

RECEIVED  
CLERK'S OFFICE

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MAR - 7 2005

Precision Pork, LLC  
(Property Identification Number  
12-14-29-200-003

)  
)  
)  
) PCB 05- 160  
) (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

Dr. Steve Feurbach  
2435 Bethany Rd.  
Sycamore, Illinois 60173

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: March 4, 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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE

MAR - 7 2005

Precision Pork, LLC  
(Property Identification Number  
12-14-29-200-003

)  
)  
)  
) PCB 05- 160  
) (Tax Certification)  
)

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: March 4, 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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE

MAR - 7 2005

STATE OF ILLINOIS  
Pollution Control Board

Precision Pork, LLC )  
(Property Identification Number ) PCB 05- 160  
12-14-29-200-003 ) (Tax Certification)  
)

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 30, 2004, the Illinois EPA received a request from Precision Pork, LLC. (log number TC-42-04, 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:  
Precision Pork, LLC  
799 Cauffield Road  
Amboy, Illinois 61310

3. The proposed water pollution control facilities in this request are located at Section 29, T20N, R9E of the 4th P.M. in Lee County, at the above street address and consist of the following:

Livestock waste management facilities consisting of one concrete manure pit (76 ft. x 568 ft. x 8 ft. deep), with the slotted concrete portion of the floor over the manure pit and 12 concrete pump out manure pits (each 5 ft. x 6 ft. x 10 ft. deep); one concrete manure pit (71 ft. x 324 ft. x 2 ft. deep) with the slotted concrete portion of the floor over the manure pit; and approximately 50 ft. of 8-inch diameter PVC manure transfer pipe.

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: March 4, 2005

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

STATE OF ILLINOIS

COUNTY OF SANGAMON

)  
)  
)  
)  
)

**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

Dr. Steve Feurbach  
2435 Bethany Rd.  
Sycamore, Illinois 60173

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

and mailing it from Springfield, Illinois, on March 4, 2005, with sufficient postage affixed for first class mail.

Nancy J. Lampert

SUBSCRIBED AND SWORN TO BEFORE ME  
this 4th day of March, 2005

Brenda Boehner  
Notary Public



**THIS FILING IS SUBMITTED ON RECYCLED PAPER**



# 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

## Memorandum

To: Connie Tonsor, Division of Legal Counsel  
From: Bruce J. Yurdin, Manager, Watershed Management Section  
Date: FEB 22 2005  
Re: Precision Pork, LLC. – Amboy  
Recommendation of Tax Certification  
Log # TC-42-04  
Property Identification # 12-14-29-200-003

*Bruce J. Yurdin by D. J. Howard*

The Bureau of Water received a request on December 30, 2004 from Precision Pork, LLC. 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:

Precision Pork, LLC.  
799 Cauffield Rd.  
Amboy, IL 61310

Section 29, T20N, R9E of the 4th P.M. in Lee County

Livestock waste management facilities consisting of one concrete manure pit (76 ft. x 568 ft. x 8 ft. deep) with the slotted concrete portion of the floor over the manure pit and 12 concrete pump out manure pits (each 5 ft. x 6 ft. x 10 ft. deep); one concrete manure pit (71 ft. x 324 ft. x 2 ft. deep) with the slotted wire portion of the floor over the manure pit; and approximately 50 feet of 8 inch diameter PVC manure transfer pipe.

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 Thaddeus Faught at 217/782-3362.

BJY:TJF:TC-42-04.doc

cc: Tax Cert File

ROCKFORD – 4302 North Main Street, Rockford, IL 61103 – (815) 987-7760 • DES PLAINES – 9511 W. Harrison St., Des Plaines, IL 60016 – (847) 294-4000  
ELGIN – 595 South State, Elgin, IL 60123 – (847) 608-3131 • PEORIA – 5415 N. University St., Peoria, IL 61614 – (309) 693-5463  
BUREAU OF LAND - PEORIA – 7620 N. University St., Peoria, IL 61614 – (309) 693-5462 • CHAMPAIGN – 2125 South First Street, Champaign, IL 61820 – (217) 278-5800  
SPRINGFIELD – 4500 S. Sixth Street Rd., Springfield, IL 62706 – (217) 786-6892 • COLLINSVILLE – 2009 Mall Street, Collinsville, IL 62234 – (618) 346-5120  
MARION – 2309 W. Main St., Suite 116, Marion, IL 62959 – (618) 993-7200

**RECEIVED**  
Division of Legal Counsel  
FEB 24 2005  
Environmental Protection  
Agency

Watershed Unit Tax Certification Review Sheet

Project Name: Precision Pork, LLC  
Reviewer: Thaddus Faught  
Log No.: TC-42-04

Location: Amboy  
Date: 1/26/05  
Type:  Agchem  
 Livestock

Applicant: Dr. Steve Feverbach  
2435 Bethany Rd.  
Sycamore, IL 60178

Contact: Dr. Steve Feverbach  
Phone: 815-756-3279

Facility: Precision Pork, LLC  
799 Caulfield Rd.  
Amboy, IL 61310

Property ID: 12-14-29-200-003

Legal Description: Section 29, T20N, R9E of 4th PM

County: Lee

Date Control Devices Installed: 2/3/2004

Provided Fair Cash Value: \$650,000

Signature: Signed by Steve Feverbach

Title: CFO/secretary

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 (76 ft x 568 ft x 8 ft deep) w/ concrete slats & 12 pumpouts (5 ft x 6 ft x 10 ft)  
one concrete manure pit (71 ft x 324 ft x 2 ft deep) w/ wire flooring  
approximately 50 ft. 9" diameter PVC pipe

Other: 1/28/05 - spoke with Natalie (Precision Pork) - said pumpouts are 5x6x10 and the facility is in section 29



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 \_\_\_\_\_

APPLICANT	Sec. A Company Name <b>Precision Pork, LLC</b>		Person Authorized to Receive Certification <b>Dr. Steve Feuerbach</b>		Person to Contact for Additional Details <b>Dr. Steve Feuerbach</b>	
	Street Address <b>2435 Bethany Rd.</b>		Street Address			
	Municipality, State & Zip Code <b>Sycamore Il. 60178</b>		Municipality, State & Zip Code			
	Telephone Number <b>1-815-756-3279</b>		Telephone Number			
	Location of Facility Quarter Section Township Range <b>NE 20-North 9-East</b>		Municipality <b>Amboy Il.</b>		Township <b>Marion</b>	
	Street Address <b>799 Cauffield Road</b>		County <b>Lee</b>		Book Number	
	Property Identification Number <b>12-14-29-200-003</b>		Parcel Number			

MANUFACTURING OPERATIONS	Sec. B Nature of Operations Conducted at the Above Location <b>2200 Sow Breeding to wean sows facility - the baby piglets leave this location at 21 days of age</b>		
	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	

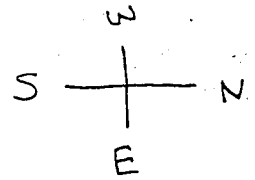
MANUFACTURING PROCESS	Sec. C Describe Unit Process	<p><b>RECEIVED</b> DEC 30 2004</p> <p>ILLINOIS ENVIRONMENTAL PROTECTION AGENCY BOW/WPC/PERMIT SECTION</p>
	Materials Used in Process	

POLLUTION CONTROL FACILITY DESCRIPTION	Sec. D Describe Pollution Abatement Control Facility
	<p>&gt; Please consider this application for its manure structures (including pit, slatted floors, pumpouts, connecting PVC pipe between buildings etc...) *see attached sheet*</p> <p>&gt; These manure handling structures are vital to reducing potential waste pollution contaminants into the local water sources.</p>

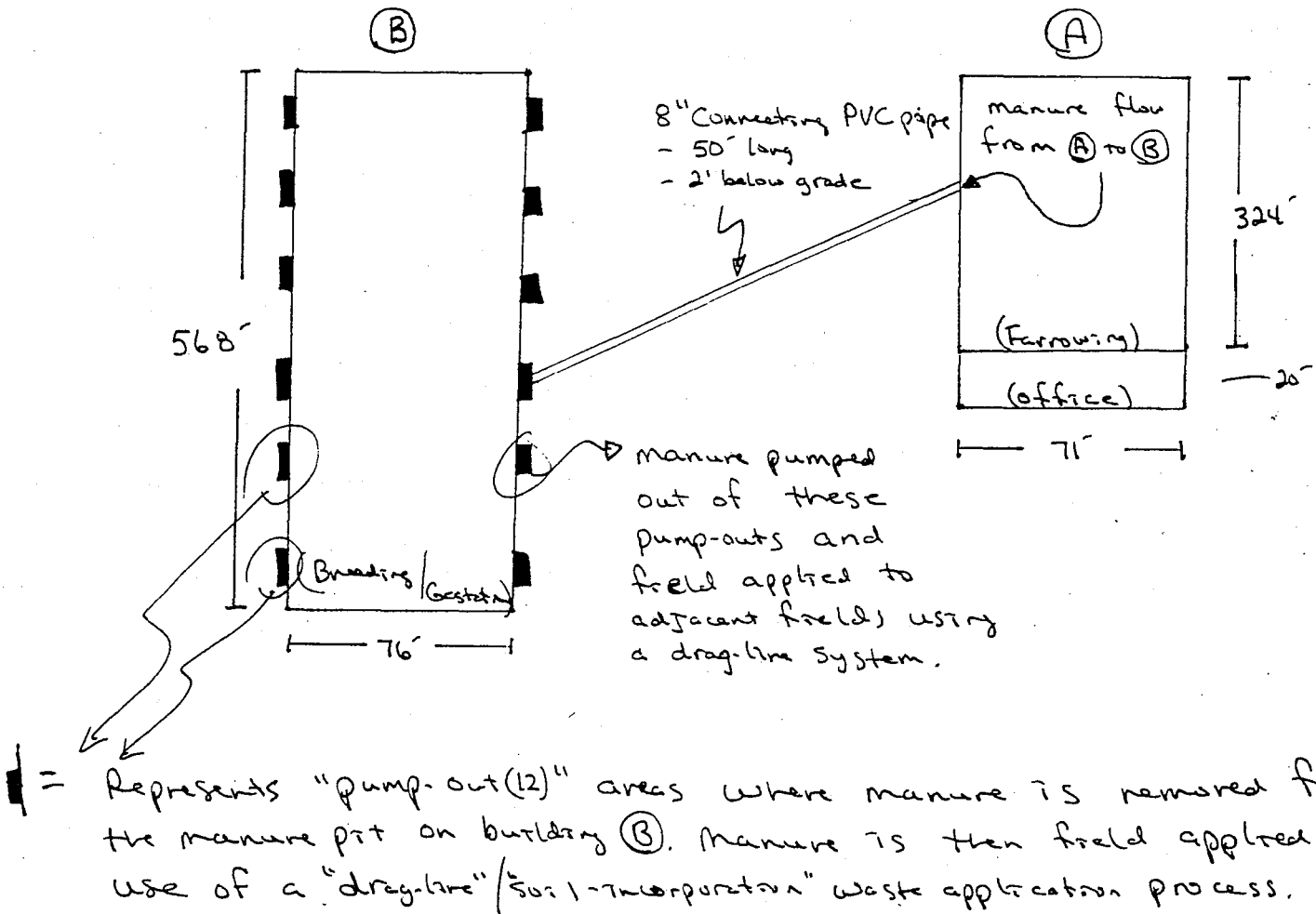
POLLUTION CONTROL FACILITY - CONTAMINANTS	Sec. E (1) Nature of Contaminants or Pollutants		
			Material Retained, Captured or Recovered
	Contaminant or Pollutant	DESCRIPTION	DISPOSAL OR USE
	Swine Manure	From Sows + Baby pigs	Waste applied to adjacent fields
	(2) Point(s) of Waste Water Discharge		
	Waste removal will occur through the pumpout pits on building (B) only.		
	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>2/3/2004</u> status of installation on date of application <u>Fall 2004</u>	
	(5)	a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY: <u>waste handling \$650,000</u>	
	b. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY: <u>Structures - only \$ 0</u>		
	c. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:	\$ 0	
	d. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:	\$ 0	
	e. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:	% <u>35</u>	

SIGNATURE	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.	
		<u>Dr. Steve Ferber</u>	<u>CFO/Secretary of Precision Park, LLC</u>
		Signature	Title

INSTRUCTIONS	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.		
	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



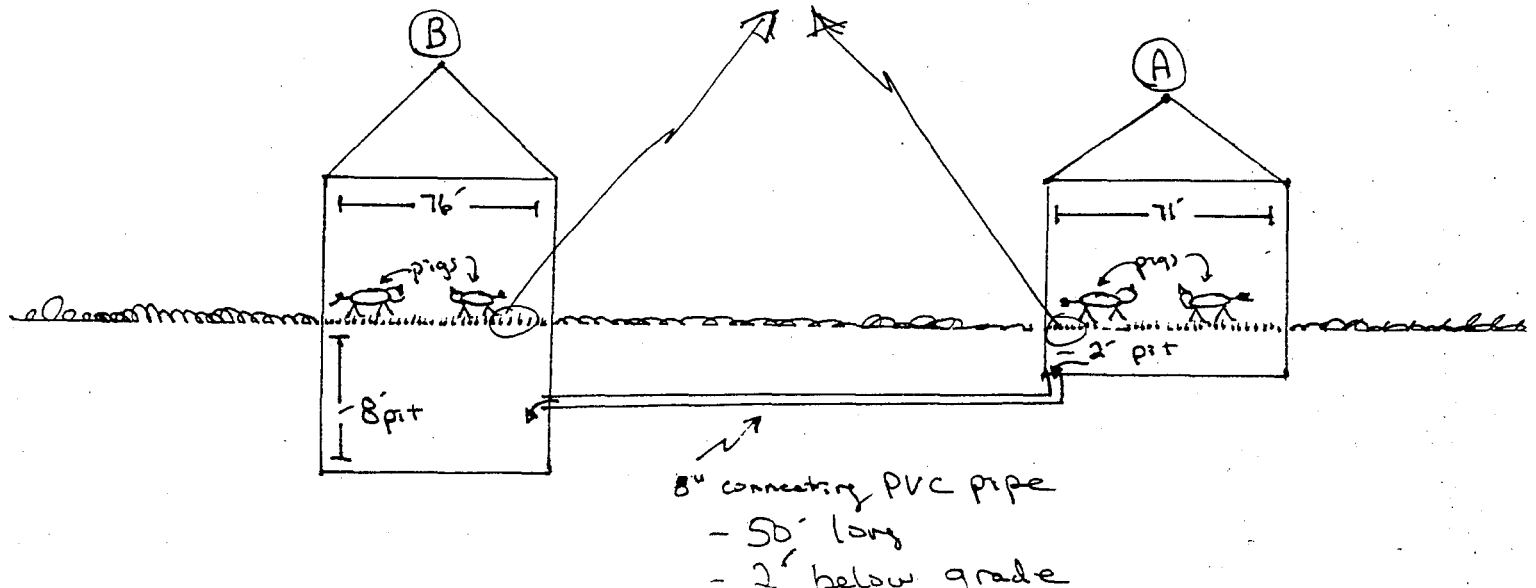
Overhead View:



Cross-Sectional View:

||||||| = totally slatted floors in (B) <sup>concrete</sup>

===== = Heavy gauge wire floor in (A)



Ⓐ Farrowing House:

The farrowing house waste falls through a large gauge ("00") wire flooring into a 2' deep cement pit below. When these pits fill, a "pull-plug" system is utilized to transfer the waste to the Gestation building pit Ⓑ through an 8" connecting PVC pipe.

Ⓑ Breeding/Gestation Building:

The Gestation Building has an 8' deep cement storage pit with totally slatted concrete floors above it. Manure from the gestation building animals falls through the slats and is contained in this pit. Also, waste from the farrowing building to the North flows to this building for storage through an 8" connecting PVC pipe.

\* Please note that all pit walls and flooring in both buildings Ⓐ + Ⓑ are 5" thick with 4000 p.s.i. concrete. The walls/floors are heavily reinforced with rebar. The construction of the pit floors and walls were overseen by a representative from the Ill. D.O.A. and meets all facets of the department's "new" (2001) requirement for all waste storage structures.

## Section D (3 of 3)

The Precision Park, LLC site has a drainage ditch area located a few hundred yards south and downgrade from the pollution control facilities. This drainage area eventually flows into the Green River. Without proper waste storage facilities, runoff would be transferred thru tiled soils and by gravity above ground to the drainage area and eventually to the Green River.

Also, without these pollution control facilities, oversaturation of rain in this area would run the risk of contaminating

underground ~~water~~ water supplies. Rain-filled or silt-filled tiles would potentially allow waste runoff to contaminate underground water sources, as well.