

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Riverview Frenetics-Centralia)
(Property Identification Number) PCB 09-
14-13-16-400-004) (Tax Certification)
)

NOTICE


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

Ken Maschhoff
7475 State Route 127
Carlyle, Illinois 62231

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
Assistant Counsel
Division of Legal Counsel

DATED: April 13, 2009

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

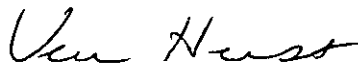
BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Riverview Frenetics-Centralia)
(Property Identification Number) PCB 09-
14-13-16-400-004) (Tax Certification)
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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
Assistant Counsel
Division of Legal Counsel

DATED: April 13, 2009
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

Riverview Frenetics-Centralia)
(Property Identification Number) PCB 09-
14-13-16-400-004) (Tax Certification)
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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 November 29, 2007, the Illinois EPA received a request from Ken Maschhoff (log number TC-23-07, 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 applicant's address is: Riverview Frenetics
7255 Greenwood Road
Centralia, Illinois 62801

3. The proposed water pollution control facilities in this request are located at Section 16, T1N, R2W of the 3rd P.M. in Clinton County, at the above street address and consist of the following:

Livestock waste management facilities consisting of two concrete manure pits (each 91 ft. x 66 ft. x 10 ft. deep) each with two concrete pump outs (each 7 ft. x 6 ft. x 10 ft. deep) and the slotted concrete portion of the floor over the manure pits. Two concrete manure pits (each 58 ft. x 42 ft. x 10 ft. deep) each with two concrete pump outs (each 7 ft. x 6 ft. x 10 ft. deep) and the slotted concrete portion of the floor over the manure pits.

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 (2006), defines “pollution control facilities” as:

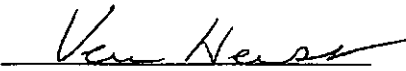
“any system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: (a) eliminating, preventing, or reducing air or water pollution ...or (b) treating, pretreating, modifying 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
Assistant Counsel
Division of Legal Counsel

Dated: April 13, 2009
Illinois Environmental Protection Agency
1021 North Grand Ave. E.
P.O. Box 19276
Springfield, Illinois 62794-9276
217/782-5544



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-2829
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026

ROD R. BLAGOJEVICH, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

Memorandum

To: Connie Tonsor, Division of Legal Counsel

From: Al Keller, Manager, Permit Section

Handwritten signature of Al Keller in black ink.

Date: DEC 11 2008

Re: Riverview Frenetics -- Centralia
Recommendation of Tax Certification
Log # TC-23-07
Property Identification # 14-13-16-400-004

RECEIVED
Division of Legal Counsel

DEC 12 2008

Environmental Protection
Agency

The Bureau of Water received a request on November 29, 2007 from Ken Maschhoff 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:

Riverview Frenetics
7255 Greenwood Road
Centralia, IL 62801

Section 16, T1N, R2W of the 3rd P.M. in Clinton County

Livestock waste management facilities consisting of two concrete manure pits (each 91 ft. x 66 ft. x 10 ft. deep) each with two concrete pump outs (each 7 ft. x 6 ft. x 10 ft. deep) and the slotted concrete portion of the floor over the manure pits. Two concrete manure pits (each 58 ft. x 42 ft. x 10 ft. deep) each with two concrete pump outs (each 7 ft. x 6 ft. x 10 ft. deep) and the slotted concrete portion of the floor over the manure pits.

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.

SAK:TJF:TC-23-07.doc

cc: Tax Cert File

Project Name: Riverview Franctics
Reviewer: Theresa Carroll
Log No.: TC-23-07

Location: Centralia
Date: 2/13/08
Type: Agchem
 Livestock

Applicant: Ken Maschhoff
7475 State Route 187
Centralia, WA 98531

Contact: Jason Logsdon
Phone: 618-594-2125

Facility: 7955 Greenwood Road
Centralia, WA 98501

Property ID: 14-13-16-400-004

Legal Description: Section 16 T1N2 R2W of 34PM

County: Clinton

Date Control Devices Installed: 1/22/07

Provided Fair Cash Value: \$250,000

Signature: by Ken Maschhoff

Title: MANAGER

- 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:

two concrete manure pits (each 21 ft x 16 ft x 10 ft deep) w/ concrete slats
each w/ 2 concrete pumpouts (each 7 ft x 6 ft x 10 ft deep)

two concrete manure pits (each 21 ft x 16 ft x 10 ft deep) w/ concrete slats
each w/ 2 concrete pumpouts (each 7 ft x 6 ft x 10 ft deep)

Other: 3/3/08 spoke w/ Tim Laatsch (Maschhoff's)

Tim said the property ID is 14-13-16-400-004.
Tim said all slats are concrete.
Tim said the pumpout sizes are all 7 ft x 6 ft x 10 ft deep.

TC-23-07

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 <i>Kiverview Genetics, Ltd.</i>		
	Person Authorized to Receive Certification <i>Ken Maschhoff</i>		Person to Contact for Additional Details <i>Jason Logsdon</i>
	Street Address <i>7475 State Route 127</i>		Street Address <i>SAME</i>
	Municipality, State & Zip Code <i>Carlyle, IL 62231</i>		Municipality, State & Zip Code <i>SAME</i>
	Telephone Number <i>618-594-2125</i>		Telephone Number <i>SAME</i>
	Location of Facility	Township	Municipality
	Quarter Section <i>16</i>	<i>1N</i>	<i>2W</i>
	Street Address <i>7255 Greenwood Road, Centralia, IL 62801</i>		County <i>Clinton</i>
	Property Identification Number		Book Number
MANUFACTURING OPERATIONS	Sec. B Nature of Operations Conducted at the Above Location <i>This is a 500 head wean to finish facility. There are 4 barns on this site.</i>		
	Water Pollution Control Construction Permit No. <i>N/A</i>	Date Issued <i>N/A</i>	
	NPDES PERMIT No. <i>N/A</i>	Date Issued	Expiration Date
	Air Pollution Control Construction Permit No. <i>N/A</i>	Date Issued <i>N/A</i>	
	Air Pollution Control Operating Permit No. <i>N/A</i>	Date Issued <i>N/A</i>	
MANUFACTURING PROCESS	Sec. C Describe Unit Process <i>N/A</i>		
	Materials Used in Process <i>N/A</i>		
POLLUTION CONTROL FACILITY DESCRIPTION	Sec. D Describe Pollution Abatement Control Facility <i>See attached documents.</i>		
	<p>RECEIVED</p> <p>NOV 29 2007</p> <p>DIVISION OF Water Pollution Control</p>		

Sec. E	(1) Nature of Contaminants or Pollutants Swine Manure			
	Material Retained, Captured or Recovered			
	Contaminant or Pollutant	DESCRIPTION	DISPOSAL OR USE	
	Swine manure	Swine manure from 500 Hd of Pigs	The animal waste is injected into the ground at agronomic rates in accordance with the Nutrient Management Plan.	
POLLUTION CONTROL FACILITY - CONTAMINANTS				
ACCOUNTING DATA				
Sec. F				
SIGNATURE				
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

Riverview Genetics – Boar Stud

Section D.

The manure from the swine goes through the slats into the deep pits. The manure is stored in the pit until application is necessary. A pump with a hose is connected from the pump out port in/on the pit to the tractor and injected into the ground at agronomic rates in accordance to the Comprehensive Nutrient Management Plan.

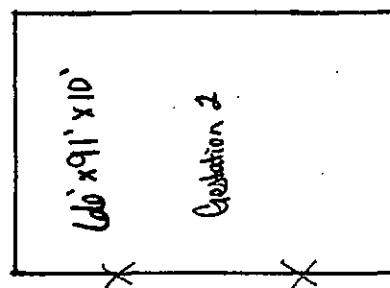
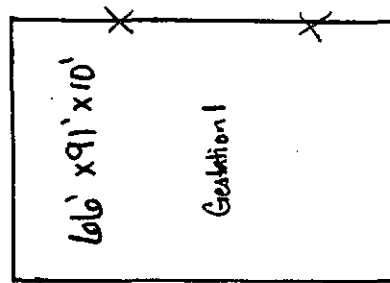
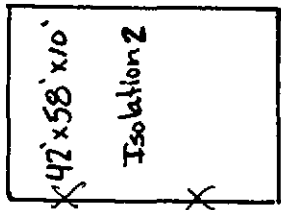
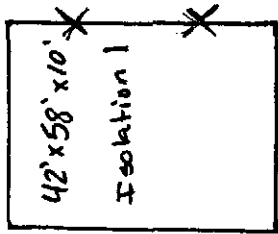
There are 4 buildings at this site. There are two gestation houses that are 66' x 91' with a 10' deep pit and two isolation houses that are 42' x 58' with 10 deep pits.

All pits are made out of concrete that is reinforced with rebar.

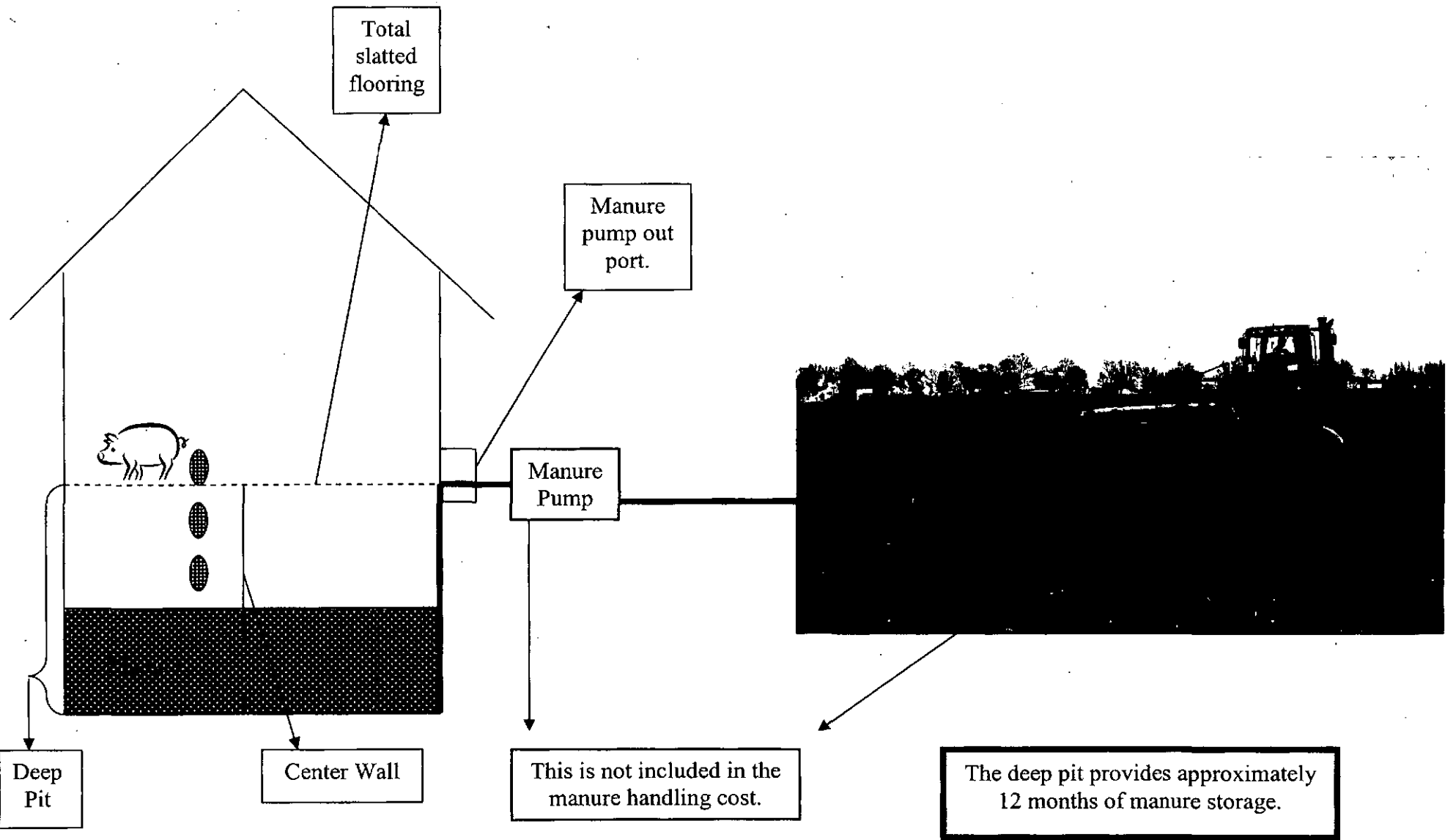
Each of the buildings have manure pumpouts. (Please see included documents for their locations and number on each building.)

All buildings have 100% total slatted floors.

There is a center wall in all of the pits with flow through holes that equalize the manure levels.



Sketched Diagram showing the flow of livestock waste from the animal through the pollution control facility.



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:

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

Ken Maschhoff
7475 State Route 127
Carlyle, Illinois 62231

and mailing it from Springfield, Illinois, on April 13, 2009, with sufficient postage affixed for first class mail; and electronically on April 13, 2009, to:

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

Louise Klein

SUBSCRIBED AND SWORN TO BEFORE ME

This 13th day of April, 2009

Cynthia L. Wolfe
Notary Public

