Electronic Filing - Received, Clerk's Office: 06/16/2015 - *** PCB 2015-206 ***

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

D & V Pork – Fowler
(Property Indentification Number
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, Stuite 11-500 Chicago, Illinois 60601

Jeff Ventertloh D & V Pork 1828 E. 1300th 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

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

Electronic Filing - Received, Clerk's Office: 06/16/2015 - *** PCB 2015-206 ***

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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

APPEARANCE

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

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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 Electronic Filing - Received, Clerk's Office: 06/16/2015 - * * * PCB 2015-206 * * *

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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

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.

- 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. 1300th 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.

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."

- 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

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

Electronic Filing - Received, Clerk's Office: 06/16/2015 - * * * PCB 2015-206 * * *



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. 1300th 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. 1300th St. Fowler, IL 62338

Section 31, T1N, R7W of the 4th 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

* Electronic Filing - Received, Clerk's Office : 06/16/2015 - * * * PCB 2015-206 * * *

Watershed Unit Tax Certification Review Sheet

Project Name: D &V Pork	Location: Fowler, IL					
Reviewer: Jenny Larsen	Date: August 13, 2014 Type: Agchem					
Log number: TC-11-14	X Livestock					
Applicant: Jeff Venvertloh 1828 E. 1300 th St.	Contact: Jeff Venvertloh					
Fowler, IL 62338	Phone: (217)440-6232					
Facility: 1828 E. 1300 th St.	Property ID: 05-0-0305-001-00					
Fowler, IL 62338	County: Adams					
Legal Description:	Signature: Jeff Venvertloh					
S: SW31 T: 1N R: 7W PM: 3rd	Title: Co-owner					
Date Control Devices installed: 11/01/2013	Provided Fair cash Value: \$201,738.08					
Wastes: X 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.						

Electronic Filing - Received, Clerk's Office : 06/16/2015 - * * * PCB 2015-206 * * *

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 Statues, 1979. Chapter, £20, 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.	Ds	ate		
Sec. A	Company Name	Certification 140				
360. A	D+V Pork					
	Person Authorized to Receive Certification		Person to Contact for Additi	onal Details		
	Jeff Venuctish		Jeff Venuerthh			
	Street Address		Street Address			
	1828 E 1300 ¹¹ ST Code	the set	1828 E 1300"	S7		
-	Municipality, State & Zip Code		Municipality, State & Zip Co	ode		
NA.	Fowler IL 63338 Telephone Number		Telephone Number	L.IL67338		
APPLICANT	Telephone Number		Telephone Number			
AP	(217)440 6232		(217) 440 6=	732		
	Location of Facility		Municipality T	ownship		
	Quarter Section Township	Range	Fowler H	an Creek		
	Street Address	7W	County B	sook Number		
1	1828 E 1300th ST		4 DAMS	OOK NUMBER		
ļ	Property Identification Number		Parcel Number			
	05-0-0305-001-00		05-0-0305-001	-po		
Sec. B	Nature of Operations Conducted at the Abov	e Location				
	27					
	NONE: Manual Pit					
	_ *					
9,0						
S C C	Water Pollution Control Construction Permit	No.	Date Issued			
ACT						
MANUFACTURING OPERATIONS	NPDES PERMIT No.		Date Issued	Expiration Date		
MAN						
	Air Pollution Control Construction Permit No		Date Issued			
	Air Pollution Control Operating Permit No.		Date Issued			
Sec. C	Describe Unit Process					
	11 001 5					
(2)	NONE					
MANUFACTURING PROCESS				PECEIVAL		
ESS				N SINGLE		
S PA	Materials Used in Process		4	7(1		
5 4				JUL 3 0 2014 20		
×	NONE					
	100102		B	OWWPC PERA		
				OWWPC/PERMIT SECTION		
Sec. D	Describe Pollution Abatement Control Facilit	tv		- II - A 1 -		
000.0	mover 8+ used to Contain	Livestock :	waste to Prevent	Pollution of water.		
SS	Describe Pollution Abatement Control Facility Manure P.t. USed to Contain Livestock waste to Prevent Pollution of water. The Manure is produced by high Flows into Pit them is Pumped From Pit					
HT4	The Manure is produced by high is Flows into Pit then is Pumped From Pit to Farm ground and Applied Doued on Crop Nieds. The Pit is made of Concrete Floor and WAlls with statted Floor on top of it.					
252	to Farm ground and Applied	Doued on Cref	MULLIS . The Pit is	male of Concrete		
S H	Floor and walls with slatted F	loor ontop "	t it.			
 55	FIDOT WAS WITH					
POL ACID						
— ш						

$^{\circ}$ Electronic Filing - Received, Clerk's Office : 06/16/2015 - * * * PCB 2015-206 * * *

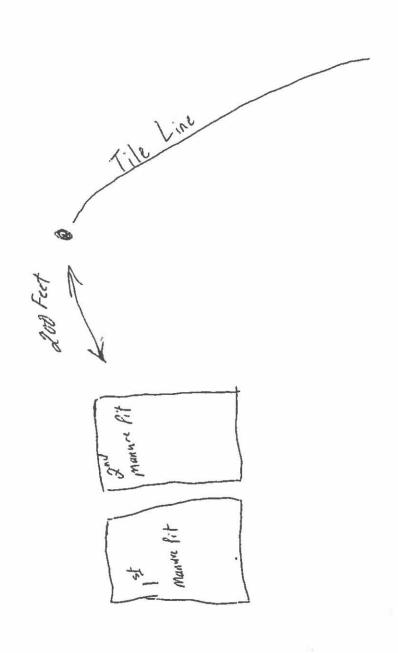
Sec E	(1) Nat	ture of Contaminants or Pollutants						
			Material Retain	ned, Captured or Recovered				
POLLUTION CONTROL FACILITY - CONTAMINANTS CONTAMINANTS	Contar	ninant or Pollutant	DESCRIPTION	DISPOSAL OR USE				
WIN								
ONTA		Jine Manure Manufacturing						
F O	.,,	THING THE COUNTY OF THE COUNTY						
ACII	/2\ Pa	nt(s) of Waste Water Discharge						
SOL	(2) FU	in(s) or waste water discharge						
TNO			Plans and Specifications					
Ö N C		Are contaminants (or residues) colle		Yes No 🗆				
DITO.		Date installation completed 11/1						
POLI DAT.	10/	a. FAIR CASH VALUE IF CONSIDER		\$ 201,738.08				
ING		b. NET SALVAGE VALUE IF CONSID		\$ 0				
N O	-		NCOME OF CONTROL FACILITY:					
ACC		d. PRODUCTIVE NET ANNUAL INC						
Sec. F			ITY BEARS TO WHOLE FACILITY V	ALUE: % & 37 Code, as amended, and to the best of my				
	knowle	dge, is true and correct. The facilities of	claimed herein are "pollution control f	acilities" as defined in Section 11-10 of the				
URE	Illinois Property Tax Code							
SIGNATURE		Il Vineithal	CO-OWNER					
SIC	Signa	7	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 o	water operations are related, file two applications. If attachments are needed, record them consecutively on an index sheet.						
	Sec. A	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	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.						
INSTRUCTIONS	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				



BOWWPC/PERMIT SECTION



Monure is held in Pit and Punped onto FAIM ground The Closest Points of waste water Discharge, we are Filing Application for - 1st Monure pot is Already certified the one

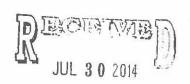


Dry Crack
1887

 $^{\circ}$ Electronic Filing - Received, Clerk's Office : 06/16/2015 - * * * PCB 2015-206 * * *

Manure Pit Dimensions

- 102 x 192 x 8 Concrete
- has (4) 6 x6 x8 pump outs with Plastic Covers
- has concrete slats on top of manure Pit



			и.,	,	
			\$ 11	9,	900,00
			# 8	1,	838.08
	WORKSHEE				738,08 Total
Date 1/30/2013	Bruce Duest 101'10"x192			17	, , ,
Date 1/00/2010		1 111	131161		
DISCRIPTION	CONCRETE YARDS		COST		TOTAL
Floor 4"x104'x194'	TARDO		\$235.50	\$	TOTAL -
Interior Wall Footings 4"x1.5"x192			\$235.50 \$235.50	\$ \$	-
Exterior Walls 8"x8'x588'			\$235.50	\$	D
Interior Wall 10"x8'x192' Exterior Stem Wall 6"x2'x588'			\$235.50 \$235.50	\$	DECT THE
Interior Stem Wall 6"x4'x192"			\$235.50	\$ \$	JUL 30 2014
Pillar Footings 4"x3'x3'x128 Pillars .25x 128			\$235.50 \$235.50	\$	
Pumpout Walls 8"x8'x18'x4			φ233.30	\$	BOWWPC/PERMIT SECTION
Pump Out Floor 8"x8'x8'x4 Bin Pads 12"x11'x24'x2			\$235.50	\$	-
Load Out Pad	1	\$	\$235.50 119,900.00	\$ \$	119,900.00
TOTAL	1			\$	119,900.00
Over Pour Allowance CONCRETE TOTAL	0.05 1.05			4	119:900:00
	SLATS			AP WELLOWS V	and the second control of the design and the second
DISCRIPTION 4x10 Slats	QUANITY 480	\$	COST 140.80	\$	TOTAL 67,584.00
8x10x12 Beams	1536	\$	9.28	\$	14,254.08
Slat Quote SLAT TOTAL				\$	94.020.05
OLA! IOIAL	STRUCTURE		-4.4	*1900	
DISCRIPTION 16' Building Section	QUANITY 12	æ	COST 6,225.00	œ	TOTAL 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 Curtian Pockets (pair)	2	\$ \$	489.00 86.00	\$ \$	978.00 344.00
Poly Curtian	294	\$	3.00	\$	882.00
Fluted Panel Doors 6'x6' Pit Covers	2 4	\$ \$ \$	200.00 140.00	\$	400.00 560.00
Firewalls			150.00	\$	-
Insulated Curtain	384	\$	10.00	\$ \$	3,840.00
				\$	-
TOTAL				\$	87,708.00

	Electronic Filing -	Received,	Clerk's Office :	06/16/2015 -	* * * PCB 2015-206 * * *
--	---------------------	-----------	------------------	--------------	--------------------------

CONTROL OF HEADING)
STATE OF ILLINOIS)
COUNTY OF SANGAMON)
	ì

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:

[1st Class U.S. Mail]

[1st Class U.S. Mail]

Steve Santarelli Illinois Department of Revenue 101 West Jefferson P.O. Box 19033 Springfield, Illinois 62794 Jeff Ventertloh D & V Pork 1828 E. 1300th 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)

THIS FILING IS SUBMITTED ON RECYCLED PAPER