

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Chad Bell)	
(Property Identification Number)	PCB No. 21-____
16-16-03-400-00))	(Tax Certification)
)	

NOTICE OF FILING

TO: See attached Certificate of Service.

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board Illinois EPA's NOTICE OF FILING, APPEARANCE, RECOMMENDATION, and CERTIFICATE OF SERVICE, copies of which are herewith served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: /s/ Gabriel H. Neibergall
Gabriel H. Neibergall
Assistant Counsel
Division of Legal Counsel
Gabriel.Neibergall@illinois.gov

DATED: June 15, 2021

1021 N. Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-5544

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Chad Bell)	
(Property Identification Number)	PCB No. 21-_____
16-16-03-400-00))	(Tax Certification)
)	

APPEARANCE

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

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: /s/ Gabriel H. Neibergall
Gabriel H. Neibergall
Assistant Counsel
Division of Legal Counsel
Gabriel.Neibergall@illinois.gov

DATED: June 15, 2021

Gabriel H. Neibergall, #6323183
Division of Legal Counsel
Illinois Environmental Protection Agency
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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 (“Board”), 35 Ill. Adm. Code 125.204.

1. On December 30, 2020, the Illinois EPA received a request from Chad Bell (log number TC-143498, **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:

Chad Bell
2588 50 th Ave
Viola, IL 61486

The proposed water pollution control facilities in this request are located in the SE ¼ of Section 3, T13N, R2W of the 4th P.M. in Mercer County, at the above street address and consist of the following:

Livestock waste handling facilities consisting of one concrete manure pit (approximately 51 ft. x 391 ft. x 8 ft.), the concrete slatted portion of the floor over said manure pit, ten pump out pits (each approximately 6 ft. x 5 ft. x 8 ft.) to allow manure removal from the manure pit, approximately 884 linear feet of 4 inch plastic PVC perimeter drainage pipe to prevent flotation of the pit, and a plastic PVC inspection port (approximately 8 ft. x 4 in. dia.) located on the perimeter drainage pipe.

These livestock waste management facilities are 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 (2018), 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 (2018), pollution control facilities must be certified as such by the Board, 35 ILCS 200/11-20 (2018) 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.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL

PROTECTION AGENCY

By: /s/ Gabriel H. Neibergall
Gabriel H. Neibergall
Assistant Counsel
Division of Legal Counsel
Gabriel.Neibergall@illinois.gov

DATED: June 15, 2021

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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: Chad Bell - Viola
Recommendation of Tax Certification
Log # TC-143498
Property Index# 16-16-03-400-00

The Bureau of Water received a request on December 30, 2020 from Chad Bell 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:

Chad Bell
2588 50th Ave.
Viola, IL 61486

SE ¼ of Section 3, T13N, R2W of the 4th PM in Mercer County

The livestock waste handling facilities consisting of one (1) concrete manure pit (approximately 51 ft. x 391 ft. x 8 ft.), the concrete slatted portion of the floor over the manure pit that capture and contain waste generated in the barn above, ten (10) pumpout pits (approximately 6 ft. x 5 ft. x 8 ft. each) to allow manure removal from the manure pit, plastic PVC perimeter drainage pipes (approximately 884 ft. x 4 in. total) located around the footing of manure pit to prevent flotation of the pit, and plastic PVC inspection port (approximately 8 ft. x 4 in. dia.) located on the perimeter drainage pipe. 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: Chad Bell

Date: January 13, 2021

Type: Agchem
 Livestock

Reviewer: WH

Contact: Same

Log number: TC-143498

Applicant: Chad Bell
1415 9th St.
viola, IL 61486

Phone: 309-337-5415

Property Index#: 16-16-03-400-00

Facility: Chad Bell
2588 50th Ave.
Viola, IL 61486

Parcel#:

County: Mercer

Legal Description:

SE ¼ of Section: 3 Twp: 13N R: 2W PM: 4th

Signature: Chad Bell

Title: Owner/Operator

Date Control Devices installed: December 2017

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 pit (approximately 51 ft. x 391 ft. x 8 ft.) and the concrete slatted portion of the floor over the manure pit that capture and contain waste generated in the barn above. The concrete manure pit has ten (10) pumpout pits (approximately 6 ft. x 5 ft. x 8 ft. each) to allow manure removal from the manure pit. PVC perimeter drainage pipe (approximately 844 ft. x 4 in. total) is located around the footing of the manure pit to prevent flotation of the pit with a vertical plastic PVC inspection tube (approximately 8 ft. x 4 in.). 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 2 of the application form and the attachments:

One (1) concrete manure pit (51. x 391 ft. x 8 ft.)

Concrete slatted floor;

Ten (10) pumpout pits for the manure pit (approximately 6 ft. x 5 ft. x 8 ft. each)

Plastic PVC perimeter drainage pipe (approximately 884 ft. x 4 in. total);

Inspection port.

A process flow diagram with narrative is provided by the attachment of the application.

Recommended Action: Issue tax certification.

Han, Wei

From: Chad Bell <cbell_farms@yahoo.com>
Sent: Thursday, January 7, 2021 2:20 PM
To: Han, Wei
Subject: Re: [External] Application for Certification - Pollution Control Facility TC-143498

1. SE 1/4

2. 10 pumpouts, sorry for the confusion

Sent from my iPhone

On Jan 7, 2021, at 1:19 PM, Han, Wei <Wei.Han@illinois.gov> wrote:

Hi,

I have looked though your application and need the following information to complete my review.

1. In the of the property legal description, what is the quarter index (NE, NW, SE, or SW) of the section 3?
2. The form said the pit has 12 pumpout pits. The drawing and description attached indicate 10 pumpout pits. Which one is correct?

Please let me know if you have questions.

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

From: Chad Bell <cbell_farms@yahoo.com>
Sent: Wednesday, December 30, 2020 3:05 PM
To: Han, Wei <Wei.Han@Illinois.gov>
Subject: [External] Application for Certification - Pollution Control Facility

Attached is my application for certification - pollution control facility, for a swine barn.
Please let me know if you have any questions. Thank you.

Chad Bell
Viola, IL
309-337-5415

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Illinois Environmental Protection Agency

1021 North Grand Avenue East • P.O. Box 19276 • Springfield • Illinois • 62794-9276 • (217) 7 82-3397

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>Chad Bell</u>	Person to Contact: _____
Person Authorized to Receive Certification: <u>Chad Bell</u>	for Additional Details: <u>Chad Bell</u>
Street Address: <u>1415 9th Ave</u>	Street Address: <u>1415 9th Ave</u>
City: <u>Viola</u> State: <u>IL</u>	City: <u>Viola</u> State: <u>IL</u>
Zip: <u>61486</u> Phone: <u>(309)337-5415</u>	Zip: <u>61486</u> Phone: <u>(309)337-5415</u>
Email Address: <u>cbell_farms@yahoo.com</u>	Email Address: <u>cbell_farms@yahoo.com</u>

II. Facility Information:

Facility Location: Quarter Section: 3 Township: T13N Range: R2W
Municipality: _____ Township: Suez

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

Address: 2588 50th Ave City: Viola
State: IL Zip Code: 61486 County: Mercer Book Number: _____

Property Index Number: 16-16-03-400-00

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:

swine production

Permit Information:

WPC Construction Permit Number: _____	Date Issued: _____
NPDES Permit Number: _____	Date Issued: _____ Exp. Date: _____
APC Construction Permit Number: _____	Date Issued: _____
APC Operating Permit Number: _____	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:

Materials Used in the Process:

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):

One concrete manure pit (51'x391'x8' deep) with 12 concrete pump-out pits (each 6'x5'x8' deep) and the slotted concrete portion of the floor over the manure pit. Manure pit is surrounded by 884 feet of 4" diameter plastic perimeter foundation drainage tubing. The foundation tubing also includes 1 inspection port (8' deep 4" diameter PVC pipe). See attached drawing.

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

To contain pig manure and protect the water supply

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).

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	swine manure	fertilizer for crops

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: Dec 27, 2017

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

Status of installation on date of application:

The facility is in use

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))

Chad Bell

Printed Name:

owner/operator

Title:

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

CB

Signature:

12/29/2020

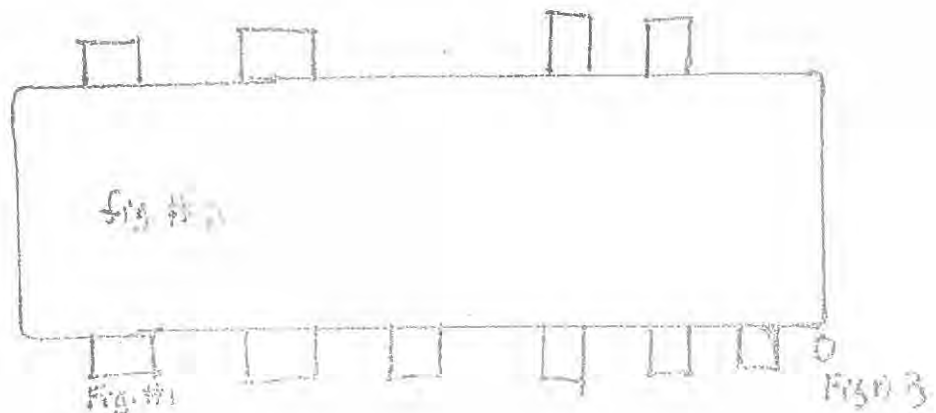
Date:

Narrative Description of Pollution Control Facility with Diagram

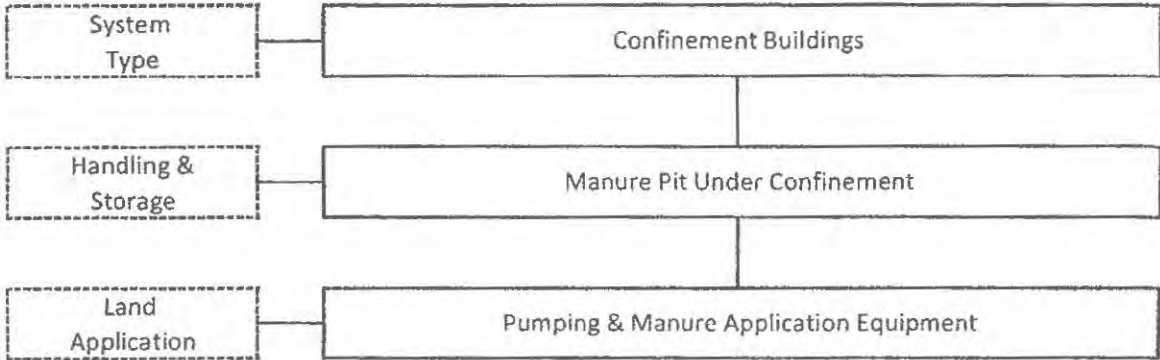
One wean-to-finish hog building measuring (51' x 391' x 8' deep pit). Building consists of concrete foundation and concrete slatted floors over 100% of the (51' x 391' x 8' deep pit). Finished grad around building prevents fresh water from running into pits. Manure storage is adequate to contain 14 months of manure production which will safely protect the well and nearby crop from contamination. An inspection port (8' deep with a 12" diameter plastic tile access) provides monitoring access to the perimeter tile around the building and soil near the pit area. Manure from the pits will be pumped annually and applied through sub surface injection at an appropriate agronomic rate to the nearby cropland.

Building (51' x 391' x 8' deep pit) diagram:

- Grass vegetation surrounds building and field road.
- 10 concrete pump outs measuring 5' x 6' x 8' deep protrude on both sides of the building foundation. Concrete pump outs indicate where the manure will be removed annually and then applied at an appropriate agronomic rate to neighboring crop land. See fig. #1
- Slatted concrete flooring over liquid manure pit. See fig. #2.
- Inspection port for perimeter tile surrounding both buildings. See fig #3



Manure Generation Flow Diagram



Hafliger, Belinda

From: Han, Wei
Sent: Monday, January 4, 2021 9:28 AM
To: Hafliger, Belinda
Cc: LeCrone, Darin
Subject: FW: [External] Application for Certification - Pollution Control Facility
Attachments: Chad Bell - scanned application for pollution control.pdf

Please log in. 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

From: Chad Bell <cbell_farms@yahoo.com>
Sent: Wednesday, December 30, 2020 3:05 PM
To: Han, Wei <Wei.Han@Illinois.gov>
Subject: [External] Application for Certification - Pollution Control Facility

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Chad Bell
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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 June 15, 2021, the attached **NOTICE OF FILING, APPEARANCE, and RECOMMENDATION**, 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:

Chad Bell
1415 9th St.
Viola, IL 61486

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]

Illinois Pollution Control Board
Don Brown, Clerk
State of Illinois Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601
don.brown@illinois.gov

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: /s/ Gabriel H. Neibergall

Gabriel H. Neibergall
Assistant Counsel
Division of Legal Counsel
Gabriel.Neibergall@illinois.gov

DATED: June 15, 2021

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