

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Keith & Kevin Erickson-Altona)
 (Property Identification Number) PCB 09-
 02-11-200-002) (Tax Certification)
)
)

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:

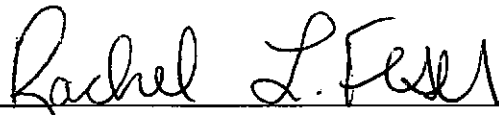
Steve Santarelli
 Illinois Department of Revenue
 101 West Jefferson
 Post Office Box 19033
 Springfield, IL 62794

Keith & Kevin Erickson
 1074 Knox Road 2900N
 Altona, IL 61414

and mailing it from Springfield, Illinois, on July 10, 2009, with sufficient postage affixed for first class mail.

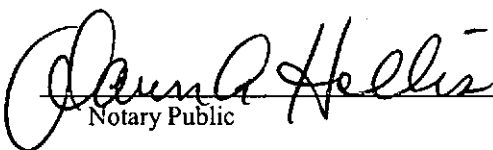
And electronically, on July 10, 2009 to:

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


 Rachel L. Feser

SUBSCRIBED AND SWORN TO BEFORE ME

This 10th day of July, 2009


 Notary Public



THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Keith & Kevin Erickson-Altona
(Property Identification Number
02-11-200-002)

)
) **PCB 09-**
) **(Tax Certification)**
)
)

NOTICE

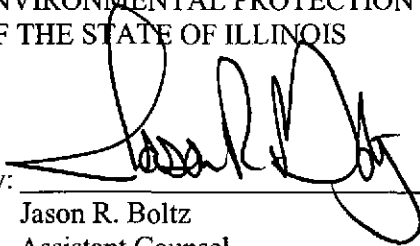
Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite. 11-500
Chicago IL 60601

Keith & Kevin Erickson
1074 Knox Road 2900N
Altona, IL 61414

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield IL 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: 
Jason R. Boltz
Assistant Counsel
Division of Legal Counsel

DATED: July 10, 2009

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

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

**Keith & Kevin Erickson-Altona
(Property Identification Number
02-11-200-002)**

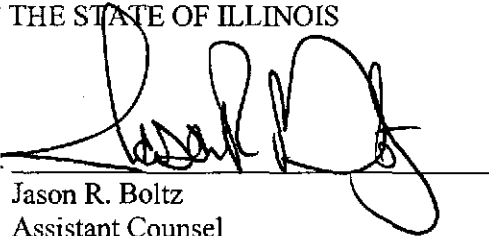
)
) PCB 09-
) (Tax Certification)
)
)

APPEARANCE

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

ENVIRONMENTAL PROTECTION AGENCY
OF THE STATE OF ILLINOIS

By: _____


Jason R. Boltz
Assistant Counsel
Division of Legal Counsel

DATED: July 10, 2009

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

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Keith & Kevin Erickson-Altona)
(Property Identification Number) PCB 09-
02-11-200-002)) (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 January 2, 2008, the Illinois EPA received a request from Keith and Kevin Erickson-Altona (log number TC-08-08, 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 facility address is:

Keith & Kevin Erickson
1074 Knox Road 2900N
Altona, IL 61414

The proposed water pollution control facilities in this request are located at NE 1/4 of Section 11, T13N, R2E of the 4th P.M. in Knox County, at the above street address and consist of the following:

Livestock waste management facilities consisting of two concrete manure pits (each approximately 300 ft. x 100 ft. x 8 ft. deep) each with twelve concrete pump out pits (each approximately 6 ft. x 6 ft. x 9 ft. deep), and the slotted concrete portion of the floor over the manure pits.

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 (2006), defines “pollution control facilities” as:

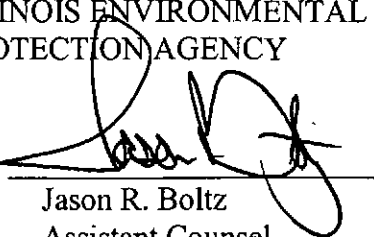
any system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: (a) eliminating, preventing, or reducing air or water pollution ...or (b) treating, pretreating, modifying 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 requested tax certification.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: _____


Jason R. Boltz
Assistant Counsel
Division of Legal Counsel

Dated: July 10, 2009
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) 782-2829
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: Al Keller, P.E., Manager, Permit Section

Date: June 25, 2009

Re: Keith and Kevin Erickson - Altona
Recommendation of Tax Certification
Log # TC-08-08
Property Identification # 02-11-200-002

RECEIVED
Division of Legal Counsel

JUN 26 2009

Environmental Protection
Agency

The Bureau of Water received a request on January 2, 2008 from Keith Erickson 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:

Keith & Kevin Erickson
1074 Knox Road 2900N
Altona, IL 61414

NE ¼ of Section 11, T13N, R2E of the 4th P.M. in Knox County

Livestock waste management facilities consisting of two concrete manure pits (each approximately 300 ft. x 100 ft. x 8 ft. deep) each with twelve concrete pump out pits (each approximately 6 ft. x 6 ft. x 9 ft. deep), and the slotted concrete portion of the floor over the manure pits.

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.

SAK:TJF:TC-08-08.doc

cc: Tax Cert File

PCB 2010-004

Project Name: Keith & Kevin Erickson
Reviewer: Thaddeus Faught
Log No.: TC-08-08

Location: Altona
Date: 3/10/09
Type: Agchem
 Livestock

Applicant: Keith Erickson
1146 Knox Hwy. 4
Altona, IL 61414
309-484-6261

Contact: Kevin Erickson
Phone: 309-483-2872

Facility: Keith & Kevin Erickson
1074 Knox Rd. 2900N
Altona, IL 61414

Property ID: 02-11-707-002

Legal Description: Section 11, T13N, R2E of 4th PM

County: Knox

Date Control Devices Installed: 7/18/07

Provided Fair Cash Value: \$443,250 x 2

Signature: by Keith & Kevin Erickson

Title: OWNERS

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:

2 concrete manure pits (each 300 ft x 100 ft x 8 ft deep) each w/ 12 concrete
pumpouts (each 6 ft x 6 ft x 9 ft. deep) w/ concrete slabs

Other: 3/10/09 left message => no response => review letter
two identical pits

TR

June 1, 2009

Illinois Environmental Protection Agency

1021 North Grand Avenue East

P.O. Box 19276

Springfield, Illinois 62794-9276

RECEIVED
JUN - 5 2009
BUREAU OF WATER
BUREAU CHIEF'S OFF.

Re: Illinois Property Tax: Keith & Kevin Erickson – Altona

Livestock Waste Pollution Control Facilities

Log No. TC-08-08

Dear Sirs:

This is in response to the questions you had on our application.

1. We are applying for two identical concrete manure pits.
2. The concrete pump outs are 6 feet by 6 feet by 9 feet deep.
3. We are providing you this statement that says that our application is to seek certification for the manure pits and slatted floors only.
4. We are very concerned about the date that you say that you received our application. We sent that application well in advance of the end of the year of 2007. We are concerned why you say that it was not received until 1/2/08.

If you have any questions or comments concerning the above items, please contact Keith at (309)337-2800 or Kevin at (309)368-5834.

RECEIVED
Division of Legal Counsel

JUN 2 6 2009

Environmental Protection
Agency

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY



1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-2829

JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026

217/782-3362

DOUGLAS P. SCOTT, DIRECTOR

May 14, 2009

Mr. Kevin Erickson
2769 Knox Road 1000 E.
Oneida, IL 61467

Re: Illinois Property Tax: Keith & Kevin Erickson - Altona
Livestock Waste Pollution Control Facilities
Log No. TC-08-08

Dear Mr. Erickson:

The application for Illinois Property Tax Certification received January 2, 2008 for the above listed facilities has been reviewed and the following is offered for your consideration and appropriate action.

1. Please verify that you are applying for two identical concrete manure pits.
2. Please indicate the dimensions of the concrete pump outs.
3. Please provide written verification that you are only seeking certification for the manure pits and slatted floors. Please be advised that walls, building structures, etc. with the primary purpose of housing livestock above the manure pits are not eligible for tax certification.

Please review the subject applications accordingly for the items specified above and submit to the Illinois Environmental Protection Agency so that we may complete the review of the subject application. Please include the above log number on all correspondence.

If you have any questions or comments concerning the above items, please contact me at the above address and telephone number.

Very truly yours,

Thaddeus Faught
Facility Evaluation Unit
Bureau of Water

TJF:TC-08-08a.doc

cc: T.C. File ✓
Mr. Keith Erickson, 1146 Knox Highway 4
Altona, IL 61414

RECEIVED
Division of Legal Counsel

JUN 26 2009

Environmental Protection
Agency



APPLICATION FOR CERTIFICATION (PROPERTY TAX TREATMENT)
PCB 2010-004
AIR WATER

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. This form has been approved by the Form Management Center.

FOR AGENCY USE

File No. Date Received Certification No. Date

APPLICANT	Sec. A	Company Name	Keith a Kevin Erickson	
	Person Authorized to Receive Certification	Keith Erickson		Person to Contact for Additional Details:
	Street Address:	1146 Knox Hwy. 4		Kevin Erickson
	Municipality, State & Zip Code:	Altona, IL 61414		Street Address:
	Telephone Number:	309-484-6261		2769 Knox Rd. 1000 E
	Location of Facility:	N 1/2 NE Sec. 11 T. 13 R. 2		Municipality, State & Zip Code:
	Street Address:	1074 Knox Rd. 2900N		Oneida, IL 61467
	Property Identification Number:	02-11-200-002		Telephone Number:
			309-483-2872	
			Municipality:	Township:
			Altona	Ontario
			County:	Book Number:
			Knox	
			Parcel Number:	
			02-11-200-002	

MANUFACTURING OPERATIONS	Sec. B	Nature of Operations Conducted at the above location:	Agriculture Production specifically hog production from wean to marketing of hogs for commercial slaughter.	
	(1) Water Pollution Control Construction Permit No.	N/A	Date Issued	RECEIVED JAN - 2 2008 Watershed Management Section BUREAU OF WATER
	(2) NPDES Permit No.	N/A	Date Issued	
	(3) Air Pollution Control Construction Permit No.	N/A	Date Issued	
	(4) Air Pollution Control Operating Permit No.	N/A	Date Issued	

MANUFACTURING PROCESS	Sec. C	(1) Describe Unit Process:	30,000 sq. ft. hog finisher building with a 30,000 sq. ft. manure pit under the building.	
	(2) Materials Used in Process:	Structure is a wood framed building on a concrete pit. The exterior of the building is steel siding on the ends and roof. The sides are insulated curtains. The ceiling is aluminum with insulation in the attic.		

POLLUTION CONTROL FACILITY DESCRIPTION	Sec. D	(1) Describe pollution abatement control facility:	Concrete sided pit with concrete floor, 8 ft. deep under the entire building. Reinforced concrete slats cover the pit. There are 6 concrete sumps on each side of the building for pumping out the hog manure. (see map)	
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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. This form has been approved by the Forms Management Center.

FOR AGENCY USE

File No.

Date Received

Certification No.

Date

Sec.
A

APPLICANT

Company Name

Keith & Kevin Erickson

Person Authorized to Receive Certification

Keith Erickson

Person to Contact for Additional Details:

Kevin Erickson

Street Address:

1146 Knox Hwy, 4

Street Address:

2769 Knox Rd. 1000E

Municipality, State & Zip Code:

Altona, IL 61414

Municipality, State & Zip Code:

Onoda, FL 61467

Telephone Number:

309-484-6261

Telephone Number:

309-483-2872

Location of Facility:

N 1/2 NE Sec. 11 T13 R2

Municipality:

Altona

Township:

Ontario

Street Address:

1074 Knox Rd. 2900W

County:

KNOX

Book Number:

Property Identification Number:

02-11-200-002

Parcel Number:

02-11-200-002

Sec.
B

MANUFACTURING OPERATIONS

Nature of Operations Conducted at the above location:

Agriculture Production, specifically hog production from wean to marketing of hogs for commercial slaughter.

(1) Water Pollution Control Construction Permit No.

N/A

Date Issued

(2) NPDES Permit No.

N/A

Date Issued

Expiration Date

(3) Air Pollution Control Construction Permit No.

N/A

Date Issued

(4) Air Pollution Control Operating Permit No.

N/A

Date Issued

Sec.
C

MANUFACTURING PROCESS

(1) Describe Unit Process:

30,000 Sq. ft. hog finisher building with a 30,000 sq. ft. manure pit under the building.

(2) Materials Used in Process:

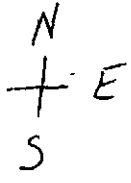
Structure is a wood framed building on a concrete pit. The exterior of the building is steel siding on the ends and roof. The sides are insulated curtains. The ceiling is aluminum with insulation in the attic.

Sec.
D

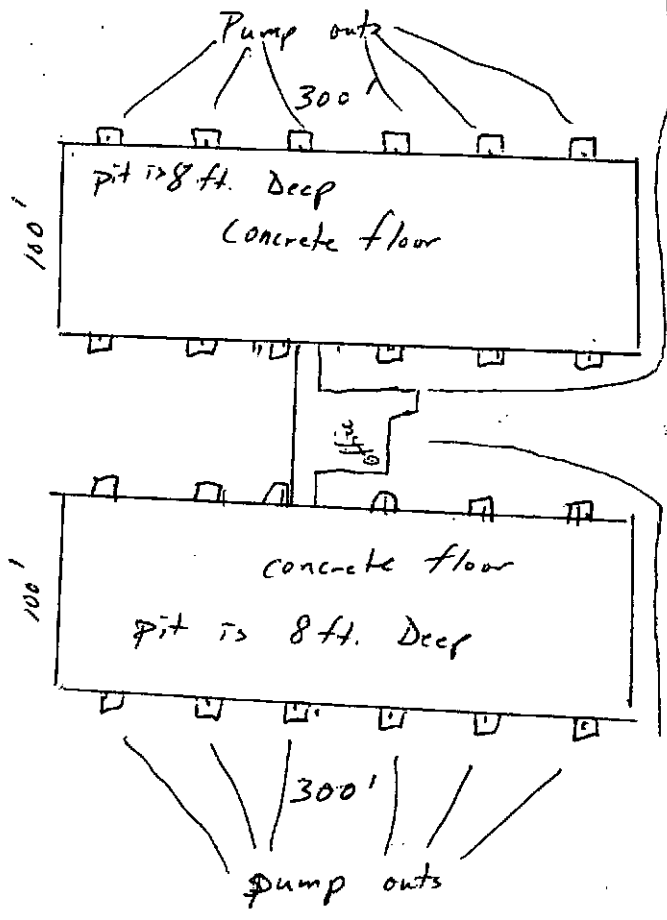
POLLUTION CONTROL FACILITY DESCRIPTION

(1) Describe pollution abatement control facility:

Concrete sided pit with concrete floor, 8 ft. deep under the entire building. Reinforced concrete slats cover the pit. There are 6 concrete sumps on each side of the building for pumping out the hog manure. (see map)



2900 N.



Knox County Hwy. 3