

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Frank Hopkins)
(Property Identification Number) PCB No.
17-12-200-006) (Tax Certification)
)

NOTICE

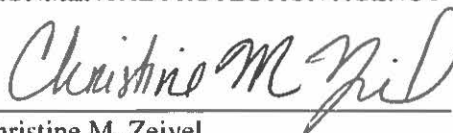
Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

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

Frank Hopkins
675 Knox Hwy 8
Gilson, Illinois 61436

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: December 15, 2016

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

Frank Hopkins)
(Property Identification Number) PCB No.
17-12-200-006) (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: 
Christine M. Zeivel
Assistant Counsel
Division of Legal Counsel

DATED: December 15, 2016

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Frank Hopkins)
(Property Identification Number) **PCB No.**
17-12-200-006)) **(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 ("Board"), 35 Ill. Adm. Code 125.204.

1. On August 22, 2016, the Illinois EPA received a request from Frank Hopkins (log number TC-136590, 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: Hopkins Farm
696 Knox Hwy 23
Abingdon, IL 61410

The proposed water pollution control facilities in this request are located at Section 12, T9N, R1E of the 4th P.M. in Knox County, at the above street address and consist of the following:

Livestock waste management facilities consisting of one concrete manure pit (approximately 101 ft. x 193 ft. x 8 ft. deep) with ten concrete livestock waste pump out pits to allow for waste removal (approximately 4 ft. x. 4 ft. x. 8 ft.), a PVC perimeter tile drain (4" diameter and approximately 600 ft. in length) and slotted floors over the pit that collect livestock 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: eliminating, preventing, or reducing air or water pollution ...or 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 125.204(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: December 15, 2016
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

BRUCE RAUNER, GOVERNOR

ALEC MESSINA, ACTING DIRECTOR

Memorandum

To: Charles Gunnarson, Division of Legal Counsel

From: Al Keller, Manager, Permit Section

A handwritten signature in black ink, appearing to read 'AK', is written over the name 'Al Keller'.

Date: NOV 21 2016

Re: Hopkins Farms
Attn: Frank Hopkins
675 Knox Hwy 8
Gilson, IL 61436
Recommendation of Tax Certification
Log # TC-136590
Property ID # 17-12-200-006

The Bureau of Water received a request on August 22, 2016 from Hopkins Farms 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:

Hopkins Farms
675 Knox Hwy 8
Gilson, IL 61436

Section 12, T9N, R1E of the 4th PM in Knox County

Livestock waste management facilities consist of a concrete pit (approximately 101 ft. x 193 ft. x 8 ft.) with ten (10) concrete pump outs (approximately 4 ft. x 4 ft. x 8 ft. deep), a PVC perimeter tile drain (4" diameter and approximately 600 ft. in length), and slotted floors over the pit. 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\TC-136590.docx

cc: Tax Cert File

4302 N. Main St., Rockford, IL 61103 (815)987-7760
595 S. State, Elgin, IL 60123 (847)608-3131
2125 S. First St., Champaign, IL 61820 (217)278-5800
2009 Mall St., Collinsville, IL 62234 (618)346-5120

9511 Harrison St., Des Plaines, IL 60016 (847)294-4000
5407 N. University St., Arbor 113, Peoria, IL 61614 (309)693-5462
2309 W. Main St., Suite 116, Marion, IL 62959 (618)993-7200
100 W. Randolph, Suite 11-300, Chicago, IL 60601 (312)814-6026

Watershed Unit Tax Certification Review Sheet

Project Name: Hopkins Farms

Location: Gilson, IL

Reviewer: Jenny Larsen

Date: 9/21/2016

Log number: TC-136590

Type: Agchem
 Livestock

Applicant:
Frank Hopkins
675 Knox Hwy 8
Gilson, IL 61436

Contact: Frank Hopkins

Phone: (309)368-0382

Facility:
696 Knox Hwy 23
Abingdon, IL 61410

Property ID: 17-12-200-006

County: Knox

Legal Description:
S: 12 T: 9N R: 1E PM: 4th

Signature: Frank Hopkins

Title: Owner

Date Control Devices installed: 07/11/2015

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 a concrete manure pit (approximately 101 ft. x 193 ft. x 8 ft. deep), ten concrete pump out ports (approximately 4 ft. x 4 ft. x 8 ft. deep), a 4" diameter perimeter tile drain (approximately 600 ft. in length) and slotted floors over the pit to collect swine waste. The manure is pumped out of the pits and applied to the fields as crop fertilizer.

9/27/2016 - Spoke with Frank Hopkins who confirmed there was a perimeter tile drain and gave me the dimensions. He also confirmed that he only wishes the pits, slotted floors, and perimeter tile drain to be certified as pollution controls.

The primary purpose for these structures is to contain livestock waste thereby preventing contaminated water runoff.

Recommended Action: Permit the above mentioned structures.

TC-136590 JTM

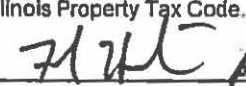
APPLICATION FOR CERTIFICATION (PROPERTY TAX TREATMENT)
 POLLUTION CONTROL FACILITY
 AIR WATER

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	
APPLICANT	Sec. A Company Name Hopkins Farms - Frank Hopkins, Sr.			
	Person Authorized to Receive Certification Frank Hopkins		Person to Contact for Additional Details	
	Street Address 675 Knox Hwy 8		Street Address	
	Municipality, State & Zip Code Gilson, IL 61436			
	Telephone Number		Telephone Number	
	Location of Facility		Municipality	Township
	Quarter Section NE 1/4 sect 12	Township 9-N	Range 1-E	Indian Point
	Street Address 696 Knox Hwy 23, Abingdon - IL 61410		County Knox	Book Number
	Property Identification Number 17-12-200-006		Parcel Number	
	MANUFACTURING OPERATIONS	Sec. B Nature of Operations Conducted at the Above Location Wren-to-finish Hog facility		
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 Livestock waste management facility consisting of a concrete pit (101'x193'x8'deep) with 10 concrete pump outs (4'x4'x8'deep) and the portion of the concrete slatted floor over the manure pit.			

RECEIVED
 AUG 29 2016
 BOW/WPC/PERMIT SECTION

POLLUTION CONTROL FACILITY - CONTAMINANTS	Sec. E (1) Nature of Contaminants or Pollutants			
	Contaminant or Pollutant		Material Retained, Captured or Recovered	
			DESCRIPTION	
	Hog Manure		DISPOSAL OR USE	
			Spread on fields for fertilizer	
	Sec. E (2) Point(s) of Waste Water Discharge			
	None - 0			
	Plans and Specifications Attached			
		Yes <input checked="" 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 <u>7/1/15</u> status of installation on date of application _____			
ACCOUNTING DATA	(5) a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY:		\$ 600,000	
	b. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY:		\$ 600,000	
	c. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:		\$ 30,000	
	d. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:		\$ 10,000	
	e. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:		% 80	
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.			
	 Signature		Owner Title	
INSTRUCTIONS	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 pollution control facility. Include a listing of each major piece of equipment included in the claimed fair cash value for real property. Include an average 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

RECEIVED
AUG 23 2016
EPA
BOW/WPC/PERMIT SECTION

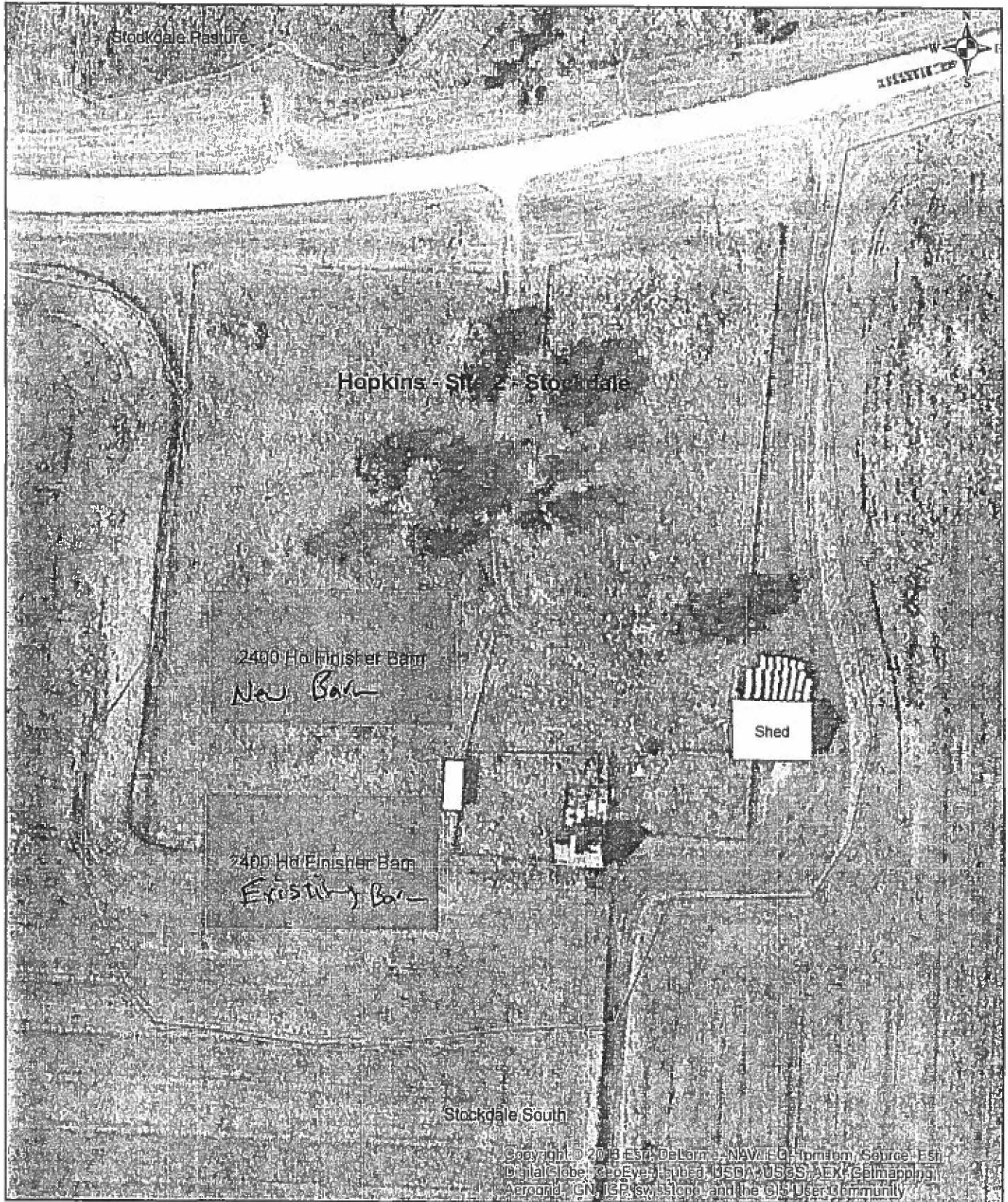
Section D:

The manure from the hogs is collected in the manure pit directly under where the hogs are raised. The manure falls through the slats into the pit where it is stored until it is pumped out in the fall. A PTO driven pump/agitator is inserted into one of the pump outs that is located on the side of the building. The manure is then loaded into a manure tanker and taken to the appropriate fields based upon current soil tests. The manure is then injected into the field. The gallons applied per acre are based upon a manure sample analysis that is taken just prior to pumping. All setbacks regarding creeks, streams, wells, and dry dams are met.








The pollution control facilities are under roof and keep rain water from entering and potentially from causing run off into local creeks and waterways.

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AUG 22 2016
FOR
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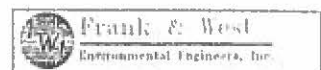
Hopkins Site #2 - Stockdale Facility Map



Legend

-  Facility Location
-  Pond or Lake
-  Livestock Facilities
-  Stockdale Fields
-  Wells
-  Other Farm Building
-  Water

120 Feet



STATE OF ILLINOIS

COUNTY OF SANGAMON

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)
)
)
)

PROOF OF SERVICE

I, the undersigned attorney at law, hereby certify that on December 15, 2016, 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]

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
P.O. Box 19033
Springfield, Illinois 62794

[1st Class U.S. Mail]

Frank Hopkins
675 Knox Hwy 8
Gilson, Illinois 61436

[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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