

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Voss Farm - Carlyle)
(Property Identification Number) PCB 09-
07-07-26-300-006)) (Tax Certification)
)
)

NOTICE

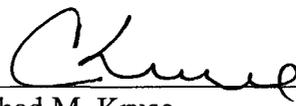
Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite. 11-500
Chicago IL 60601

Charles Voss
15600 Lowe Road
Bartelso IL 62218

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield IL 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: 
Chad M. Kruse
Assistant Counsel
Division of Legal Counsel

DATED: June 2, 2009

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

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Voss Farm - Carlyle)
(Property Identification Number) PCB 09-
07-07-26-300-006) (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: 
Chad M. Kruse
Assistant Counsel
Division of Legal Counsel

DATED: June 2, 2009
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield IL 62794-9276
(217)782-5544

THIS FILING IS SUBMITTED ON RECYCLED PAPER

STATE OF ILLINOIS)
)
COUNTY OF SANGAMON)
)
)

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:

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

Charles Voss
15600 Lowe Road
Bartelso IL 62218

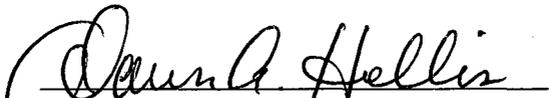
and mailing it from Springfield, Illinois, on June 2, 2009, with sufficient postage affixed for first class mail.

And electronically, on June 2, 2009 to:

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



SUBSCRIBED AND SWORN TO BEFORE ME
This 2nd day of June, 2009



Notary Public



BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Voss Farm - Carlyle)
(Property Identification Number) PCB 09-
07-07-26-300-006)) (Tax Certification)
)
)

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 December 15, 2008, the Illinois EPA received a request from Charles Voss, Voss Farm (log number TC-28-08, 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:

Voss Farm
16219 Old Carlyle Road
Carlyle IL 62218

The proposed water pollution control facilities in this request are located at Section 26 of T2N, R3W, in Clinton County, at the above street address and consist of the following:

Livestock waste management facilities consisting of one concrete manure pit (60 ft. x 200 ft. x 8 ft.) and the steel reinforced concrete slat floor over the manure pit and 3 pump outs pits (6 ft. x 6 ft. x 9 ft.) in building #1; one concrete manure pit (250 ft. x 12 ft. x 8 ft.) and the steel reinforced concrete slat floor over the manure pit and 2 pump outs pits (6 ft. x 6 ft. x 8 ft.) in building #2; one concrete manure pit (250 ft. x 14 ft. x 2 ft.) and the steel reinforced concrete slat floor over the manure pit in building #3; one concrete manure pit (56 ft. x 140 ft. x 2 ft.) and the steel reinforced concrete slat floor over the manure pit in building #4; approximately 235 ft. of

8-inch diameter PVC manure transfer pipe; and one clay lined earthen waste water and sludge lagoon (100 ft. x 300 ft.).

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 (2006), 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: _____



Chad M. Kruse
Assistant Counsel
Division of Legal Counsel

Dated: June 2, 2009
Illinois Environmental Protection Agency
1021 North Grand Ave. E.
P.O. Box 19276
Springfield, Illinois 62794-9276
217/782-5544



1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-2829
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: Al Keller, Manager, Permit Section *AK*

Date: May 18, 2009

Re: Voss Farm - Carlyle
Recommendation of Tax Certification
Log # TC-28-08
Property Identification # 07-07-26-300-006

The Bureau of Water received a request on December 15, 2008 from Charles Voss 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:

Voss Farm
16219 Old Carlyle Road
Carlyle, IL 62231

Section 26 of T2N, R3W, in Clinton County

Livestock waste management facilities consisting of one concrete manure pit (60 ft. x 200 ft. x 8 ft.) and the steel reinforced concrete slat floor over the manure pit and 3 pump outs pits (6 ft. x 6 ft. x 9 ft.) in building #1; one concrete manure pit (250 ft. x 12 ft. x 8 ft.) and the steel reinforced concrete slat floor over the manure pit and 2 pump outs pits (6 ft. x 6 ft. x 8 ft.) in building #2; one concrete manure pit (250 ft. x 14 ft. x 2 ft.) and the steel reinforced concrete slat floor over the manure pit in building #3; one concrete manure pit (56 ft. x 140 ft. x 2 ft.) and the steel reinforced concrete slat floor over the manure pit in building #4; approximately 235 ft. of 8-inch diameter PVC manure transfer pipe; and one clay lined earthen waste water and sludge lagoon (100 ft. x 300 ft.).

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 Darren Gove at 217/782-3362.

SAK:DRG:TC-28-08

cc: Tax Cert File

***** PCB 2009-116 *****
APPLICATION FOR CERTIFICATION (PROPERTY TAX TREATMENT)
POLLUTION CONTROL FACILITY
 AIR WATER

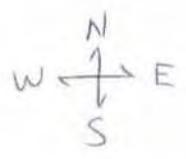
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 P. O. Box 19276, Springfield, IL 62794-9276

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 VOSS FARM			
	Person Authorized to Receive Certification CHARLES VOSS		Person to Contact for Additional Details GARY VOSS	
	Street Address 16219 OLD CARLYLE ROAD		Street Address 15600 LOWE ROAD	
	Municipality, State & Zip Code CARLYLE, IL. 62231		Municipality, State & Zip Code BARTELSO, IL. 62218	
	Telephone Number (618) 594-2970		Telephone Number (618) 765-2603 -EVEN-	
	Location of Facility Quarter Section	Township WADE	Range 3 W.	Municipality CARLYLE
	Street Address 16219 OLD CARLYLE ROAD		County CLINTON	Township TWP 2N WADE
	Property Identification Number 07-07-26-300-006		Parcel Number CLASS 0011 # 162485	Book Number 07-WADE
	MANUFACTURING OPERATIONS	Sec. B Nature of Operations Conducted at the Above Location SWINE PRODUCTION 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 NOT APPLICABLE			
	Materials Used in Process NOT APPLICABLE		<div style="border: 2px solid black; padding: 5px; font-size: 2em; font-weight: bold; text-align: center;">RECEIVED</div> <p>DEC 15 2008</p> <p style="text-align: center; font-weight: bold;">ILLINOIS ENVIRONMENTAL PROTECTION AGENCY BOW/WPC/PERMIT SECTION</p>	
POLLUTION CONTROL FACILITY DESCRIPTION	Sec. D Describe Pollution Abatement Control Facility SEE ATTACHED MAP AND BRIEF DESCRIPTION OF MANURE MANAGEMENT PLAN!			

RECEIVED
 DEC 15 2008

Watershed Management Section
 BUREAU OF WATER



VOSS FARM

STREAM →

8" pvc pipe



VOSS FARM

1. Finishing Barn 60'x200' 8' concrete pit under entire building built in 2008
(state inspected with quarterly water samples sent to Ill. Dept.of Ag.)
2. Finishing Barn 40'x250' 8'x12' concrete pit 8' deep built in 1985
3. Gestation Barn 40'x250' 14'x2' concrete pit empties to lagoon built in 1998
4. Farrowing & Nursery Barn 56'x140' 2' concrete pit under
entire building -empties to lagoon built in 1998
5. Lagoon Containment Structure 100'x300' built in 1998
6. Hoop building Green House 20'x80' built in 2005
7. Abandoned Farrowing Barn -converted to green house 30'x40' built in 1987
8. Abandoned Nursery -used for storage 22'x150' built in 1967
9. Machine Sheds -storage for field equipment
10. Grain Bins
11. Old Barns -for storage
12. Charles Voss Residence -since 1967-

WASTE MANAGEMENT PLAN

Liquid hog waste is collected in both finishing barns under concrete slotted floors and injected into cropland fields during the spring and fall of each year. Manure is analyzed for nutrient content of nitrogen and phosphorus and is applied at rates that do not exceed what the next year corn crop can utilize. Manure application to a particular field usually runs a cycle of every four years; but, final determination is what the soil test analysis results show for that field.

The Lagoon Waste Water is pumped once a year and is irrigated onto deep disked fields to control any runoff. The sludge waste is then pumped and hauled to fields where it is injected into the ground. All done according to what nutrient analysis is in the sludge.

The Gestation, Farrowing, and Nursery Buildings have shallow two feet concrete pits that gravity feed (outlined by red marker) in to the lagoon containment structure. Cemented schedule 40 eight inch pvc pipe carry the hog waste to the Lagoon where it is stored for Fall application. The Lagoon has a 20 feet wide berm on top with a two feet free board that contains all waste and allows no runoff into the stream to the West. The Lagoon waste water is pumped by a high pressure pump and distributed on to cropland by a traveling gun. The sludge and the Finishing Barn waste are pumped by a p.t.o. driven chopper pump and hauled to near-by farmed fields by a Balzer 4,200 gallon manure tank with four twelve inch sweep knives that inject the manure in to the ground at an average depth of six inches. This allows for zero runoff, maximizes nutrient value of the manure by not letting it volatilize, and keeps the air clean thus keeping the neighbors happy. It is all part of applying good waste management practices to this Voss Farm.

Project Name: VOSS FARM Location: CLINTON
 Reviewer: DRG Date: 1/27/2009
 Log No.: TC-28-08 Type: Agchem
 Livestock
 Applicant: CHARLES VOSS Contact: (618) 765 2603
15600 LOWE RD Phone: _____
BARTELSO IL, 62218
 Facility: 16219 OLD CARLYLE ROAD Property ID: 07-07-26-300-006
CARLYLE, IL 62218 CLASS 001 #162485
(618) 594-2970
 Legal Description: S 26 T:WADE R 3W County: CLINTON
SWINE PRODUCTION FACILITY
 Date Control Devices Installed: 1967 Provided Fair Cash Value: \$ 700,000.00
 Signature: Gary L Voss Present Title: Co-owner / Farmer

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:

- 2 Concrete Pits
- 1 Lagoon
- Bldg #1 60ft x 200ft 8ft Pit under entire Building (Concrete)
~~ok need pump out pits,~~ has concrete slotted floors
- 3- 6'x6'x9' concrete slatted flooring
- Bldg #2 40ft x 250ft (250ft x 12ft Concrete Pit need clarification of Pit dimension)
~~ok need pump out pits~~ has concrete slatted floors
- 2- 6'x6'x8' concrete slatted floor
- Bldg #3 40ft x 250ft 14ft x 2ft Concrete Pit need: clarification of Pit dimension
~~ok need pump out pits none~~ 250ft
~~ok need transfer pipe to lagoon dimensions (length) → 8 inch PVC 40ft + 45ft = 95ft~~
- Bldg #4 56ft x 140ft 2ft Pit under entire bldg need pump out pits need transfer pipe
dimensions to Lagoon (length) → 8" PVC
concrete slatted floor outside dim 140ft to tie in with Bldg 3
- Lagoon containment structure 100ft x 300ft need: materials need depth
with 2 feet freeboard and 20 ft wide berm on top
Clay Based Earthen Lagoon BUILT 2:1 slope

Other: Called Charles Voss 1/27/2009