BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Stacey Mueller-Ohio (Property Identification Number 1107300005)

)) PCB 22-) (Tax Certification)

NOTICE

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

Stacey Mueller 23228 2300 N. Ave Ohio, IL 61349

Copies also provided electronically as follows:

Illinois Department of Revenue Via email at REV.PropTaxApp@illinois.gov 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 RECOMMENDATION OF THE ILLINOIS

ENVIRONMENTAL PROTECTION AGENCY, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By:

Joshua Leopold Assistant Counsel Division of Legal Counsel

DATED: September 13, 2022

Illinois Environmental Protection Agency 1021 North Grand Avenue East Post Office Box 19276 Springfield, Illinois 62794-9276 (217) 558-1333

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Stacey Mueller -Ohio (Property Identification Number 1107300005)

)) PCB 22-) (Tax Certification))

APPEARANCE

The undersigned, as one of its attorneys, hereby enters an <u>APPEARANCE</u> on behalf of Respondent, Illinois Environmental Protection Agency.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By:

Assistant Counsel Division of Legal Counsel

DATED: September 13, 2022

Illinois Environmental Protection Agency 1021 North Grand Avenue East Post Office Box 19276 Springfield, Illinois 62794-9276 (217)558-1333

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Stacey Mueller-Ohio (Property Identification Number 1107300005)

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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.

- On November 12, 2020, the Illinois EPA received a request from Stacey Mueller (log number TC-146294, 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:

Stacey Mueller 2200N Ave. Ohio, IL 61349

The proposed water pollution control facilities in this request are located in the SW ¼ of Section 7, T17N, R10E of the 4th PM, in Bureau County the above street address and consist of the following:

Livestock waste management facilities consisting of one (1) concrete livestock waste pit measuring 169.33 ft. (length) x 121.83 ft. (width) x 10 ft. (depth) with 6 concrete pump out pits measuring approximately 6.67 ft. (length) x 5.33 ft. (width) x 10 ft. (depth) and approximately 921 linear feet of 4 inch diameter perimeter drain tile and approximately 10,000 sq. ft. of precast concrete slatted flooring over this manure pit.

This livestock waste management facility is used to collect, transport, and/or store

livestock waste prior to cropland application, and are further described in Exhibit

А,

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.

- 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).
- 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:

Joshua Leopold Assistant Counsel Division of Legal Counsel

Dated: September 13, 2022

Illinois Environmental Protection Agency 1021 North Grand Ave. E. P.O. Box 19276 Springfield, Illinois 62794-9276 217/558-1333

THIS FILING SUBMITTED ON RECYCLED PAPER



1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 · (217) 782-3397 JB PRITZKER, GOVERNOR JOHN J. KIM, DIRECTOR

Memorandum

To: Mike Roubitchek, Division of Legal Counsel

From: Darin E. LeCrone, P.E., Manager, Permit Section, Division of Water Pollution Control, Illinois Environmental Protection Agency

Date:

Re: Stacey Mueller - Ohio Recommendation of Tax Certification Log No.: TC-146294 BOW ID No.: W0118180007 Property Index Number: 1107300005

The Bureau of Water received a request on November 12, 2020 from Stacey Mueller, having a principal place of business at 23228 2300N Ave., Ohio, IL 61349, 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:

Stacey Mueller 2200N Ave. Ohio, IL 61349

SW 1/4 of Section 7, Township 17-North, Range 10-East of the East 4th PM in Bureau County.

Livestock waste management facilities consisting of:

One (1) concrete livestock waste pit measuring 169.33 ft. (length) x 121.83 ft. (width) x 10 ft. (depth) with 6 concrete pump out pits measuring approximately 6.67 ft. (length) x 5.33 ft. (width) x 10 ft. (depth) and approximately 921 linear feet of 4 inch diameter perimeter drain tile and approximately 10,000 sq. ft. of precast concrete slatted flooring over this manure pit.

These livestock waste management facilities are used to collect, transport and/or store livestock wastes 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 Darren Gove at 217/782-0610.

2125 S. First Street, Champaign, IL 61820 (217) 278-5800 2009 Mall Street Collinsville, IL 62234 (618) 346-5120 9511 Harrison Street, Des Plaines, IL 60016 (847) 294-4000 595 S. State Street, Elgin, IL 60123 (847) 608-3131 2309 W. Main Street, Suite 116, Marion, IL 62959 (618) 993-7200 412 SW Washington Street, Suite D, Peoria, IL 61602 (309) 671-3022 4302 N. Main Street, Rockford, IL 61103 (815) 987-7760

Page No. 2 Tax Certification Recommendation Log No. TC-146294

DRG:TC-146294_Tax Cert Recommendation_12Nov20.docx

cc: Tax Cert File

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Illinois EPA - Bureau of Water - Division of Pollution Control Title 35 Subtitle A Part 125 Tax Certifications Illinois EPA Review Notes for: Agency Recommendation of Pollution Control Facilities.

BOW ID #: W0118180007

Project Name: Stacey Mueller

Date application received: 11/12/2020

Reviewer: DRG

Log number: TC-146294

Legal Description: SW 1/4 of Section 7 Twp: 17-North Range: 10-East PM:

County: Bureau

Facility Contact: Terry L. Feldmann, P.E., 3116 N Dries Lane, Suite 100 Pollution Control Facility Type: Swine Livestock Waste Management Facility

Property ID: 1107300005

Applicant: Stacey Mueller 23228 2300N Ave. Ohio, IL 61349

Facility: Stacey Mueller 2200N Ave. Ohio, IL 61349

Date Control Devices installed: Nov 1, 2020

Application Signature by: Stacey Mueller

Title: Owner

Phone: 309-693-7615

Contents of Application: 3 page application form, Attachment 1 (Description), Manure Diagram, Location map, Site plan, Pit detail plan, Wall and column sections, Pit pumpout sections, Precast flooring diagrams.

Is there a pollutant control flow diagram? Yes

Is there sufficient diagrams showing the pollution control facilities? Yes

This facility generates the following pollutants and prevents their discharge as indicated: Livestock waste is collected and land applied to cropland.

Physical description of pollution control facilities that ARE recommended:

Livestock waste management facilities consisting of:

One (1) concrete livestock waste pit measuring 169.33 ft. (length) x 121.83 ft. (width) x 10 ft. (depth) with 6 concrete pump out pits measuring approximately 6.67 ft. (length) x 5.33 ft. (width) x 10 ft. (depth) and approximately 921 linear feet of 4 inch diameter perimeter drain tile and approximately 10,000 sq. ft. of precast concrete slatted flooring over this manure pit.

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

Notes: Nothing follows - DRG - (June 10, 2022)

-		1.		Office 09/13			
102	1 North Gran	d Avenue East	• P.O. Box 192	76 · Springfield	• Illinois • 6	62794-9276	
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attachments are need	ed, record then	n consecutively or	an index sheet.				
ou may complete this	form online.	save a copy loca	Ilv, print, sign a	nd submit it to:			
			4 [1	linois EPA Attention: Al Kelle Division of Water 021 North Grand Springfield, IL 62	Pollution Con Avenue East		
. Applicant Info	rmation:						
Company Name:	Stacey Mue	ller					_
Person Authorized to Receive Certification	Stacey Mueller		_	Person to Contact for Additional Details <u>Terry L. Feldmann, PE</u>			_
street Address:	23228 2300			Contra del Contra e del se		s Lane, Suite 100	
City:	Ohio		State: IL	City:	Peoria	State: I	
ip: mail Address:	61349 muellerstace	ey74@gmail.com	217-292-6291	Zip: Email Address:	61604	Phone: 309-693-7	615
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This Agency is authorized to request this information under 415 ILCS 5/4(b)(2012). Disclosure of this information is voluntary and no penalties will result from the failure to provide the information. However, the absence of the information could prevent your application from being processed or could result in denial of your application.

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:

NA

Materials Used in the Process:

NA

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. State the type of control facility, as well as a narrative description and a process flow diagram describing the pollution control facility. Include an average analysis of the influent and effluent of the control facility stating the collection efficiency, if applicable.

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

See Attachment 1: Facility Pollution Control Facility Description

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

See Attachment 2: Purpose of the Pollution Control Facility

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).

Federal: Title 35, Subtitle E, Chapter I, Part 502&502; State: Title 8, Chapter 1, Subchapter t, Part 900

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.

	Material Retained, Captured or Recovered		
Contaminant or Pollutant	Description	Disposal or Use	
Swine Manure	Manure	Land Application for Crop Nutrients	
the second s			

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

Point(s) of Waste Water Discharge:		
Identify the location of the discharge to the receiving stream. This will ty include water-carried wastes from air pollution control facilities.	pically refer	r to a source of water pollution but can
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?	V Yes	🗌 No
Note. If the collected contaminants are disposed of other than as wastes dollars reclaimed by the sale or reuse of the collected substances. State		
Project Status:		
Date Installation Completed, Nov 1, 2020		
Provide the date the pollution control facility was first placed into service	and operat	ted. If not, explain.
See Attachment 3: Date of First Service		
Status of installation on date of application:]

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 lilinois EPA commits a Class 4 felony. A second or subsequent offense after conviction is a Class 3 felony. (415 ILCS 5/44(h))

Stacey Mueller Printed Name: Owner Tille:

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

Stary muller Signature: 11/12/20 Date:

Page 3 of 3

Application for Certification (Property Tax Treatment) Pollution Control Facility STACEY MUELLER – Mueller East By: Maurer-Stutz, Inc

ATTACHMENT 1: Facility Pollution Control Facility Description

The farm consists of the following swine buildings and storage structures:

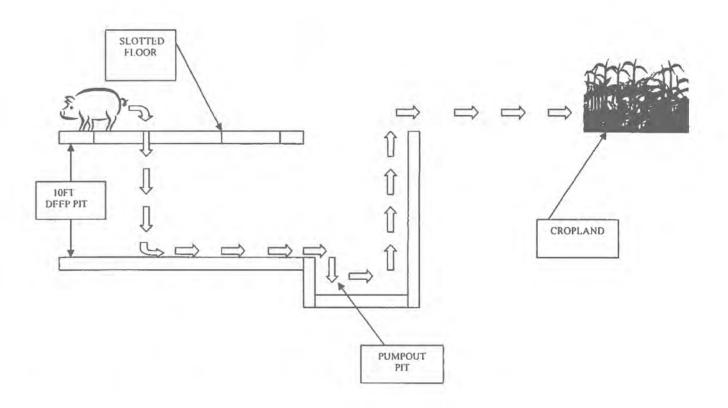
E1	170'-2" x 122'-8" x 10'-0"	Deep pit below slats	
	The second second second	concrete storage pit	

The building identified as E1 on the plans has an 10ft deep pit that consists of a 4" thick base slab and 8" thick pit walls. Precast concrete slotted floors enable excreta and wastewater to fall through and accumulate in the below floor pits. The end walls have footings that are 9" thick and 1'-6" wide. The side walls have footings that are 9" thick and 2'-0" wide. The center divider wall has a footing that is 9" thick 3'-0" wide. Columns within the pit are 14" in diameter, 9'-2" tall and supported by 33"x33" square footings. The columns support 8"x10"x12ft long precast concrete floor beams. The floor beams support a 4" thick precast concrete slotted gang slat floor. The barn has 6 pumpout pits. Each pumpout pit is 6'8" x 5'-4" with 8" thick walls. Footings around the pumpout pit walls measure 18" wide by 16" inches thick. The recessed sump area is 3'-2"x 8'-3" x 11" deep. The pumpouts collect manure and allow manure transfer through a hose to be pumped for field application. A perimeter drain is used to control the seasonal high water table. The total length of 4" corrugated perforated plastic pipe perimeter drain is 921 ft. with a 1766 ft. 6" diameter corrugated perforated pipe outlet.

The facility protects ground and surface water by providing collection and storage of livestock waste for about 365 days with use of the holding pond. Subsequently, the waste will be applied agronomically to cropland under proper soil and weather conditions for safe use.

Application for Certification (Property Tax Treatment) Pollution Control Facility STACEY MUELLER – Mueller East By: Maurer-Stutz, Inc

MANURE DIAGRAM



ATTACHMENT 2: Purpose of Pollution Control Facility

The primary purpose of the facilities is to provide collection and storage for the manure until it can be properly land applied to cropland at agronomic rates.

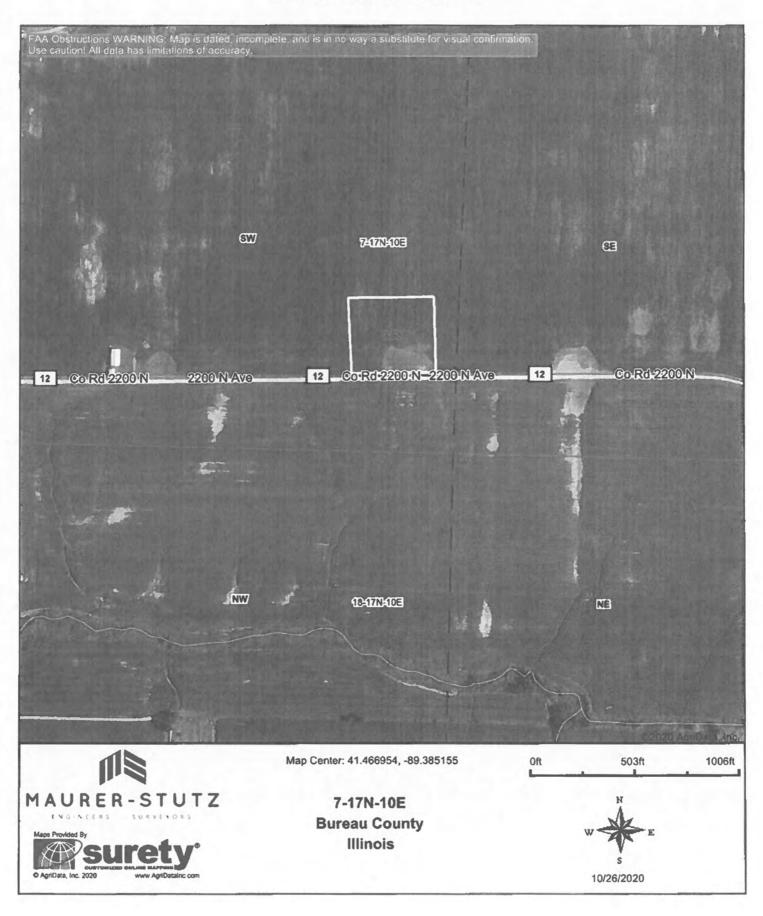
ATTACHMENT 3: Date of First Service

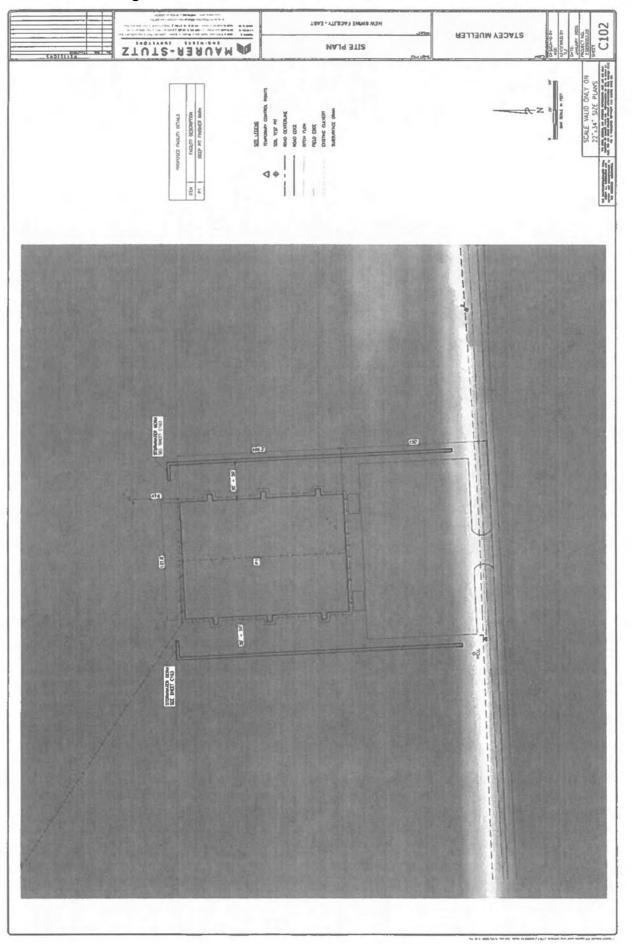
The pollution control facility was constructed in 2020, being placed into service in October 2020.

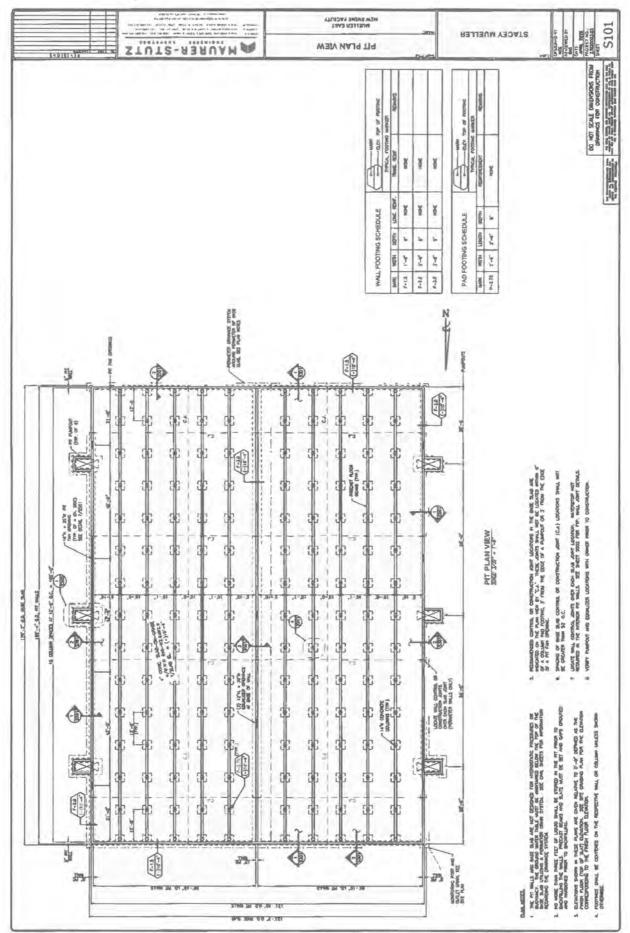
ATTACHMENT 4: Status of Installation

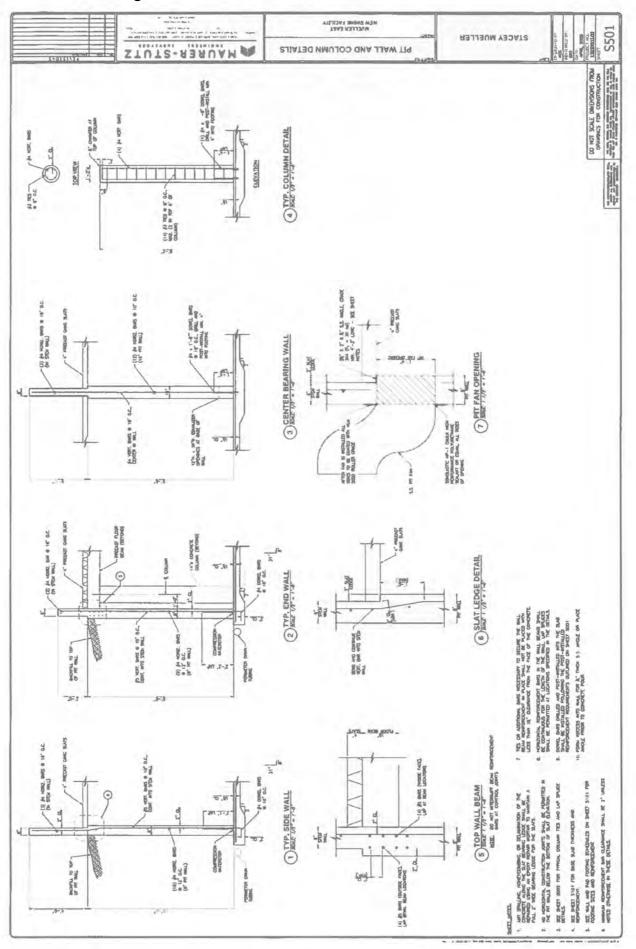
Facilities described in Attachment 1 are fully constructed and in service as of November 1, 2020.

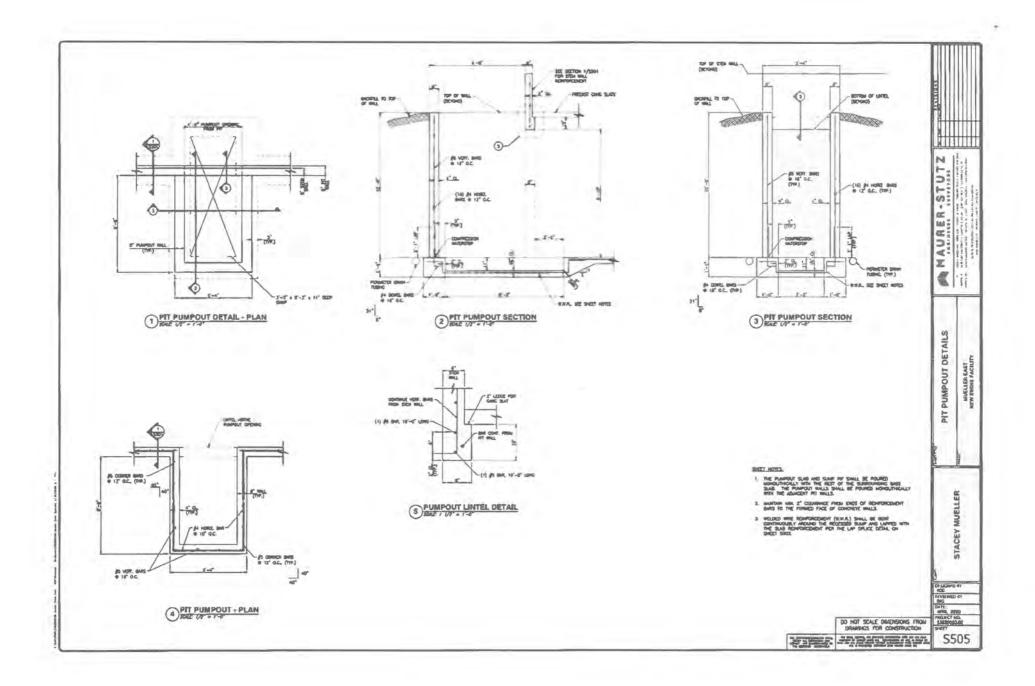
, Electronic Filing: Received, Clerk's Office 09/13/2022 **PCB 2023-037** Mueller East Swine Farm

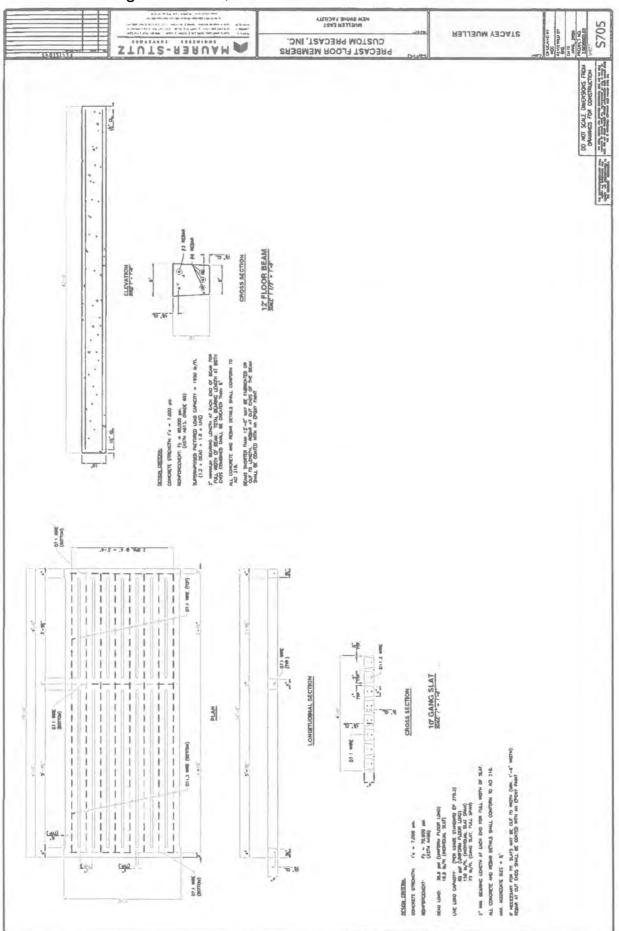












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STATE OF ILLINOIS	ý
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COUNTY OF SANGAMON)
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CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I have served on the date of September 13, 2022, the attached <u>APPEARANCE</u> and <u>RECOMMENDATION OF THE ILLINOIS</u> <u>ENVIRONMENTAL PROTECTION AGENCY</u>, 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:

> Stacey Mueller 23228 2300N Ave, Ohio, IL 61349

Copies also Provided Electronically as Follows:

Illinois Department of Revenue via email at REV.PropTaxApp@illinois.gov 101 West Jefferson P.O. Box 19033 Springfield, Illinois 62794

[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/ Joshua Leopold Assistant Counsel Division of Legal Counsel 1021 North Grand Avenue East P.O. Box 19276 Springfield, Illinois 62794-9276 217-558-1333

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