

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

**Brent Bader—Scales Mound
(Property Identification Number
03-000-097-03)**

)
) PCB 19-
) (Tax Certification)
)

NOTICE

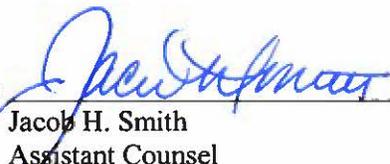
Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

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

Steve Bader
6876 Bowden Road
Scales Mound, Illinois 61075

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: 
Jacob H. Smith
Assistant Counsel
Division of Legal Counsel

DATED: November 2, 2018

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

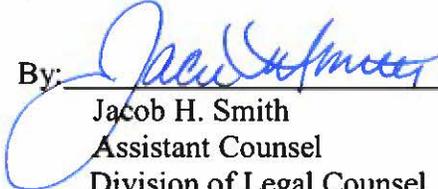
BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Brent Bader—Scales Mound)
(Property Identification Number) **PCB 19-**
03-000-097-03)) **(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: 

Jacob H. Smith
Assistant Counsel
Division of Legal Counsel

DATED: November 2, 2018

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

Brent Bader—Scales Mound)
(Property Identification Number) **PCB 19-**
03-000-097-03)) **(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 October 1, 2018, the Illinois EPA received a request from Steve Bader on behalf of Brent Bader (log number TC-140409, 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:

Brent Bader
6876 Bowden Road
Scales Mound, IL 61075

The proposed water pollution control facility in this request is located in the NE ¼ of Section 35, T29N, R1E of the 4th P.M. in Jo Daviess County, at the above street address and consist of the following:

The livestock waste handling facilities consisting of one concrete manure pit (approximately 52 ft. x 398 ft. x 8 ft. deep), and the concrete slatted portion of the floor over the manure pit that capture and contain waste generated in the barn above.

This livestock waste management facility is used to collect, transport, and/or store livestock waste prior to cropland application, and is further described in Exhibit

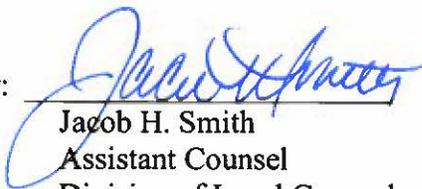
A.

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 is 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: 
Jacob H. Smith
Assistant Counsel
Division of Legal Counsel

Dated: November 2, 2018

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, DIRECTOR

Memorandum

To: Charles Gunnarson, Division of Legal Counsel
From: Darin E. LeCrone, Manager, Industrial Unit, Permit Section
Date: OCT 30 2018
Re: Brent Bader – Scales Mound
Recommendation of Tax Certification
Log# TC-140409
Property Index# 03-000-097-03

DEL

RECEIVED
Division of Legal Counsel
NOV 01 2018
Environmental Protection
Agency

The Bureau of Water received a request on October 1, 2018 from Steve Bader 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:

Brent Bader
6876 Bowden Rd.
Scales Mound, IL 61075

NE ¼ of Section 35, T29N, R1E of the 4th PM in JoDaviess County

The livestock waste handling facilities consisting of one (1) concrete manure pit (approximately 52 ft. x 398 ft. x 8 ft.), and the concrete slatted portion of the floor over the manure pit that capture and contain waste generated in the barn above. The facility collects, transports and stores livestock waste prior to cropland application.

The facility is 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 Wei Han at 217/782-0610.

DEL:WH:Tax Cert Recommendation.docx

cc: Tax Cert File

Watershed Unit Tax Certification Review Sheet

Project Name: Brent Bader

Date: October 18, 2018

Type: Agchem
 Livestock

Reviewer: WH

Log number: TC-140409

Contact: Brent Bader
5048 Council Hill Rd.
Scales Mound, IL 61075
Phone: 815-541-4541

Applicant: Steve Bader
6876 Bowden Rd.
Scales Mound, IL 61075

Property Index#: 03-000-097-03

Facility: Brent Bader
6876 Bowden Rd.
Scales Mound, IL 61075

Parcel#:

County: JoDaviess

Legal Description:
NE ¼ of Section: 35 Twp: 29N R: 1E PM: 4th

Signature: Steve Bader

Title: Owner

Date Control Devices installed: November 2017

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:

The livestock waste handling facilities consist of one (1) concrete manure pit (approximately 52 ft. x 398 ft. x 8 ft.) and the concrete slatted portion of the floor over the manure pit that capture and contain waste generated in the barn above. The facility collects, transports and stores livestock waste prior to cropland application.

Pollution control facilities requested by the applicant through Description of Pollution Control Facilities, Section 2 of the application form:

One (1) concrete manure pit (52 ft. x 398 ft. x 8 ft.)
Concrete slatted floor;

A process flow diagram with narrative is provided by the attachment of the application.

Recommended Action: Issue tax certification.

Han, Wei

From: Mary Bader <marybader77@yahoo.com>
Sent: Wednesday, October 17, 2018 9:03 PM
To: Han, Wei
Subject: [External] Re: Brent Bader Swine Farm TC-140409

i hope iam sending you the right numbers parcel number on tax bill for the land building is on is 03-000-097-03 and i will give you the description off the tax bill s35-t29n-r1e- hope this is what you need
thank you brent bader
log number tc-140409

On Wednesday, October 17, 2018, 2:30:02 PM CDT, Han, Wei <Wei.Han@Illinois.gov> wrote:

Hi, Mr. Brent Bader

The application for Illinois Property Tax Certification received October 1, 2018 for the subject facility has been reviewed and the following information is missing from the application:

1. Property index number. If the facility has not been assigned an ID#, please provide the property ID# of the land where the facility is located.
2. Township number of the property's legal description, not "Council Hill".

Please provide the information listed above so the Agency can complete the review of the subject application. Please include the log number TC-140409 on all correspondence.

If you have any questions or comments concerning the above items, please contact me.

Wei Han

Illinois Environmental Protection Agency

BOW/DWPC/Permit Section

1021 North Grand Avenue E.

P.O. Box 19276

Springfield, IL 62794-9276

Phone: 217-524-3034

Email: Wei.Han@Illinois.gov

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:

Not applicable

Materials Used in the Process:

Not applicable

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.

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

it is a concrete pit 52x398x8 deep with concrete slots

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

it holds hog manure until it is spread on the fields

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).

Not applicable

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
Livestock Manure	Stored in below ground concrete pit	Field applied at agronomic rates

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



Illinois Environmental Protection Agency

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.
1021 North Grand Avenue East P.O. Box 19278 Springfield Illinois 62794-9278 (217) 782-3397

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: 11/30/17

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

the facility was put into service on 11/9/18

Status of installation on date of application:

in service

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))

Steve Bader

Printed Name:

owner

Title:

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

Signature:

Date:

Pollution control Facility Process Flow Diagram

Livestock are on concrete slats — Manure falls through concrete slats — Manure is stored in below ground pit —

Manure is agitated and pumped out of pit into a manure tank for application — manure is then applied to agriculture fields as fertilizer at agronomic rates

STATE OF ILLINOIS

COUNTY OF SANGAMON

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CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I have served on the date of November 2, 2018, the attached **APPEARANCE** and **RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**, upon the following persons by causing to be mailed a true copy thereof in an envelope duly addressed, bearing proper first class postage, and deposited in the United States mail at Springfield, Illinois:

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

Steve Bader
6876 Bowden Road
Scales Mound, Illinois 61075

[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/ Jacob H. Smith
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