

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

MAR 21 2007

STATE OF ILLINOIS
Pollution Control Board

Christian County Farmers Supply
Company-Pana
(Property Identification Number
11-25-15-101-001)

)
) PCB-07 -89
) (Tax Certification)
)
)

NOTICE

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

Mike Bulta
1210 Cheny
P.O. Box 377
Taylorville, Illinois 62568

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
Vera Herst
Assistant Counsel
Division of Legal Counsel

DATED: March 19, 2007

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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APPEARANCE

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: March 19, 2007
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
(217)782-5544

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Company-Pana) PCB-07 89
(Property Identification Number) (Tax Certification)
11-25-15-101-001)
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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 September 11, 2006, the Illinois EPA received a request from Christian County Farmers Supply Company-Pana (log number TC-15-06, 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: Christian County Farmers Supply Company
378 N. 2400 East Road
Pana, Illinois 62557

3. The proposed water pollution control facilities in this request are located at NW 1/4 of T12N, R1E of the 3rd P.M. in Christian County, at the above street address and consist of the following:

Agrichemical containment structures consisting of two liquid agrichemical operational area containment structures; two bulk liquid agrichemical secondary containment structures; the portion of the building over one liquid agrichemical operational area containment structure, one bulk liquid agrichemical secondary containment structure, and one dry fertilizer blending operational containment structure; associated collection and recovery systems; four dry fertilizer operational containment structures; and one dry fertilizer blending operational containment structure; as approved under the Agency endorsed Agrichemical Facility Permit No. 93011927 (Log No. 03037444 issued May 8, 2003).

These facilities are used to collect, transport, and store agrichemical rinsates, residues, or washwaters prior to reuse or disposal, and are further described in Exhibit A.

4. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2004), defines

“pollution control facilities” as:

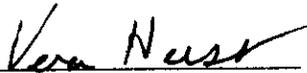
“any system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: (a) eliminating, preventing, or reducing air or water pollution ...or (b) treating, pretreating, modifying 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: March 19, 2007

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

ROD R. BLAGOJEVICH, GOVERNOR DOUGLAS P. SCOTT, DIRECTOR

Memorandum

To: Connie Tonsor, Division of Legal Counsel
 From:  Bruce J. Yurdin, Manager, Watershed Management Section
 Date: **MAR 12 2007**
 Re: Christian County Farmers Supply Company - Pana
 Recommendation of Tax Certification
 Log # TC-15-06
 Property Identification # 11-25-15-101-001

RECEIVED
 Division of Legal Counsel
 MAR 12 2007
 Environmental Protection Agency

The Bureau of Water received a request on September 11, 2006 from Christian County Farmers Supply Company 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:

Christian County Farmers Supply Company
 378 N 2400 East Road
 Pana, IL 62557

NW 1/4 of T12N, R1E of the 3rd P.M. in Christian County

Agrichemical containment structures consisting of two liquid agrichemical operational area containment structures; two bulk liquid agrichemical secondary containment structures; the portion of the building over one liquid agrichemical operational area containment structure, one bulk liquid agrichemical secondary containment structure, and one dry fertilizer blending operational containment structure; associated collection and recovery systems; four dry fertilizer operational containment structures; and one dry fertilizer blending operational containment structure; as approved under the Agency endorsed Agrichemical Facility Permit No. 93011927 (Log No. 03037444 issued May 8, 2003). These facilities collect, transport, and store agrichemical rinsates, residues, or washwaters prior to reuse or disposal.

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.

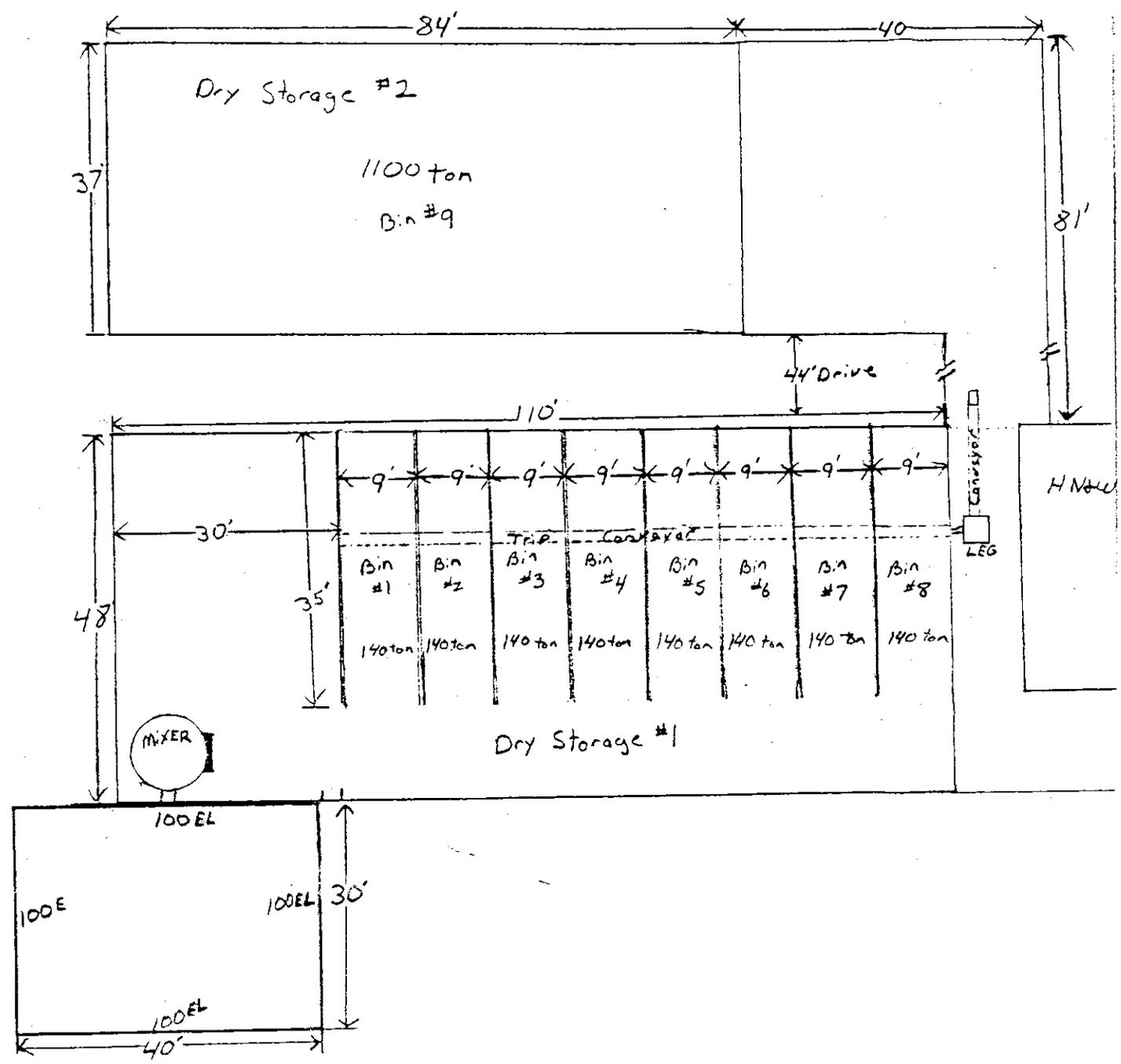
If you have any questions regarding the above, please contact James Allison at 217/782-3362.

BJY:JRA:

cc: Tax Cert File

1/15/10 10:00 AM
 Schedule D Response Drawing #3

There will be no six inch curb
 around the mixing area
 A 30'x40' flat pad will
 place the 51'x27' load out pad
 There will be no impregation
 in this area



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 Christian County Farmers Supply Co.			
	Person Authorized to Receive Certification Mike Builta		Person to Contact for Additional Details Jenny L. Sutton	
	Street Address 1210 N. Cheney P.O. Box 377		Street Address 1210 N. Cheney P.O. Box 377	
	Municipality, State & Zip Code Taylorville, IL, 62568		Municipality, State & Zip Code Taylorville IL, 62568	
	Telephone Number 217-824-2205		Telephone Number 217-824-2205	
	Location of Facility Quarter Section	Township 12 N	Range 1 E	Municipality Pana
	Street Address 378 N 2400 East Rd.		County Christian	Township Pana
	Property Identification Number 11-25-15-101-001		Book Number	Parcel Number 11-25-15-101-001
Sec. B MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location Agri Chemical & Dry Fertilizer Facility			
	Facility ID: AC 0213140000			
	Permit # AC93011927 Issue Date: 5/8/2003			
	Water Pollution Control Construction Permit No.	Date Issued		
	NPDES PERMIT No.	Date Issued	Expiration Date	
Sec. C MANUFACTURING PROCESS	Describe Unit Process			
	Materials Used in Process			
Sec. D POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility			
	See Attached			

RECEIVED
 JUN 11 2006
 Watershed Management Section
 BUREAU OF WATER

Section D:

The primary purpose of the pollution control facility is to eliminate and prevent pollutants from escaping the facility.

1: The dry fertilizer control consists of a curbed concrete load-out pad that allows for recovery of any spilled products.

2: The secondary containment around our liquid fertilizer storage consists of poured concrete walls and floor with a sump to facilitate cleanup and recovery of any spills.

3: The load-out area for bulk pesticides consists of a concrete load-out pad, which has rinsate recovery sumps for any spilled material. This area also includes a concrete diked area (secondary containment) for the bulk pesticides stored at the location. This whole operating area is housed inside of a secured building.

4: Facility ID: AC0213140000

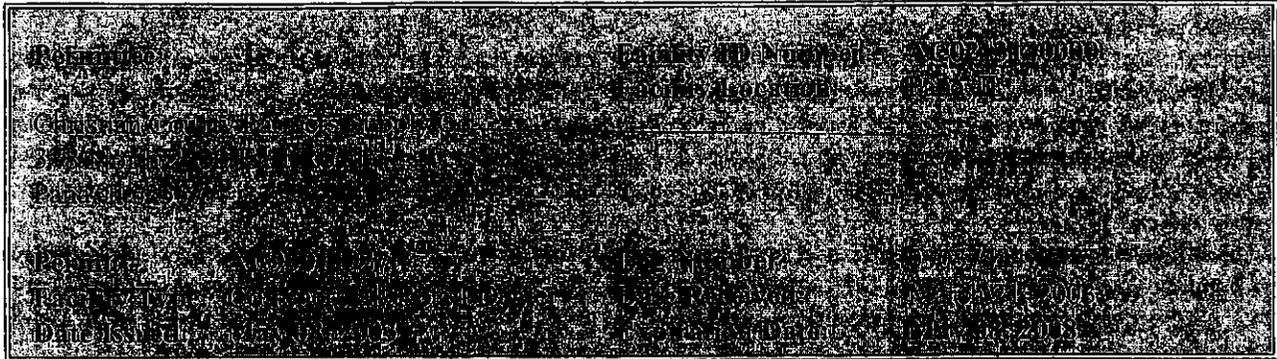
Permit # : AC93011927

Issue Date : 05/08/2003

State of Illinois
Department of Agriculture
AGRICHEMICAL FACILITY PERMIT

Floyd McKinney
WPC - Springfield
APC - Peoria

DLH
records
binds



Permit is hereby granted to the above designated permittee to construct and operate an agrichemical containment facility as follows:

OPERATIONAL CONTAINMENT STRUCTURES

Operation of an existing reinforced concrete operational containment structure with the greatest dimensions measuring 70' (width) x 96' (length) x 1.6' (depth) with a total design capacity of 3,288.0 cubic feet (ft.³). The floor shall slope to one (1) of three (3) sumps (two (2) sumps, each sump measuring 2.5' (width) x 3' (length) x 3' (depth) and one (1) sump measuring 1.5' (width) x 3' (length) x 1.5' (depth)) to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be transferred to one (1) of two (2) 500 gallon recovery tank(s) with a manually activated sump pump. Segregation shall be performed based upon the applicable target crop and label use. All loading, unloading, and washing of bulk liquid agrichemical transportation and application equipment shall be performed upon the herein permitted structure. This structure shall be referred to as **OC-1**.

Operation of an existing reinforced concrete operational containment structure measuring 8' (width) x 15' (length) x 0.5' (depth) with a total design capacity of 26.8 cubic feet (ft.³). The floor shall slope to a single sump measuring 1.5' (width) x 3' (length) x 1.5' (depth) to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be transferred to a single 2,000 gallon recovery tank with a manually activated sump pump. The unloading of bulk liquid agrichemical transportation and application equipment shall be performed upon the herein permitted structure. This structure shall be referred to as **OC-2**.

SECONDARY CONTAINMENT STRUCTURES

Operation of an existing reinforced concrete secondary containment structure measuring 31' (width) x 55' (length) x 1' (height) with a total design capacity of 1,635.0 cubic feet (ft.³). The floor shall slope to one (1) of two (2) sumps, each sump measuring 1.3' (diameter) x 1' (depth) to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be transferred to one (1) of the two (2) aforementioned 500 gallon recovery tanks with a manually activated sump pump. Segregation shall be performed based upon the applicable target crop and label use. All bulk liquid pesticides shall be stored within the said structure. This structure shall be referred to as **SC-1**.



JUN 09 2003

State of Illinois
Department of Agriculture

Christian County Farmers Supply AGRICHEMICAL FACILITY PERMIT

Page: 2

Operation of an existing reinforced concrete secondary containment structure measuring 37.33' (width) x 37.33' (length) x 6' (height) with a total design capacity of 7,992.0 cubic feet (ft.³). The floor shall slope to a single sump measuring 1.5' (width) x 1.5' (length) x 1.5' (depth) to facilitate the collection and recovery of all escaped product and/or agrichemical wastewater. All recovered effluent shall be transferred to one (1) of the two (2) aforementioned 500-gallon recovery tanks with a manually activated sump pump. Segregation shall be performed based upon the applicable target crop and label use. All bulk liquid fertilizer shall be stored within the said structure. This structure shall be referred to as SC-2.

BULK DRY FERTILIZER STRUCTURES

Operation of an existing bulk dry fertilizer storage building measuring 37' (width) x 84' (length) with an estimated total storage capacity of 1,100 tons. This structure shall be referred to as **DB-1**.

Operation of an existing bulk dry fertilizer storage building measuring 48' (width) x 110' (length) with an estimated total storage capacity of 1,120 tons. The structure is composed of eight (8) storage bins, each bin measuring 9' (width) x 35' (length) with an estimated storage capacity of 140 tons each. This structure shall be referred to as **DB-2**.

All bulk dry fertilizer shall be stored within the herein permitted structures.

Operation of an existing reinforced concrete operational containment structure measuring 13' (width) x 80' (length). The endloader transfer of bulk dry fertilizer between storage (**DB-2**) and the blender shall be performed upon the herein permitted structure.

Operation of an existing reinforced concrete operational containment structure measuring 18' (width) x 92' (length). The endloader transfer of bulk dry fertilizer between storage (**DB-1**) and the blender and the unloading of bulk dry fertilizer transportation and application equipment into **DB-2** shall be performed upon the herein permitted structure.

Operation of an existing reinforced concrete operational containment structure measuring 37' (width) x 40' (length). The unloading of bulk dry fertilizer transportation and application equipment into **DB-1** shall be performed upon the herein permitted structure.

Operation of an existing reinforced concrete operational containment structure measuring 30' (width) x 48' (length). All blending of bulk dry fertilizer shall be performed upon the herein permitted structure.

Operation of an existing reinforced concrete operational containment structure measuring 30' (width) x 40' (length). All loading of bulk dry fertilizer transportation and application equipment shall be performed upon the herein permitted structure.

There shall be no discharge of wastewater from the herein permitted facilities.



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State of Illinois
Department of Agriculture

Christian County Farmers Supp **AGRICHEMICAL FACILITY PERMIT**

Page: 3

This permit has been reviewed and approved by the Illinois Environmental Protection Agency per the attached permit endorsement. This permit is subject to standard conditions on the reverse side of this document and the following special conditions:

SPECIAL CONDITION 1: The permittee shall provide backflow protection in accordance with the Illinois Department of Public Health Plumbing Code (77 Ill. Adm. Code 890) and the Illinois Environmental Protection Agency's Technical Policy Statement (35 Ill. Adm. Code 653.803(c)(4).

SPECIAL CONDITION 2: The permittee may discharge accumulated precipitation from the herein permitted unloading operational containment structure (**OC-2**) and bulk liquid fertilizer secondary containment structure (**SC-2**) pursuant to 8 Illinois Administrative Code 255.110 (a) (2) (A) and (B).

SPECIAL CONDITION 3: The permittee shall operate the exposed dry fertilizer operations pursuant to 8 Illinois Administrative Code 255.140 (a), (c) and (d).

SPECIAL CONDITION 4: The permittee shall provide means for the safe emergency access to and exit from the herein permitted bulk liquid fertilizer secondary containment structure (**SC-2**) pursuant to 8 Illinois Administrative Code 255.80 (c) (2) (E).

THE STANDARD CONDITIONS OF ISSUANCE ON THE REVERSE SIDES OF THIS MUST BE COMPLIED WITH IN FULL.

Warren D. Goetsch
Warren D. Goetsch, P.E.
Chief, Bureau of Environmental Programs

Gerald C. Kirbach
Gerald C. Kirbach, Manager
Permits and Downstate Field Operations

cc: Illinois EPA: WPC: Permits
file
a:021314.per



AgChem

Project Name: Ruvishek Co. Farmers Supply Co - Done Log No.: TC- 15-06

Permit Number: 93011927

<u>Number</u>	<u>Description</u>	<u>Log Number</u>
2	Liquid agricultural operational area containment structures OC-1 60' x 96' x 1.8' conc - load containment OC-2 6' x 15' x 0.1' conc - collecting	03037444
2	Dry fertilizer blended with pesticide operational containment structures SC-1 31' x 55' x 11' conc - post SC-2 37.22' x 37.22' x 6' conc - floor	11
1	Minibulk/package agricultural secondary containment structures The portion of the building over Liquid agricultural operational area containment structures OC-1	11
1	Dry fertilizer blended with pesticide operational containment structures	11
1	Bulk liquid agricultural secondary containment structures SC-1	11
1	Dry fertilizer blending operational containment structures	11
1	Dry fertilizer operational containment structures load.	11
1	Associated collection and recovery systems Dry fertilizer operational containment structures DB-1 37' x 84' x 2.5' conc DB-2 60' x 110' x 2.5' conc 12' x 60' conc - collecting from DB-1 & 2 to be loaded DB-2 37' x 40' conc - collecting from DB-1	11
1	Dry fertilizer blending operational containment structures 30' x 48' conc.	11
1	Dry fertilizer aisleway operational containment structure	11

STATE OF ILLINOIS

COUNTY OF SANGAMON

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)

PROOF OF SERVICE

I, the undersigned, on oath state that I have served the attached **APPEARANCE AND THE RECOMMENDATION**, upon the person to whom it is directed, by placing a copy in an envelope addressed to:

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

Mike Builta
1210 Cheny
P.O. Box 377
Taylorville, Illinois 62568

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

and mailing it from Springfield, Illinois, on March 19, 2007, with sufficient postage affixed for first class mail.



SUBSCRIBED AND SWORN TO BEFORE ME
This 19th day of March, 2007


Notary Public



THIS FILING IS SUBMITTED ON RECYCLED PAPER