BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Dan Reed – Illinois City (Property Identification Number 18-015-05-10))) PCB 09-) (Tax Certification))

NOTICE

)

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

Dan Reed 29315 162nd Ave. W. Illinois City, IL 61259

Steve Santarelli Illinois Department of Revenue 101 West Jefferson Post Office Box 19033 Springfield IL 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= Jason R. Boltz Assistant Counsel

Assistant Counsel

DATED: April 15, 2009

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

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Dan Reed – Illinois City (Property Identification Number 18-015-05-10))) PCB 09-) (Tax Certification))

<u>APPEARANCE</u>

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

ENVIRONMENTAL PROTECTION AGENCY OF THE STATE OF ILLINOIS A P By÷ Jason R. Boltz Assistant Counsel Division of Legal Counsel

DATED: April 15, 2009

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

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Dan Reed – Illinois City (Property Identification Number 18-015-05-10)

) PCB 09-) (Tax Certification)

PROOF OF SERVICE

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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, IL 62794 Dan Reed 29315 162nd Ave. W. Illinois City, IL 61259

and mailing it from Springfield, Illinois, on April 15, 2009, with sufficient postage

affixed for first class mail.

And electronically, on April 15, 2009 to:

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

SUBSCRIBED AND SWORN TO BEFORE ME

This 15th day of April, 2009

otary Public



THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Dan Reed – Illinois City (Property Identification Number 18-015-05-10))) PCB 09-) (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.

- On August 5, 2008, the Illinois EPA received a request from Dan Reed (log number TC-20-08, 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 facility address is:

Dan Reed 29315 162nd Ave. W. Illinois City, IL 61259

The proposed water pollution control facilities in this request are located at Section 20, T16N, R5W of the 4th P.M. in Rock Island County, at the above street address and consist of the following:

Livestock waste management facilities consisting of one concrete manure pit (approximately 391 ft. x 50 ft. x 8 ft. deep) with 10 concrete pump out pits (each approximately 6 ft. x 5 ft. x 8 ft. deep) and the slotted concrete portion of the floor over the manure pit. The manure pit is surrounded by approximately 885 feet of 4-inch diameter plastic perimeter foundation drainage tubing. The foundation tubing also includes 1 inspection port (8 ft. deep 4-inch diameter plastic 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 (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.

- 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 Bv∺ Jason R. Boltz Assistant Counsel Division of Legal Counsel

Dated: April 15, 2009 Illinois Environmental Protection Agency 1021 North Grand Ave. E. P.O. Box 19276 Springfield, Illinois 62794-9276 217/782-5544

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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

To: Connie Tonsor, Division of Legal Counsel

From: Al Keller, P.E., Manager, Permit Section

Date: April 6, 2009

Re: Dan Reed – Illinois City Recommendation of Tax Certification Log # TC-20-08 Property Identification # 18-015-05-10

The Bureau of Water received a request on August 5, 2008 from Dan Reed 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.

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The water pollution control facilities in this request include the following:

Dan Reed 29315 162nd Ave. W Illinois City, IL 61259

Section 20, T16N, R5W of the 4th P.M. in Rock Island County

Livestock waste management facilities consisting of one concrete manure pit (approximately 391 ft. x 50 ft. x 8 ft. deep) with 10 concrete pump out pits (each approximately 6 ft. x 5 ft. x 8 ft. deep) and the slotted concrete portion of the floor over the manure pit. The manure pit is surrounded by approximately 885 feet of 4-inch diameter plastic perimeter foundation drainage tubing. The foundation tubing also includes 1 inspection port (8 ft. deep 4-inch diameter plastic 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.

SAK:TJF:TC-20-08.doc

cc: Tax Cert File

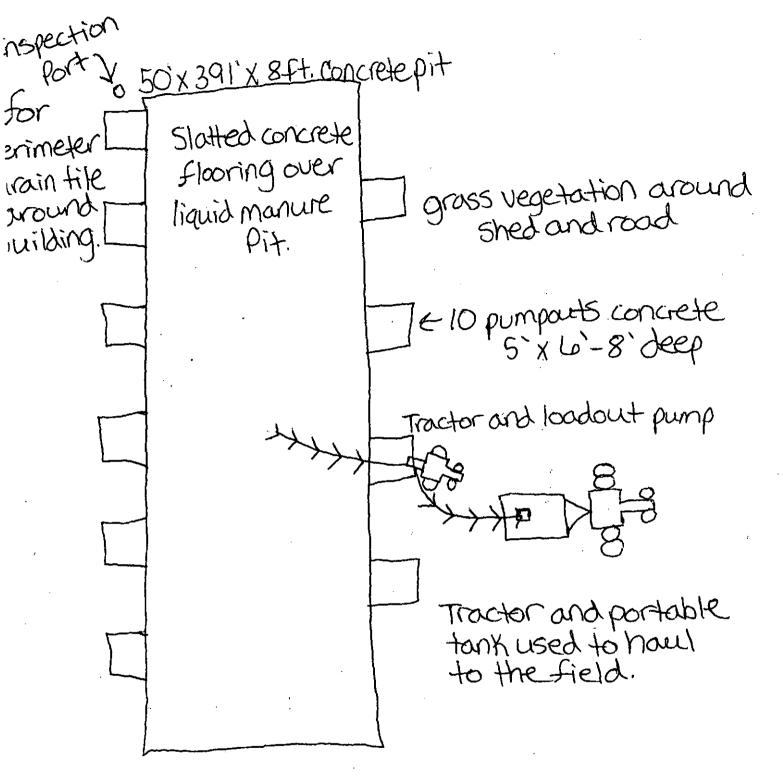
ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000 ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463 BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 COLUNSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120 MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

Electronic Filing - Received, Clerk's Office, April 15, 2009 *** * PCB 2009-085 * * * * Watershed Unit Tax Certification Review Sheet

Project Name: Reviewer: Log No.:	Don Peed Thursdays Transist TC=20-02	Location: <u>Illinois</u> Chir, Date: <u>3/26/09</u> Type: DAgchem ALivestock					
Applicant:	Dan Reed 29315 162M KM. W Juliusis Cola, El- 101259	Contact: Der Kozd Phone: <u>309 537 3563</u> Cell 307 791 7813					
Facility:	Enris no applicar	Property ID:					
Legal Description:	Serding 20. 1961 4511 of 4th pm	County: Resete Jolorh					
Date Control Devices Installed:	1/2008 Stard Ly Dan lices	Provided Fair Cash 5 231,000 Value:					
Signature: Signature: Title: OWNAGE Wastes: A Livestock waste is applied to cropland. Title: OWNAGE Wastes: Agrichemical rinsate and spillage is recycled through the facility and/or land applied. OWNAGE Other:							
	modern of Pollution Control Devices: 						
<u>~ 885 feek</u> 0ron_10	of K-Inch dismaler plastic perimeter for Specific parts i grander Hinch assume						
Other: 3 27 09	Spoke w/ Den Kad	of Music discontra pillona Listagelian politi (85001 das Music Music					
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5	A 19 1				1(-20-0		
	AUG - 5	2008 AIR CERTIFICATION (PROPERTY TAX TREAT POLLUTION CONTROL FACILITY WATER R	MENT)	information un Chapter, 120, S	is authorized to request this der Illinois Revised Statues, 1979, Section 502a-5. Disclosure of this voluntary. However, failure to		
Watersh B	ied Managi UREAU OF	ementi Settions Environmental PROTECTION AGENCY WATER P. O. Box 19276, Springfield, IL 62794-9276		comply could	prevent your application from d or could result in denial of your		
		FOR AGENCY USE			,,,,,,,		
	File No.	Date Received Certification No.		D	ate		
	Sec. A	Company Name					
ĺ		Person Authorized to Receive Certification	Person to Cor	tact for Addit	ional Details		
		Dan Reed	Dan la				
		Street Address	Street Addres	s'			
		Muhicipality, State & Zip Code	Municipality, S	State & Zip Co	ode		
	APPLICANT	Illinois City Il. 61259	Illinois	City Il.	61259		
	, ddA	1 deephone Number /	Telephone Ni 2730 - 572	umber 7 - 35 (3			
		Location of Facility	Municipality	T	ownship		
		Quarter Section Township Range			Druck		
		Street Address'	County /	£	Book/Number		
		Property Identification Number	Parcel Number	er			
	Sec. B	18-015-05-10 Nature of Operations Conducted at the Above Location	61-1				
	MANUFACTURING OPERATIONS	Swine Production Water Pollution Control Construction Permit No.	Date issued				
		NPDES PERMIT No.	Date Issued		Expiration Date		
		Air Pollution Control Construction Permit No.	Date Issued		1		
		Air Pollution Control Operating Permit No.	Date Issued	······································			
	Sec. C	Describe Unit Process	<u> </u>				
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	9						
[MANUFACTURING PROCESS	· · · · · · · · · · · · · · · · · · ·					
		Materials Used in Process					
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	Sec. D	Describe Pollution Abatement Control Facility					
	NOI SOL						
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	POLLUTION CONTROL FACILITY DESCRIPTION						
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	IL 532-022	2 Tax Certification for Pollution Co	ontrol Facilities		المستري بي من خلف ميري بي من مسيد. غير ميش		

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Contaminant or Pollulant DESCRIPTION DISPOSAL OR USE Swine Manue Furtilizer Gr. Crop (2) Point(s) of Waste Water Discharge Plans and Specifications Attached Yes I No (3) Are contaminants (or residues) collected by the control facility? Yes I No No (3) Are contaminants (or residues) collected by the control facility? Yes I No No (4) Date installation completed I OB status of installation on date of application Status of installation on date of application (5) a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY: \$ J J J (6) DATE installation completed I COB Status of installation on date of application Status of installation control FACILITY: \$ J (5) a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY: \$ J J J J (6) PRODUCTIVE BROSS ANNUAL INCOME OF CONTROL FACILITY: \$ J			······································	Material Reta	ined. Captured or Recovered					
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Springfield, 1L 62/94-9276 Division of Water Pollution Control Division of Air Pollution Control			P.O. Box 19276 P							



Description of pollution control components I wean to finish shed 50'/391' X 8' deep pit concrete slatted floor over 100% of the 50' X 391' X 8' pit. Grade around building preventing fresh water to run into pit. Manure storage is adequate to store 14 months of manure Production from this facility safely protecting the well and nearby cropland from manure entry or contamination. An inspection port Provides monitor of tite around soil near Pit area. Manuer is loaded into a portable tank pulled by a tractor and applied at an agronomic rate to nearby cropland.