

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Doug Holesinger-Union Grove
(Property Identification Number
07-01-300-008)

)
) PCB 09-
) (Tax Certification)
)
)

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:

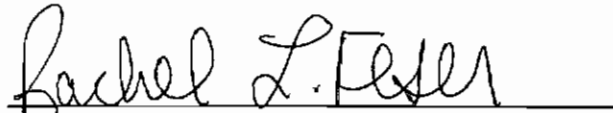
Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, IL 62794

Doug Holesinger
16640 Sand Road
Fulton, IL 61252

and mailing it from Springfield, Illinois, on June 15, 2009, with sufficient postage affixed for first class mail.

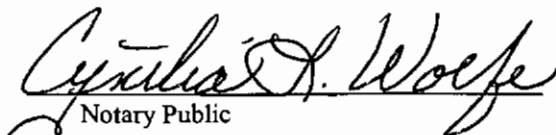
And electronically, on June 15, 2009 to:

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


Rachel L. Feser

SUBSCRIBED AND SWORN TO BEFORE ME

This 15th day of June, 2009


Notary Public



THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

**Doug Holesinger- Union Grove
(Property Identification Number
07-01-300-008)**

)
) **PCB 09-**
) **(Tax Certification)**
)
)

NOTICE

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

Doug Holesinger
16640 Sand Road
Fulton, IL 61252

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
Division of Legal Counsel

DATED: June 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

**Doug Holesinger-Union Grove
(Property Identification Number
07-01-300-008)**

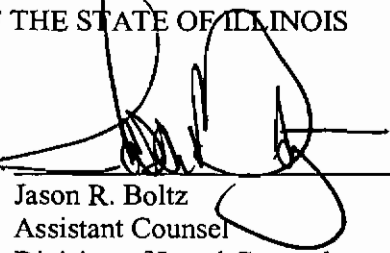
)
) **PCB 09-**
) **(Tax Certification)**
)
)

APPEARANCE

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

ENVIRONMENTAL PROTECTION AGENCY
OF THE STATE OF ILLINOIS

By _____


Jason R. Boltz
Assistant Counsel
Division of Legal Counsel

DATED: June 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

Doug Holesinger-Union Grove)
(Property Identification Number) PCB 09-
07-01-300-008)) (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 June 11, 2009, the Illinois EPA received a request from Doug Holesinger-Union Grove (log number TC-32-08, 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:

Doug Holesinger
17480 Frog Pond Road
Union Grove, IL

The proposed water pollution control facilities in this request are located at Section 1, T21N, R3E of the 4th P.M. in Whiteside 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 51 ft. x 8 ft. deep) with six concrete pump out pits (each approximately 4 ft. x 3 ft. x 8 ft. deep) with plastic covers, and the slotted concrete portion of the floor over the manure pit.

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:

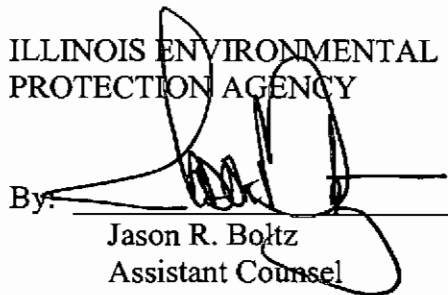
any system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: (a) eliminating, preventing, or reducing air or water pollution ...or (b) treating, pretreating, modifying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


Jason R. Boltz
Assistant Counsel
Division of Legal Counsel

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

Exhibit A



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, P.E., Manager, Permit Section

RECEIVED
Division of Legal Counsel

Date: JUN 11 2009

JUN 12 2009

Re: Doug Holesinger - Union Grove
Recommendation of Tax Certification
Log # TC-32-08
Property Identification # 07-01-300-008

Environmental Protection
Agency

The Bureau of Water received a request on December 23, 2008 from Doug Holesinger for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to 35 Ill. Adm. Code 125.204. We offer the following recommendation.

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

Doug Holesinger
17480 Frog Pond Road
Union-Grove, IL

Section 1, T21N, R3E of the 4th P.M. in Whiteside County

Livestock waste management facilities consisting of one concrete manure pit (approximately 391 ft. x 51 ft. x 8 ft. deep) with six concrete pump out pits (each approximately 4 ft. x 3 ft. x 8 ft. deep) with plastic covers, and the slotted concrete portion of the floor over the manure pit.

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-32-08.doc

cc: Tax Cert File

Project Name: Doug Holesinger Location: Union Grove
 Reviewer: Thaddeus Favelle Date: 3/26/09
 Log No.: TC-33-08 Type: Agchem
 Livestock

Applicant: Doug Holesinger Contact: Doug Holesinger
16648 Sand Road Phone: 563-559-0248
Fulton, IL 61257

Facility: 17480 Frog Pond Road Property ID: 07-01-300-008
Union Grove, IL

Legal Description: Section 1, T21N, R3E of 4th PM County: Whiteside

Date Control Devices Installed: 12/2006 Provided Fair Cash Value: \$650,000

Signature: Signed by Doug Holesinger Title: 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 (each 391 ft. x 51 ft. x 9 ft. deep) w/ 6 pumps (4 ft x 3 ft x 8 ft) w/ plastic covers and concrete slats over the pit

Other:

5/14/09 spoke w/ Nathan Holesinger

Nathan said that there is only one pit (as stated on the form). The diagram shows 2 buildings because they used the same diagram as TC-33-08. The one building is 391 ft x 51 ft x 9 ft deep. It was built in December 2006. The building has 6 pumps (each 4 ft x 3 ft x 8 ft) w/ plastic covers

6/3/09 spoke w/ Nathan Holesinger

Nathan verified that the slatted floor is constructed out of concrete.

***** PCB 2009-128 *****
 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	
Sec. A APPLICANT	Company Name			
	Person Authorized to Receive Certification <i>Doug Holesinger</i>		Person to Contact for Additional Details <i>Doug Holesinger</i>	
	Street Address <i>16640 Sand Road</i>		Street Address	
	Municipality, State & Zip Code <i>Fulton IL 61252</i>		Municipality, State & Zip Code	
	Telephone Number <i>563-559-0248</i>		Telephone Number <i>563-559-0248</i>	
	Location of Facility Quarter Section	Township <i>Garden Plain</i>	Range <i>3E</i>	Municipality <i>Whiteside</i>
	Street Address <i>17480 Frog Pond Road</i>		County <i>Whiteside</i>	Township <i>21N</i>
	Property Identification Number <i>07-01-300-008</i>		Book Number Parcel Number	
Sec. B MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location <i>There is a hog confinement building that has a 8 foot deep pit under it for manure storage. It holds enough manure to make it over 12-14 months, in between spreading.</i>			
	Water Pollution Control Construction Permit No.		Date Issued	
	NPDES PERMIT No. <i>ILR10F947</i>		Date Issued <i>July 26, 2006</i>	Expiration Date
	Air Pollution Control Construction 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 <i>Concrete manure storage</i>			
	Facility ID # <i>LF19500190000</i>			

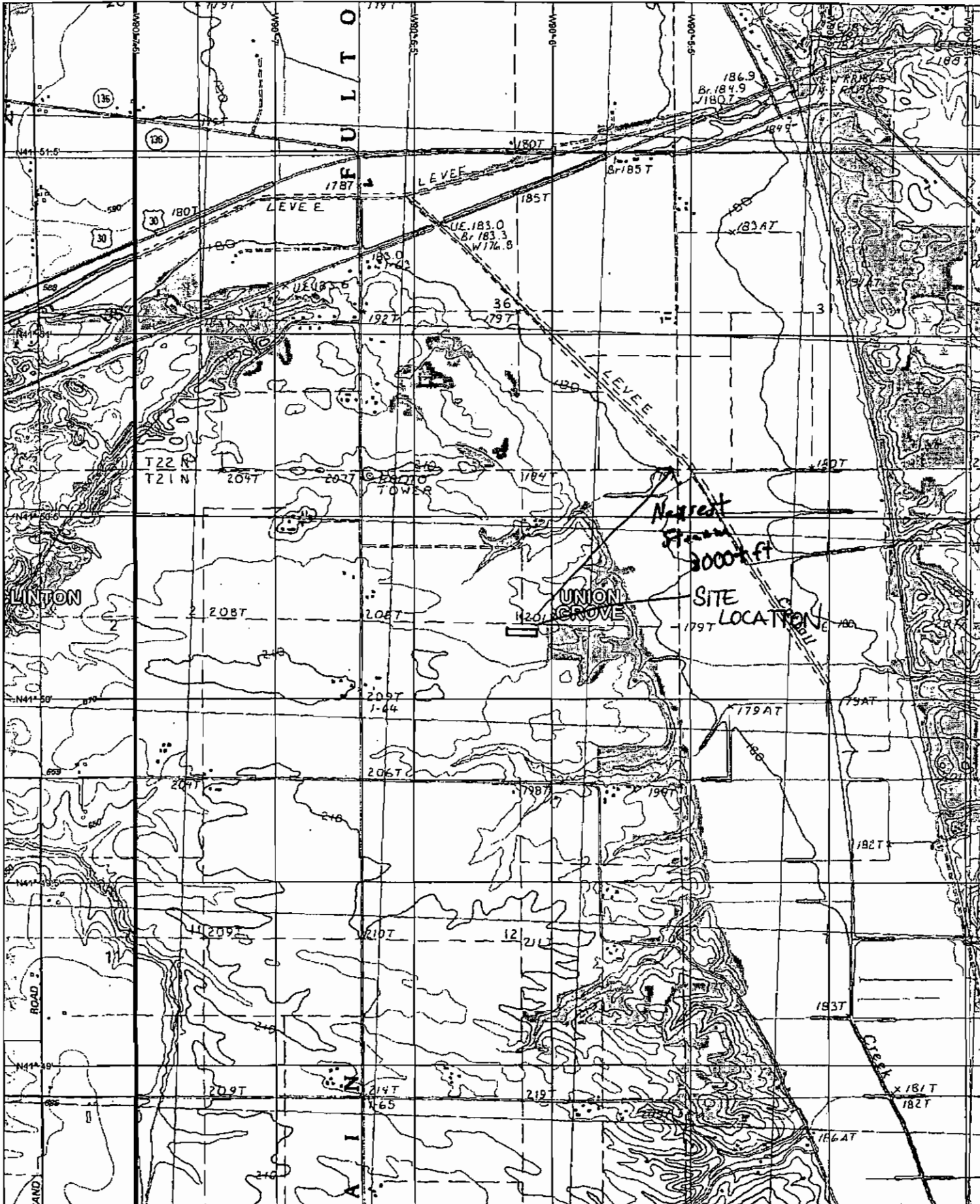
RECEIVED

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 BOW/WPC/PERMIT SECTION

RECEIVED
 DEC 23 2008

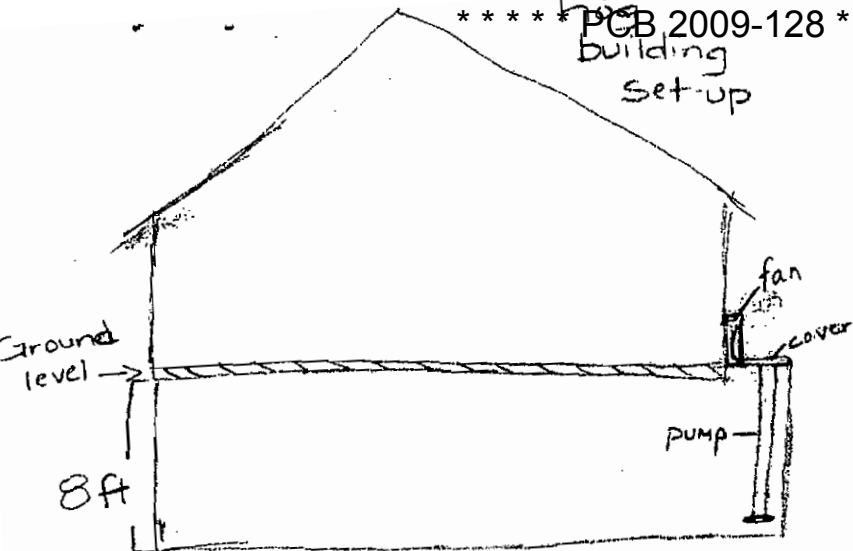
Watershed Management Section
 BUREAU OF WATER

Sec. F	(1) Nature of Contaminants or Pollutants <i>swine waste</i>			
	CONTAMINANTS	Material Retained, Captured or Recovered		
		Contaminant or Pollutant	DESCRIPTION	DISPOSAL OR USE
		<i>Hog Manure</i>		<i>Land Applied</i>
	(2) Point(s) of Waste Water Discharge			
	Plans and Specifications Attached		Yes <input 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 _____ status of installation on date of application _____		
	ACCOUNTING DATA	(5) a.	FAIR CASH VALUE IF CONSIDERED REAL PROPERTY:	\$ <i>6,500,000</i>
b.		NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY:	\$	
c.		PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:	\$ <i>66,000</i>	
d.		PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:	\$ <i>3,000</i> <i>2,000</i>	
e.		PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:	% <i>5.5</i>	
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.			
	SIGNATURE	<i>Dolly Halaszinger</i>	<i>Owner</i>	
Signature		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 <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	Al Keller Permit Section Division of Water Pollution Control	Donald E. Sutton Permit Section Division of Air Pollution Control

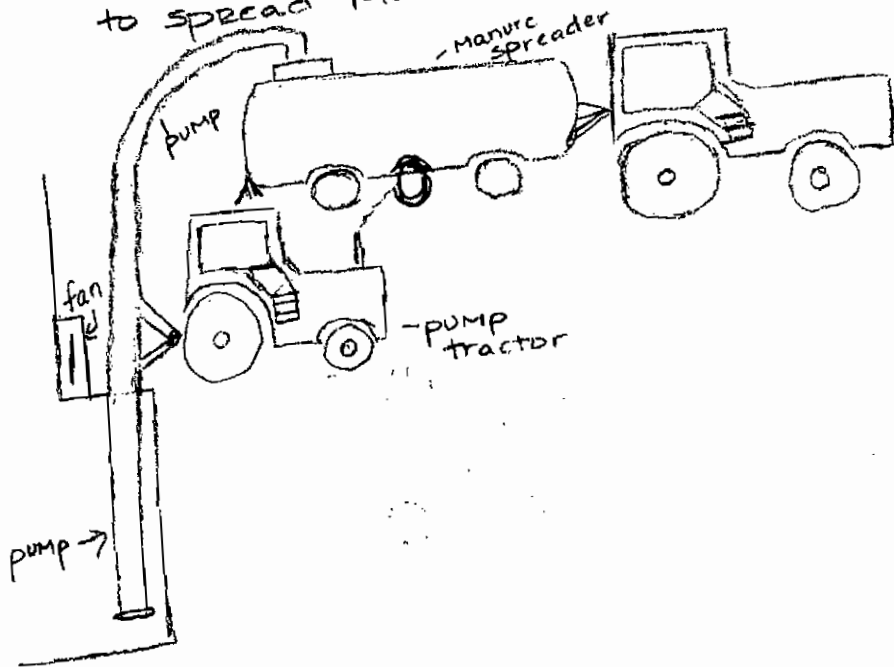


***** PCB 2009-128 *****

hog building
Set-up



Set up
when pumping
to spread manure



over head
view

