

RECEIVED
CLERK'S OFFICE

JUN 10 2005

STATE OF ILLINOIS
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Richard Ver Heecke)
(Property Identification Number)
07-21-100-002)
) PCB 05- 211
) (Tax Certification)

NOTICE

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

Richard Ver Heecke
8417 US Highway 6
Geneseo, Illinois 61254

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: June 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

RECEIVED
CLERK'S OFFICE

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

JUN 10 2005

Richard Ver Heecke
(Property Identification Number
07-21-100-002

)
)
)
) **PCB 05- 211**
) **(Tax Certification)**
)

STATE OF ILLINOIS
Pollution Control Board

A P P E A R A N C E

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

JUN 10 2005

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

STATE OF ILLINOIS
Pollution Control Board

Richard Ver Heecke-Geneseo/Edford)
(Property Identification Number) PCB 05- 211
07-21-100-002) (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 February 22, 2005, the Illinois EPA received a request from Richard Ver Heecke (log number TC-04-05, 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: Richard Ver Heecke
8417 US Highway 6
Geneseo, Illinois 61254
3. The proposed water pollution control facilities in this request are located at Section 21, T17N, R2E of the 4th P.M. in Henry County, at the above street address and consist of the following:

Livestock waste management facilities consisting of one concrete manure pit (20 ft. x 10 ft. x 10 ft. deep), one 10-horsepower manure transfer pump, and one glass lined steel storage tank with a concrete floor for manure storage (62 ft. in diameter x 19 ft. deep).

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: June 8, 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

Richard Ver Heecke
8417 US Highway 6
Geneseo, Illinois 61254

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

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

Nancy J. Lampert

SUBSCRIBED AND SWORN TO BEFORE ME
This 1st day of March, 2005



Brenda Boehner

Notary Public



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: MAY 19 2005
Re: Richard Ver Heecke – Geneseo/Edford
Recommendation of Tax Certification
Log # TC-04-05
Property Identification # 07-21-100-002

The Bureau of Water received a request on February 22, 2005 from Richard Ver Heecke 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:

Richard Ver Heecke
8417 US Highway 6
Geneseo, IL 61254

Section 21, T17N, R2E of the 4th P.M. in Henry County

Livestock waste management facilities consisting of one concrete manure pit (20 ft. x 10 ft. x 10 ft. deep), one 10-horsepower manure transfer pump, and one glass lined steel storage tank with a concrete floor for manure storage (62 ft. in diameter x 19 ft. deep).

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-04-05.doc

cc: Tax Cert File

Watershed Unit Tax Certification Review Sheet

Project Name: Richard VerHeecke
Reviewer: Thaddeus Farrant
Log No.: TC-04-05

Location: Geneseo/Edford
Date: 3/29/05
Type: Agchem
 Livestock

Applicant: Richard VerHeecke
8417 US Highway 16
Geneseo IL 61254

Contact: Richard VerHeecke
Phone: 309-949-2281

Facility: same as applicant

Property ID: 07-21-100-002

Legal Description: Section 31, T17N R3E of 4th PM

County: Hancock

Date Control Devices Installed: 1993

Provided Fair Cash Value: \$89,000

Signature: signed by Richard Ver Heecke

Title: owner/operator

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 (20ft x 10ft x 10ft deep)
one glass lined steel slurry store (32 ft diameter + 19 feet tall) with concrete floor
one 10 HP pump

Other: 5/12/05 spoke with Richard VerHeecke
Richard said that the manure pit is concrete on 10ft x 20ft x 10ft deep, and is
a open pit that collects runoff from the feedlot
slurry store is glass lined steel and 32 ft diameter and 19 feet tall with concrete floor

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.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 P. O. Box 19276, Springfield, IL 62794-9276

FOR AGENCY USE

File No.	Date Received	Certification No.	Date	
Sec. A APPLICANT	Company Name <i>Richard C Van Heecker</i>		<i>Richard C VanHeecker</i>	
	Person Authorized to Receive Certification <i>8417 US Hwy 6</i>		Person to Contact for Additional Details <i>Same</i>	
	Street Address <i>Geneseo Ill 61254</i>		Street Address <i>Same</i>	
	Municipality, State & Zip Code <i>309-949-2281</i>		Municipality, State & Zip Code <i>Same</i>	
	Telephone Number <i>NW section 21 Edford T17NR2E</i>		Telephone Number <i>Edford</i>	
	Location of Facility Quarter Section Township Range	Municipality Township		
	Street Address <i>8417 US Hwy 6</i>	County <i>Henry</i>	Book Number	
	Property Identification Number <i>07-21-100-002</i>	Parcel Number <i>07-21-100-002</i>		
	Sec. B MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location <i>Cattle Feeding Operation - 10^{to} 150 cattle at one location</i>		
		Water Pollution Control Construction Permit No.	Date Issued	
NPDES PERMIT No.		Date Issued		
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			
	<p><i>A.C. Smith Slurryline 62' x 19'</i> <i>400,000 Gallon Capacity</i></p>			

RECEIVED
 FEB 22 2005

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 BOW/WPC/PERMIT SECTION

RECEIVED
 FEB 22 2005

-Sec. E POLLUTION CONTROL FACILITY - CONTAMINANTS ACCOUNTING DATA	(1) Nature of Contaminants or Pollutants		
	Contaminant or Pollutant	Material Retained, Captured or Recovered	
		DESCRIPTION	DISPOSAL OR USE
	Water Run-off mixed with Cattle manure	Slurry	Hauled Waste is Distributed over 200+ acres of Farmland
	(2) Point(s) of Waste Water Discharge		
	Plans and Specifications Attached		Yes <input checked="" type="checkbox"/> No
	(3) Are contaminants (or residues) collected by the control facility?	Yes <input checked="" type="checkbox"/> No	No
	(4) Date installation completed	1993 status of installation on date of application	
	(5) a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY:	\$	89,000 ⁰⁰
	b. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY:	\$	20,000 ?
c. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:	\$	5,000 ?	
d. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:	\$	5,000 ?	
e. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:	%	10% ?	
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>Richard C. Van Heeshe</u> Signature	<u>Owner - Operator</u> Title	
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 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 E. Sutton Permit Section Division of Air Pollution Control

Facility Value

2-17-05

Prior to Structure

Manure run-off collected near feedlot and created a wet area that would never dry out and manure build-up could not be cleaned up.

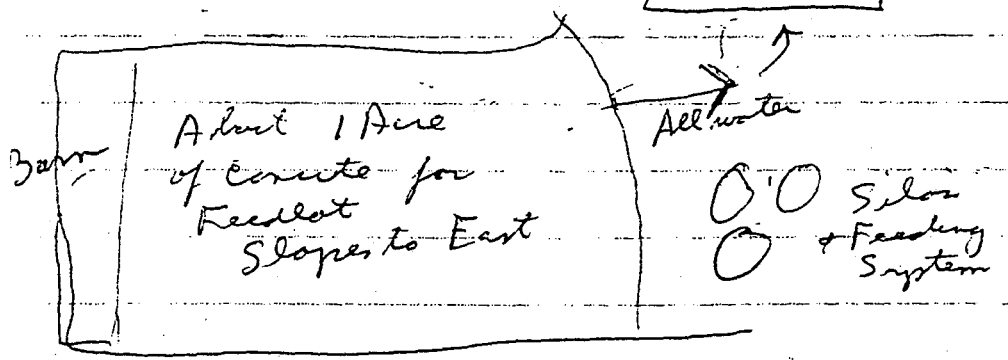
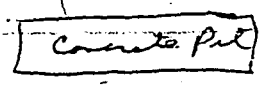
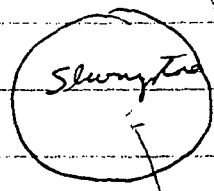
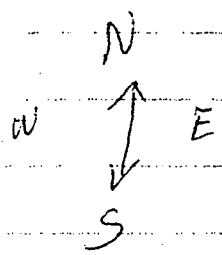
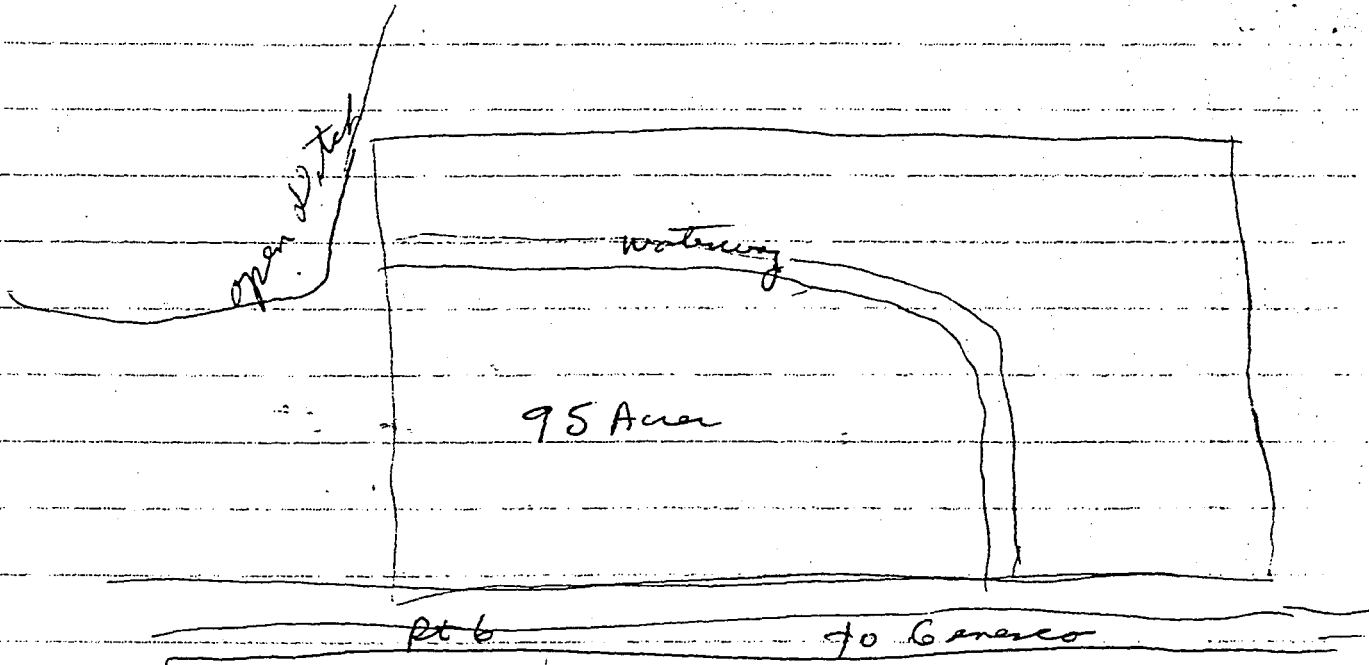
Large rainfalls caused run-off to fill roadside ditch with manure. Polluted water would cross under highway (Rt 6), follow waterway for approximately $\frac{1}{2}$ mile and then could enter an open stream if rainfall was heavy.

After structure

All rainfall washes manure into a large concrete pit that holds 25000 gal. An automatic pump will turn ~~on~~ on and pump the concrete pit into the slurrystore which holds 400,000 gal. I usually empty the structure in early spring or late fall by spreading it on 200+ acres. Any feedlot run-off goes into the pit and slurrystore. No polluted water enters the ditch along the highway or waterway. See Map on back

The structure was built in 1993 but

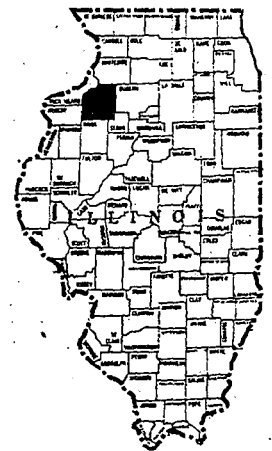
I thought it was not included in the total assessment of the farm because the assessor said it would ~~be~~ not be.



Henry County, IL

County Seat Cambridge, IL

		Hanna Pages 56-57		Phenix Pages 70-71	Loraine Pages 60-61	Yorktown Pages 78-79	T-18-N
		Edford Pages 50-51	Geneseo Pages 54-55	Atkinson Pages 36-37	Alba Pages 30-31	T-17-N	
Colona Pages 46-47	Osco Pages 66-67		Munson Pages 64-65	Cornwall Pages 48-49	Annawan Pages 34-35		T-16-N
Western Pages 74-75			Cambridge Pages 40-41	Burns Pages 38-39	Kewanee Pages 58-59		T-15-N
Lynn Pages 62-63	Andover Pages 32-33	Weller Pages 72-73		Galva Pages 52-53	Wethersfield Pages 76-77		T-14-N
Oxford Pages 68-69	Clover Pages 42-43			Galva Pages 52-53	Wethersfield Pages 76-77		T-14-N
R-1-E	R-2-E	R-3-E	R-4-E	R-5-E			



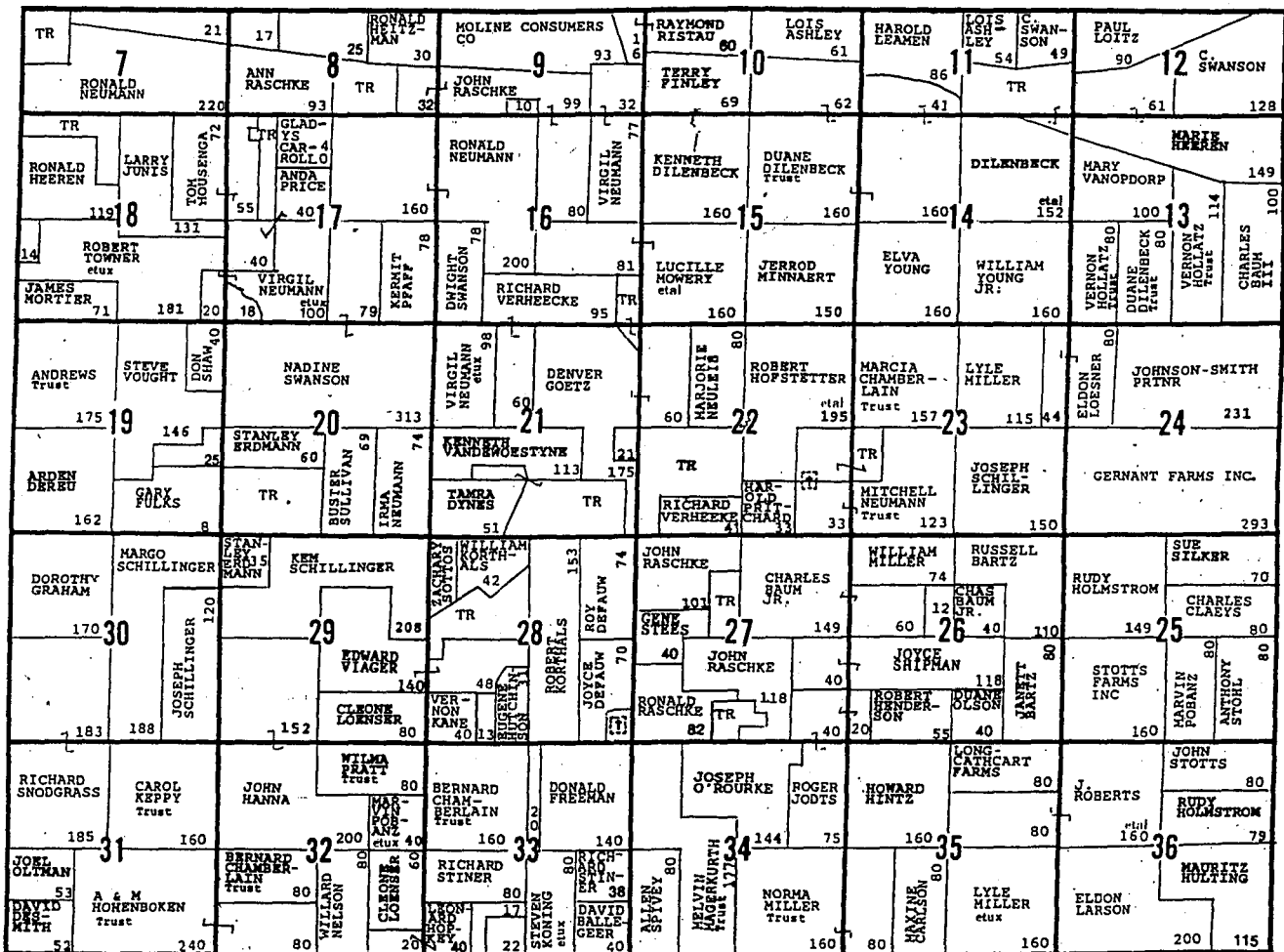
T-17-N

EDFORD PLAT

(Landowners)

R-2-E

T-



COLONA TWP.
 GREEN RIVER RD
 2100
 2000
 1900
 1800