

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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CLERK'S OFFICE

FEB 10 2005

STATE OF ILLINOIS  
Pollution Control Board

Harnet Farms *at HARNET*  
(Property Identification Number  
11-36-400-005)

)  
)  
)  
) PCB 05- *153*  
) (Tax Certification) *YES*

NOTICE

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

Richard Harnet  
1332 1100 East Rd.  
Cropsey, Illinois 61731

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.

ENVIRONMENTAL PROTECTION AGENCY  
OF THE STATE OF ILLINOIS

By: *Vera Herst*  
Vera Herst  
Assistant Counsel  
Division of Legal Counsel

DATED: February 8, 2005

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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Harnet Farms  
(Property Identification Number  
11-36-400-005

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)

153 gr  
150

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: Vera Herst  
Vera Herst  
Assistant Counsel  
Division of Legal Counsel

DATED: February 8, 2005  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
Post Office Box 19276  
Springfield, Illinois 62794-9276  
(217)782-5544

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Harnet Farms  
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11-36-400-005)

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STATE OF ILLINOIS  
Pollution Control Board

RECOMMENDATION

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, 35 Ill. Adm. Code 125.204.

1. On December 21, 2004, the Illinois EPA received a request from Harnet Farms (log number TC-34-04, 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 applicants' address is: Harnet Farms  
20300 N. 4200 East Rd.  
Cropsey, Illinois 61731
3. The proposed water pollution control facilities in this request are located at Section 36, T25N, R6E of the 3rd P.M. in McLean County, at the above street address and consist of the following:

Livestock waste management facilities consisting of one concrete manure pit (200 ft. x 50 ft. x 8 ft. deep), with the slotted concrete portion of the floor over the manure pits and five concrete pump out manure pits (each 4 ft. x 4 ft. x 9 ft. deep) located in each of two swine buildings.

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

4. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2004), 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: Vera Herst  
Vera Herst  
Assistant Counsel  
Division of Legal Counsel

Dated: February 8, 2005

Illinois Environmental Protection Agency  
1021 North Grand Ave. E.  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
217/782-5544

**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.

UCLN

FOR AGENCY USE

File No.	Date Received	Certification No.	Date
Sec. A          APPLICANT	Company Name <b>Harmet Farms</b>		
	Person Authorized to Receive Certification <b>Richard P. Harmet</b>		Person to Contact for Additional Details <b>Christine Harmet</b>
	Street Address <b>1332 N 00 East Rd</b>		Street Address <b>SAME</b>
	Municipality, State & Zip Code <b>Cropsey, IL 61731</b>		Municipality, State & Zip Code <b>SAME</b>
	Telephone Number <b>309-377-2026, 309-238-2032</b>		Telephone Number <b>SAME</b>
	Location of Facility Quarter Section      Township      Range	Municipality      Township	
	<b>SouthEast      Cropsey Township      6E</b>	<b>Cropsey</b>	<b>Cropsey Township</b>
	Street Address <b>20300 N 4200 East Rd</b>	County <b>Mclean</b>	Book Number <b>09</b>
	Property Identification Number	Parcel Number <b>11-36-400-005</b>	
Sec. B     MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location Agricultural production for hog production. Swine arrive at the facility at approx 12 lbs and are grown to 260 lbs and are then shipped to packing facilities - all manure, urine, and any spillage is contained in the 8 foot deep pits until contents are applied to crop fields as fertilizer		
	Water Pollution Control Construction Permit No.	NA	Date Issued
	NPDES PERMIT No.	NA	Date Issued
	Air Pollution Control Construction Permit No.	NA	Date Issued
	Air Pollution Control Operating Permit No.	NA	Date Issued
Sec. C   MANUFACTURING PROCESS	Describe Unit Process Two 10000 square foot swine finishing buildings with a 8' pit under each structure		
	Materials Used in Process Swine finishing buildings consist of a wood structure with steel roof on a concrete foundation that forms a 50'x200'x8' deep storage pit which provides at least 14 months manure storage (approximately 600,000 gallons). The building roofs are insulated and the sides are open except for moveable curtains and bird netting.		
Sec. D  POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility 8 foot deep pits collect all manure and any spillage (feed, water) for 12 months (design capacity is 14 months). Manure is mixed, tested for nutrient levels and injected on cropland. Per Illinois Department of Agriculture, Bureau of Environmental programs water sampling of the buildings' perimeter tile is sampled and tested quarterly for contamination from pit contents. Note: manure is removed from any of 5 sumps around the perimeter of the buildings - different sump used each season to prevent buildup.		

**RECEIVED**

DEC 2 1 2004  
Expiration Date  
Watershed Management Section  
**BUREAU OF WATER**

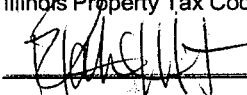
**RECEIVED**

DEC 15 2004

IEPA - DAPC - SPFLD

**RECEIVED**

Sec. F POLLUTION CONTROL FACILITY -- CONTAMINANTS  ACCOUNTING DATA	(1) Nature of Contaminants or Pollutants		
		Material Retained, Captured or Recovered	
	Contaminant or Pollutant	DESCRIPTION	DISPOSAL OR USE
	Swine manure	Animal Waste	Injected into crop land as fertilizer
	(2) Point(s) of Waste Water Discharge None		
		Plans and Specifications Attached	Yes <input checked="" 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 5/2002	status of installation on date of application Completed	
(5)	a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY:	\$ 350000	
	b. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY:	\$ 100000	
	c. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:	\$ 91200	
	d. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:	\$ 10000	
	e. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:	% 41	

Sec. F SIGNATURE	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.		
		<u>12/13/04</u>	
	Signature	Title	

Sec. G       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 pollution control facility. Include a listing of each major piece of equipment included in the claimed fair cash value for real 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.	
	Submit to: Illinois EPA P.O. Box 19276 Springfield, IL 62794-9276	Attention: Thomas McSwiggin Permit Section Division of Water Pollution Control	Attention: Donald Be Sutton Permit Section Division of Air Pollution Control

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DEC 21 2004  
Watershed Management Section  
BUREAU OF WATER

IL 165

4200 East Road

3/4 mile south of IL165

**RECEIVED**

DEC 21 2004

Watershed Management Section  
**BUREAU OF WATER**

5 Manure sumps/Building

50'

50'

200'

200'

North Finishing Bldg  
Slatted Floor

Gravel driveway

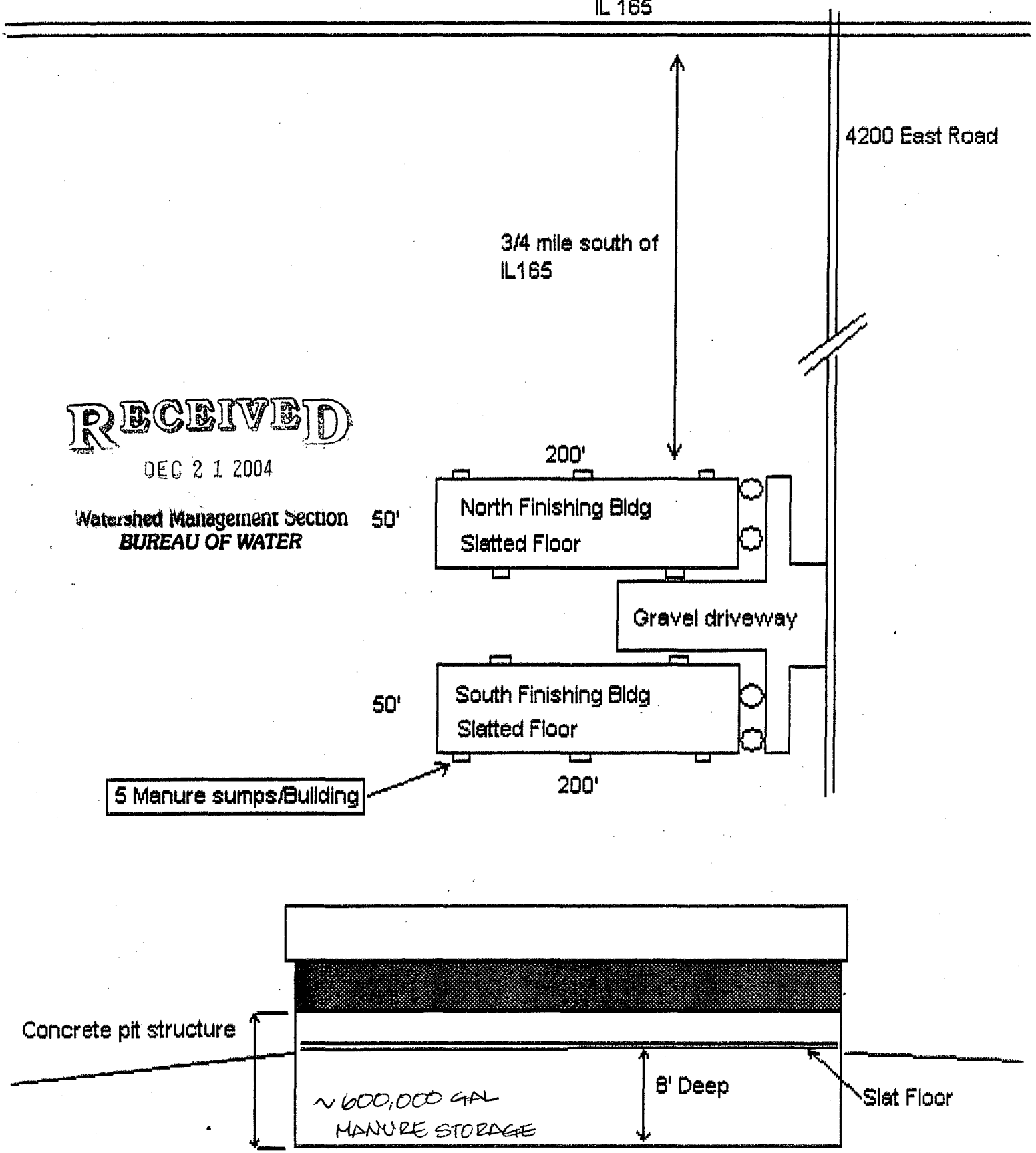
South Finishing Bldg  
Slatted Floor

Concrete pit structure

~ 600,000 GAL  
MANURE STORAGE

8' Deep

Slat Floor





Watershed Unit Tax Certification Review Sheet

Project Name: Harmet Farms  
Reviewer: Thaddeus Fought  
Log No.: TC-34-04

Location: Cropsey  
Date: 1/20/05  
Type:  Agchem  
 Livestock

Applicant: Richard Harmet  
1332 N 00 East Rd.  
Cropsey, IL 61731

Contact: Christine Harmet  
Phone: 309-377-2026 ; 309-238-2026

Facility: Harmet Farms  
20300 N. 4200 East Rd.  
Cropsey, IL 61731

Property ID: 11-36-400-005

Legal Description: Section 36 T25N R6E of 3rd PM

County: McLean

Date Control Devices Installed: 6/02

Provided Fair Cash Value: \$350,000

Signature: signed by Rich Harmet

Title: — (not given) owner

Wastes:  Livestock waste is applied to cropland.  
 Agrichemical rinsate and spillage is recycled through the facility and/or land applied.  
 Other: \_\_\_\_\_

Physical Description of Pollution Control Devices:  
one concrete manure pit (200 ft x 50 ft x 8 ft deep) with concrete slatted floors  
and 5 concrete pumps (4 ft x 4 ft x 9 ft deep) in each of 2 buildings

Other: 2 pits (1 per building -> 2 buildings)

1/10/05 - contacted Mr. Harmet - Mr. Harmet said that the legal description is  
Section 36, T25N, R6E of 3rd P.M. He said that pumps are 4 ft x 4 ft x 9 ft

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

Richard Harnet  
1332 1100 East Rd.  
Cropsey, Illinois 61731

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

and mailing it from Springfield, Illinois, on February 8, 2005, with sufficient postage affixed for first class mail.

Vera Harnet

SUBSCRIBED AND SWORN TO BEFORE ME  
This 8<sup>th</sup> day of February, 2005

Brenda Boehner  
Notary Public



**THIS FILING IS SUBMITTED ON RECYCLED PAPER**