

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

John C. Frieders)
(Property Identification Number) PCB 17-
18-16-300-003) (Tax Certification)
)

NOTICE

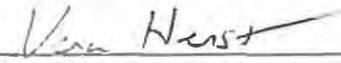
Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

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

John C. Frieders
14286 Pine Road
Sandwich, Illinois 60548

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board an **APPEARANCE and RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Vera Herst
Assistant Counsel
Division of Legal Counsel

DATED: November 22, 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

**John C. Frieders
(Property Identification Number
18-16-300-003)**

)
) PCB 17-
) (Tax Certification)
)

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: November 22, 2016

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

John C. Frieders)
(Property Identification Number) PCB 17-
18-16-300-003) (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 January 26, 2016, the Illinois EPA received a request from, John C. Frieders (log number TC-04-16, 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: John C. Frieders
14305 Pine Road
Sandwich, IL 60548

The proposed water pollution control facilities in this request are located in Section 16, T37N, R5E of the 3rd PM in DeKalb County, at the above street address and consist of the following:

One concrete manure pit (approximately 128 ft. x 36 ft. x 8 ft. deep), seven concrete pump out ports (each approximately 4 ft. x 6 ft. 8 ft. deep), and slotted floors over the pit that collect livestock waste for Building 1; and

The Composting building (Building 3) with a concrete floor and approximate dimensions of 30 ft. x 40 ft. x 18 ft. high; and

One concrete manure pit (approximately 160 ft. x 101 ft. x 8 ft. deep), six concrete pump out ports (each approximately 5 ft. x 6 ft. 8 ft. deep), a PVC perimeter foundation drain (approximately 4 in. diameter x 582 ft. in length), and slotted floors over the pit that collect livestock waste for Building 4; and

One concrete manure pit (approximately 180 ft. x 54 ft. x 8 ft. deep), four concrete pump out ports (each approximately 6 ft. x 8 ft. 8 ft. deep), a PVC

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perimeter foundation drain (approximately 4 in. diameter x 516 ft. in length), and slotted floors over the pit that collect livestock waste for Building 5; and

One concrete manure pit (approximately 100 ft. x 30 ft. x 8 ft. deep), one concrete pump out port (approximately 6 ft. x 5.5 ft. x 8 ft. deep), and slotted floors over the pit that collect livestock waste for Building 6; and

The concrete Capped Pit for Nursery with dimensions of approximately 12 ft. x 50 ft. x 8 ft. deep that stores livestock waste; and

Three shallow concrete pits (each approximately 60 ft. x 6.67 ft. x 1 ft. deep) and two shallow concrete pits (each approximately 45 ft. x 10 ft. x 1.33 ft. deep) for the Nursery Building.

These livestock waste management facilities are used to collect, transport and/or store livestock waste prior to cropland application, and are 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

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“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: November 22, 2016

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

THIS FILING IS SUBMITTED ON RECYCLED PAPER



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 *AK*

Date: OCT 17 2016

Re: John C. Frieders
14286 Pine Road
Sandwich, IL 60548
Recommendation of Tax Certification
Log # TC-04-16
Property ID # 18-16-300-003

The Bureau of Water received a request on January 26, 2016 from John C. Frieders 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:

John C. Frieders
14305 Pine Road
Sandwich IL, 60548

Section 16, T37N, R5E of the 3rd PM in DeKalb County

Livestock waste management facilities consist of the following:

One concrete manure pit (approximately 128 ft. x 36 ft. x 8 ft. deep), seven concrete pump out ports (each approximately 4 ft. x 6 ft. 8 ft. deep), and slotted floors over the pit that collect livestock waste for Building 1.

The Composting building (Building 3) with a concrete floor and approximate dimensions of 30 ft. x 40 ft. x 18 ft. high.

One concrete manure pit (approximately 160 ft. x 101 ft. x 8 ft. deep), six concrete pump out ports (each approximately 5 ft. x 6 ft. 8 ft. deep), a PVC perimeter foundation drain (approximately 4 in. diameter x 582 ft. in length), and slotted floors over the pit that collect livestock waste for Building 4.

One concrete manure pit (approximately 180 ft. x 54 ft. x 8 ft. deep), four concrete pump out ports (each approximately 6 ft. x 8 ft. 8 ft. deep), a PVC perimeter foundation drain (approximately 4 in. diameter x 516 ft. in length), and slotted floors over the pit that collect livestock waste for Building 5.

One concrete manure pit (approximately 100 ft. x 30 ft. x 8 ft. deep), one concrete pump out port (approximately 6 ft. x 5.5 ft. 8 ft. deep), and slotted floors over the pit that collect livestock waste for Building 6.

One concrete manure pit (approximately 100 ft. x 30 ft. x 8 ft. deep), one concrete pump out port (approximately 6 ft. x 5.5 ft. x 8 ft. deep), and slotted floors over the pit that collect livestock waste for Building 6.

The concrete Capped Pit for Nursery with dimensions of approximately 12 ft. x 50 ft. x 8 ft. deep that stores livestock waste.

Three shallow concrete pits (each approximately 60 ft. x 6.67 ft. x 1 ft. deep) and two shallow concrete pits (each approximately 45 ft. x 10 ft. x 1.33 ft. deep) for the Nursery Building.

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-04-16.docx

cc: Tax Cert File

Watershed Unit Tax Certification Review Sheet

Project Name: John C. Frieders

Location: Sandwich, IL

Reviewer: Jenny Larsen

Date: 02/03/2016

Log number: TC-04-16

Type: Agchem

Livestock

Applicant:

John C. Frieders
14286 Pine Road
Sandwich, IL 60548

Contact: John C. Frieders

Phone: (815)474-7152

Facility:

14305 Pine Road
Sandwich, IL 60548

Property ID: 18-16-300-003

County: DeKalb

Legal Description:

S: 16 T: 37N R: 5E PM: 3rd

Signature: John C. Frieders

Title: Owner

Date Control Devices installed: 07/01/2014

Provided Fair cash Value:
\$340,751

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:

02/03/2015- Spoke with John Frieders. He confirmed that he is only asking for the pits, pump outs, and perimeter tile drains to be certified as pollution control structures. He agreed that building #2 could not be certified as a pollution control. He confirmed that all the pits are concrete with pump out ports that are also concrete and there are perimeter tile drains onsite. He will get back to me with the dimensions on those. He told me that the Self-contained pit is a portable fiberglass pit for temporary manure storage. The capped pit is a concrete permanent pit used for manure storage. He also confirmed that the nursery for pigs has five shallow pits that connect to the capped pit. He will get back to me on the dimensions of those pits.

02/09/2015 – Spoke with John Frieders. He confirmed the following information:

Building 1

- 128 ft. x 36 ft. x 8 ft. deep concrete pit with slotted floors
- 7 concrete pump out ports, each 4 ft. x 6 ft. x 8 ft. deep

Building 3 (Compost Building)

- 40 ft. x 30 ft. x 18 ft. high concrete structure

Watershed Unit Tax Certification Review Sheet

Building 4

- 160 ft. x 101 ft. x 8 ft. deep concrete pit with slotted floors
- 6 concrete pump out ports, each 5 ft. x 6 ft. x 8 ft. deep
- 582 ft. long and 4" diameter PVC perimeter tile drain

Building 5

- 180 ft. x 54 ft. x 8 ft. deep concrete pit with slotted floors
- 4 concrete pump out ports, each 6 ft. x 8 ft. x 8 ft. deep
- 516 ft. long and 4" diameter PVC perimeter tile drain

Building 6

- 100 ft. x 30 ft. x 8 ft. deep concrete pit with slotted floors
- 1 concrete pump out port, 6 ft. x 5.5 ft. x 8 ft. deep

Capped Pit for Nursery

- 12 ft. x 50 ft. x 8 ft. deep concrete permanent pit
- Only used for manure storage

Nursery for Pigs with Shallow Pits

- 3 concrete pits, each 60 ft. x 6.67 ft. x 1 ft. deep
- 2 concrete pits, each 45 ft. x 10 ft. x 1.33 ft. deep

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

Recommended Action: Permit the above mentioned structures.

ATTN

Jenny Larson

4 pages with cover

From

John Frieders

February 10, 2016

14286 Pine Road

Sandwich, Illinois 60548

Illinois Environmental Protection Agency

P.O. Box 19276

Springfield, Illinois 62794-9276

[Attn.: Jenny Larson]

To whom it may concern:

I am writing to request certification of buildings located on my farm as pollution control facilities. The buildings to be certified are described below:

Building #1

128 ft. x 36 ft.

7 - 4x6 ft. pumpouts

8ft. deep concrete pit

Concrete slotted floor

Building #3

30ft. x 40 ft.

Covered compost for dead hogs

Roof height - 18 ft.

Concrete floor

Building #4

160 ft. x 101 ft.

6 - 5x6 ft. pumpouts

8 ft. deep concrete pit

Concrete slotted floor

582 ft 4 in. perimeter tile

Building #5

180 ft. x 54 ft.

4 - 6x8 ft. pumpouts

8 ft. deep concrete pit

Concrete slotted floor

516 ft. 4 in. perimeter tile

Building #6

100 ft. x 30 ft.

1 - 6x5.5 ft. pumpout

8 ft. deep concrete pit

Concrete slotted floor

Capped Pit Nursery

12 ft. x 50 ft.

8 ft. deep concrete pit with concrete cap

Nursery Barn

68 ft. x 84 ft.

3 shallow concrete pits - length - 60 ft., width - 6 ft., 8 in., depth - 12 in.

2 shallow concrete pits - length - 45 ft., width - 10 ft., depth - 16 in.

These building descriptions coincide with the diagram previously sent to the Illinois Environmental Protection Agency. **Building #2**, the 80 ft. x 40 ft. fabric-covered roof building, and the **Pig Nursery**, the 12 ft. x 72 ft. building with the self-contained fiberglass pit, are withdrawn from consideration for certification as they are not eligible for certification.

I appreciate your assistance in attaining this certification. Please let me know if there are further questions regarding this application.

Sincerely,

A handwritten signature in cursive script that reads "John C. Frieders". The signature is written in dark ink and is positioned below the word "Sincerely,".

John C. Frieders

Google Maps

↑
North

Buildings 4 has completed July, 2014

Interway
↓



Imagery ©2016 Google, Map data ©2016 Google 100 ft

100
100

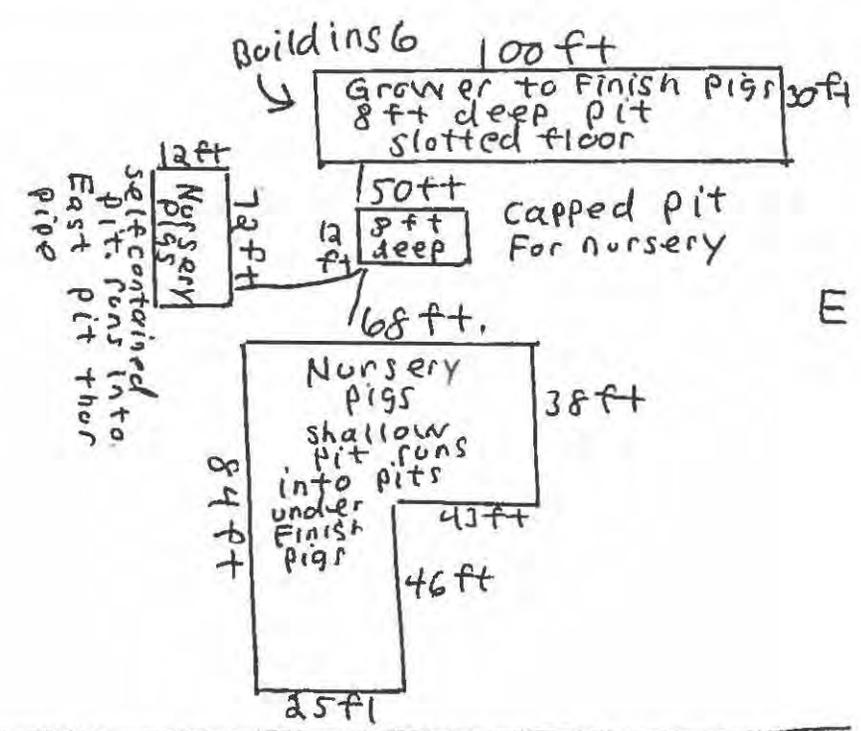
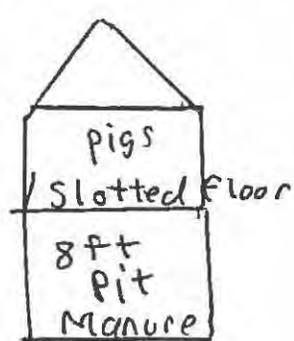
40 ft
 Com Electronic Filing Received, Clerk's Office: 11/22/2016
 dead Pigs
 Fabric covered roof
 ← Build ins 3

Buildings 4 101 ft
 66 ft
 *** PCB 2017-018 ***
 Grower to Finisher Pigs
 8 ft deep pit
 Slotted Floor

80 ft
 Solid cement Floor
 Grower to Finish Pigs
 Fabric covered roof
 Deep bedding
 ← Building a
 40 ft

Buildings 5 180 ft
 54 ft
 Grower to Finish Pigs
 8 ft deep pit
 slotted floor

128 ft
 ← Buildings 1
 36 ft
 Grower to Finish Pigs
 8 ft deep pit
 Slotted Floor



S

E

There is a waterway that runs through the farm 400 ft East of the buildings to that flows towards Buck Lake by having our hogs under roof with deep pits it allows us to control runoff not only at the building site but also at the time of application. We have a roof over all our hog facilities to keep rain water out including the compost unit. The deep pit allows us to time manure application to best utilize the nutrients to keep them out of the groundwater.



Doug Johnson - County Clerk
 Administration Building
 110 East Sycamore Street, Sycamore, IL
 60178
 Hours: 8:30 A.M. - 4:30 P.M.
 (815) 895-7152
 FAX: (815) 895-7148
countyclerk@dekalbcounty.org

Christine Johnson - Treasurer
 Administration Building
 110 East Sycamore Street, Sycamore, IL
 60178
 Hours: 8:30 A.M. - 4:30 P.M.
 (815) 895-7112
 FAX: (815) 895-1695
Treasurer@dekalbcounty.org

**Robin L. Brunshon - Chief County
 Assessment Officer**
 Administration Building
 110 East Sycamore Street, Sycamore, IL
 60178
 Hours: 8:30 A.M. - 4:30 P.M.
 (815) 895-7120
 FAX: (815) 895-1684
cca@dekalbcounty.org

Search Results

Created by The Information Management Office

Thursday, February 11, 2016

PLEASE NOTE: ALL INFORMATION IS FOR THE 2014 TAX YEAR, PAYABLE 2015 UNLESS OTHERWISE NOTED.

Current Address and Tax Bill Information [QUESTIONS?](#)

Click here for a map of this property [View Map!](#)

Parcel Number
1816300003

Site Address
14305 PINE RD SOMONAUK

Tax Bill Mailed To (2014 tax bill, payable 2015)
JOHN C & LINDA L FRIEDERS

Tax Bill Mailing Address (2014 tax bill, payable 2015)
14286 PINE RD SANDWICH IL

Current Owner
JOHN C FRIEDERS
LINDA L FRIEDERS

2014 (payable 2015) Tax Bill Payments [QUESTIONS?](#) * [Click here for 2013 Tax Bill Payment Details](#)

Parcel Number: 1816300003

* Taxes that are unpaid will be sold at the annual tax sale. Tax sale date is 10/26/2015.

Installment	Date Paid	Amount Paid	Paid By	Type
1	06/03/2015	\$10,238.79	FRIEDERS, LINDA L & FRIEDERS, JOHN C	TAXPAID
2	09/03/2015	\$10,238.79	FRIEDERS, LINDA L & FRIEDERS, JOHN C	TAXPAID

Redemption Information [QUESTIONS?](#)

Redemption information does not exist for this property.

2014 (payable 2015) Tax Bill Details [QUESTIONS?](#) Parcel Number: 1816300003

Total Taxes Billed
\$20,477.58 (Total Taxes Billed includes Drainage Tax of: \$0.00)

Installment 1 Due 06/03/2015: \$10,238.79*
Installment 2 Due 09/03/2015: \$10,238.79**

*If postmarked after these dates, send in the amount below which includes a 1.5% per month penalty
06/03/2015 \$10,392.37
07/03/2015 \$10,545.95
08/03/2015 \$10,699.54
09/03/2015 \$10,853.12

**If postmarked after these dates, send in the amount below which includes a 1.5% per month penalty
09/03/2015 \$10,392.37
09/17/2015 \$10,402.37

IF YOU ARE PAYING WITHOUT AN ORIGINAL TAX BILL, PLEASE ADD THE \$5.00 DUPLICATE BILL FEE TO YOUR CHECK

2014 (payable 2015) Tax Bill Overview [QUESTIONS?](#) Parcel Number: 1816300003

Tax Code *Click the link for Tax Code Details for tax code descriptions [Tax Code Details](#)
S008

Tax Rate
9.41229

Net Taxable Value (after exemptions)
\$217,562

Tax Status
Taxable

2015 Assessment Details (Board of Review)* [QUESTIONS?](#) Parcel Number: 1816300003

Non-Farm Land/Lot	Non-Farm Building	Farm Land/Lot	Farm Building	Total Assessment	Partial Assessment? (Y/N)
\$5,706	\$23,770	\$31,868	\$223,379	\$284,723	Y

*Please call 815-895-7120 to confirm assessment information.

2015 Exemptions [QUESTIONS?](#)

Exemption information does not exist for the 2015 tax year for this property.

2014 Assessment Details (Board of Review Equalized)* [QUESTIONS?](#) Parcel Number: 1816300003

Non-Farm Land/Lot	Non-Farm Building	Farm Land/Lot	Farm Building	Total Assessment	Partial Assessment? (Y/N)
\$5,756	\$23,976	\$30,753	\$157,077	\$217,562	Y

*Please call 815-895-7120 to confirm assessment information.

2014 Exemptions [QUESTIONS?](#)

Exemption information does not exist for the 2014 tax year for this property.

Most Recent Sale [QUESTIONS?](#)

Sales Information does not exist for this property

2014 Property Description [QUESTIONS?](#) Parcel Number: 1816300003

Acreage
80.85

Lot Dimensions

Brief Property Description
SW 1/4 (EX N1880FT OF W 1855 FT) SEC 16 T37N R5E

2014 Land Use Information QUESTIONS? Parcel Number: 1816300003

Land Use Description (if available)

Property Class Description
0011 Homesite-Dwelling

2013 Zoning Information QUESTIONS? Parcel Number: 1816300003

Zoning Notes

Part of 4.02.D.2 Split?

Zoning Classification	Special Use (y/n)?	Special Use Ordinance	Special Use Case #	Notes
A-1	N			

Variance Case Number	Variance Ordinance	Notes

JML

7C-09-16

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 John C. Frieders		1-20-16	
	Person Authorized to Receive Certification John C. Frieders		Person to Contact for Additional Details John C. Frieders	
	Street Address 14286 Pine Rd		Street Address 14286 Pine Rd	
	Municipality, State & Zip Code Sandwich, IL 60548		Municipality, State & Zip Code Sandwich, IL 60548	
	Telephone Number 815-498-3045		Telephone Number 815-474-7152	
	Location of Facility Quarter Section Township Range SW Somonahok SE		Municipality Township Sandwich DeKalb	
	Street Address 14305 Pine Rd Sandwich		County Book Number DeKalb	
	Property Identification Number		Parcel Number 18-16-300-003	
	Sec. B MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location Wearing then Finishing Hog operation		
		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		
Sec. C MANUFACTURING PROCESS	Describe Unit Process			
	Materials Used in Process			
Sec. D POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility			

RECEIVED
NOV 23 2016
11/23/2016

STATE OF ILLINOIS

COUNTY OF SANGAMON

)
)
)
)
)

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I have served on the date of November 22, 2016, the attached APPEARANCE and RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, upon the following persons by First Class U.S. Mail, with proper postage or delivery charges prepaid:

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

John C. Frieders
14286 Pine Road
Sandwich, Illinois 60548

[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/ Vera Herst
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