

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Mark E. Chandler)
(Property Identification Number 05-022-002-02)) PCB 16-
) (Tax Certification)
)

NOTICE

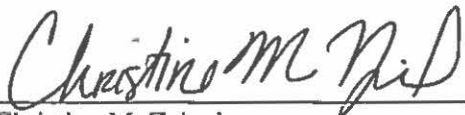
Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

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

Mark E. Chandler
RR1 Box 187 H
Oquawka, Illinois 61469

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: 
Christine M. Zeivel
Assistant Counsel
Division of Legal Counsel

DATED: September 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

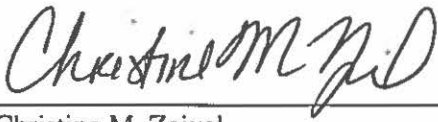
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(Property Identification Number 05-022-002-02)) PCB 16-
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A P P E A R A N C E

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

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Christine M. Zeivel
Assistant Counsel
Division of Legal Counsel

DATED: September 16, 2015

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

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Mark E. Chandler)
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**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 ("Board"), 35 Ill. Adm. Code 125.204.

1. On December 31, 2014, the Illinois EPA received a request from Mark E. Chandler LLC (log number TC-21-14, 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 facility's address is: Mark E. Chandler LLC
1848 E. 2650 N
Little York, IL 61469

The proposed water pollution control facilities in this request are located at Section 22, T12N, R4W of the 4th P.M. in Henderson County, at the above street address and consist of the following:

Livestock waste management facilities consisting of one concrete manure pit (approximately 281 ft. x 71 ft. x 8 ft. deep), slotted floors over the pit, and four (4) concrete pump outs (approximately 6 ft. x. 6 ft. x 8 ft.) that collect swine waste.

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

3. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2014), and Section 125.200(a) of the Board's regulations, 35 Ill. Adm. Code 125.200(a), define

"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.

4. In order to receive preferential tax treatment as pursuant to 35 ILCS 200/11-5 (2014), pollution control facilities must be certified as such by the Board, 35 ILCS 200/11-20 (2014) and 35 Ill. Adm. Code 125.200(a).
5. Upon receipt of a tax certification application, the Illinois EPA must file a recommendation on the application with the Board, 35 Ill Adm. Code 125.205(a).
6. Based on the information in the application and the purpose of the facility, 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: 

Christine M. Zeivel
Assistant Counsel
Division of Legal Counsel

Dated: September 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) 782-3397
PAT QUINN, GOVERNOR JOHN J. KIM, INTERIM DIRECTOR

Memorandum

To: Charles Gunnarson, Division of Legal Counsel

From: Al Keller, Manager, Permit Section 

Date: August 12, 2015

Re: Mark E. Chandler
RRI Box 187 H
Oquawka, IL 61469
Recommendation of Tax Certification
Log # TC-21-14
Property ID # 05-022-002-02

The Bureau of Water received a request on December 30, 2014 from Mark E. Chandler LLC 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:

Mark E. Chandler LLC
1848 E. 2650 N
Little York, IL 61453

Section 22, T12N, R4W of the 4th PM in Henderson County

The facility consists of one concrete manure pit (281.33 ft. x 71.17 ft. x 8 ft. deep), slotted floors over the pit, and four (4) concrete pump outs (6 ft. x 6 ft. x 8 ft.) that collect swine waste. These livestock waste management facilities are used to collect, transport, and/or store livestock waste 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\Livestock\LogTC-21-14.docx

cc: Tax Cert File

Watershed Unit Tax Certification Review Sheet

Project Name: Mark E. Chandler LLC

Location: Little York

Reviewer: Jenny Larsen

Date: 01/21/2015

Log number: TC-21-14

Type: Agchem
 Livestock

Applicant:

Mark E. Chandler
RR1 Box 187 H
Oquawka, IL 61469

Contact: Mark E. Chandler

Phone: (309)337-0896

Facility:

1848 E 2650 N
Little York, IL 61453

Property ID: 05-022-022-02

County: Henderson

Legal Description:

S: 22 T: 12N R: 4W PM: 4th

Signature: Mark E. Chandler

Title: Owner

Date Control Devices installed: 11/2014

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:

This facility consists of one concrete manure pit (281.33 ft. x 71.17 ft. x 8 ft.) with slotted floors and four pump outs (6 ft. x 6 ft. x 8 ft.) to collect swine waste. The manure is pumped out of the pits and applied to the fields as crop fertilizer.

08/11/2015 – Spoke with Mark E. Chandler. He confirmed that there are slotted floors over the manure pit. He also confirmed that there is a swine facility next to this facility that is owned by George E. Chandler. These are two separate facilities.

The primary purpose for these structures is to contain swine manure thereby preventing contaminated water runoff.

Recommended Action: Permit the above mentioned structures.



Illinois Environmental Protection Agency

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DEC 30 2014

1021 North Grand Avenue East • P.O. Box 19276 • Springfield • Illinois • 62794-9276

Application for Certification (Property Tax Treatment) Pollution Control Facility

IEPA
BOW/WPC/PERMIT SECTION

FOR AGENCY USE ONLY	
File Number: _____	Date Rec'd: _____
Certification Number: _____	Date: _____

Facility Type (check one): Air Water

This form is to be used for any application for certification of property tax treatment for a pollution control facility for air or water from the Illinois EPA. Separate applications must be completed for each control facility claimed. Do not mix types (air and water). Where both air and water operations are related, file two applications.

If attachments are needed, record them consecutively on an index sheet.

You may complete this form online, save a copy locally, print, sign and submit it to:

Illinois EPA
 Attention: Ray E. Pilapil, Permit Section
 Division of Air Pollution Control
 1021 North Grand Avenue East, P.O. Box 19276
 Springfield, IL 62794-9276

Illinois EPA
 Attention: Al Keller, Permit Section
 Division of Water Pollution Control
 1021 North Grand Avenue East, P.O. Box 19276
 Springfield, IL 62794-9276

I. Applicant Information:

Company Name: <u>Mark E. Chandler LLC</u>	Person to Contact
Person Authorized to Receive Certification: <u>MARK E. CHANDLER LLC</u>	for Additional Details _____
Street Address: <u>RR1 Box 187H</u>	Street Address: _____
City: <u>QUAWKA</u> State: <u>IL</u>	City: _____ State: _____
Zip: <u>61469</u> Phone: <u>309-337-0916</u>	Zip: _____ Phone: _____
Email Address: _____	Email Address: _____

II. Facility Information:

Facility Location: Quarter Section: 22 Township: 12 Range: 4
 Municipality: _____ Township: BALD BLUFF

Note: A plat map location is requested for facilities located outside of municipal boundaries.

Address: 1848 E 2650 N City: Little York
 State: IL Zip Code: 61453 County: Henderson Book Number: 582 page 134
 Property Index Number: 05-022-002-02

Note: The Property Index Number is the numerical reference used to identify a parcel of real property for assessment and taxation purposes.

Manufacturing Operations Information:

Nature of Operations Conducted at the Above Location:

Sewine operations

Permit Information:

WPC Construction Permit Number: _____	Date Issued: _____
NPDES Permit Number: _____	Date Issued: _____ Exp. Date: _____
APC Construction Permit Number: _____	Date Issued: _____
APC Operating Permit Number: _____	Date Issued: _____ Exp. Date: _____

Note: Submit copies of all relevant permits issued by local pollution control agencies. (e.g. MSD Construction Permit)

This Agency is authorized to request this information under 415 ILCS 5/4(b)(2012). Disclosure of this information is voluntary and no penalties will result from the failure to provide the information. However, the absence of the information could prevent your application from being processed or could result in denial of your application.

Manufacturing Process Information:

Please provide information on the manufacturing process and materials on which pollution control facility is used, including each major piece of equipment associated with the pollution control facility (or low sulfur dioxide emission coal fueled device).

Description of the Process:

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DEC 30 2014

EPA
ROW/WPC/PERMIT SECTION

Materials Used in the Process:

Pollution Control Facility Information:

Please provide a narrative description of the pollution control facility (or low sulfur dioxide emission coal fueled device), and an explanation of why its primary purpose is to eliminate, prevent or reduce pollution. State the type of control facility, as well as a narrative description and a process flow diagram describing the pollution control facility. Include an average analysis of the influent and effluent of the control facility stating the collection efficiency, if applicable.

Describe the Pollution Control Facility (or Low Sulfur Dioxide Emission Coal Fueled Device):

Diagram attached to Application
Dimension of Pit = 281' - 4" x 71' - 2" x 8' Deep
Dimension of Pump-out (6 x 6' x 8' deep 4 total)
- All Concrete Construction

Describe the Primary Purpose of the Pollution Control Facility (or Low Sulfur Dioxide Emission Coal Fueled Device):

Identify the statute or regulation (federal or state), or local ordinance, if any, requiring the installation of the subject pollution control facility (or low sulfur dioxide emission coal fueled device).

Nature of Contaminants or Pollutants:

List air contaminants or water pollution substances released as effluents to the manufacturing processes. Also list the final disposal of any contaminants removed from the manufacturing processes.

Contaminant or Pollutant	Material Retained, Captured or Recovered	
	Description	Disposal or Use
<i>Swine Manure</i>	<i>Swine Manure</i>	<i>Fed/ Applied</i>

Note: Contaminant or pollutant means that which is removed from the process by the pollution control facility.

Point(s) of Waste Water Discharge:

Identify the location of the discharge to the receiving stream. This will typically refer to a source of water pollution but can include water-carried wastes from air pollution control facilities.

Plans and Specifications Attached Yes No

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.

Are contaminants (or residues) collected by the control facility? Yes No

Note: If the collected contaminants are disposed of other than as wastes, state the disposition of the materials, and the value dollars reclaimed by the sale or reuse of the collected substances. State the cost of reclamation and related expense.

Project Status:

Date Installation Completed: 10-2014

Provide the date the pollution control facility was first placed into service and operated. If not, explain.

Status of installation on date of application:

Complete

III. Verification and Signature:

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.

Any person who knowingly makes a false, fictitious, or fraudulent material statement, orally or in writing, to the Illinois EPA commits a Class 4 felony. A second or subsequent offense after conviction is a Class 3 felony. (415 ILCS 5/44(h))

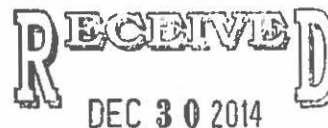
MARK ECHANDLER LLC
Printed Name:

OWNER
Title:

For incorporated entities, signature should be from an authorized corporate representative.

Signature:

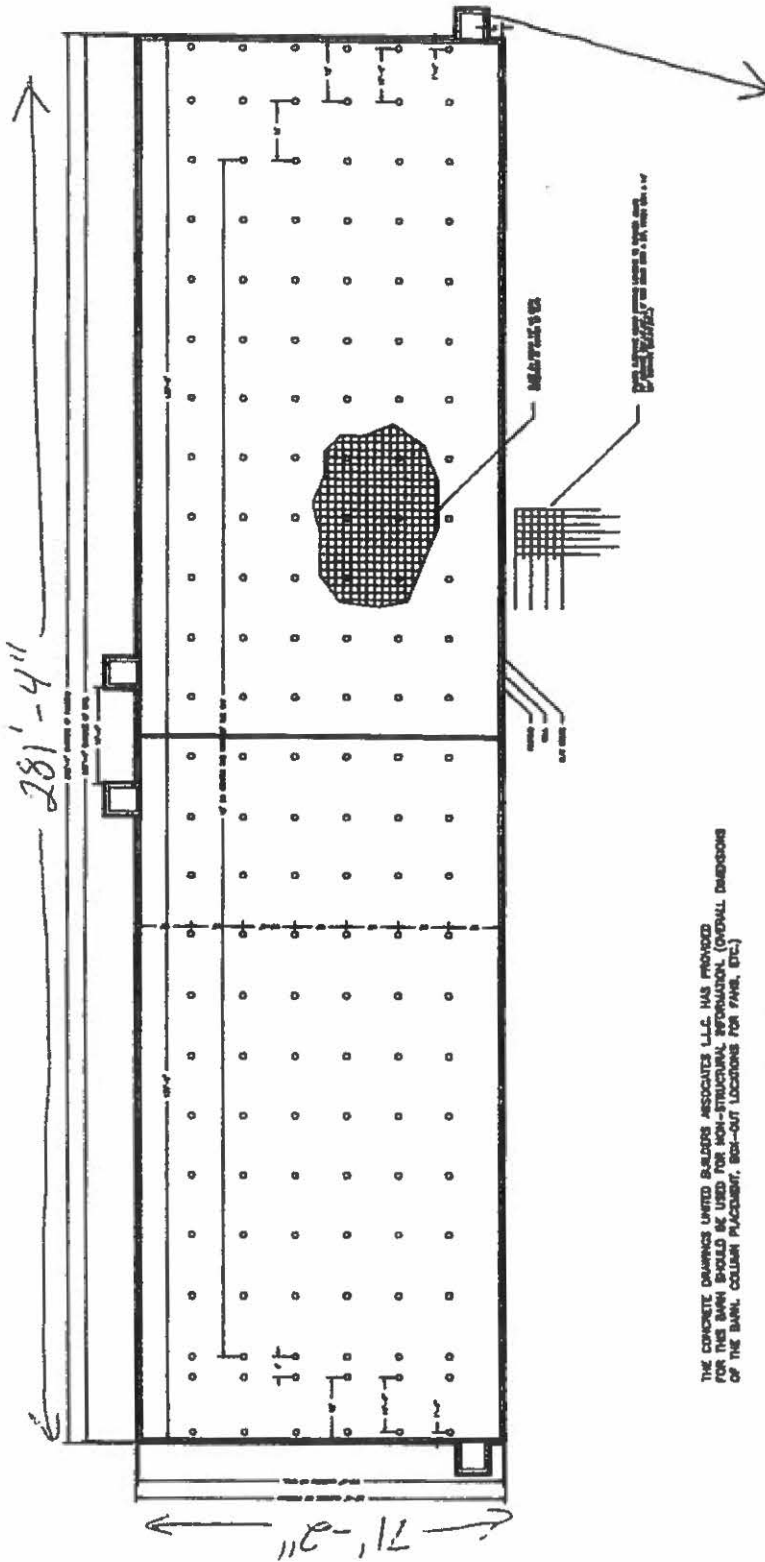
Date:



IEPA
BOW/WPC/PERMIT SECTION

- Pit and Pit Pump-Outs are Concrete Construction

Pit Depth = 8 feet



- Pit Pump-Out Dimensions
6' wide x 6' High
- 4 Pit Pump-Outs
locations

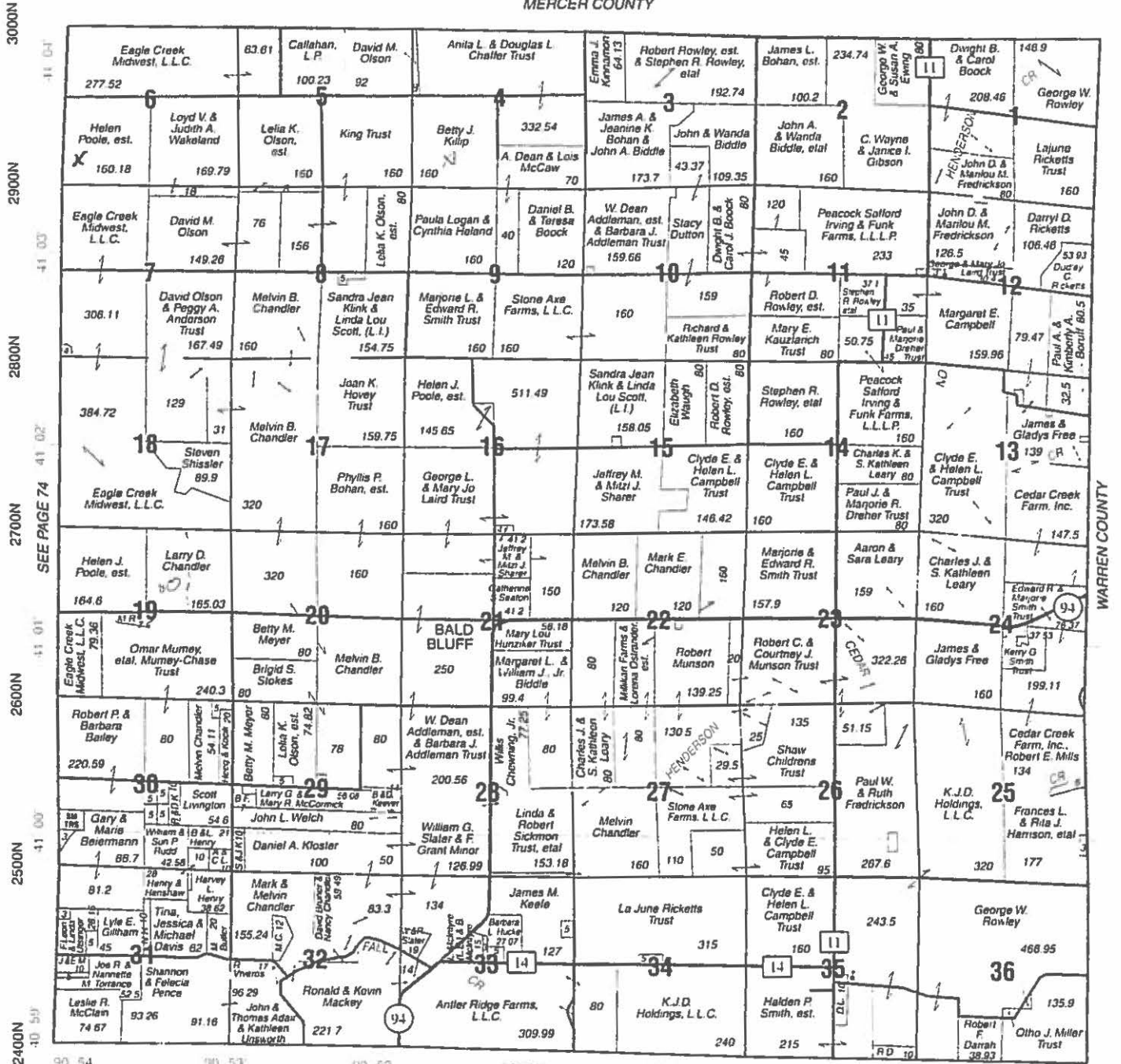
THE CONCRETE DRAWINGS UNITED BUILDERS ASSOCIATES, L.L.C. HAS PROVIDED FOR THIS BARN SHOULD BE USED FOR NON-STRUCTURAL INFORMATION. (OVERALL DIMENSIONS OF THE BARN, COLUMN PLACEMENT, BOB-OUT LOCATIONS FOR PANS, ETC.)
FRANK & WEST HAVE ENGINEERED THIS BARN FOR THE ILLINOIS DEPARTMENT OF AGRICULTURE AND THEIR DRAWINGS SHOULD BE USED FOR THE STRUCTURAL INTEGRITY OF THE BARN. (ROOF SPACING, SIZE OF MEMBRANES, FOOTING DEPTH, WALL THICKNESS, ETC.)

<p>THESE DRAWINGS ARE THE PROPERTY OF UNITED BUILDERS ASSOCIATES, L.L.C. ANY REPRODUCTION OR TRANSMISSION OF THESE DRAWINGS WITHOUT THE WRITTEN PERMISSION OF UNITED BUILDERS ASSOCIATES, L.L.C. IS PROHIBITED. PENALTY IS FINANCIAL LIABILITY.</p>	<p>UNION BUCK ASSOCIATES - CONTRACT #1 UNION BUCK ASSOCIATES 1405 W. 10TH ST. MILWAUKEE, WI 53233 PHONE (414) 833-1233 FAX (414) 833-1233</p>
---	---

EAST PART BALD BLUFF

T.12N.-R.4W.

MERCER COUNTY



WARREN COUNTY

Are contaminants (or residues) collected by the control facility? Yes No

Note: If the collected contaminants are disposed of other than as wastes, state the disposition of the materials, and the value dollars reclaimed by the sale or reuse of the collected substances. State the cost of reclamation and related expense.

Project Status:

Date Installation Completed: 10-2014

Provide the date the pollution control facility was first placed into service and operated. If not, explain.

Status of installation on date of application:

Complete

III. Verification and Signature:

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MARK E CHANDLER LLC OWNER
Printed Name: Title:

For incorporated entities, signature should be from an authorized corporate representative.

Mark E Chandler LLC Nov-2014
Signature: Date:

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JUN 19 2015
Watershed Management Section

Public Land Survey System (PLSS)

Instructions: This web page will allow you to enter an Illinois address and determine its legal description to the section level-of-detail. The Public Land Survey System (PLSS) is used in legal descriptions and employs a grid system described in terms of numbered townships, ranges, and sections. Please follow the instructions below. **Note:** If the Google Maps application below is not displayed, make sure to enable Javascript on your Internet browser.

1. Enter your address in the box below and click "Search Address." Address location is provided by Google geolocation service.
2. **Please check that location is accurate.** If not, see step 4.
3. An information window will appear listing the County, Township, Range, and Section for the marker location. Also listed is the Principal Meridian from which that area was surveyed, USGS 7.5-minute Quadrangle name, Civil Township or Precinct name, and Latitude/Longitude coordinates.
4. If you would like to move the marker due to an incorrect geolocation, first close the information window by clicking on the "X" in the top right corner, then drag the marker to a new location. A new information window will appear with the new location information.

1848 e 2650n little york, il

Search Address

Refresh Page

Henderson	12N	4W	22	4	Seaton

Bald Bluff Township

41.0189177	-90.8254804
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World Geodetic System of 1984 (WGS84)

This location is within 200 feet of a section line. Please verify using a topographic map.



Supplementary Data from the U.S. Census Bureau

Township and precinct names were obtained from the Census Bureau's 2012 TIGER/Line geospatial data. Civil township/precinct boundaries do not exactly match the PLSS townships and ranges, although in many areas of the state the two systems are coincident.

Township and precinct names are provided as a convenience to the user, yet their designation does not constitute a determination of jurisdictional authority or rights of ownership or entitlement and they are not legal land descriptions. Locations within 200 feet of the civil township boundary may be susceptible to potential digitization errors and should be verified using other means. Plat books or maps may provide the user with more detail, and may be obtained from appropriate county offices and/or non-governmental vendors.

Disclaimer

The Illinois State Geological Survey and the University of Illinois make no guarantee, expressed or implied, regarding the correctness of the interpretations presented in this data set and accept no liability for the consequences of decisions made by others on the basis of the information presented here.

Illinois State Geological Survey

Richard C. Berg, Director
615 E. Peabody
Champaign, IL 61820
217-333-4747
info@isgs.illinois.edu

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STATE OF ILLINOIS

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)
)
)

COUNTY OF SANGAMON

PROOF OF SERVICE

I, the undersigned attorney at law, hereby certify that on September 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

Mark E. Chandler
RR1 Box 187 H
Oquawka, Illinois 61469

[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/ Christine M. Zeivel
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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