

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

**Bohnert Jerseys
(Property Identification Number
09-27-301-001)**

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**PCB No. 25 -
(Tax Certification)**

NOTICE

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**, copies of which are herewith served upon you.


Bohnert Jerseys
James and Scott Bohnert
112 179th Street North
East Moline, Illinois 61244

Don Brown, Clerk
Illinois Pollution Control Board
60 E. Van Buren St., Ste. 630
Chicago, Illinois 60605

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

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Gabriel Neibergall
Assistant Counsel
Division of Legal Counsel

DATED: April 30, 2025

Illinois Environmental Protection Agency
2520 W Iles Ave.
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Bohnert Jerseys
(Property Identification Number
09-27-301-001)

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PCB No. 25-
(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: _____



Gabriel Neibergall
Assistant Counsel
Division of Legal Counsel

DATED: April 30, 2025

Illinois Environmental Protection Agency
2520 W Iles Ave.
P.O. Box 19276
Springfield, Illinois 62794-9276
(217)782-5544

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| | | |
|--|---|----------------------------|
| Bohnert Jerseys |) | |
| (Property Identification Number |) | PCB No. 25- |
| 09-27-301-001) |) | (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 May 26, 2021, the Illinois EPA received a request from Bohnert Jerseys (Log number TC-144322, 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: Bohnert Jerseys
 112 179th Street North
 East Moline, Illinois 61244

The proposed water pollution control facilities in this request are located in the NW ¼ of Section 27, T18N, R1E of the 4th P.M. in Rock Island County, at the above street address and consist of the following livestock waste management structures:

One (1) concrete manure stacking area measuring 35 ft. 4 in. (length) x 36 ft. (width) x 6 ft. (height). One (1) concrete manure stacking area measuring 39 ft. 4 in. (length) x 36 ft. (width) x 6 ft. (height). Two (2) concrete manure scrape alleys measuring 250 ft. (length) x 12 ft. (width). One (1) concrete bedpack area measuring 215 ft. (length) x 23 ft. 4 in. (width) x 3 ft. (height). One (1) concrete bedpack area measuring 215 ft. (length) x 27 ft. 4 in. (width) x 3 ft. (height).

These waste management facilities are located within the 252 ft. (length) x 95 ft. (width) bedpack barn.

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

3. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2022), 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 (2022), pollution control facilities must be certified as such by the Board, 35 ILCS 200/11-20 (2022) 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 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:


Gabriel Neibergall
Assistant Counsel
Division of Legal Counsel

THIS FILING SUBMITTED ON RECYCLED PAPER

Dated: April 30, 2025

Illinois Environmental Protection Agency
2520 W Iles Ave.
P.O. Box 19276
Springfield, Illinois 62794-9276
217/782-5544



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

2520 WEST ILES AVENUE, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397

JB PRITZKER, GOVERNOR

JAMES JENNINGS, ACTING 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: **MAR 31 2025**

Re: Bohnert Jerseys – East Moline
Recommendation of Tax Certification
Log No.: TC-144322
BOW ID No.: W1618100022
Property Index Number: 09-27-301-001

The Bureau of Water received a request on May 26, 2021 from James and Scott Bohnert, having a principal place of business at 112 179th St. N., East Moline, IL 61244, 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:

Bohnert Jerseys
112 179th St. N.
East Moline, IL 61244

NW ¼ of Section 27, Township 18N, Range 1E of the 4th PM in Rock Island County.

Livestock waste management facilities within the 252 ft. x 95 ft. bedpack barn consisting of:

One (1) concrete manure stacking areas measuring 35 ft. 4 in. (length) x 36 ft. (width) x 6 ft. (height). One (1) concrete manure stacking area measuring 39 ft. 4 in. (length) x 36 ft. (width) x 6 ft. (height). Two (2) concrete manure scrape alleys measuring 250 ft. (length) x 12 ft. (width). One (1) concrete bedpack area measuring 215 ft. (length) x 23 ft. 4 in. (width) x 3 ft. (height). One (1) concrete bedpack area measuring 215 ft. (length) x 27 ft. 4 in. (width) x 3 ft. (height).

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 Ill. Adm. Code 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.

2125 S. First Street, Champaign, IL 61820 (217) 278-5800
1155 S. LaSalle Street, Suite 2203, Chicago, IL 60603
1101 Eastport Plaza Dr., Suite 100, 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-144322

These facilities are further described in the enclosed applications and supporting documents.

If you have any questions regarding the above, please contact Stephanie Burge-Bollero at 217/557-8666.

SAB:TC-144322_Tax Cert Recommendation_25Feb25.docx

cc: Tax Cert File

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 #: W1618100022

Project Name: Bohnert Jerseys

Date application received: 05/26/2021

Reviewer: SAB

Log number: TC-144322

Legal Description:

NW ¼ of Section 27, Twp: 18N, Range: 1E of the
4th PM.

County: Rock Island

Facility Contact: James and Scott Bohnert

112 179th St. N.
East Moline, IL 61244

Phone: 309/781-9219

Pollution Control Facility Type:

Cattle/Dairy Livestock Waste Management
Facility

Property ID: 09-27-301-001

Applicant: James and Scott Bohnert

112 179th St. N.
East Moline, IL 61244

Facility: Bohnert Jerseys

112 179th St. N.
East Moline, IL 61244

Date Control Devices Installed: 10/15/2020

Application Signature by: James Bohnert, "Jim
Bohnert"

Title: Owner

Contents of Application: Application for Certification (Property Tax Treatment) Pollution Control
Facility, Flow Diagram, Drawing

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:

252 ft. x 95 ft. bedpack barn consisting of:

One (1) concrete manure stacking areas measuring 35 ft. 4 in. (length) x 36 ft. (width) x 6 ft. (height).

One (1) concrete manure stacking area measuring 39 ft. 4 in. (length) x 36 ft. (width) x 6 ft. (height).

Two (2) concrete manure scrape alleys measuring 250 ft. (length) x 12 ft. (width).

One (1) concrete bedpack area measuring 215 ft. (length) x 23 ft. 4 in. (width) x 3 ft. (height).

One (1) concrete bedpack area measuring 215 ft. (length) x 27 ft. 4 in. (width) x 3 ft. (height).

Illinois EPA Log #: TC-144322

Page 2 of 2

Notes:

Spoke with James Bohnert on 2/25/25 regarding status of tax certification application review. Apologized for delay. James requested that I call Scott Bohnert regarding the application and states that Scott works closely with Kari Fraley with Frank & West Environmental Engineers, Inc. James provided contact number for Scott Bohnert, 309-781-4416.

Spoke with Scott Bohnert on 2/25/25. Scott states that this building has not yet received certification and he had been speaking with Kari Fraley regarding this. Scott requested that I follow up with Kari Fraley at Frank and West Environmental Engineers, Inc. Called and discussed with Kari Fraley with Frank & West. Kari Fraley discussed with the applicant and states after discussion with the applicant they would like us to continue the review of this application.

Nothing follows – SAB - (March 7, 2025)





Frank & West
Environmental Engineers, Inc.

RECEIVED
MAY 26 2021

May 11, 2021

IEPA
BOWWWPC/PERMIT SECTION

Al Keller
Permit Section
Division of Water Pollution Control
Illinois EPA
P.O. Box 19276
Springfield, Illinois 62794-9276

RE: Bohnert Jerseys facility

Dear Mr. Keller:

Frank & West is submitting an application for certification of property tax treatment for pollution control facility on behalf of the Bohnert Jerseys facility.

If you have any further questions or comments regarding the Bohnert Jerseys non-lagoon livestock waste handling facility, please advise.

FRANK & WEST
ENVIRONMENTAL ENGINEERS, INC.


Jacob Nims
Agricultural Engineer

Attachment: Application for Certification



Illinois Environmental Protection Agency

1021 North Grand Avenue East • P.O. Box 19276 • Springfield • Illinois • 62794-9276 • (217) 782-3397

Application for Certification (Property Tax Treatment) Pollution Control Facility

| FOR AGENCY USE ONLY | |
|-------------------------------|-------------------|
| File Number: <u>TC-144322</u> | Date Rec'd: _____ |
| Certification Number: _____ | Date: _____ |

Facility Type (check one): ☐ Air ☒ Water

This form is to be used for any application for certification of property tax treatment for a pollution control facility for air or water from the Illinois EPA.

RECEIVED
MAY 26 2021

You may complete this form online, save a copy locally, print, sign and submit it to:

Illinois EPA
Attention: Ray E. Pilapil, Permit Section
Division of Air Pollution Control
1021 North Grand Avenue East, P.O. Box 19276
Springfield, IL 62794-9276

Illinois EPA
Attention: Al Keller, Permit Section
Division of Water Pollution Control
1021 North Grand Avenue East, P.O. Box 19276
Springfield, IL 62794-9276

IEPA
BOWWPC/PERMIT SECTION

I. Applicant Information:

| | |
|--|-------------------------------------|
| Company Name: <u>Bohnert Jerseys</u> | Person to Contact _____ |
| Person Authorized to Receive Certification: <u>James & Scott Bohnert</u> | for Additional Details: <u>Same</u> |
| Street Address: <u>112 179th St. N.</u> | Street Address: _____ |
| City: <u>East Moline</u> State: <u>IL</u> | City: _____ State: _____ |
| Zip: <u>61244</u> Phone: <u>309-781-9219</u> | Zip: _____ Phone: _____ |
| Email Address: <u>scottbohnert12@gmail.com</u> | Email Address: _____ |

II. Facility Information:

Facility Location: Quarter Section: NW Township: 18-North Range: 1-East
Municipality: Section 27 Township: Hampton

Note: A plat map location is requested for facilities located outside of municipal boundaries.

Address: 112 - 179th St. N. City: East Moline

State: IL Zip Code: 61244 County: Rock Island Book Number: _____

Property Index Number: 09-27-301-001

Note: The Property Index Number is the numerical reference used to identify a parcel of real property for assessment and taxation purposes.

Manufacturing Operations Information:

Nature of Operations Conducted at the Above Location:

The structure is a dairy bedpack barn measuring 252' x 95' with two (2) concrete stacking areas and two (2) dedicated concrete bedpack areas.

Permit Information:

| | | | |
|---------------------------------------|-----|--------------------|------------------------|
| WPC Construction Permit Number: _____ | N/A | Date Issued: _____ | |
| NPDES Permit Number: _____ | N/A | Date Issued: _____ | Exp. Date: _____ |
| APC Construction Permit Number: _____ | N/A | Date Issued: _____ | |
| APC Operating Permit Number: _____ | N/A | Date Issued: _____ | Exp. Date: The primary |

Note: Submit copies of all relevant permits issued by local pollution control agencies. (e.g. MSD Construction Permit)

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****Illinois Environmental Protection Agency**

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: 1021 North Grand Avenue East • P.O. Box 19276 • Springfield • Illinois • 62794-9276 • (217) 782-3387

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):

Dairy Bedpack: Two (2) concrete stacking areas measuring 35'4" x 36' x 6' high and 39'4" x 36' x 6' high, two (2) 12' wide x 250' long concrete scrape alleys and two (2) concrete bedpack areas measuring 215' x 23'4" x 3' high and 215' x 27'4" x 3' high are used to store livestock waste until the appropriate time to apply the manure at agronomic rates.

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

The primary purpose of the bedpack barn and stacking area is to have at least 200 days worth of livestock manure storage to allow flexibility for application to agricultural fields when conditions are ideal.

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 bedpack & stacking areas | 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: 10/15/20

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

Status of installation on date of application:

Facility being used as it was designed for.

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.

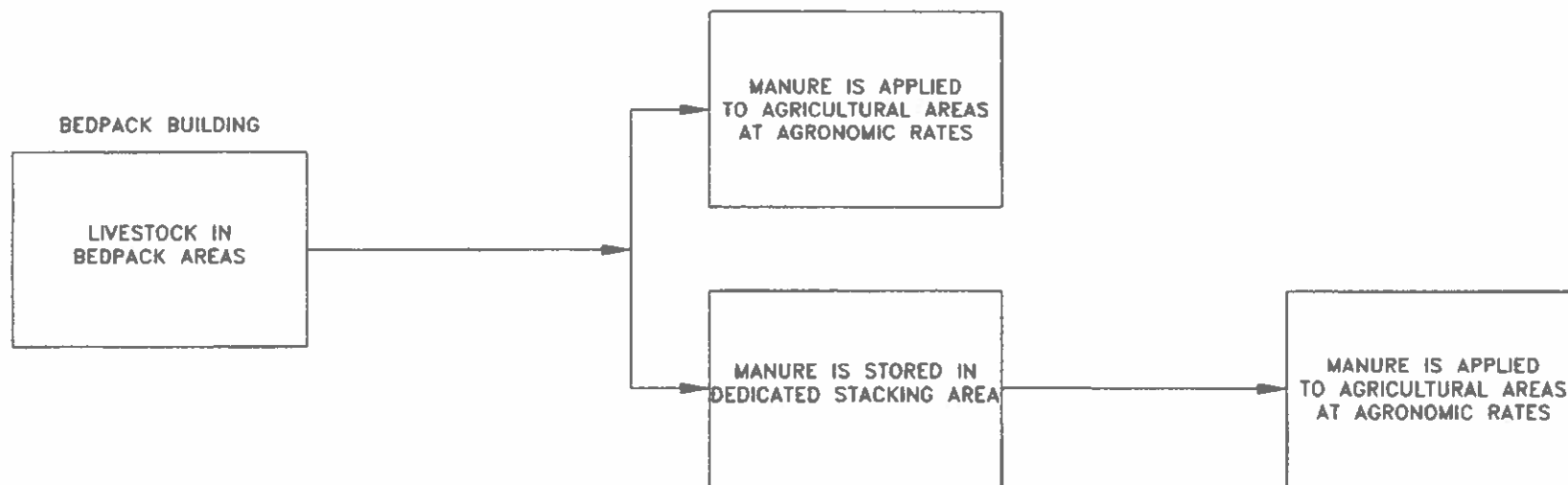
Any person who knowingly makes a false, fictitious, or fraudulent material statement, orally or in writing, to the Illinois EPA commits a Class 4 felony. A second or subsequent offense after conviction is a Class 3 felony. (415 ILCS 5/44(h))

| | |
|-------------------|--------------|
| <u>Jim Bohner</u> | <u>Owner</u> |
| Printed Name: | Title: |

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

| | |
|-------------------|----------------|
| <u>Jim Bohner</u> | <u>5-20-21</u> |
| Signature: | Date: |

POLLUTION CONTROL FACILITY
PROCESS FLOW DIAGRAM



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 April 30, 2025, the attached **NOTICE, 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:

Bohnert Jerseys
James and Scott Bohnert
112 179th Street North
Oakwood, Illinois 60953

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
60 E. Van Buren St., Ste. 630
Chicago, Illinois 60605

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

/s/ Gabriel Neibergall
Assistant Counsel
Division of Legal Counsel
2520 W Iles Ave.
P.O. Box 19276
Springfield, Illinois 62794-9276
217.782.5544
217.782.9143 (TDD)