control Devices:		
			
			
·			
Other:		'' - '' - ' - ' - ' - ' - ' - ' - ' - '	
→ =454 ·			
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RIVERLAND FS, Inc.

126 Public Square • P.O. Box 217 • Knoxville, Illinois 61448-0217 • (309) 289-2383 or Fax (309) 28:

James Allison Illinois EPA November 3, 2004

James,

In regards to our phone conversation, Spoon River FS, Inc., DBA RIVERLAND FS, Inc. is not requesting tax exempt status for any dry fertilizer storage buildings or mini bulk storage buildings at the below listed facilities.

Williamsfield	Log#	TC-18-03
Wataga	Log#	TC-19-03
Maquon	Log#	TC-20-03
Ellisville	Log#	TC-21-03

If I may be of any further assistance, please call.

Sincerely,

RIVERLAND FS, Inc.

Lon Clara

Ron Blotna

General Manager

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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 Statues, 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			
5 1- 41-				
File No.	Date Received	Certification No.		Date
Sec. A	Company Name	DIVERTAND	TO T	
	Spoon River FS, Inc. D.B.A. Person Authorized to Receive Certification	RIVERLAND		
,			Person to Contact for Add	litional Details
	Hermon Stier		Kirk Heller	
	Street Address		Street Address	70 7 017
	5515 East County 17		126 Public Square,	
Ę	Municipality, State & Zip Code		Municipality, State & Zip (
4PPLICANT	Ellisville, IL 61431			1448
싢	Telephone Number 309-465-7231		Telephone Number	
Ψ			309-289-2383	
	Location of Facility Quarter Section Township	Range	Municipality	Township
	NE of NW 1 7	1	Ellisville	Lee
	Street Address	<u> </u>		Book Number
	5515 East County 17	ī	Fulton	BOOK Hamber
	Property Identification Number		Parcel Number	
	06-05-01-200-001		1 4.001 114	•
Sec. B	Nature of Operations Conducted at the Above	ocation		
		2000		
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<u>o</u> '		e e		
SNS SNS	Water Pollution Control Construction Permit N		Date Issued	
ISE	92071535	o.	October 5, 1992	
FA ER	NPDES PERMIT No.		Date Issued	Expiration Date
MANUFACTURING OPERATIONS	THE SECTION OF THE SE			LAPIRATION GAIG
Σ	Air Pollution Control Construction Permit No.		Date Issued	<u> </u>
	Air Pollution Control Operating Permit No.		Date Issued	
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Sec. C	Describe Unit Process		<u> </u>	
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SS UR				·
UFACTURING PROCESS	Materials Used in Process			
PRC				
MAN				
Sec. D	Describe Pollution Abatement Control Facility			
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55	This is an operational and se	condary co	ntainment structur	e of agricultural
N E		DOA Facili	ty #0573130000 iss	sued
POLLUTION CONTROL FACILITY DESCRIPTION	October 5, 1992.			
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FA			The same	MATERIA
		*	- LAIN	WELL THE STATE OF

IL 532-0222 APC 151 (Rev. 8/00) Tax Certification for Pollution Control Facilities Page 1 of 2 8/00



Sec. E	(1) Na	ture of Contaminants or Pollutants				
(0	<u> </u>		Material Retain	ed. Capti	ured or Recove	red
NTS	Conta	minant or Pollutant	DESCRIPTION		DISPOSAL OR	
POLLUTION CONTROL FACILITY - ACCOUNTING DATA CONTAMINANTS						
NTA						
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FA((2) Pc	int(s) of Waste Water Discharge No	ne			
Ŋ.						
NO.	(5)		Plans and Specifications A	ttached	Yes	No x
N N		Are contaminants (or residues) collect			Yes	No x
Ę ,		Date installation completed Dec. 19		date of ap		0%
OLL NATA	(5)	a. FAIR CASH VALUE IF CONSIDERED	REAL PROPERTY:		\$ 85,000	
A D		b. NET SALVAGE VALUE IF CONSIDER	RED REAL PROPERTY:		\$ 64,100	
Ī		c. PRODUCTIVE GROSS ANNUAL INC	OME OF CONTROL FACILITY:		<pre>\$ None</pre>	
Ö		d. PRODUCTIVE NET ANNUAL INCOM	E OF CONTROL FACILITY:		\$ None	
¥C		e. PERCENTAGE CONTROL FACILITY	BEARS TO WHOLE FACILITY VA	LUE:	% 33%	
Sec. F	The fol	lowing information is submitted in accordar	nce with the Illinois Property Tax Co	ode, as an	ended, and to th	e best of my
	knowle	dge, is true and correct. The facilities clair				
Z.		Property Tax Code.				ļ
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