

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

**Stacey Mueller-Sibley East  
(Property Identification Number  
080619300004)**

)  
) **PCB 21-**  
) **(Tax Certification)**  
)

**NOTICE**

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

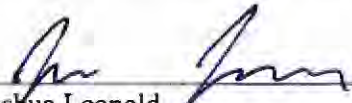
Stacey Mueller  
23228 2300 N. Ave  
Ohio, IL 61349

**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: February 26, 2021

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**

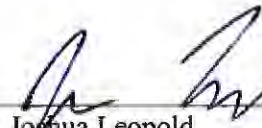
**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

Stacey Mueller -Sibley East )  
(Property Identification Number ) PCB 21-  
080619300004 ) (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:  \_\_\_\_\_  
Joshua Leopold  
Assistant Counsel  
Division of Legal Counsel

DATED: February 26, 2021

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-Sibley East )  
(Property Identification Number ) PCB 21-  
080619300004 ) (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 November 12, 2020, the Illinois EPA received a request from Stacey Mueller (log number TC-143343, 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 (East Parcel)  
606 East 1400N Rd.  
Sibley, IL 61773

The proposed water pollution control facilities in this request are located in the SW ¼ of Section 19, T25N, R8E of the 3rd PM, in Ford County the above street address and consist of the following:

Livestock waste management facilities consisting of one (1) concrete manure storage pit (approximately 100 ft. x 200 ft. x 8 ft. as E3), the concrete slatted portion of the floor over the manure pit that capture and contain waste generated in the barn above, six (6) pumpout pits (approximately 6 ft. x 6 ft. x 8 ft., each) to allow manure removal in the manure pit, and plastic perimeter drainage pipes (approximately 655 ft. x 4 in. total) located around the footing of the manure pit to prevent flotation of the 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 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 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: February 26, 2021

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





## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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, Manager, Industrial Unit, Permit Section *DEL*

Date: January 22, 2021

Re: Stacey Mueller – Sibley  
Recommendation of Tax Certification  
Log# TC-143343  
Property Index# 080619300004

The Bureau of Water received a request on November 12, 2020 from Stacey Mueller 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:

Stacey Mueller (East Parcel)  
606 East 1400N Rd.  
Sibley, IL 61773

SW  $\frac{1}{4}$  of Section 19, T25N, R8E of the 3<sup>rd</sup> PM in Ford County

The livestock waste handling facilities consisting of one (1) concrete manure storage pit (approximately 100 ft. x 200 ft. x 8 ft. as E3), the concrete slatted portion of the floor over the manure pit that capture and contain waste generated in the barn above, six (6) pumpout pits (approximately 6 ft. x 6 ft. x 8 ft. each) to allow manure removal from the manure pit, and plastic perimeter drainage pipes (approximately 655 ft. x 4 in. total) located around the footing of the manure pit to prevent flotation of the pit. 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

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

## Watershed Unit Tax Certification Review Sheet

Project Name: Stacy Muller

Date: December 16, 2020

Reviewer: WH

Type:  Agchem  
 Livestock

Log number: TC-143343

Applicant: Stacy Muller  
23228 2300N Ave  
Ohio, IL 61349

Contact: Terry Feldmann  
3116 N. Dries Lane, Suite 100  
Peoria, IL 61604

Phone: 309-693-7615

Facility: Stacy Muller - Sibley  
606 East 1400N Rd.  
Sibley, IL 61773

Property Index#: 080619300004

Parcel#:

Legal Description:  
SW of Section: 19 Twp: 25N R: 8E PM: 3<sup>rd</sup>

County: Ford

Signature: Stacy Muller

Date Control Devices installed: January 2009

Title: Owner

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 storage pit (approximately 100 ft. x 200 ft. x 8 ft. as E3), the concrete slatted portion of the floor over the pit that capture and contain waste generated in the barn above. The concrete manure pit has six (6) pumpout pits (approximately 6 ft. x 6 ft. x 8 ft. each) to allow manure removal from the pit. Plastic perimeter drainage pipes (approximately 655 ft. x 4 in. total) are located around the footing of pit to prevent flotation of the pit. 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 C of the application form and the attached drawings.

One concrete manure storage pit;

Concrete slatted floor at pit E3;

Pumpout pits attached to the manure pit 6 x 6 ft. x 6 ft. x 8 ft.

Plastic perimeter drainage tiles at the pit: 655 ft. x 4 in. total

A plan view of the pit and a process flow diagram were submitted with the application.

Recommended Action: Issue tax certification.



# Illinois Environmental Protection Agency

with

1021 North Grand Avenue East • P.O. Box 19276 • Springfield • Illinois • 62794-9276

## Application for Certification (Property Tax Treatment) Pollution Control Facility

FOR AGENCY USE ONLY	
File Number: _____	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. Separate applications must be completed for each control facility claimed. Do not mix types (air and water). Where both air and water operations are related, file two applications.

If attachments are needed, record them consecutively on an index sheet.

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

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

### I. Applicant Information:

Company Name: <u>Stacey Mueller</u>	
Person Authorized to Receive Certification: <u>Stacey Mueller</u>	Person to Contact for Additional Details: <u>Terry L. Feldmann, PE</u>
Street Address: <u>23228 2300N Ave.</u>	Street Address: <u>3116 N Dries Lane, Suite 100</u>
City: <u>Ohio</u> State: <u>IL</u>	City: <u>Peoria</u> State: <u>IL</u>
Zip: <u>61349</u> Phone: <u>217-292-6291</u>	Zip: <u>61604</u> Phone: <u>309-693-7615</u>
Email Address: <u>muellerstacey74@gmail.com</u>	Email Address: <u>tfeldmann@mstutz.com</u>

### II. Facility Information:

Facility Location: Quarter Section: SW-19 Township: 25N Range: 8E  
Municipality: \_\_\_\_\_ Township: Sullivant

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

Address: 606 East 1400N Rd. City: Sibley  
State: IL Zip Code: 61773 County: Ford Book Number: \_\_\_\_\_

Property Index Number: 080619300004

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:

NA
----

### Permit Information:

WPC Construction Permit Number: <u>None</u>	Date Issued: _____
NPDES Permit Number: <u>None</u>	Date Issued: _____ Exp. Date: _____
APC Construction Permit Number: <u>None</u>	Date Issued: _____
APC Operating Permit Number: <u>None</u>	Date Issued: _____ Exp. Date: _____

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 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.

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

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 typically refer to a source of water pollution but can include water-carried wastes from air pollution control facilities.

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: Jan 1, 2009

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

See Attachment 3: Date of First Service

Status of installation on date of application:

See Attachment 4: Status of Installation

**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))*

Stacy Mueller Owner  
Printed Name: Title:

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

Stacy Mueller 11/12/20  
Signature: Date:

Application for Certification (Property Tax Treatment) Pollution Control Facility  
 Stacey Mueller – Sibley Finisher (East Parcel)  
 By: Maurer-Stutz, Inc

**ATTACHMENT 1: Facility Pollution Control Facility Description**

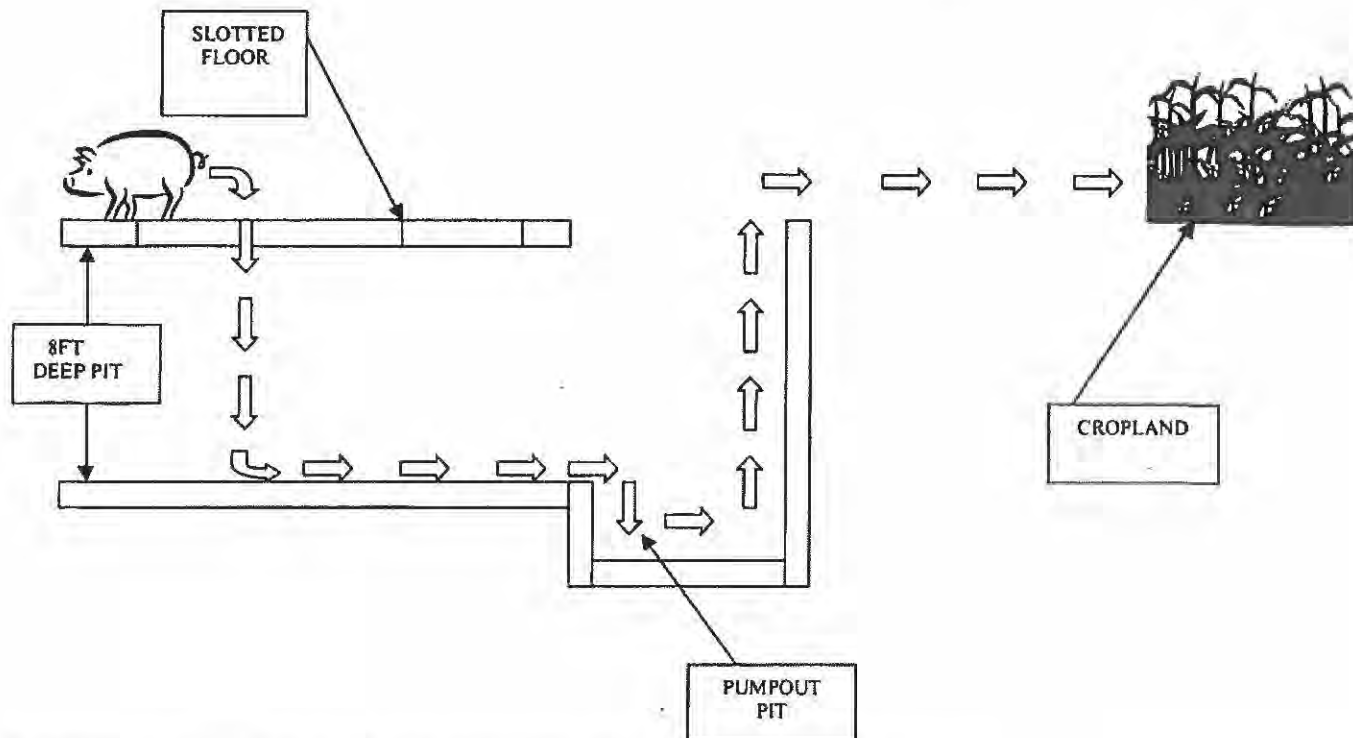
The Sibley Finisher (East Parcel) consists of the following swine buildings:

E3	100' x 200' x 8'	Deep pit below slats concrete storage pit
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The building identified as E3 on the plans is a finishing barn with an 8ft deep pit that consists of a 4" thick slab and 8" thick pit walls. Precast concrete slotted floors enable excreta and wastewater to fall through and accumulate in the below floor pit. The walls have footings that are 10" thick and 2'-0" wide. Columns within the pit are 12" in diameter, 7'-2" tall and supported by 30"x30" 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. Each pumpout pit is 6'-0" x 6'-0" with 8" thick walls. Footings around the pumpout pit walls measure 1'-6" by 2'-0" inches thick. The recessed sump area is 4'-0" x 4'-6" x 2'-0" deep. The barn has 6 pumpout pits that collect manure and allow manure transfer through a hose for field application or to the additional storage. A perimeter drain is used to control the seasonal high water table. The total length of 4" corrugated perforated pipe perimeter drain is 615 ft with a 40 ft 4" diameter corrugated perforated pipe outlet.

The facility protects ground and surface water by providing collection and storage of livestock waste for 12 months. Subsequently, the waste is applied agronomically to cropland under proper soil and weather conditions for safe use.

**MANURE DIAGRAM FOR BUILDING E3**



Application for Certification (Property Tax Treatment) Pollution Control Facility  
Stacey Mueller – Sibley Finisher (East Parcel)  
By: Maurer-Stutz, Inc

**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 2008 and first placed into service and operated in January 2009.

**ATTACHMENT 4: Status of Installation**

Facilities described in Attachment 1 are fully constructed and in service as of January 1, 2009.

### Sibley Finisher - East Parcel Aerial Map



Map Center: 40.606572, -88.342736



  
**MAURER-STUTZ**  
ENGINEERS SURVEYORS

**19-25N-8E**  
**Ford County**  
**Illinois**

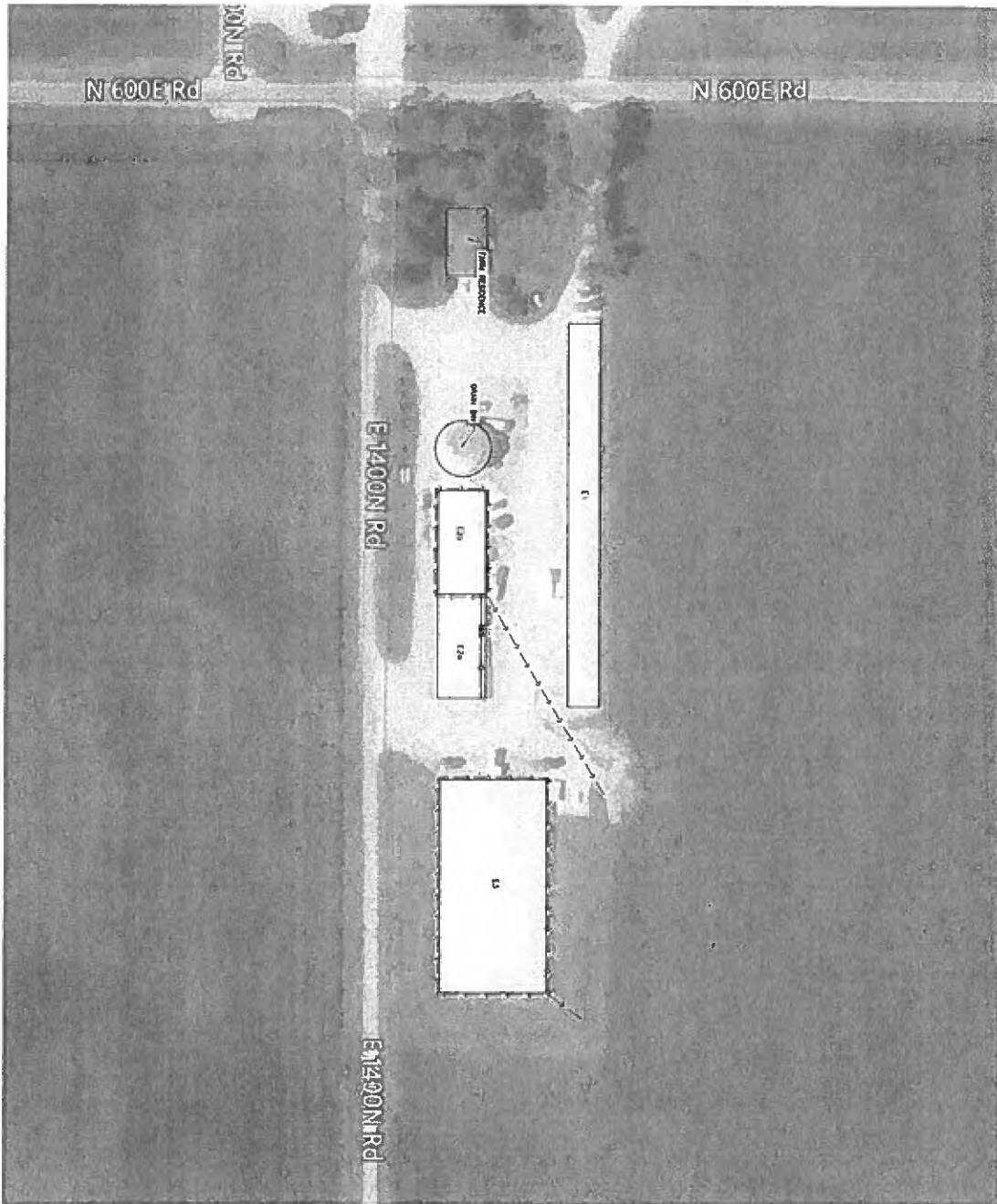


6/23/2020

Maps Provided By  
 **surety**  
CUSTOMER ONLINE MAPPING  
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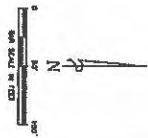
Field borders provided by Farm Service Agency as of 5/21/2008





LEGEND	
E1	EXISTING BUILDING
E2	EXISTING BUILDING
E3	EXISTING BUILDING

SCALE VALUE ONLY ON  
22.75M SIZE PLANS



C101 STACEY MUELLER DATE: 02/26/2021 PROJECT NO: 22.75M	FARMSTEAD PLAN SIBILEY FINISHER	<b>MAURER-STUTZ</b> ENGINEERS SURVEYORS 1000 S. 10TH ST., SUITE 100, LINCOLN, NE 68502-1000 TEL: 402-476-1111 FAX: 402-476-1112 WWW.MAURER-STUTZ.COM	PRELIMINARY
	PREPARED BY: STACEY MUELLER CHECKED BY: SIBILEY FINISHER DATE: 02/26/2021		

**Hafliger, Belinda**

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**From:** Han, Wei  
**Sent:** Friday, November 13, 2020 9:09 AM  
**To:** Hafliger, Belinda  
**Cc:** LeCrone, Darin  
**Subject:** FW: Mueller PCF Applications  
**Attachments:** Sibley Finisher\_West Parcel PTax Submittal.pdf; Sibley Finisher\_East Parcel PTax Submittal.pdf; Prophetstown Finishers North PTax Submittal\_6-23-20.pdf; Mueller W Tax SUBMITTAL.pdf; Mueller E Tax SUBMITTAL.pdf

Belinda,

Please log in these 5 tax certs. The receiving date was yesterday, 11/12/2020. Assign them to me.

Thanks,

Wei Han, P.E.  
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](mailto:Wei.Han@Illinois.gov)

**From:** Daniel N. Feucht <dnfeucht@mstutz.com>  
**Sent:** Thursday, November 12, 2020 1:44 PM  
**To:** LeCrone, Darin <Darin.LeCrone@Illinois.gov>  
**Cc:** Han, Wei <Wei.Han@Illinois.gov>; Terry L. Feldmann <tlfeldmann@mstutz.com>; Stacey Mueller <muellerstacey74@gmail.com>  
**Subject:** [External] Mueller PCF Applications

Darin,

Please find attached five (5) Pollution Control Facility (Property Tax Treatment) applications for swine finishing sites owned by Stacey Mueller in Bureau, Henry, and Ford Counties.

Please contact Terry L. Feldmann or myself at (309) 693-7615 if you have any questions.


The applications will follow by paper mail.

Regards,

Daniel

**Daniel Feucht, CCA**

 **MAURER-STUTZ** | Agricultural Services Group  
3116 N. Dries Lane Suite 100 | Peoria, IL 61604  
Ph: (309) 693-7615 | Fax: (309) 693-7616 | Cell: (309) 635-5046  
Email: [dnfeucht@mstutz.com](mailto:dnfeucht@mstutz.com) | Website: [www.mstutz.com](http://www.mstutz.com)

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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 February 26, 2021, 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:

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

**THIS FILING IS SUBMITTED ON RECYCLED PAPER**