

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE

JUL 05 2007

STATE OF ILLINOIS  
Pollution Control Board

Advantage Pork, LLC-Afton  
(Property Identification Number  
11-200-300-010)

)  
)  
)  
) PCB 08- 03  
) (Tax Certification)

NOTICE

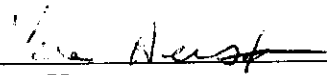
Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite. 11-500  
Chicago, Illinois 60601

Dr. Steve Feuerbach  
2435 Bethany Road  
Sycamore, Illinois 60178

Steve Santarelli  
Illinois Department of Revenue  
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 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:   
Vera Herst  
Assistant Counsel  
Division of Legal Counsel

DATED: July 2, 2008

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

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**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

**Advantage Pork, LLC-Afton**  
**(Property Identification Number**  
**11-200-300-010)**

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)  
) **PCB 08- 03**  
) **(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: Vera Herst  
Vera Herst  
Assistant Counsel  
Division of Legal Counsel

DATED: July 2, 2007

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

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JUL 05 2007

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

STATE OF ILLINOIS  
Pollution Control Board

Advantage Pork, LLC-Afton  
(Property Identification Number)  
11-200-300-010

) PCB-08 - 03  
) (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 28, 2006, the Illinois EPA received a request from Advantage Pork, LLC (log number TC-28-06, 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: Advantage Pork, LLC  
16174 Crego Road  
Afton, Illinois

3. The proposed water pollution control facilities in this request are located at Section ¼ of Section 12, T39N, R4E of the 3<sup>rd</sup> P.M. in DeKalb County, at the above street address and consist of the following:

Livestock waste management facilities consisting of one concrete manure pit (101 ft. x 45 ft. x 2 ft. deep) with the slotted wire portion of the floor over the manure pit; and approximately 50 ft. of 8-inch diameter PVC manure transfer pipe.

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 (2004), 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

STATE OF ILLINOIS

COUNTY OF SANGAMON

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**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:

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

Dr. Steve Feuerbach  
2435 Bethany Road  
Sycamore, Illinois 60178

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

and mailing it from Springfield, Illinois, on July 2, 2007, with sufficient postage affixed for first class mail.

Ashe M. Stutz

SUBSCRIBED AND SWORN TO BEFORE ME  
This 2nd day of July, 2007

Brenda Boehner  
Notary Public



**THIS FILING IS SUBMITTED ON RECYCLED PAPER**



## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 – (217) 782-3397  
 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: Bruce J. Yurdin, Manager, Watershed Management Section

Date: MAY 23 2007

Re: Advantage Pork, LLC – Afton  
 Recommendation of Tax Certification  
 Log # TC-28-06  
 Property Identification # 11-200-300-010

The Bureau of Water received a request on December 28, 2006 from Advantage Pork, LLC 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:

Steve Feuerbach (Advantage Pork, LLC)  
 2435 Bethany Road  
 Sycamore, IL 60178

SW ¼ of Section 12, T39N, R4E of the 3<sup>rd</sup> P.M. in DeKalb County

Livestock waste management facilities consisting of one concrete manure pit (101 ft. x 45 ft. x 2 ft. deep) with the slotted wire portion of the floor over the manure pit and approximately 50 ft. of 8-inch diameter PVC manure transfer pipe.

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 Thaddeus Faught at 217/782-3362.

BJY:TJF:TC-28-06.doc

cc: Tax Cert File

Watershed Unit Tax Certification Review Sheet

Project Name: Advantage Hill LLC  
Reviewer: [Signature]  
Log No.: ~~TC-28-05~~ TC-28-06

Location: 409  
Date: 7/1/2008  
Type:  Agchem  
 Livestock

Applicant: Advantage Hill LLC  
2435 Embury Rd.  
Springfield, VT 05156

Contact: Dr. Steve Finkbeiner  
Phone: 915-756-3279

Facility: Advantage Hill LLC  
2435 Embury Rd.  
Springfield, VT

Property ID: 11-200-300-010

Legal Description: Section 12, T32N, R1E, 1/2, 1/4, 1/8

County: Delaware

Date Control Devices Installed: 7/1/2008

Provided Fair Cash Value: 200,000

Signature: Steve Finkbeiner

Title: SP/Secretary

- 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:

Old concrete storage pits (10 ft x 15 ft x 20 ft deep) with wire floors  
and drainage system with 3 drainage pits and transfer pipes

Other: Expansion of existing facilities  
TC-28-06 is the same as TC-28-05

TC28-a



# BETHANY ANIMAL HOSPITAL

2435 BETHANY ROAD  
SYCAMORE, ILLINOIS 60178

**PH: (815) 756-3279**

**FAX: (815) 756-9575**

**TO:** Alan Keller

**COMPANY:** EPA

**FAX #:** 217-782-0610

**FROM:** Advantage Pork

**Total Pages including cover:**

**Comments:**



~~RECEIVED~~

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 <i>Adventure Park, LLC</i>			
	Person Authorized to Receive Certification <i>Dr. Steve Feverbach</i>		Person to Contact for Additional Details <i>Dr. Steve Feverbach</i>	
	Street Address <i>2435 Bethany Rd.</i>		Street Address	
	Municipality, State & Zip Code <i>Sycamore, Ill. 60178</i>		Municipality, State & Zip Code	
	Telephone Number <i>815-756-3279</i>		Telephone Number	
	Location of Facility Quarter Section <i>SW</i>		Range <i>4-East</i>	Municipality <i>DeKalb</i>
	Township <i>39-North</i>		County <i>DeKalb</i>	
	Street Address <i>16174 Crego Rd.</i>		Township <i>Afton</i>	
	Property Identification Number <i>11-200-300-010</i>		Parcel Number <i>---</i>	
	Sec. B  MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location <i>Sewer Production: Baby Piglets leave this sow Breed - wean facility @ ~ 21 days of age</i>		
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  <hr/>			
	Materials Used in Process  <hr/>			
Sec. D  POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility <i>&gt; Please submit this application for its manure structures (i.e. pit, connecting PVC pipe, flooring) ** See attached sheet ** &gt; The manure handling structures are vital to reducing potential waste pollution contaminants into the local water sources</i>			

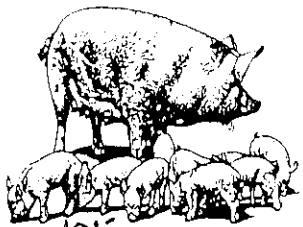
RECEIVED  
JAN 04 2007

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY  
BOW/WPC/PERMIT SECTION

(E)

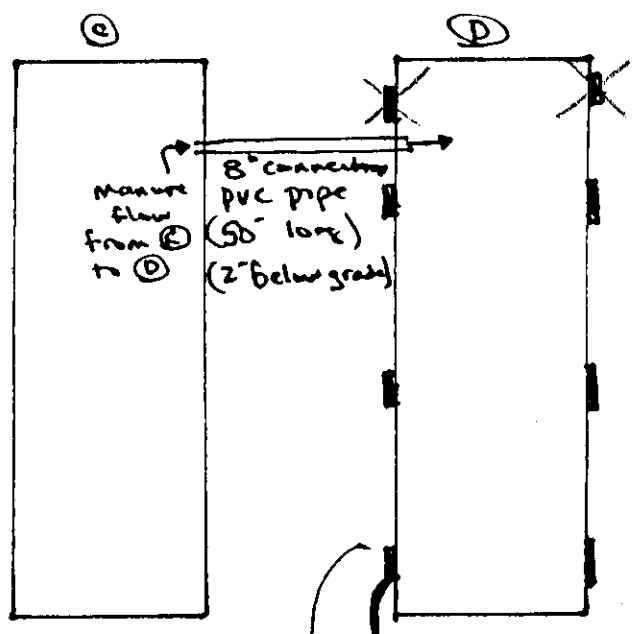
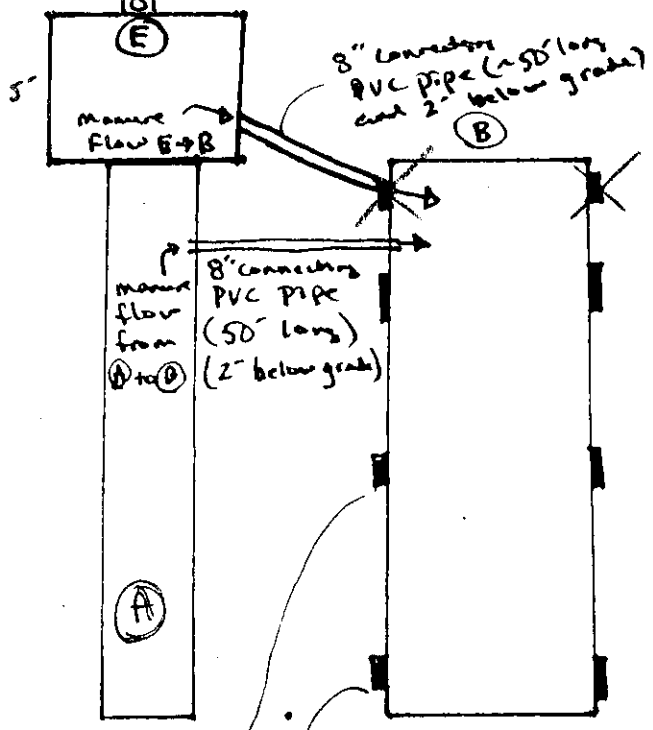
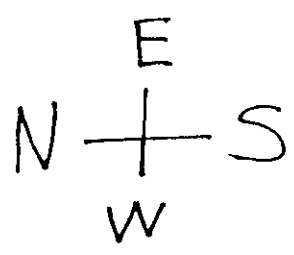
IL 532-0222 APC 151 (Rev. 8/00) *\* Please note that this application is pertaining to an expansion onto an existing facility and the information herein pertains to this expansion \**  
Tax Certification for Pollution Control Facilities  
Page 1 of 2  
8/00

Sec. E	(1) Nature of Contaminants or Pollutants			
	POLLUTION CONTROL FACILITY - CONTAMINANTS	Material Retained, Captured or Recovered		
		Contaminant or Pollutant	DESCRIPTION	DISPOSAL OR USE
		Sewage Manure	From Sows and Baby pigs	Waste application to adjacent fields
	(2) Point(s) of Waste Water Discharge			
	Waste removal will occur thru the pumps on Building (B) only			
	Plans and Specifications Attached		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
	(3)	Are contaminants (or residues) collected by the control facility?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
	(4)	Date installation completed <u>7/1/00</u> status of installation on date of application <u>In use</u>		
	ACCOUNTING DATA	(5) a.	FAIR CASH VALUE IF CONSIDERED REAL PROPERTY:	Expansion \$ 75,000 (waste handling partitioning)
b.		NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY:	Additional \$ 0	
c.		PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:	only \$ 0	
d.		PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:	\$ 0	
e.		PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:	% 35	
Sec. F	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. The facilities claimed herein are "pollution control facilities" as defined in Section 11-10 of the Illinois Property Tax Code.			
	SIGNATURE	<u>Dr. Steve Penson</u> <u>CFO/Secretary of Adventure Park LLC</u> Signature Title		
Sec. G	INSTRUCTIONS FOR COMPILING AND FILING APPLICATION			
	General: Separate applications must be completed for each control facility claimed. Do not mix types (water and air). Where both air and water operations are related, file two applications. If attachments are needed, record them consecutively on an index sheet.			
	Sec. A	Information refers to applicant as listed in the tax records and the person to be contacted for further details or for inspection of facilities. Define facility location by street address or legal description. A plat map location is required for facilities located outside of municipal boundaries. The property identification number is required.		
	Sec. B	Self-explanatory. Submit copies of all permits issued by local pollution control agencies. (e.g. MSD Construction Permit)		
	Sec. C	Refers to manufacturing processes or materials on which pollution control facility is used.		
	Sec. D	Narrative description of the pollution control facility, indicating that its primary purpose is to eliminate, prevent or reduce pollution. State the type of control facility. State permit number, date, and agency issuing permit. A narrative description and a process flow diagram describing the <u>pollution control facility</u> . Include a listing of each major piece of equipment included in the claimed fair cash value for real property. Include an <u>average</u> analysis of the influent and effluent of the control facility stating the collection efficiency.		
	Sec. E	List air contaminants, or water pollution substances released as effluents to the manufacturing processes. List also the final disposal of any contaminants removed from the manufacturing processes. Item (1) - Refers to pollutants and contaminants removed from the process by the pollution control facility. Item (2) - Refers to water pollution but can apply to water-carried wastes from air pollution control facilities. 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. Item (3) - If the collected contaminants are disposed of other than as wastes, state the disposition of the materials, and the value in dollars reclaimed by sale or reuse of the collected substances. State the cost of reclamation and related expense. Item (4) - State the date which the pollution control facility was first placed in service and operated. If not, explain. Item (5) - This information is essential to the certification and assessment actions. This accounting data must be completed to activate project review prior to certification by this Agency.		
	Sec. F	Self-explanatory. Signature must be a corporate authorized signature.		
	Submit to:	Attention:	Attention:	
	Illinois EPA P.O. Box 19276 Springfield, IL 62794-9276	Al Keller Permit Section Division of Water Pollution Control	Donald E. Sutton Permit Section Division of Air Pollution Control	



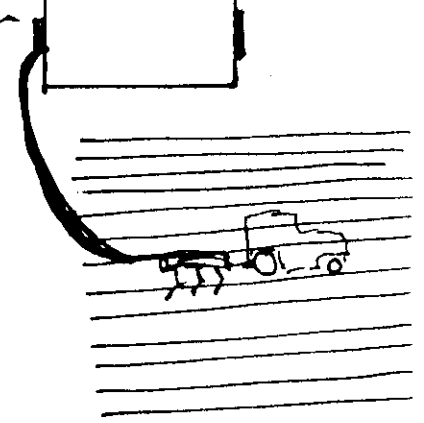
# Advantage Pork, L.L.C.

2400 Bethany Road, Sycamore, IL 60178  
Office (815) 756-3279 Fax (815) 756-9575

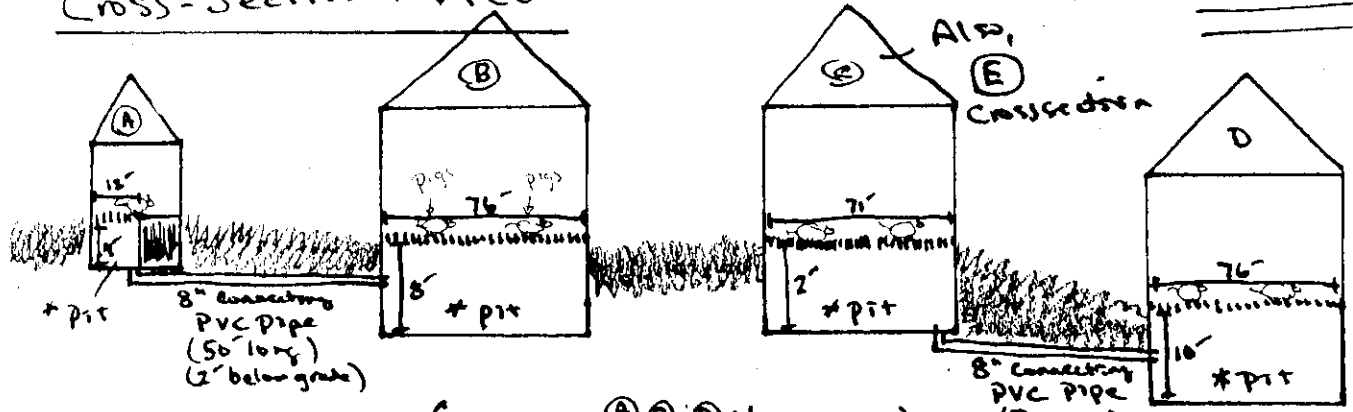


= representing "pump-out" areas when manure is removed from the waste storage pits on pits (D) + (D)

This is representing the Drag-line System of manure application to the fields. Waste is transported through a long tube from the waste pit to a "tool-bar" being pulled by a tractor. The "tool-bar" soil incorporates the waste.

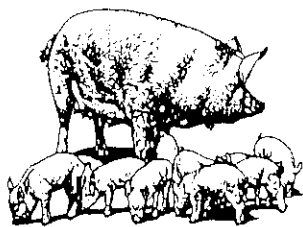


## Cross-Sectional View:



||||||| = slatted area (concrete = (A) (B) (D); heavy gauge wire = (C) + (E))  
 // // // = ground/grass area

= All "pits" are 4" thick-walled with ample amounts of reinforced re-bar. The flooring to all "pits" are 4" thick, also, with re-bar reinforcing



# Advantage Pork, L.L.C.

2400 Bethany Road, Sycamore, IL 60178  
Office (815) 756-3279 Fax (815) 756-9575

EXISTING  
A

The Isolation/Acclimation building is a partially slatted building that houses incoming breeding stock. Waste from these animals falls through the slatted area into a 4' deep cement storage pit. The pit contains "pull plugs" that when ~~lifted~~ lifted manure is allowed to flow to the North Gestation building B by underground piping where it is contained until field application.

EXISTING  
B

The North Gestation building is an 8' deep cement storage pit with totally slatted floors above it. Manure from the breeding/gestation animals falls through the slats and is contained in this pit until field application. Also, waste from the Isolation/Acclimation facility to the North is ~~flowed~~ flowed into here through an 8" connecting PVC pipe.

EXISTING  
C

The farrowing house waste falls through a large gauge wire floor into 2' cement pits below. When these pits fill, a pull-plug system is utilized to transfer the waste to the South Gestation building C through an 8" connecting PVC pipe.

EXISTING  
D

The South Gestation building is a 10' deep cement storage pit with a totally slatted floor area above it. Manure from the ~~B to~~ <sup>Breeding/Gestation</sup> animals falls through the slats and is contained in this pit. Also, waste from the farrowing building to the north flows to this building for storage through an 8" connecting PVC pipe.

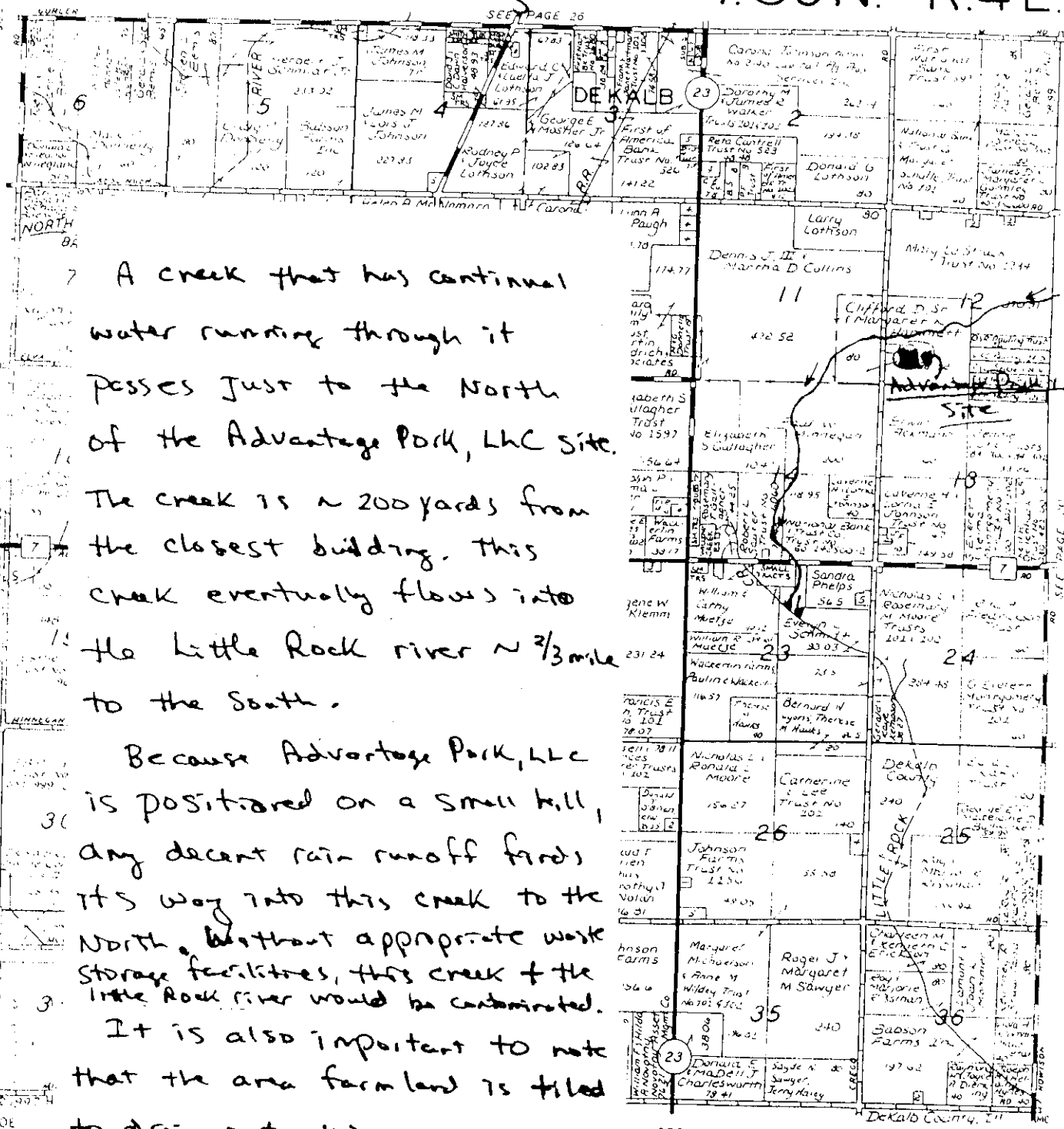
(E) The "new" expansion farmhouse house has waste that falls thru a large gauge ("00") wire flooring into a 2" cement pit below. When these pits fill, a "pull-plug" system is utilized to transfer the waste to the North Gestation Building (B) thru an 8" connecting PVC pipe.

AFTON



T. 39N. - R. 4E.

7/3



7 A creek that has continual water running through it passes just to the North of the Advantage Park, LLC site. The creek is ~ 200 yards from the closest building. This creek eventually flows into the Little Rock river ~ 2/3 mile to the South.

Because Advantage Park, LLC is positioned on a small hill, any decent rain runoff finds its way into this creek to the North. Without appropriate waste storage facilities, this creek of the Little Rock river would be contaminated.

It is also important to note that the area farmland is tiled to drain into this creek to the North and that any manure runoff from improper manure ~~storage~~ would run through these tiles directly to the creek, also.



### QUICK ANSWERS

- WHO SELLS IT?
- WHO BUYS IT?
- WHO FIXES IT?
- WHO SERVICES IT?

and The Answers Fast In The  
**CLASSIFIED BUSINESS DIRECTORY**