

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

D & V Pork – Fowler )  
(Property Identification Number ) PCB 15-  
05-0-0305-001-00) (Tax Certification)  
)  
)

**NOTICE**


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

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

Jeff Ventertloh  
D & V Pork  
1828 E. 1300<sup>th</sup> St.  
Fowler, Illinois 62338

**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.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By:   
Joey Logan-Pugh  
Assistant Counsel  
Division of Legal Counsel

DATED: June 16, 2015

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**

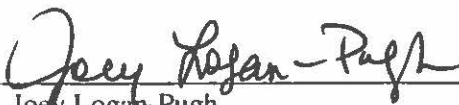
**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

D & V Pork - Fowler )  
(Property Identification Number ) PCB 15-  
05-0-0305-001-00) (Tax Certification)  
)

**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:   
Joey Logan-Pugh  
Assistant Counsel  
Division of Legal Counsel

DATED: June 16, 2015

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

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>D &amp; V Pork – Fowler</b>	)
<b>(Property Identification Number</b>	) <b>PCB 15-</b>
<b>05-0-0305-001-00)</b>	) <b>(Tax Certification)</b>
	)
	)

**RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**

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 July 30, 2014, the Illinois EPA received a request from D & V Pork (log number TC-11-14, 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:

D & V Pork
1828 E. 1300 <sup>th</sup> St.
Fowler, IL 62338

The proposed water pollution control facilities in this request are located at Section 31, T1N, R7W of the 4th P.M. in Adams County, at the above street address and consist of the following:

Livestock waste management facilities consisting of a concrete manure pit (approximately 102 ft. x 192 ft. x 8 ft.) and four (4) concrete pump outs (approximately 6 ft. x 6 ft. x 8 ft.) with slotted floors above the pit.

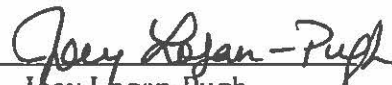
These livestock waste management facilities are used to collect, transport and/or store livestock wastes prior to cropland application, and are further described in Exhibit A.

4. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2014), 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:   
Joey Logan-Pugh  
Assistant Counsel  
Division of Legal Counsel

Dated: June 16, 2015  
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

BRUCE RAUNER, GOVERNOR

LISA BONNETT, DIRECTOR

# Memorandum

To: Charles Gunnarson, Division of Legal Counsel

From: Al Keller, Manager, Permit Section 

Date: June 10, 2015

Re: D & V Pork  
1828 E. 1300<sup>th</sup> St.  
Fowler, IL 62338  
Recommendation of Tax Certification  
Log # TC-11-14  
Property ID # 05-0-0305-001-00

The Bureau of Water received a request on July 30, 2014 from D & V Pork 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:

D & V Pork  
1828 E. 1300<sup>th</sup> St.  
Fowler, IL 62338

Section 31, T1N, R7W of the 4<sup>th</sup> PM in Adams County

Livestock waste management facilities consisting of a concrete manure pit (approximately 102 ft. x 192 ft. x 8 ft.) and four (4) concrete pump outs (approximately 6 ft. x 6 ft. x 8 ft.) with slotted floors above the 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 Jenny Larsen at 217/782-0610.

SAK:JML:Tax Certs\AgChem\LogTC-11-14.docx

cc: Tax Cert File

## Watershed Unit Tax Certification Review Sheet

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Project Name: D & V Pork

Location: Fowler, IL

Reviewer: Jenny Larsen

Date: August 13, 2014

Log number: TC-11-14

Type:  Agchem  
 Livestock

Applicant: Jeff Venvertloh  
1828 E. 1300<sup>th</sup> St.  
Fowler, IL 62338

Contact: Jeff Venvertloh

Phone: (217)440-6232

Facility:  
1828 E. 1300<sup>th</sup> St.  
Fowler, IL 62338

Property ID: 05-0-0305-001-00

County: Adams

Legal Description:  
S: SW31 T: 1N R: 7W PM: 3rd

Signature: Jeff Venvertloh

Title: Co-owner

Date Control Devices installed: 11/01/2013

Provided Fair cash Value: \$201,738.08

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:

Concrete manure pit (102 ft. x 192 ft. x 8 ft.) with slotted floors on top and four (4) pump outs (6 ft. x 6 ft. x 8 ft.). All of the concrete pits were built for the purpose of collecting swine waste. The waste is pumped into the farm ground and applied based on crop needs.

The primary purpose for this structure is to store swine waste thereby eliminating waste runoff.

Recommended Action: Permit the above mentioned structures.

TC-11-14

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 D+V Pork			
	Person Authorized to Receive Certification Jeff Venverth		Person to Contact for Additional Details Jeff Venverth	
	Street Address 1828 E 1300 <sup>th</sup> ST <del>Fowler, IL</del>		Street Address 1828 E 1300 <sup>th</sup> ST	
	Municipality, State & Zip Code Fowler, IL 62338		Municipality, State & Zip Code Fowler, IL 62338	
	Telephone Number (217) 440-6232		Telephone Number (217) 440-6232	
	Location of Facility Quarter Section	Township W	Range 7W	Municipality Fowler
	Street Address 1828 E 1300 <sup>th</sup> ST		County ADAMS	Township Honey Creek
	Property Identification Number 05-0-0305-001-00		Book Number	
	Parcel Number 05-0-0305-001-00			
	Sec. B  MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location NONE: manure Pit		
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		
Sec. C  MANUFACTURING PROCESS	Describe Unit Process NONE			
	Materials Used in Process NONE			
Sec. D  POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility Manure Pit. Used to Contain Livestock waste to prevent pollution of water. The manure is produced by hogs, flows into pit then is pumped from pit to farm ground and applied based on crop needs. The pit is made of concrete floor and walls with slatted floor on top of it.			

**RECEIVED**  
 JUL 30 2014  
 IEPA  
 BOW/WPC/PERMIT SECTION



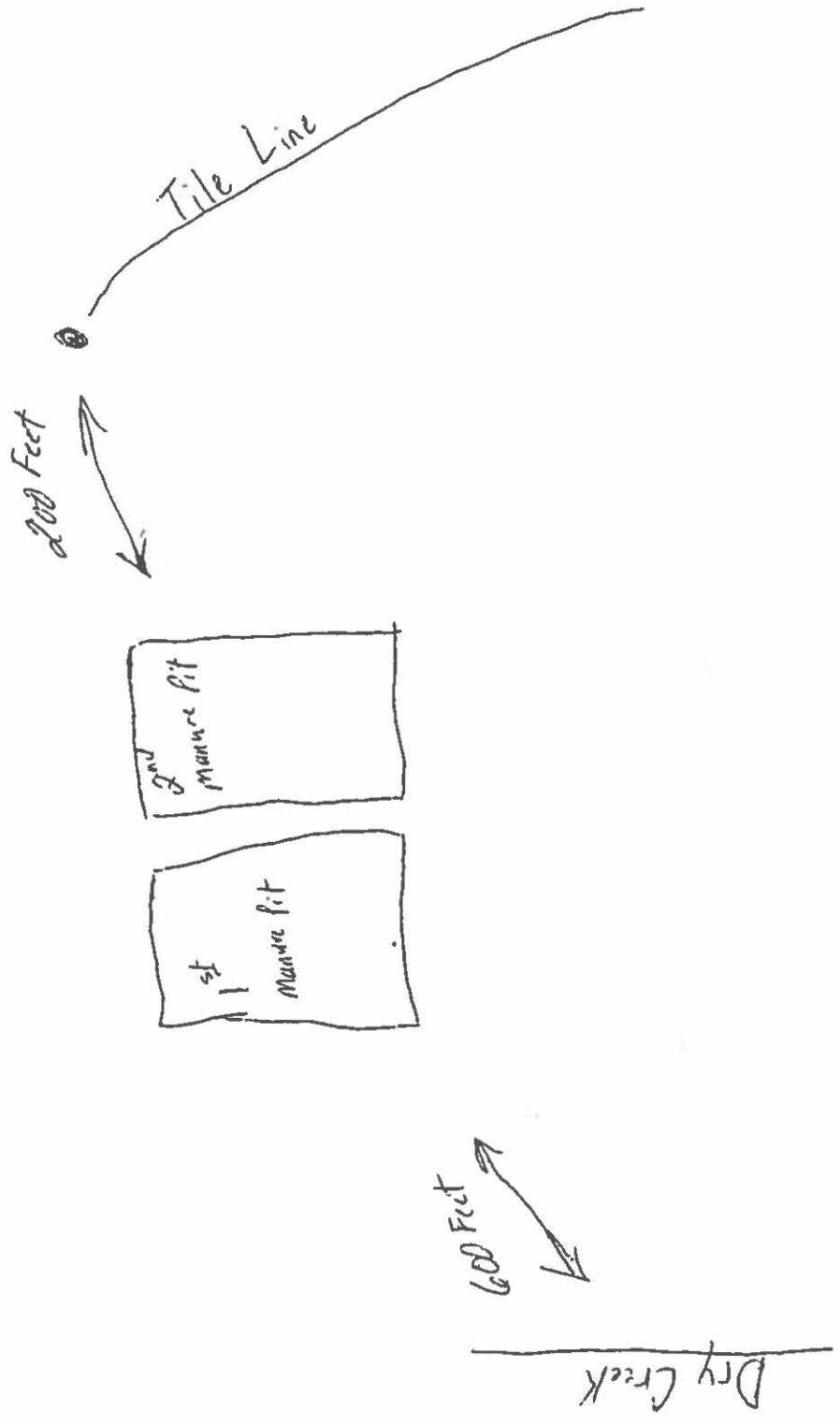


IEPA  
BOWMPC/PERMIT SECTION

RECEIVED  
JUL 30 2014

The Closest points of waste water Discharge,  
manure is held in pit and pumped onto Farm ground

- 1st manure pit is already certified.
- 2nd manure pit is the one we are Filing application for.



## Manure Pit Dimensions

- 102' x 192' x 8' Concrete
- has (4) 6' x 6' x 8' pump outs with Plastic Covers
- has Concrete slats on top of manure Pit

**RECEIVED**  
JUL 30 2014

BOW/WP/CLERK SECTION

\$119,900.00

\$ 81,838.08

**WORKSHEET**

**Bruce Duesterhaus  
101'10"x192' Finisher**

\$ 201,738.08 Total

Date 1/30/2013

**CONCRETE**

DISCRIPTION	YARDS	COST	TOTAL
Floor 4"x104'x194'		\$235.50	\$ -
		\$235.50	\$ -
Interior Wall Footings 4"x1.5"x192		\$235.50	\$ -
Exterior Walls 8"x8'x588'		\$235.50	\$ -
Interior Wall 10"x8'x192'		\$235.50	\$ -
Exterior Stem Wall 6"x2'x588'		\$235.50	\$ -
Interior Stem Wall 6"x4'x192'		\$235.50	\$ -
Pillar Footings 4"x3'x3'x128		\$235.50	\$ -
Pillars .25x 128		\$235.50	\$ -
Pumpout Walls 8"x8'x18'x4			\$ -
Pump Out Floor 8"x8'x8'x4		\$235.50	\$ -
Bin Pads 12"x11'x24'x2		\$235.50	\$ -
Load Out Pad	1	\$119,900.00	\$ 119,900.00
TOTAL	1		\$ 119,900.00
Over Pour Allowance	0.05		\$ -
<b>CONCRETE TOTAL</b>	<b>1.05</b>		<del>\$ 119,900.00</del>

**RECEIVED**  
JUL 30 2014  
IEPA  
BOW/WPC/PERMIT SECTION

**SLATS**

DISCRIPTION	QUANTITY	COST	TOTAL
4x10 Slats	480	\$ 140.80	\$ 67,584.00
8x10x12 Beams	1536	\$ 9.28	\$ 14,254.08
Slat Quote			\$ -
<b>SLAT TOTAL</b>			<del>\$ 81,838.08</del>

**STRUCTURE**

DISCRIPTION	QUANTITY	COST	TOTAL
16' Building Section	12	\$ 6,225.00	\$ 74,700.00
Fan Endwall	1	\$ 3,806.00	\$ 3,806.00
Curtian Endwall	1	\$ 2,198.00	\$ 2,198.00
3'x6'8" Plyco Doors	2	\$ 489.00	\$ 978.00
Curtian Pockets (pair)	4	\$ 86.00	\$ 344.00
Poly Curtian	294	\$ 3.00	\$ 882.00
Fluted Panel Doors	2	\$ 200.00	\$ 400.00
6'x6' Pit Covers	4	\$ 140.00	\$ 560.00
Firewalls		\$ 150.00	\$ -
Insulated Curtain	384	\$ 10.00	\$ 3,840.00
			\$ -
			\$ -
<b>TOTAL</b>			\$ 87,708.00

STATE OF ILLINOIS )  
 )  
 )  
COUNTY OF SANGAMON )  
 )

**PROOF OF SERVICE**

I, the undersigned attorney at law, hereby certify that on June 16, 2015, 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  
P.O. Box 19033  
Springfield, Illinois 62794

**[1<sup>st</sup> Class U.S. Mail]**

Jeff Ventertloh  
D & V Pork  
1828 E. 1300<sup>th</sup> St.  
Fowler, Illinois 62338

**[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/ Joey Logan-Pugh  
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)

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