

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

Nathan Holesinger--Fulton )  
(Property Identification Number ) PCB 10-  
02-31-100-003) (Tax Certification)  
)  
)

**NOTICE**


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

Nathan Holesinger  
3 Rose Lane  
Fulton, Illinois 61252

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: October 8, 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**

Nathan Holesinger--Fulton )  
(Property Identification Number ) PCB 10-  
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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  
Vera Herst  
Assistant Counsel  
Division of Legal Counsel

DATED: October 8, 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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(Property Identification Number ) PCB 10-  
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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 December 23, 2008, the Illinois EPA received a request from Nathan Holesinger (log number TC-33-08, 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 address is: Nathan Holesinger  
8011 Lincoln Highway  
Fulton, Illinois 61252
3. The proposed water pollution control facilities in this request are located at Section 31, T22N, R4E of the 4<sup>th</sup> P.M. in Whiteside County, at the above street address and consist of the following:

Livestock waste management facilities consisting of two concrete manure pits (each approximately 191 ft. x 51 ft. x 8 ft. deep) each with four 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; 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 (2008), defines “pollution control facilities” as:

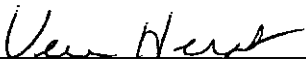
“any system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: (a) eliminating, preventing, or reducing air or water pollution ...or (b) treating, pretreating, modifying 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: October 8, 2009  
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 attorney at law, hereby certify that on October 8, 2009, I served true and correct copies of an **APPEARANCE AND THE RECOMMENDATION**, upon the persons and by the methods as follows:

**[1<sup>st</sup> Class U.S. Mail]**  
Steve Santarelli  
Illinois Department of Revenue  
101 West Jefferson  
Post Office Box 19033  
Springfield, Illinois 62794

**[1<sup>st</sup> Class U.S. Mail]**  
Nathan Holesinger  
3 Rose Lane  
Fulton, Illinois 61252

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

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

/s/ Vera Herst  
Assistant Counsel  
Division of Legal Counsel  
1021 North Grand Avenue East  
P.O. Box 19276-  
Springfield, Illinois 62794-9276  
217.782.5544  
217.782.9143 (TDD)

**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) 782-2829  
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026

DOUGLAS P. SCOTT, DIRECTOR

# Memorandum

To: Connie Tonsor, Division of Legal Counsel

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

Date: AUG 20 2009

Re: Nathan Holesinger - Fulton  
Recommendation of Tax Certification  
Log # TC-33-08  
Property Identification # 02-31-100-003

The Bureau of Water received a request on December 23, 2008 from Nathan Holesinger 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:

Nathan Holesinger  
8011 Lincoln Highway  
Fulton, IL

Section 31, T22N, R4E of the 4<sup>th</sup> P.M. in Whiteside County

Livestock waste management facilities consisting of two concrete manure pits (each approximately 191 ft. x 51 ft. x 8 ft. deep) each with four 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; 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-33-08.doc

cc: Tax Cert File

Project Name: Nathan Holesinger Location: Fulton  
 Reviewer: Thaddeus Fought Date: 3/24/09  
 Log No.: TC-33-08 Type:  Agchem  
 Livestock

Applicant: Nathan Holesinger changed Contact: Nathan Holesinger  
11511 Frox Pond Rd. per telephone Phone: 563-559-0246  
Fenton, IL 61751 conversation  
10/7/09

Facility: 8011 Lincoln Hwy Property ID: 07-31-100-003

Legal Description: Section 31, T22N, R4E of 4th P.M. County: Whiteside

Date Control Devices Installed: 1/2003 + 12/2006 Provided Fair Cash Value: \$1,100,000

Signature: signed by Nathan 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:

two concrete manure pits (each 191 ft. x 51 ft. x 8 ft. deep) each with 4 pumpouts (4 ft. x 3 ft. x 8 ft.)  
w/ concrete slats  
one concrete manure pit (291 ft. x 51 ft. x 8 ft. deep) w/ 6 concrete pumpouts (4 ft. x 3 ft. x 8 ft.)  
w/ concrete slats  
All pumpouts have a plastic cover.

Other: 5/14/09 spoke w/ Nathan Holesinger  
Nathan said the 2 smaller buildings were built in January 2003 and the  
larger one was built in December 2006. Nathan said that the two smaller buildings  
each have 4 pumpouts, the larger building has 6. All pumpouts are 4 ft x 3 ft x 8 ft.  
The covers on the pumpouts are plastic.



APPLICATION FOR CERTIFICATION (2016024 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				
	Person Authorized to Receive Certification <i>Nathan Hoelinger</i>			Person to Contact for Additional Details <i>Nathan Hoelinger</i>	
	Street Address <i>11511 Freyford Rd</i>			Street Address	
	Municipality, State & Zip Code <i>Fenton, FL 3251</i>			Municipality, State & Zip Code	
	Telephone Number <i>563-559-0246</i>			Telephone Number	
	Location of Facility		Municipality	Township	
	Quarter Section <i>31</i>	Township <i>Whitick</i>	Range <i>4E</i>	<i>22N</i>	
	Street Address <i>8011 Lincoln Hwy</i>		County <i>Whiteside</i>	Book Number	
Property Identification Number <i>02-31-100-003</i>			Parcel Number		

MANUFACTURING OPERATIONS	Sec. B Nature of Operations Conducted at the Above Location <i>There are 3 hog confinement buildings each has an 8 foot deep pit with concrete slabs above it 2 buildings are 141'x51' and each hold 1200 pigs the other is 341'x51' and holds 2400 pigs this is enough storage for 1 year phenitis band applied</i>			
	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
	Materials Used in Process

POLLUTION CONTROL FACILITY DESCRIPTION	Sec. D Describe Pollution Abatement Control Facility <i>other page</i>
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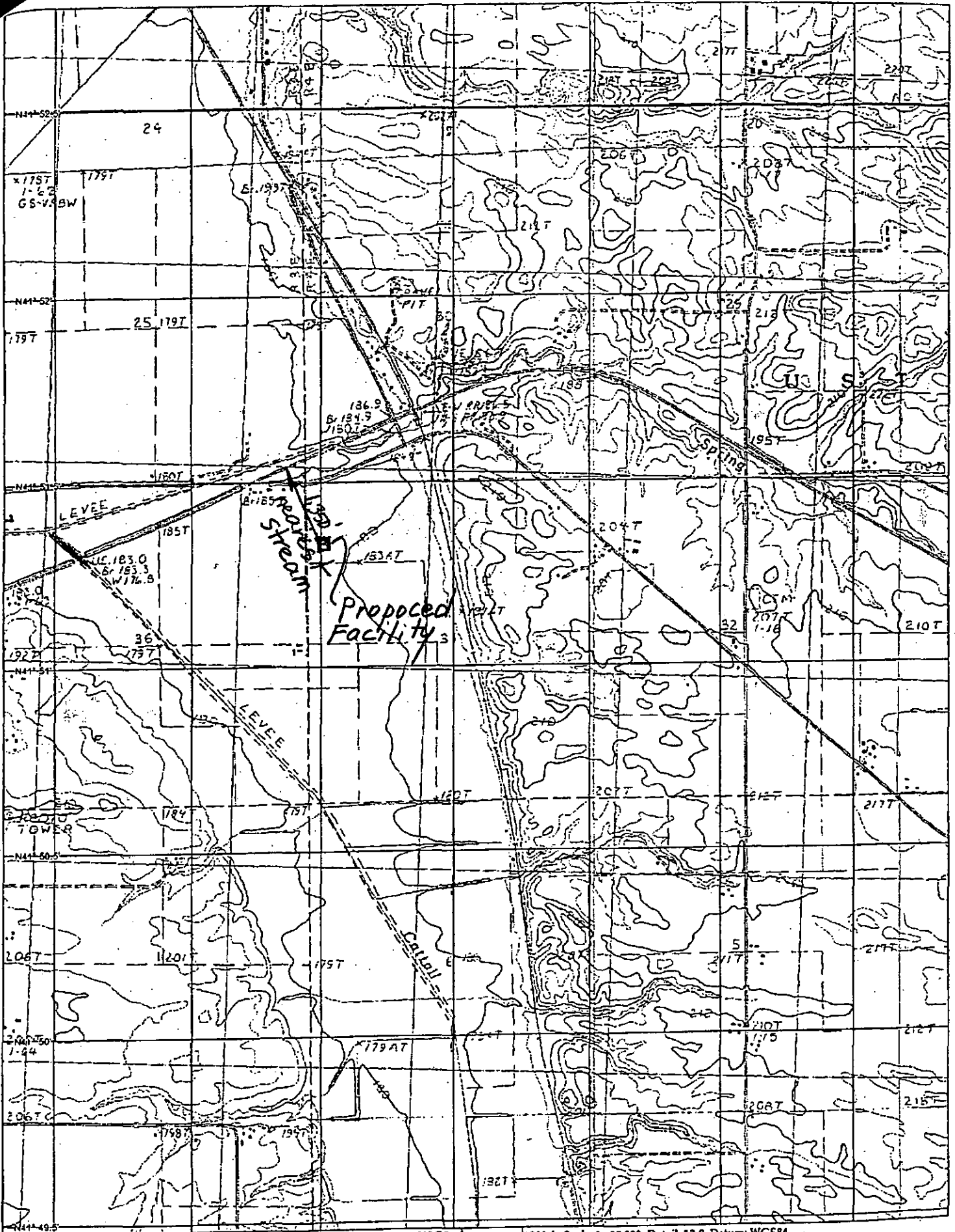
**RECEIVED**  
 DEC 23 2008  
 Watershed Management Section  
 BUREAU OF WATER

POLLUTION CONTROL FACILITY - CONTAMINANTS          ACCOUNTING DATA	(1) Nature of Contaminants or Pollutants <i>Swine waste</i>		
			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 _____		
(5) a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY:	\$	<i>1,100,000</i>	
b. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY:	\$	<i>0</i>	
c. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:	\$	<i>184,800</i>	
d. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:	\$	<i>20,000</i>	
e. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:	%	<i>60</i>	

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.		
	<i>[Signature]</i>		Owner
	Signature	Title	

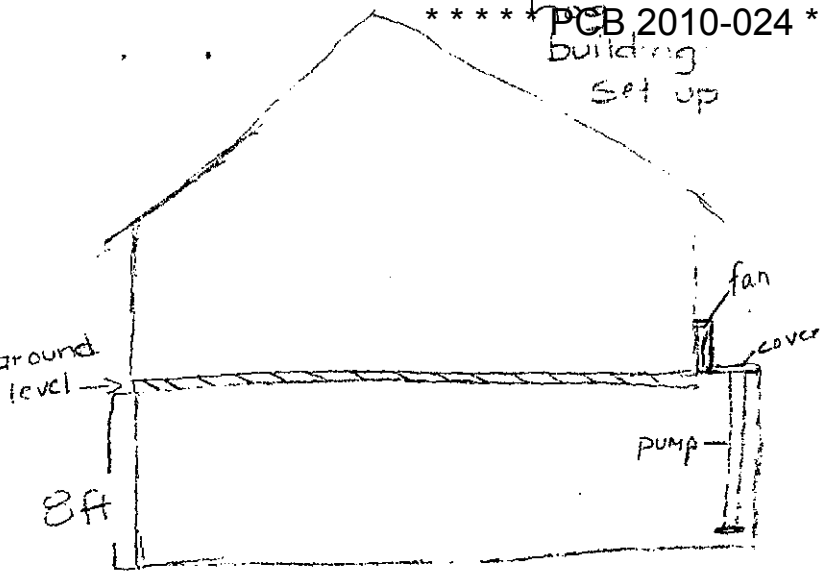
INSTRUCTIONS	INSTRUCTIONS FOR COMPILING AND FILING APPLICATION			
	General: Separate applications must be completed for each control facility claimed. Do not mix types (water and air). Where both air and water operations are related, file two applications. If attachments are needed, record them consecutively 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:  Illinois EPA P.O. Box 19276 Springfield, IL 62794-9276	Attention:  Al Keller Permit Section Division of Water Pollution Control	Attention:  Donald E. Sutton Permit Section Division of Air Pollution Control



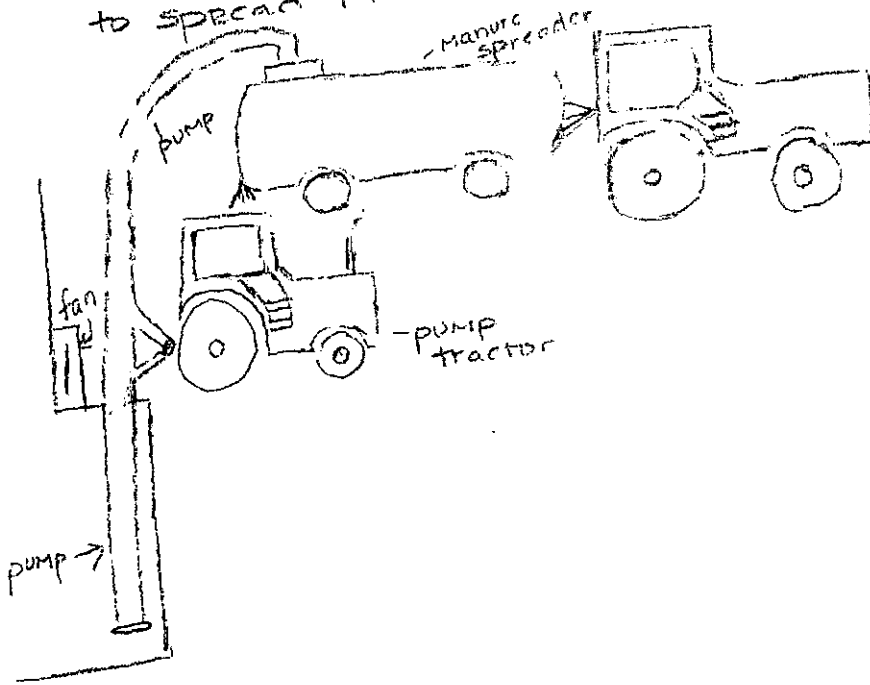


\*\*\*\*\* PCB 2010-024 \*\*\*\*\*

building  
Set up



Set up  
when pumping  
to spread manure



over head  
view

