1 IN THE COUNTY OF RICHLAND
2 OLNEY, ILLINOIS
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5
6 IN RE LIVESTOCK MANAGEMENT FACILITY
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8
9
10 PUBLIC HEARING
11
12 TUESDAY, JULY 10, 2012
13 6:00 P.M.
14 RICHLAND COUNTY JAIL
15 211 West Market Street
16 Meeting Room
17 Olney, Illinois 62450
18
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1 APPEARANCES:

2 MR. SCOTT FRANK
Hearing Officer
3 MR. WARREN D. GOETSCH, P.E.
Bureau Chief
4 MR. BRAD BEAVER
Bureau of Environmental Programs
5 Illinois Department of Agriculture

6 801 East Sangamon Ave

7 P.O. Box 19281, State Fairgrounds

8 Springfield, Illinois 62701

9 Appearing for the Illinois Department of Agriculture

10

11 MR. LOREN DICKIRSON

12 MR. MATT HENRY

13 MR. PATRICK MASCHHOFF

14 Appearing as Representatives for the Proposed

15 Construction Project

16

17 Reported by:

18 Joyce D. Lawrence, CSR, RPR

19 CSR # 84-1716

20 Midwest Litigation Services

21 15 South Old State Capitol Plaza

22 Springfield, Illinois 62701

23 (217)522-2211

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1 (Meeting convened at 6:00 p.m.)
2 MR. LEDEKER: All right. Beings it is six o'clock, I
3 am the County Board Chairman and beings we got a quorum of
4 members here, we have to call this an official county board
5 special meeting for livestock management. And now at this
6 time, beings we called it to order, I will turn the meeting
7 over to Scott, then.
8 MR. FRANK: Thank you.
9 Good evening. On behalf of Bob Flider, Acting
10 Director of the Illinois Department of Agriculture, we
11 thank you very much for the invitation to come to Richland
12 County tonight.
13 My name is Scott Frank. I will be serving as the
14 hearing officer tonight and I am with the Illinois
15 Department of Agriculture.
16 Also with me on behalf of the Illinois Department of
17 Agriculture are Warren Goetsch, the Bureau Chief of
18 Environmental Programs, and Brad Beaver, the Manager of the
19 Bureau's Livestock Program.
20 This meeting is being conducted pursuant to Section
21 12 of the Livestock Management Facilities Act. The
22 informational meeting is being held at the request of the
23 Richland County Board and is to afford members of the
24 public an opportunity to ask questions and present oral and

1 written testimony regarding the proposed construction of a
2 1132.2 animal unit swine wean-to-finish facility owned by
3 Loren Dickirson.
4 My task this evening is to insure that this meeting
5 is conducted in an orderly fashion and to insure that all
6 comments and testimony received tonight are entered into
7 the record.
8 Tonight's meeting is being transcribed and a
9 transcript of the meeting will be sent to the Richland
10 County Board as well as used by the Department of
11 Agriculture in making its determination regarding the
12 proposed construction of this facility.
13 In order to insure that we have an orderly process, I
14 will quickly explain how the meeting will proceed this
15 evening.
16 First, following my comments, Warren Goetsch will
17 provide an overview of the provisions of the Livestock
18 Management Facilities Act as it relates to this particular
19 project, specifically outlining the current status of the
20 project and how the process will proceed following this
21 meeting.
22 Following Mr. Goetsch, representatives for the
23 proposed construction project will be given an opportunity
24 to describe the project and how they believe it meets the

1 sitting criteria of the Livestock Management Facilities Act.
2 After their presentation, I will open the meeting to
3 questions. Anyone wishing to ask questions of the Facility
4 Representatives or the Department will be given an
5 opportunity to do so.
6 During the question and answer session, I will ask
7 that you state your name and spell your last name for the
8 court reporter. You may then ask your question. Depending
9 on the number of people who wish to testify in the oral
10 testimony phase of the meeting, which is right after the
11 question phase, there may be a time limit placed on this
12 questioning phase.
13 Following the question and answer session, I will ask
14 for oral testimony from the public. Sign-in sheets were
15 placed in the room where you entered, one sheet for
16 attendance and a second sheet for testimony. People who
17 wish to provide comments during this oral testimony phase
18 are asked to sign the oral testimony sheet. People
19 providing oral comments will be sworn in and will be
20 subject to questioning from the public. At that time, each
21 person will be given three to five minutes to provide his
22 or her comments. Legal counsel speaking on behalf of
23 multiple clients will be given six to ten minutes to
24 provide comment and will be asked to state the names of

1 those persons on whose behalf he or she is speaking.
2 Depending on the number of individuals wishing to
3 provide comment, the aforementioned time limits may need to
4 be adjusted to insure that the meeting ends at a reasonable
5 time.
6 Following the oral testimony, I will ask for written
7 testimony. Written testimony will be accepted in paper
8 form and will be entered into the record for this
9 proceeding.
10 The meeting will then conclude with closing comments
11 from the Facility and from the Department of Agriculture.
12 To summarize the procedure tonight, we will have
13 comments from the Department, comments from the Facility,
14 questions directed to the Department and the Facility, oral
15 testimony from the public, written testimony, and then
16 finally closing comments.
17 Again, we very much appreciate your hospitality
18 inviting us here tonight to consider the proposed
19 construction of the Loren Dickirson Swine Facility. Please
20 remember to confine your comments and questions to that
21 subject as we continue.
22 I will now turn the proceedings over to Warren
23 Goetsch for remarks from the Illinois Department of
24 Agriculture.

1 MR. GOETSCH: Good evening. My name is Warren
2 Goetsch. I currently serve as the Bureau Chief of
3 Environmental Programs at the Department of Agriculture.
4 One of our roles or one of our responsibilities at the
5 Department is the administration of various provisions of
6 the Livestock Management Facilities Act. On behalf of the
7 Department, let me welcome you to this public informational
8 meeting.
9 Before we hear from the proposed Facilities
10 Representatives, I would like to say a few words regarding
11 the applicable provisions of the Livestock Management
12 Facilities Act and the current status of this proposed
13 project.
14 The Livestock Management Facilities Act was
15 originally passed and became law on May 21st of 1996.
16 Since that time, the Act has been amended three times.
17 First, during the General Assembly's 1997 fall veto
18 session; second, during the General Assembly's 1999 spring
19 session; and most recently, during the 2007 spring session
20 of the General Assembly.
21 The Act can be generally described as covering five
22 major areas. Those being, facility design standards, waste
23 management planning requirements, facility operator
24 training and testing, anaerobic lagoon financial

1 responsibility demonstration, and finally facility setback
2 requirements.
3 Each of these provisions impacts various types of
4 facilities in different ways, depending upon the proposed
5 facility's size expressed in animal units, and whether the
6 proposed facility is considered as a new facility, a
7 modified facility, or the expansion of an existing site.
8 The Livestock Management Facility Act provisions are
9 quite complicated and specific facility designs and
10 situations certainly can differ. It is, however, the
11 Department's intention to always fairly and equitably apply
12 these requirements to the livestock industry in this state.
13 Now regarding the current status of this project, the
14 Department received a Notice of Intent to Construct
15 Application for the proposed construction of a swine
16 facility on June 5, 2012.
17 The proposed project is to consist of the
18 construction of one swine wean-to-finish building measuring
19 81 feet by 225 feet with an 8-foot deep under-building
20 livestock waste handling structure. The project is
21 proposed to be located approximately 2.4 miles northeast of
22 Berryville, Illinois, in southeastern Richland County.
23 The application was submitted by Mr. Patrick
24 Maschhoff of Maschhoff Environmental, Incorporated, on

1 behalf of Mr. Loren Dickirson of Sumner, Illinois.
2 The maximum design capacity of the proposed facility
3 is 1132.2 animal units or 2,830 head of swine greater than
4 55 pounds in weight.
5 As I mentioned earlier, the Department received the
6 Notice of Intent to Construct Application on June 5th. We
7 then reviewed it for compliance with the applicable
8 provisions of the Act. Also on June 5th, we determined
9 that that Notice indeed was complete and we forwarded a
10 copy of that application to the Richland County Board and
11 caused notice of that application to be published in the
12 appropriate newspapers.
13 The design capacity of the proposed facility requires
14 compliance with a residential setback distance of not less
15 than 1,320 feet and a populated area setback distance of
16 not less than 2,640 feet.
17 On June 20th, the Department received notice from the
18 Richland County Board requesting that a public
19 informational meeting be scheduled regarding this proposal.
20 After further consultation with the County Board, the
21 Department scheduled this meeting and caused notice of the
22 meeting to be published, again, in the appropriate
23 newspapers.
24 An additional requirement of the Livestock Management

1 Facilities Act deals with the design and construction plans
2 of a livestock waste handling facility. The Department has
3 received a formal submittal of detailed engineering plans
4 and specifications for the proposed projects under-building
5 livestock waste handling structure. The Department's
6 detailed review of those plans to determine compliance with
7 the statutory provisions is currently ongoing. Thus, no
8 final determination has been made regarding construction
9 plan compliance.
10 We are here this evening to receive testimony
11 regarding the proposed Facilities compliance with eight
12 siting criteria as defined in Section 12, Paragraph D of
13 the Livestock Management Facilities Act. In general,
14 information regarding the following would be appropriate
15 for this evening's meeting: Information regarding manure
16 management planning; potential impact of the proposed
17 facility on the surrounding area's character; whether the
18 proposed facility is located within any flood plains or
19 other sensitive areas; odor control plans; possible impact
20 of the proposed facility on existing area traffic patterns;
21 and proposed impact of the proposed or -- excuse me --
22 possible impact of proposed facility on community growth,
23 tourism, and recreation or economic development of the
24 area.

1 Copies of the specific criteria were available on the
2 table or right next to the table with the sign-in sheets.
3 If anyone would like to have a copy of that criteria but
4 failed to pick one up, if you would identify yourself, we
5 have a few copies.
6 Finally, the process that will be followed after this
7 evening's meeting is as follows: The County Board will
8 have up to 30 business days from tonight's meeting to
9 submit to the Department a non-binding recommendation
10 relative to the proposed siting of this facility. Thus, a
11 recommendation from the Richland County Board would be due
12 at the Department on or before August 21st. After the
13 close of the County's 30 business-day comment period, the
14 Department will have 15 calendar days, or until September
15 5, to review all the information submitted to date,
16 including the Notice of Intent to Construct, the
17 construction plans, transcripts from this evening's
18 meeting, the County Board's recommendation, and any other
19 additional information submitted by the owners at the
20 request of the Department. Based on that review, the
21 Department will determine whether the eight siting criteria
22 have been met. Once that determination has been made, the
23 Department will notify both the County Board and the
24 Applicant of the Department's decision.

1 At this time, Mr. Hearing Officer, I would like to
2 submit a copy of the completed Notice of Intent to
3 Construct Application and it's associated correspondence
4 file for formal entry into the record as an exhibit. I
5 would also like to submit to you copy of the powerpoint
6 presentation that was a part of my comments for submittal
7 into the record as well.
8 MR. FRANK: Thank you, Mr. Goetsch.
9 Entered into the record as Exhibit Number 1 is the
10 completed Notice of Intent to Construct, including
11 correspondence between the Department and the Applicant,
12 Notices of the Public Information Meeting and
13 correspondence with the Richland County officials.
14 Also entered into the record as Exhibit Number 2 is
15 a copy of the Department's powerpoint presentation.
16 At this time, we will hear comments from the
17 Facility. For those who will be presenting information,
18 please state your name and spell your last name for the
19 court reporter and I will swear you in.
20 MR. DICKIRSON: Warren Dickirson,
21 D-I-C-K-I-R-S-O-N.
22 MR. HENRY: Matt Henry, H-E-N-R-Y.
23 MR. MASCHHOFF: Patrick Maschhoff, M-A-S-C-H-H-O-F-F.
24 MR. FRANK: Raise your right hand, please.

1 LOREN DICKIRSON, MATT HENRY and PATRICK MASCHHOFF
2 being first duly sworn, testified and were examined as
3 follows:
4 MR. DICKIRSON: I am Loren Dickirson. This is my
5 Livestock Facility Proposal.
6 Provide a general overview of our proposed project
7 and why I chose to work with the Maschhoff family.
8 Explain how my proposed project specifically meets
9 each of the eight siting criteria under the Livestock
10 Management Facilities Act.
11 Communicate considerations -- community
12 considerations that influenced site selection.
13 Technology and management to protect environment.
14 And answer your questions and engage our neighbors
15 and community in open discussion.
16 Farms today look and operate different than they did
17 a few decades ago, but so do many of our homes. We have
18 cell phones, automatic garage door openers and
19 air-conditioning. These are examples of modern
20 conveniences and innovations in technology that improve the
21 way we live. As improvements are made every day to improve
22 the way we live, improvements are also made in the
23 agricultural world. We don't produce meat, milk, and eggs
24 like we used to because we have innovations and technology

1 to accommodate the growing demands of the consumer.
2 Hog farming has taken strides in innovations as well.
3 Our farmers are able to produce more food today using fewer
4 resources that ever before. One of these innovations was
5 moving the hogs indoors. By doing this, we are better able
6 to protect them from weather, disease, and predators and we
7 can provide better individual care than we did generations
8 ago.
9 With the information provided by the innovations in
10 hog farming, there have also been strides taken to ensure
11 food safety, highest quality animal care, and protection of
12 natural resources, such as land, air, and water.
13 All livestock farmers have an obligation to be
14 responsible and caring neighbors. This includes protecting
15 our natural resources on which we, the farmers, our
16 neighbors, and the generations to come all depend on. This
17 is a priority for Illinois farmers, like me. As a
18 responsible livestock farmer, neighbor, and member of the
19 community, I will ensure the environmental protection is a
20 high priority and will be achieved on my farm.
21 We all drink the same water and breath the same air
22 and as our neighbors. I want to protect and sustain the
23 environment and natural resources for your family, for my
24 family, and for generations to come. I want the future

1 generations to have the same environment or better than we
2 all have today.
3 This site will be governed by the Livestock
4 Management Facilities Act, which is enforced through the
5 Illinois Department of Ag. This Act governs the siting
6 setbacks as well as the management and environmental
7 regulations enacted to protect the public. I respect,
8 support, and will abide by those standards.
9 I appreciate the opportunity to visit with you this
10 evening about my farming operation and how I have chosen to
11 partner with the Maschhoffs. Working with the Maschhoffs
12 will ensure that I am able to access the latest technology
13 in building design, animal genetics, nutrition, and comply
14 with all environmental standards.
15 This slide represents a picture of how sustainable
16 agriculture in the midwestern U.S. operates. By
17 diversifying my farming operation from one of simply row
18 crops to a system more like the graph here, I can not only
19 preserve the family farm ideal but also remain economically
20 competitive and ensure the longevity of my farm for future
21 generations.
22 Contracting to raise hogs, I can not only earn an
23 income -- I can not only earn an income, it also gives me
24 the opportunity to invest in leading edge technology to

1 apply the manure on my ground to help reduce or eliminate
2 my commercial fertilizer needs.
3 This need to diversify can not be more evident than
4 in a year like we are experiencing right now. With crop
5 yields declining every week it doesn't rain, I need to have
6 another means of sustainability is critical to my ability
7 to succeed as a young farmer. This diversification can be
8 accomplished while still protecting the rural quality of
9 life for our community.
10 I have selected to partner with the Maschhoff family
11 to raise pigs. I will own and operate the farm. The
12 Maschhoffs will provide the pigs and I will provide the
13 care for them. Pigs will come to the farm at 15 pounds and
14 be raised to market weight at 280 over a six month period.
15 The barn will be washed and sanitized after each production
16 cycle. The farm will utilize automated ventilation and
17 feed systems. The manure storage is designed to a capacity
18 that will allow me to apply manure through a direct
19 injection system in the fall and spring seasons over the
20 course of two to three days, depending on field
21 conditions.
22 MR. MASCHHOFF: As I said before, I am Patrick
23 Maschhoff. I am the Environmental Services Manager with
24 the Maschhoffs. And as such, we provide the consulting

1 services to Loren to help him with the facility
2 application.
3 Our primary responsibility in this meeting is to
4 provide evidence that we have met the eight siting
5 criteria. We will present the story of how this farm
6 proposal was developed. So we will address the eight
7 siting criteria out of sequence.
8 Thus, we have divided the eight criteria into four
9 project phases, including site selection, permit
10 application, design and construction, and operation and
11 maintenance -- management, sorry.
12 During the site selection phase, we will discuss the
13 steps that were taken to evaluate the facility and the
14 proposed location.
15 In the permit application, we will review the steps
16 taken to submit the necessary applications.
17 Phase 3 includes facility design and construction.
18 We will walk you through how a facility is constructed from
19 ground up to -- up to demonstrate the safety and
20 construction standards that are built in these manure
21 storage structures.
22 The last phase of the project includes the plans that
23 we have for operation and management of the facility that
24 will ensure protection of the environment as well as

minimizing odors for the facility.

With that, I will proceed to Phase 1.

Phase 1 of the project will address the selection of the proposed facility. Phase 1 incorporates five of the eight siting criteria, including design, location, and management to protect the environment, compliance with the zoning and setbacks, environmentally sensitive areas and construction standards, effects on local traffic, and existing community development plans.

This aerial photograph illustrates our compliance with the required setback distances.

The proposed farm will house a maximum of 1132.2 animal units. An animal unit means a unit of measurement. Calculation is completed by multiplying the number of pigs by a factor. That factor for pigs with an average weight of 55 pounds or greater was 0.4.

This required setback distance from a residential residence or residential unit is a quarter mile, as indicated by the orange circle, right there.

The populated area setback is a half mile, as indicated by the blue circle, there.

To meet the setback requirements, there can be no houses within the residential setback and fewer than 10 non-farm residences within the populated area setback.

1 The second aspect of compliance with setbacks is
2 making sure that we are compliant with local zoning, if
3 such zoning exists.
4 I received verbal confirmation from the Richland
5 County Assessor's Office that countywide zoning is not in
6 effect as of June 29, 2012.
7 The source of this map is the Illinois Association of
8 County Zoning Officials, January, 2009.
9 This is a representation of the proposed truck route
10 into and out of the site. The yellow line represents the
11 route that will be used to deliver wean pigs and feed to
12 the facility. The market hogs will leave the site
13 following the same route they took into the site.
14 The trucks will travel on State Route 50 and then
15 travel south on County Line Road for approximately 6.5
16 miles to Gallagher Road. The trucks will then turn west
17 and travel a quarter mile to the farm.
18 The previous slide was shown because one of the
19 siting criteria requires us to analyze the impact on local
20 truck patterns. The information presented here is from the
21 Illinois Department of Transportation.
22 According to IDOT, Illinois 50 sees an average of
23 5,425 trucks per week. We estimate that there will be an
24 average of 2.1 trucks per week traveling to Loren's farm.

1 Therefore, the 2.1 trucks per week increase on
2 Illinois Route 50 equates to less than a tenth of one
3 percent increase on local truck traffic on Illinois Route
4 50. No statistics were available for the average daily
5 traffic counts of County Line Road.
6 Another siting requirement requires us to evaluate
7 the proposed location of the facility with respect to the
8 environmental features of the landscape. One of these
9 investigations includes the evaluation of the 100-year
10 flood plain. As the light blue-dotted area, right here,
11 marks the 100-year flood plain. The map clearly
12 illustrates that the site is not located within a 100-year
13 flood plain, marked by the star.
14 Another sensitive environmental feature deals with
15 whether the site is located within a karst region. Karst
16 regions are most prone to sink holes.
17 This map shows the proposed location is not located
18 within a karst region of Illinois. The source of this map
19 is from the Illinois Department of Natural Resources.
20 The third potential sensitive environmental feature
21 will be determining if aquifer material is present within
22 five feet of the bottom of the proposed facility.
23 The chart illustrates the soil profile described on
24 the on-site soil boring conducted by Frank and West

1 Environmental Engineering.
2 It was a conclusion of the professional engineer who
3 dug the soil boring that there was no aquifer material
4 found within five feet of the planned bottom of the
5 structure.
6 The soil profile is described of the proposed barn
7 location consists of silt loams and silty clay.
8 Phase 2 of the project would be the permit
9 application phase.
10 Once we have determined the site is suitable, the
11 next step is to prepare the permit application materials.
12 This process includes several of the eight siting
13 requirements, including registration, location,
14 information, compliance with setbacks, facility design
15 plans, and item 8, which refers to compliance with zoning
16 and setbacks.
17 On June 5th, the Notice of Intent to Construct was
18 filed with the Department of Ag.
19 On June 5th, the IDOA, Department of Ag, received
20 approval -- we received approval from the Department of Ag
21 that the Notice of Intent was approved.
22 June 7th, we completed the landowner notifications
23 and filed certified mail receipts with the Department of
24 Ag. The construction drawings were also filed by Frank and

1 West -- Frank and West Environmental Engineering.
2 And on June 28, we filed the Non-Lagoon Facility
3 Application and the Site Investigation Report was also
4 filed by Frank and West Environmental Engineers.
5 With that, I will turn the presentation over to Matt
6 Henry to talk about design and construction standards.
7 MR. HENRY: Phase 3 of our presentation will cover
8 design and construction specifications, as Patrick has
9 mentioned. This phase involves several elements of the
10 eight siting criteria; being number 2, design, location,
11 and management to protect the environment; number 4,
12 environmentally sensitive areas and construction standards;
13 and number 5, plans to prevent spills, runoff and leaching.
14 Let's start with the overview process of the
15 processes used to meet the construction -- used to meet the
16 construction standards required in the Livestock Management
17 Facilities Act.
18 In the Act, it references concrete specifications
19 have to meet Midwest Plan Service's Concrete Manure Storage
20 Handbook. These are rigorous construction specifications
21 to ensure safety and integrity of the manure storage
22 structure.
23 Those specs that I will go over with you this evening
24 are water stop at all concrete joints, perimeter tile

1 sampling to monitor manure storage structure integrity, and
2 the fact that the manure storage structure is fully
3 enclosed, therefore, excluding rainfall and minimizing
4 odor.
5 All concrete used in the construction of the manure
6 storage structure must be at least 4000 PSI. Using this
7 strength of concrete helps to ensure the proper compressive
8 strength of the cured mix. The strength of the concrete
9 mix used has to be certified in writing from the
10 manufacturer.
11 These steps are required to ensure the utmost
12 integrity of the manure storage structure. IDOA does
13 require photo documentation of these construction standards
14 as well as this written documentation from the concrete
15 manufacturer. Loren, or his builder, will have to collect
16 these photo documentation during construction and submit
17 them to IDOA before they will give approval that the
18 storage structure is suitable to use.
19 Footings and reinforcement. This facility is not
20 only required to use the proper concrete mix, but also have
21 the proper footings and extensive steel reinforcement.
22 As you can see on the picture on the left, this site
23 has been leveled and is being prepared to pour the floor.
24 The square concrete patches in the photo represent the

1 footings under each of the columns in the storage
2 structure. These columns carry the vertical load of the
3 flooring as well as the weight of the livestock. And in
4 the picture on the right, you can see some of the steel
5 reinforcement that is inside those columns.
6 As we begin talking about the floor, you can see in
7 this photo, this is also reinforced with steel mats secured
8 together to cover the entire floor.
9 These wire mats are made up of 10 gauge wire in a 6
10 inch square. The design -- this design feature adds
11 additional stability to the manure storage structure floor.
12 Another design requirement I mentioned earlier was
13 water stop in all of the concrete joints. We have included
14 a photo, this photo, to show you exactly what water stop
15 is. This is a 6 inch vinyl material that is set half into
16 the floor when it is poured and the other half gets -- ends
17 up being in the bottom of the walls when the walls are
18 poured on top of this. This creates a waterproof seal at
19 the base of the walls therefore sealing the structure and
20 eliminating any leaks or leaching.
21 You can further see here the extensive steel
22 reinforcement I spoke of earlier. The walls of the storage
23 structure have vertical and horizontal steel reinforcements
24 which are secured together. This steel, along with the

1 dirt that is back filled against the outside of the walls,
2 adds additional stability to the structure walls.
3 The completed manure storage structure is also
4 inspected by IDOA prior to animals entering the farm. This
5 adds a visual inspection to the other items also required,
6 such as written certification of the concrete strength and
7 the photo documentation required by Loren to submit.
8 To finish off the top of our manure storage
9 structure, we are going to set beams across the pillars
10 that we talked earlier and then we are going to place 4 by
11 10 foot concrete slats set on top of those beams. Once
12 these slats and beams are set in place, all joints are
13 grouted in between and they are finished in place.
14 These beams and slats used in the facility are
15 designed and engineered for the load of the equipment and
16 the animals in this site.
17 Last design and construction feature I will go over
18 with you this evening is the perimeter tile monitoring
19 system that this facility will utilize.
20 Per the Livestock Management Facilities Act, the
21 structure is required to have a perimeter tile. In the
22 picture on the left, you can see what is referenced as
23 "form a drain". That is this gray structure that is around
24 the edge of this picture. What this references as far as

1 "form a drain" is the fact that the concrete forms are left
2 in place after the floor is poured. The back side of this
3 form is slotted, which forms the watertight tile around
4 this building, perimeter tile.
5 The two pictures on the right show the monitoring
6 well that is set in place on top of this tile, therefore
7 giving Loren access to the water collected in the tile.
8 As required by the Livestock Management Facilities
9 Act, he will take a sample from the monitoring well on a
10 quarterly basis. He will have it analyzed and he will send
11 those results to the Department of Ag.
12 With some of these design and construction features
13 we have discussed tonight, we hope it gives you a better
14 sense of the careful standards that the Livestock
15 Management Facilities Act provides for in the construction
16 of a manure storage facility. These specs were developed
17 to ensure that the structure has the best engineered
18 integrity and, at the same time, hopefully, give you as
19 Loren's neighbors some peace of mind that not only are
20 these specs covering the construction of the facility
21 today, but we also are monitoring all of the measures to --
22 I am sorry -- we are also looking at the long term
23 monitoring of all of the measures to make sure they
24 continue to work over the life of the facility.

1 With that, I will turn things over -- back over to
2 Patrick.
3 MR. MASCHHOFF: The final phase of our presentation
4 addresses the operational plans and management strategies
5 that we will use to address the remaining siting criteria.
6 We will discuss the waste management plan,
7 environmental protection, operation plans to reduce spills,
8 runoff and leaching plans to control odor.
9 One of the main points that we want to make out
10 tonight is that we take integrated management approach. We
11 view this barn as a comprehensive system. We want to make
12 sure we are managing every facet of that operation in a way
13 that protects the environment. This starts with feeding of
14 the animal, which has significant impacts on the potential
15 odors that may be produced. We will talk about items we
16 utilize to facilitate digestion and treatment of the
17 manure. Nutrient management will be discussed as well as
18 barn cleaning and sanitation procedures that are used to
19 clean the facility.
20 Tree buffers will also be discussed as a practice
21 used to improve air quality. It has been scientifically
22 proven that trees act as natural filters to capture dust
23 that come out of the barn and prevent those particles from
24 moving off site.

1 We have all heard the expression "what goes in, must
2 come out". And it certainly applies with what we feed
3 animals. One of the most powerful strategies for reducing
4 odor is a source of aggressive management of dietary
5 ingredients. Maschhoff's nutritionists are equipped with
6 modern technologies and feed management tools. Using these
7 tools, these professionals can formulate diets designed to
8 meet nutritional needs of the animal while also minimizing
9 environmental impacts. The end result is significant
10 reduction of odor and emissions through a variety of
11 mechanisms.
12 We can effectively lower the total nitrogen coming
13 out of the animal, which in turn lowers our ammonia
14 emissions. We also can control the amount of excreted
15 phosphorus.
16 Historically, high P levels have been problematic
17 with swine manure. But with the use of phytase enzymes in
18 the feed, the amount of P leaving the animal has been
19 drastically reduced.
20 With this feeding program, we have reduced the amount
21 of volatile fatty acids produced. Those volatile fatty
22 acids are in the main -- are the main chemical constitutes
23 of odor.
24 The net effect of all of these combined strategies

1 will reduce odor and emissions.

2 One tool in the tool box includes two microbial

3 additives that are available commercially. Microsource-S

4 is a blend of six naturally selected beneficial microbes

5 added directly to the feed to reduce odor and ammonia. The

6 microbes help the animal better digest its feed, but also

7 then pass through the animal into the manure pit and

8 continue to work to decompose solubles and reduce odor and

9 ammonia.

10 This type of product is known as a pro-biotic. It is

11 the same kind of thing that you can find in Activa yogurt

12 and is meant to enhance digestion.

13 The other product that we utilize is called

14 Accelerated Plus and is a blend of enzymes added directly

15 to the manure storages to aid -- to aid microbes in the

16 structure to decompose manure. It gives them tools to

17 speed the process up.

18 The perfect analogy of the Accelerator Plus is Rid-X.

19 If you have ever used Rid-X in your septic system, the

20 Accelerator product is the same type of product.

21 We do want to point out that the barns are cleaned

22 thoroughly, pressure-washed and sanitized, in between every

23 production cycle. We want to ensure proper sanitation for

24 the next group of pigs that come in, but cleaning is also

1 important odor control, because the potential causes of
2 odor is dust, manure, and feed residues are removed from
3 the interior surfaces of the barn.
4 Swine manure is unlike a product that can be
5 purchased commercially. It is a natural product and
6 provides complete nutritional packages for plants. Not
7 only do you get nitrogen, phosphorus and potassium, which
8 are primary elements for plant growth, secondary and micro
9 nutrients are also provided for the plant.
10 The manure also provides organic matter. Organic
11 matter not only builds soil structure also improves the
12 tilth and the ability to manage -- maintain and manage
13 water in the soil.
14 Manure also stimulates soil biology, which in turn
15 enhances nutrient cycling, making more nutrients available
16 for the plant to utilize for growth.
17 Just as commercial fertilizer is managed for crop
18 production, manure must also be evaluated for the value as
19 a nutrient source.
20 This slide illustrates how nutrient -- nutrient
21 management plan will be built for Loren. We took a
22 nutrient management as a balancing act, where we try to
23 balance crop need with the nutrient availability of -- and
24 comply with state and federal regulations.

1 As we look at crop need, we consider such items as
2 soil testing, crop rotation, and realistic crop yields.
3 When we use -- then we use land grant university fertility
4 recommendations to determine how many nutrients the crop
5 actually needs.
6 On the slide to the right, the equation of nutrient
7 availability is where things, such as annual manure
8 sampling, potential legume N credits, and manure
9 application methods must be taken into account. All of
10 these tasks are completed under the guidance and
11 recommendations published by the USDA NRCS and other
12 credible sources.
13 The nutrient management plan will then balance all of
14 these pieces in accordance with all necessary LMFA
15 regulations.
16 This slide presents a high level nutrient plan for
17 the farm. We have to determine crop need and how many
18 nutrients there are available for -- from the farm. From
19 that, we can calculate the land requirements for the farm.
20 We set our realistic yield goals and then develop the
21 nitrogen, phosphorus, and potassium recommendations
22 according to the University of Illinois Agronomy Handbook.
23 The nutrient availability numbers here are based on
24 book value in accordance to the regulations of the LMFA.

1 We then calculate the amount of manure produced per year at
2 the farm. With both of these pieces of information, the
3 application rate is calculated to 3,889 gallons per acre.
4 This farm will require 266 acres of corn -- 266 acres
5 on a corn/soybean rotation.
6 Another tool that we can utilize to minimize odor is
7 using proper application methods. This is a picture of the
8 direct injection system that knives the manure directly
9 into the soil. This technology has been scientifically
10 shown to eliminate 70 percent of application-related odors.
11 Not only is this technology effective on reducing odors,
12 but also prevents manure from sitting on the soil surface
13 and reduces the potential for runoff.
14 The plow uses a flow meter to ensure accurate rates.
15 That would be the flow meter. And the shanks in this
16 particular plow are conservation shanks that greatly reduce
17 the disturbance of the soil and, thus, reducing soil
18 erosion.
19 The certified livestock management program ensures
20 that on-farm personnel are properly trained in manure
21 application and regulations.
22 The waste management plan must be developed and
23 implemented within 60 days of commencing operations. Loren
24 will then be required to sign and submit to the Department

1 of Ag in written certification indicating that there has --
2 waste management plan has been developed and implemented.
3 And that plan must meet all requirements specified by the
4 state regulations.
5 Loren is required to maintain that plan and keep
6 application records. The plan must regularly be updated
7 and available for inspection by regulatory personnel.
8 Loren will complete training and pass a written exam
9 every three years to be properly certified to apply manure.
10 In summary, we feel that these three -- these four
11 project phases we have addressed each of these eight siting
12 criterias and conclude that this project meets all eight
13 criteria.
14 We would like to thank you for your time and
15 cooperation.
16 Thank you.
17 MR. FRANK: Do you have a copy?
18 MR. MASCHHOFF: Yes.
19 MR. FRANK: Entered into the record as Exhibit
20 Number 3 is a copy of the presentation from the Facility.
21 We will now open the meeting up to questions that you
22 may have of the Facility or of the Department. If you have
23 a question that you would like to ask, please raise your
24 hand and, when called upon, please state your name and also

1 spell your last name. Please indicate to whom you are
2 directing your question.
3 I would remind you that this portion of the meeting
4 will be limited to questions only. After this question and
5 answer session, there will be a session dedicated to public
6 testimony where you can provide your oral comments. So,
7 please, limit this session to questions only.
8 Are there questions.
9 Sir, in the back.
10 MR. SLUNAKER: Yes, Junior Slunaker, S-L-U-N-A-K-E-R.
11 Loren, on your traffic going down County Line, have
12 you made arrangements with Lukin Township or any of them
13 about widening that culvert there at Gallagher Lane?
14 MR. DICKIRSON: Yes. Toby Leaf is actually
15 responsible for that bridge abutment there and we had
16 discussed taking that bridge abutment out and putting a
17 wider culvert in there for truck traffic.
18 MR. SLUNAKER: At the same time, underneath the load
19 limit laws from January 15 to April 15. As you know, a lot
20 of our country roads aren't capable of 80 thousand pound
21 loads. Is Maschhoff or you willing to help to keep our
22 roads up down there, that is, for expense of white rock and
23 stuff as it freeze and thaws during this time period?
24 MR. DICKIRSON: I may be able to share some cost with

1 that.

2 MR. SLUNAKER: Thank you.

3 MR. FRANK: Other questions? Sir.

4 MR. POOL: Eric Pool, E-R-I-C, P-O-O-L.

5 Loren, in your opening testimony, you spoke of

6 diversifying your farm operation. I wonder if you could

7 tell me how many acres of land you own in your farm

8 operation that you own?

9 MR. DICKIRSON: I own personally?

10 MR. POOL: Yes.

11 MR. DICKIRSON: I own four acres.

12 MR. POOL: Is this where this proposed site is

13 located?

14 MR. DICKIRSON: No.

15 MR. POOL: Another question about your farm

16 operation. How much equipment do you own?

17 MR. DICKIRSON: I own a planter. I own a tool bar;

18 own a baler.

19 MR. POOL: So you own three pieces of equipment, four

20 acres, and say you are going to diversify your operation.

21 Okay. But this is not situated on land you own.

22 You also spoke of a -- breathing the same air as your

23 neighbors. Are you speaking of the neighbors, like your

24 neighbors in Sumner, or your neighbors where this proposed

1 facility is going?
2 MR. DICKIRSON: Neighbors of this proposed facility
3 site.
4 MR. POOL: Okay. Even though you don't live there
5 and you live several miles away.
6 Okay. Is there any -- speaking of applying the
7 manure, are there any conditions that limit when you can
8 apply the manure?
9 MR. DICKIRSON: Yes, rainfall and wet weather
10 conditions, ground conditions.
11 MR. POOL: Like what kind of ground conditions would
12 not be suitable?
13 MR. MASCHHOFF: It is to a point where the ground is
14 not saturated. If it is saturated and it can withhold that
15 3,800 gallons of manure without any runoff, then it can be
16 applied.
17 MR. POOL: What happens if these conditions are not
18 met?
19 MR. MASCHHOFF: If the ground conditions are not met?
20 MR. POOL: Uh-huh. If it will not runoff and the
21 ground is saturated. Obviously, you can't apply it either
22 when the crops are in the field.
23 MR. MASCHHOFF: Correct. We would have to hold off
24 until ground conditions were conducive enough for the

1 manure application.
2 MR. POOL: Okay. You also spoke extensively of your
3 nice concrete barriers, your water vapor barrier. Is there
4 a concrete barrier in the floor, I mean, a water vapor
5 barrier in the floor, or just the walls?
6 MR. HENRY: Water vapor barrier? Water stop?
7 MR. POOL: Yes, the plastic in the concrete wall. Is
8 that only in the walls or is that also in the floor?
9 MR. HENRY: No, that material is only 6 inches tall,
10 that vinyl water stop.
11 MR. POOL: It does not go completely through the
12 walls and completely through the floor?
13 MR. HENRY: It goes through the joint where the wall
14 and the floor meet.
15 MR. POOL: Okay. Being familiar with pouring
16 concrete several times, does this concrete ever crack?
17 MR. HENRY: That would be --
18 MR. MASCHHOFF: I would defer to Jake Nims.
19 MR. FRANK: First of all, Mr. Pool, I think this will
20 be your last question for a while. Give some other people
21 an opportunity to ask some question.
22 MR. POOL: No problem. I have a lot of questions.
23 MR. FRANK: Would you like to answer that question,
24 Mr. Nims?

1 MR. POOL: I have follow-up questions on this though,
2 if I could be -- continue with the same subject, please.
3 MR. FRANK: Well, just hold on. Raise your right
4 hand. Well, introduce yourself, please.
5 MR. NIMS: Jake Nims, N-I-M-S. I am with Frank and
6 West Environmental Engineers.
7 JAKE NIMS
8 being first duly sworn, testified and was examined as
9 follows:
10 MR. NIMS: The floors and walls are both designed
11 with control joints in them at specific intervals. Within
12 those joints, we put a water stop. So basically, we put
13 almost a purposeful crack in that wall with a water stop to
14 seal that immediately so it won't crack elsewhere where
15 there isn't a water stop.
16 MR. POOL: So you are saying, when you pour the
17 concrete, it always cracks right where you want it to?
18 MR. NIMS: Yes.
19 MR. POOL: Okay. Is the concrete permeable?
20 MR. NIMS: No.
21 MR. POOL: Concrete is impermeable.
22 MR. NIMS: This is a no -- designed as a no-release
23 structure.
24 MR. POOL: Okay. Well, we had testimony from an

1 engineer at the last time who testified that concrete is
2 permeable, but, obviously, there is differences of
3 opinions.
4 But you also mentioned there was testing wells around
5 the exterior of the concrete. Is there any below the
6 floor?
7 MR. MASCHHOFF: No, there is not. It would be at the
8 foot of the floor around the whole perimeter of the
9 floor.
10 MR. POOL: Okay, one more question, if I could to
11 complete this topic.
12 So we have monitoring wells, we have all of these
13 water stop joints, all of this to make sure these millions
14 gallons of manure contained within the structure and then
15 we are just going to go spread it on the field all around
16 it. I don't understand how -- why you go to all this work
17 to contain it in the pit, when you are just going to go
18 dump it all around the facility when you are done. Why the
19 extensive use to contain it within the pit when it is just
20 going to be taken from the pit and spread all around the
21 pit at the end of the day.
22 MR. MASCHHOFF: Well the perimeter tile is to check
23 to ensure that there is no leaks. So it will be tested and
24 analyzed.

1 And for the spreading of manure, we propose to knife
2 the manure into the ground. There will be no top spreading
3 on the surface.
4 MR. POOL: I don't understand if it leaches
5 underground is any different than going out later and just
6 injecting it into the ground. Spoke of a lot of
7 engineering to keep it in this concrete pit. I don't
8 understand how you are just going to go inject it in the
9 ground anyway. That is what I just can't understand.
10 MR. MASCHHOFF: I would think it would go back to
11 insuring that the structure integrity is compliant with all
12 regulations.
13 MR. POOL: I am sorry. I will let some other
14 questions.
15 MR. FRANK: Are there other people who have a
16 question.
17 Sir.
18 MR. SLUNAKER: My name is Les Slunaker,
19 S-L-U-N-A-K-E-R.
20 And my questions are directed to Loren right now.
21 About your disposal of manure, okay, you just stated
22 you own none of the ground. Do you have to have some kind
23 of agreement with landowners around this building?
24 MR. DICKIRSON: Yes.

1 MR. SLUNAKER: Okay. What would happen if the
2 landowner decided he has had enough manure. I don't want
3 no more. What would happen then?
4 MR. DICKIRSON: My family, I hope, would not do that
5 to me.
6 MR. SLUNAKER: Well, you know how families are.
7 MR. DICKIRSON: There will be a recorded easement
8 which, correct me if I am mistaken, says that they have to
9 take manure the life the barn, is that right, the recorded
10 easement?
11 MR. MASCHHOFF: Depends on how it is worded.
12 MR. SLUNAKER: Depends on how it is worded. I am
13 sure there is probably a clause in there somewhere.
14 And you also said -- on the presentation, you also
15 said you needed 266 acres.
16 MR. DICKIRSON: Uh-huh.
17 MR. SLUNAKER: Is there actually 266 acres around
18 there that your family controls to dispose of all of the
19 manure?
20 MR. DICKIRSON: I want to say it was close to that,
21 yes.
22 MR. SLUNAKER: What I was looking at, didn't add up
23 to that. But that is nothing to argue about right now.
24 That is all I have right now.

1 MR. FRANK: Other questions?
2 Ma'am.
3 MS. HANER: My name is Diane Haner, H-A-N-E-R. I am
4 a lifelong resident of Bonpas Township. I am a registered
5 nurse and this is my question from my nursing point of
6 view. I understand there is going to be odor. I
7 understand there is runoff. There always is. But there is
8 always dead animal carcasses. Where are you going to put
9 these dead animal carcasses that spread salmonella,
10 chlamydia, meningitis, cryptosporidiosis, which is not --
11 you cannot recover from -- worms, influenza and giardiasis?
12 How are you going to control that?
13 MR. DICKIRSON: There is a rendering bin that these
14 dead animals will be put in and a rendering service will
15 come and pick these animals up.
16 MR. HANER: Who is going to watch dog that?
17 MR. DICKIRSON: The bin closes. Has a lid on it. It
18 is also fenced in and almost impossible for animals to get
19 into.
20 MS. HANER: My study of the Murphy farm in North
21 Carolina showed that a lot of people were sickened by the
22 bacterial breakdown of the carcasses and the waste and the
23 fish died and a lot of people were imminently ill over
24 their life spans with no financial recourse because, who is

1 going to pay their medical bills when they come down
2 salmonella or influenza? Are you going to pay them?
3 MR. DICKIRSON: I wouldn't pay for people in North
4 Carolina.
5 MS. HANER: I am talking about Bonpas Township. You
6 are going to have pigs who are going to die from something
7 and they are going to decompose. Who is going to take care
8 of the carcasses and watch dog that?
9 MR. DICKIRSON: The rendering service will come when
10 I call them. The carcasses will not be decaying.
11 MR. FRANK: Mr. Anderson.
12 MR. ANDERSON: Nick Anderson, A-N-D-E-R-S-O-N.
13 Couple clarifications, Loren.
14 There was some question about you breathing the air
15 out there. Are you and your employees going to be out
16 there on a regular basis on that farm?
17 MR. DICKIRSON: Yes.
18 MR. ANDERSON: Also to Pat, saturated soils and
19 application, can you explain why you have a year's storage
20 and how you get from season to season when maybe crop
21 conditions or land conditions aren't applicable and what
22 that storage does for you long term?
23 MR. MASCHHOFF: That gives us the capability to apply
24 when ground conditions are conducive for application.

1 MR. ANDERSON: That addresses that saturated ground
2 condition.
3 MR. MASCHHOFF: Yes.
4 MR. ANDERSON: All right. Also on the water stops
5 for Jake Nims, the permeability of cement. And to me as a
6 layman, cement really is non-porous and there is a code in
7 the LMFA called 10 to the minus 6, whatever that number is.
8 Can you explain engineering wise in layman terms whether it
9 is cement or clay meeting that permeability to address
10 leakage or seepage?
11 MR. NIMS: Right. Whatever your -- whatever storage
12 system you have, whether it is an earthen storage, earthen
13 lagoon or -- I am sorry, just earthen storage, not a
14 lagoon, it has to meet a permeability of 10 to the minus 6
15 centimeters per second and concrete, by itself, meets that.
16 And then the water stops at the joints also meet that
17 permeability standard.
18 MR. ANDERSON: Also, you addressed about putting
19 structured cracks in the cement so they brake on those
20 waters stops. If for some reason cement should crack, is
21 there a process through the LMFA that you remedy any other
22 cracks or issues that are out there?
23 MR. NIMS: When Loren files the paperwork that his
24 pit has been completed but prior to it being put into

1 construction, the Department of Ag will come and inspect
2 that. And if there are any issues, then he will be asked
3 to address those before the facility is put in service.
4 MR. ANDERSON: Lastly, to the Department of Ag, Mr.
5 Goetsch, on those structural cracks, your inspection
6 process goes in and inspects any flaws or issues with
7 cement before the production goes -- the facility goes into
8 production?
9 MR. GOETSCH: Yes.
10 MR. ANDERSON: Okay. Thank you.
11 MR. FRANK: Other questions.
12 MR. GAY: My name is Ron Gay, G-A-Y.
13 I would like to talk a little about -- I live about
14 three quarters of a mile or so from there. The water
15 situation.
16 The well -- I have a deep well and my well goes dry,
17 you know, if I let it run for 7 or 8 hours. My well is 300
18 foot deep. My neighbor to the south of me, he says he has
19 to turn on two facets to get his well to go dry. How much
20 water are you going to be using and will this affect our
21 wells in any way? Would you explain your water situation
22 to us?
23 MR. HENRY: I do not have the figure how much water
24 he would be using. You do plan to --

1 MR. DICKIRSON: I plan to drill two wells.
2 MR. GAY: I'm sorry?
3 MR. DICKIRSON: I plan to drill two wells.
4 MR. GAY: Okay. How much water do you think you are
5 going to be using with those two wells.
6 MR. DICKIRSON: The projections was 15 gallon a
7 minute is what I had to have to meet maximum capacity.
8 MR. GAY: 15 gallon a minute, 24 hours a day. Do you
9 think that will effect our aquifer down there where we
10 have -- I know we are on the same line. Most of us down
11 there are, you know. Will that affect our well? Will our
12 wells go dry quicker using that much water? That is a lot
13 of water. I would like to know what that is going to do to
14 my well.
15 MR. HENRY: That is not on a 24-hour period. What
16 that references is what our building specs are. That is on
17 a 16-hour day.
18 Did you come up with a figure?
19 MR. GAY: What happens if the well goes dry? Do you
20 have a backup? What are you going to do?
21 MR. DICKIRSON: I am looking into a backup plan right
22 now getting rural water.
23 MR. FRANK: Are there other questions?
24 Sir.

1 MR. WACHTEL: Gary Wachtel, W-A-C-H-T-E-L, Richland
2 County Board.
3 You mentioned in your presentation there about trees
4 being a natural odor barrier, but I didn't see anything
5 about a plan for -- are you talking about the trees that
6 are already there, the existing trees, or are you talking
7 about planting trees surroundings this area?
8 MR. DICKIRSON: I plan on planting trees.
9 MR. WACHTEL: All right. What about around the
10 fields where the manure is distributed?
11 MR. DICKIRSON: No.
12 MR. WACHTEL: Nothing there. Just around the
13 building itself?
14 MR. DICKIRSON: Yes.
15 MR. WACHTEL: Complete perimeter?
16 MR. DICKIRSON: Probably not a complete perimeter.
17 MR. WACHTEL: What kind of perimeter?
18 MR. DICKIRSON: Probably where the fans are
19 located.
20 MR. WACHTEL: Okay. And what type of tree
21 forestation are you taking about?
22 MR. DICKIRSON: That has not been determined yet.
23 MR. WACHTEL: Primarily around where the fans are
24 located?

1 MR. DICKIRSON: Yes.
2 MR. WACHTEL: Okay. Thank you.
3 MR. FRANK: Others.
4 Mr. Pool.
5 MR. POOL: From the water, I find it curious you do
6 lots of engineering here but you don't know how much water
7 you are going to use? You don't know if it will impact
8 anybody else's? All of your studies and everything, this
9 isn't something that you look into?
10 MR. HENRY: I'm not an engineer, sir.
11 MR. POOL: I find it curiously odd that that is one
12 thing that is very important to our neighborhood and you
13 guys aren't concerned about.
14 MR. HENRY: I said I didn't know that number off the
15 top of my head, is what I said.
16 MR. POOL: Well, I hope you are prepared for all of
17 the other things that are -- this thing is going to cause.
18 I have a question for the Department of Ag, if I
19 could. We have heard of many things he plans to do
20 tonight. Is he bound by any of his testimony, what he
21 plans to do or is he free to change his mind and do other
22 stuff later?
23 MR. GOETSCH: I guess the best way to answer that
24 would, it would depend upon the specifics. If we would be

1 depending on a particular commitment to meet one of the
2 eight siting criteria, then he would be bound by it. So
3 our -- I guess the process we would be going through in the
4 future, if this project would continue, we would be asking
5 for additional information on whichever criteria that we
6 thought might be lacking. And in that process, they are
7 nailed down, to use your term, they would be nailed down or
8 they would be required to do whatever they were committing
9 to in writing when we go through that process.
10 MR. POOL: Trees, for example?
11 MR. GOETSCH: Oh, yeah. We would hold them
12 certainly. If the odor control plan as they presented it
13 was to put X number of a certain species, yeah, they would
14 be held to that.
15 MR. POOL: Okay. How -- even though this plan takes
16 years to have an effect, it is still considered a plan to
17 reduce odor, even though it is going to take 10 to 20 years
18 to be applicable?
19 MR. GOETSCH: Well, I guess in terms of odor, there
20 are some short-term activities and there is some long-term
21 activities. I think you heard them talk about the pit
22 additives, for example. That is something that they would
23 be doing from day one.
24 But certainly trees are a long-term investment. They

1 are, you know -- and it also, I think, depends, too, on
2 whether they are bringing in larger trees or whether you
3 are just planting, you know, short little twigs.
4 I think, you know, again, we try and -- we look at
5 each criteria and kind of the entirety of all of the things
6 that they are proposing. And in terms of odor control,
7 trees may be a part of it, but certainly not the entire
8 plan.
9 MR. POOL: Do you know if this is part of his written
10 plan, these trees, and if they are small or big? I mean --
11 MR. GOETSCH: No, we have not received a formal --
12 again, that is what -- as we go forward, you know, the next
13 step -- to be redundant -- the next step is for the County
14 Board to make their recommendation. And then after that,
15 we go through the application and all of the information
16 that we have. And if we believe that there is a certain
17 portion of the application that is lacking, we would
18 require additional detail. Trees might be one of those
19 details. And in that process, we would get in writing what
20 exactly they were proposing.
21 MR. POOL: Okay. Well this meets, I think it is
22 number 6, the odor control and the siting criteria. I
23 wrongfully assumed that to meet the siting criteria, this
24 plan would already be necessary.

1 Speaking of the odor control, you said that there was
2 going to be automatic vents to get rid of the stinky air
3 inside the building. Is that correct?
4 MR. MASCHHOFF: There would be ventilation for the
5 building, yes.
6 MR. POOL: Is this air treated before it leaves the
7 facility?
8 MR. MASCHHOFF: No, sir.
9 MR. POOL: Okay. So it is just blowing it straight
10 out with these automatic fans into the neighborhood,
11 correct?
12 MR. MASCHHOFF: Yes. Air would be blown out of the
13 barn.
14 MR. POOL: With no treatment, okay.
15 Another question for the -- okay, you mentioned you
16 were going to wash and sanitize the facility in between
17 runs. Is this at the same time the pit is empty?
18 MR. MASCHHOFF: No, it is not. Not necessarily.
19 MR. POOL: How can you really sanitize the building
20 when you still have a million gallons of manure in it? I
21 don't understand how that is possible.
22 MR. MASCHHOFF: Well, the pigs live on top of the
23 slats. So --
24 MR. POOL: But it just will come through it.

1 MR. MASCHHOFF: I guess I don't understand your
2 question.
3 MR. POOL: I don't understand how can you call it
4 sanitizing the building when there is still a million
5 gallons of manure sitting in it. I am just not clear. You
6 spoke in your testimony that you would clean and sanitize
7 the building between hot runs.
8 MR. MASCHHOFF: Correct.
9 MR. POOL: My question is, will the manure be gone,
10 too. You said not necessarily. How can you call a
11 building clean and sanitized when there is still a million
12 gallons of manure in it? That is my last question.
13 MR. MASCHHOFF: It will be washed down and sanitized.
14 And depending on when those hogs are marketed, I am not
15 sure if I can say by certainty the manure is going to be
16 out of that pit.
17 MR. POOL: You are still calling that sanitized?
18 MR. MASCHHOFF: Yes, sir, I am.
19 MR. POOL: Okay. I am from a business of sanitation.
20 It is very important. I don't understand how having all
21 this manure in a building you can call sanitized.
22 MR. FRANK: Are there other questions?
23 Ma'am.
24 MS. GAY: I'm Paula Gay, G-A-Y, and my question was

1 back about the environment. The thing is, we have a little
2 school that is going to be built on the corner of that road
3 where they are going to turn. It is already up. There
4 is -- they have started it. It has got the sides up today.
5 Children will be walking and riding to school at that
6 location and it is going to be pretty close to this
7 facility. Is it going to be safe for these children?
8 MR. MASCHHOFF: When did the structure go up?
9 MS. GAY: Do you have the picture?
10 MR. GAY: That is my wife. What she is saying is --
11 my name is Ron Gay. What she is saying is, we have some
12 Amish neighbors that moved in. Back in April, I think --
13 Mr. Brenneman, he couldn't be here tonight. He is the
14 Amish gentleman that moved in and Levi can tell you how to
15 spell that. I can't tell you how to spell that. But they
16 are building -- they voted back in April the 25th, he
17 thought, to construct a school for the children. They set
18 the land aside and flagged it. And they called -- he told
19 me back in May that they had -- I think he said May the 2nd
20 or 3rd -- these guys here might be able to tell you more
21 about that -- but they started construction. I have
22 pictures of the school that they have started.
23 MR. FRANK: Do you have a question here?
24 MR. GAY: Yes. I want to know -- this is within that

half-mile area that is on that line, that is on that borderline, that orange line there. My question is, is this going to -- is this going to be legal after they have started that school.

And, like she was talking about the children. Mr. Brenneman told me they have got children to the north and to the east and nice weather they are going to be walking down that County Line Road going to school. That is the way they go to school. And in bad weather, they have their horses and buggies, you know. Those semi-trucks is coming down the County Line Road and those children are going to be walking down the County Line Road going to school and I want to know what kind of schedule or what do you think about the, you know, the truck business going with the children walking down the road.

MR. HENRY: Our impact to the -- as far as the traffic routes, we feel it is pretty minimal with two trucks a week is what the average will be. So --

MR. GAY: Children are pretty valuable commodity, you know.

MRS. GAY: It is already in construction.

MR. FRANK: Sir.

MR. COLEWELL: My name is Dan Colewell, Richland County Engineer. I am legally responsible for the approval

of plans for any improvements of bridges or roads in the township system. Has anyone contacted my office to discuss making improvements to the intersection of Gallagher lane and County Line Road?

MR. DICKIRSON: I have not.

MR. COLEWELL: Okay. I have on my wall the traffic counts for Richland County for the local roads produced by the IDOT. It is commonly available. So I do not understand why you have -- could not get that. It is readily available. I have a copy of the traffic maps for Gallagher Lane and County Line Road on my wall in my office. There is not five thousand vehicles a day on either one of those roads.

MR. FRANK: Sir, do you have a question?

MR. COLEWELL: Yes, I have.

That intersection, there is not enough right-of-way to turn a semi. You cannot build a big enough intersection within the existing right-of-way. Have you approached the landowner to the -- the landowner to the north of the road, are they in agreement to dedicate right-of-way to enlarge that intersection?

MR. DICKIRSON: No, I have not.

MR. COLEWELL: Okay. That road, Bonpas Township, where this is going to be located, those roads are

1 routinely impassable in the winter. Bonpas Township does
2 not have a mechanism to sand roads or salt roads. I have
3 had to personally go to Bonpas Township and retrieve
4 dialysis patients in the wintertime because the roads are
5 not passable. When the county -- when that route that you
6 showed is not passable, what are you going to do to get
7 feed to your livestock?
8 MR. MASCHHOFF: I believe that we would work with the
9 local road commissioners and yourself to find a route that
10 is passable.
11 MR. COLEWELL: Are you going to put in three months
12 of feed storage so you don't have to worry about the April
13 or -- January to April ten-ton weight limit?
14 MR. MASCHHOFF: No. The farm will not have the
15 capacity of three months.
16 MR. COLEWELL: Okay. What is the maximum length of a
17 tractor trailer that may be hauling hogs away from your
18 facility or bringing feed in, maximum length tractor and
19 trailer?
20 MR. HENRY: Maximum length trailer would be the same
21 as any other truck. The maximum would be 53 feet, the
22 length of the trailer, same as any other DOT trailer. But
23 we utilize several different haulers that has several
24 different size trailers. I can't tell you that every one

1 of them has that length.
2 MR. COLEWELL: In the State of Illinois, there is a
3 separate length requirement for tractor trailer
4 combinations for county and township roads. You can only
5 go five miles off of a truck route or state route with a
6 tractor trailer 65 feet. Anything beyond that, 55 feet is
7 the maximum length. Have you made arrangements for permits
8 for over length, because you stated that your coming six
9 miles off of the state highway. That is past the five-mile
10 threshold. So have you made arrangements for permits for
11 over length truck traffic?
12 MR. HENRY: If we need those permits, we will. We
13 have not at this time.
14 MR. COLEWELL: Okay. Thank you.
15 MR. FRANK: Do you have a question, sir?
16 MR. CASAROTTO: Yes I am going to back to the school.
17 MR. FRANK: State your name, please.
18 MR. CASAROTTO: Matt Casarotto, C-A-S-A-R-O-T-T-O.
19 That is Urie Brenneman right there. So my question is to
20 him.
21 MR. FRANK: No, sir, you need to ask questions of the
22 Department or the Facility.
23 MR. CASAROTTO: Okay. Can they ask him, because it
24 is his school, I mean --

1 MR. FRANK: He can provide information during the
2 oral testimony phase, if he wants.
3 MR. CASAROTTO: Okay. So I should wait?
4 MR. FRANK: Yes, if he provides oral testimony.
5 MR. CASAROTTO: And I have one more question.
6 And if there is a six mile limit going down the
7 County Line Road, wouldn't it be just as easy to go down
8 the Sumner Blacktop, Lancaster Blacktop, and then it is two
9 and half miles? There eliminates that problem.
10 And secondly, there is multiple turkey farms on that
11 road --
12 MR. FRANK: Do you have a question, sir?
13 MR. CASAROTTO: Yeah. Right there.
14 Loren Dickirson, how much feed storage does the
15 turkey farms have that are on that road? Do you have three
16 months of feed?
17 MR. DICKIRSON: No, sir.
18 MR. CASAROTTO: How many -- have you ever heard of
19 them running out of feed?
20 MR. DICKIRSON: Not because of -- well, I don't know
21 how to answer that. They don't run out of feed. They
22 always have feed.
23 MR. CASAROTTO: Okay.
24 MR. FRANK: Mr. Anderson.

1 Nic Anderson A-N-D-E-R-S-O-N.
2 Mr. Frank, I am not sure how we resolve this. Some
3 testimony was given from the floor that had some questions
4 that needed to be addressed. Can we make sure that
5 Mr. Clay and Mrs. Clay are open to some questioning about
6 this school issue during the oral testimony?
7 MR. FRANK: Would you like to provide oral testimony?
8 MR. GAY: Yes, I signed up for oral testimony.
9 MR. FRANK: Good.
10 MR. ANDERSON: All right. Thank you.
11 My other question is on tree planting. Either --
12 Matt, I'm not sure you can answer at the front table, but
13 when I look at other swine facilities around the country,
14 and some might be Maschhoff, some might be other facilities
15 or independent producers, I see tree lines and tree buffers
16 go in and I see these kind of weird looking trees and they
17 grow fast. And then I also see evergreens. Can you talk a
18 little bit -- I know you can't be specific without knowing
19 the design -- about different species on how fast they
20 grow; is it a 20-year plan; is it a one-year plan; and how
21 you combine that with your other odor control issues?
22 MR. MASCHHOFF: Yeah. Type of trees that we would
23 utilize would be a hybrid which is a fast-growing tree.
24 Can grow up to six feet within one year. And then also it

1 would be probably a second row of some type of a pine or a
2 shrub.
3 MR. ANDERSON: They are slower growing?
4 MR. MASCHHOFF: Yes, slower growing, longer life.
5 MR. ANDERSON: Do you design those yourself or do you
6 look for somebody that does tree design?
7 MR. MASCHHOFF: Probably would look towards the NRCS
8 to give us an idea.
9 MR. ANDERSON: Okay. Thanks.
10 MR. FRANK: Are there other questions?
11 MS. HANER: I have one.
12 Diane Haner, Bonpas Township.
13 I understand that you are going to have a lot of
14 waste. We all know that. And now I understand there is
15 going to be a school within a half a mile. With waste,
16 there is always methane production, which is going to be
17 down in your pit. I am sure you have a ventilation system
18 for that. There is always that "what if". Are you going
19 to augment our Bonpas Fire Department crew and equipment
20 now that you have increased our liability with potential
21 methane explosion from your pit? Are you going to augment
22 our Bonpas Fire Department to provide fire protection for
23 the school and the rest of the township?
24 MR. DICKIRSON: School is not in the Bonpas Township.

1 MS. HANER: I'm sorry, it is about to be. Half a
2 mile -- it is a half mile from your -- are you going to
3 augment the closest fire department facility to your hog
4 farm to protect the school, whether it is in Lawrence or
5 Bonpas, and all of the Bonpas firemen who are going to
6 running to your aid when you have a fire? Are you going to
7 provide some augmentation to the fire department because
8 you have increased our liability of fire in our fire
9 district?
10 MR. DICKIRSON: In the form of?
11 MS. HANER: Equipment, funds, manpower, all of the
12 above, taxes?
13 MR. HENRY: Yes, I believe his funds will be
14 augmented to the county will come through his taxation,
15 same as they would any other entity that was by
16 agreement.
17 MS. HANER: Well, I will have to be watching that
18 because I don't believe that you are going to pay as many
19 taxes as I pay.
20 MR. FRANK: Are there any other questions?
21 MR. GAY: I have one quick question for Loren.
22 That is a pretty populated area right there. I think
23 there is about 10 or 12 families surrounding the hog area.
24 Has there been any studies, do you know what this does to

1 our land value? You know, I mean, there is a lot of people
2 that live there that just own their homes and, hopefully,
3 some day, somebody else will want to move in. Does this
4 affect our land value in any way?
5 MR. DICKIRSON: I do not know the study on that. I
6 don't know if there is a statistic on that or not.
7 MR. HENRY: There is actually a study from the
8 University of Minnesota done around hog units in Minnesota.
9 So -- but actually, they saw an improvement. They saw an
10 improvement in property values in this study done by the
11 University of Minnesota.
12 MR. GAY: Property right there or in general?
13 MR. HENRY: No, in the area around the buildings.
14 MR. FRANK: Yes, state your name again, please.
15 MR. SLUNAKER: Les Slunaker, S-L-U-N-A-K-E-R.
16 About this study, is that farm ground, agriculture
17 ground or a person's residence?
18 MR. HENRY: No, I believe -- I don't have the study
19 right here in front of me -- I believe it was the houses.
20 MR. FRANK: Mr. Pool.
21 MR. POOL: Eric Pool.
22 So you are trying to tell me this is going to cause
23 my land values to go up, correct?
24 MR. HENRY: I am telling you there is a study done by

1 the University of Minnesota where they showed that the land
2 values did go up.
3 MR. POOL: Is it not true that there has also been
4 many studies that show land values go down?
5 MR. HENRY: That, I am not aware of.
6 MR. POOL: You are not aware of that. Okay.
7 MR. FRANK: Are there other questions?
8 MR. BUSS: I have a question.
9 MR. FRANK: Yes.
10 MR. BUSS: Walter Buss, B-U-S-S.
11 The question is with respect to due process. Due
12 process notification and the right to be heard. Did you
13 observe numerous interested parties back here who cannot be
14 seen, be heard here, or be heard, and does the meeting room
15 afford due process?
16 MR. FRANK: Yes, we are extremely, not sad, but this
17 was the best we could do for a meeting room at this time
18 for this meeting. It is unfortunate that everybody was not
19 allowed to come in. I suppose if you want to stand two and
20 three deep over here on the sides, you're welcome to come
21 in.
22 This -- if people want to provide oral testimony,
23 they can. If they have any questions, you know, feel free
24 to step up and raise your hand and we will take the

questions from them.

MR. BUSS: Are we required to indicate our intention to offer oral testimony by signing in?

MR. FRANK: Yes.

MR. BUSS: May we do that now?

MR. FRANK: The sign-in sheet is in the back. It is on the table when you walked in.

MR. BUSS: Thank you.

MR. FRANK: Sure.

Are there other questions?

MR. POOL: I have one more question.

MR. FRANK: Mr. Pool.

MR. POOL: Do you have receipts that show that all the landowners have received a certified letter who were affected by this and within the populated setback area?

MR. MASCHHOFF: I have a receipt for every certified letter that went out to every landowner.

MR. POOL: That is not what I asked. Not if they were sent, but if they were received?

MR. MASCHHOFF: No, I do not, not for every single one because I can't do anything about a landowner picking up his mail.

MR. POOL: Is that not part of the process of sending certified mail so you know if they got it?

1 MR. MASCHHOFF: Yeah, every certified mail receipt
2 was received.
3 MR. POOL: Receipt that you sent it?
4 MR. MASCHHOFF: That it was sent.
5 MR. POOL: It is not part of the certified mail
6 process so you know they got it?
7 MR. MASCHHOFF: That would be the sign. Once they
8 receive it, they sign certified --
9 MR. POOL: They sign it. Do you have a receipt that
10 they signed these and that they got these?
11 MR. MASCHHOFF: Not every landowner signed a receipt.
12 MR. POOL: So not every landowner got it --
13 MR. MASCHHOFF: It is not the law to sign the
14 receipt.
15 MR. FRANK: Mr. Anderson.
16 MR. ANDERSON: Nic Anderson, A-N-D-E-R-S-O-N.
17 Warren Goetsch, could you explain the farm fulfilling
18 their notification process on a certified letter? They are
19 required to identify every landowner and certified mail.
20 Whether that person accepts it or not, is that the farm's
21 responsibility or is that the person that gets the
22 certified letter? Is there some clarity on that?
23 MR. FRANK: While he is looking that up, does anyone
24 else have a question?

1 MR. ANDERSON: Mr. Frank, if he wants to look that up
2 and address that at a later time, that is fine.
3 MR. FRANK: Hang on.
4 MR. GOETSCH: Yeah, under the regulations, under 8
5 Illinois Administrative Code 900.303(b)(4), it specifically
6 says that: "The owner or operator shall mail by certified
7 mail return receipt requested a copy of the complete Notice
8 of Intent to Construct to the owners of property located
9 within the setback areas."
10 And then it goes on to explain how you determine what
11 those areas are. It does not require that every owner
12 acknowledge that they received it. But the applicant has
13 to be able to prove to the Department that they did indeed
14 send them.
15 So that is why we require a -- the certificate or
16 the -- I guess you would call it the certificate, yeah, the
17 receipts, excuse me, that demonstrate that those were,
18 indeed, mailed.
19 We would like -- we would like to have everybody, you
20 know, it -- ties it up in a nice bow if everybody receives
21 them signs them and sends them back, but the Act doesn't
22 specifically require that.
23 MR. FRANK: Last chance for questions.
24 Yes sir.

1 MR. WILSON: Jeff Wilson, W-I-L-S-O-N.
2 There was a reference to real estate taxes. I am
3 curious, Mr. Dickirson, do you have a feel for what amount
4 of real estate tax you are going to have to pay on this
5 improvement you are about to put on the property annually?
6 MR. DICKIRSON: I am not. I am not aware of it.
7 MR. WILSON: Okay. Thank you.
8 MR. FRANK: Okay. That concludes the question and
9 answer session.
10 I think we will take a ten-minute break to give the
11 court reporter a chance to rest her fingers. So we will be
12 back here in ten minutes.
13 (Recess at 7:28 p.m.)
14 MR. FRANK: Okay. We are going to go back on the
15 record. We will now open the meeting for -- sorry. Excuse
16 me. Need to turn the page.
17 I have the sign-up sheets that were in the back of
18 the room listing the people who wish to provide oral
19 testimony. I will go down the list and call the names of
20 those who wish to testify.
21 When called upon, please step up here to the center,
22 state your name, and spell your name. I will then swear
23 you in. You will have three minutes in which to speak.
24 First on the list is P. B. Finley.

1 MR. FINLEY: Good evening.
2 MR. FRANK: Could you state your name and spell it,
3 please?
4 MR. FINLEY: Finley, P. B. Finley, F-I-N-L-E-Y.
5 P. B. FINLEY
6 being first duly sworn, testified and was examined as
7 follows:
8 MR. FRANK: You may proceed.
9 MR. FINLEY: Okay. Thank you.
10 Like I said, my name is P. B. Finley.
11 I'm here with my sons, Patrick and Michael. We live
12 in Newton, four miles northwest of Newton in Jasper County.
13 I am the fourth generation family farmer. My sons will be
14 the fourth generation. All four generations have raised
15 hogs. So we are long term in the hog industry.
16 I personally began raising hogs in 1976 with 75 sow
17 farrow-to-finish operation. By the mid-1990's, it was
18 clear that it would take a major capital infusion for me to
19 stay in the pork industry. And for you all who haven't
20 followed the industry, the '90s was the turning point --
21 one of the turning points in the industry.
22 The pork industry has changed over the years, like
23 most other industries. In 1997, we adopted to partner with
24 the Maschhoffs by raising replacement breeding stock for

1 their operation. We were one of the first family farms to
2 partner with Maschhoff on a contract basis.
3 Okay. I am here to say that Maschhoffs are the
4 industry leaders in all phases of pork production. You
5 know, you have heard everything they do from Loren's
6 presentation. They are a very good company. Like I said,
7 we have worked with them for 16 years. I have nothing but
8 praise to say for Maschhoffs.
9 Okay. Partnering with the Maschhoffs has allowed my
10 farm to have full-time employment, even when the years are
11 good or bad, and has also allowed my sons to farm.
12 Partnering with the Maschhoffs will provide solid
13 support for Loren and the community. It will allow him to
14 proceed his chosen career in an environmentally friendly
15 manner.
16 Thank you.
17 Was that three minutes?
18 MR. FRANK: Little over two.
19 MR. FINLEY: Little over two, well --
20 MR. FRANK: Are there questions for this witness?
21 Any questions?
22 A. MR. SLUNAKER: Yes.
23 MR. FRANK: Yes.
24 MR. SLUNAKER: Les Slunaker, S-L-U-N-A-K-E-R.

1 How close do you live to your operation?
2 MR. FINLEY: I live next to my operation.
3 MR. SLUNAKER: Okay.
4 MR. FINLEY: We have two sites, actually. One is a
5 three-quarters of a mile north. I have a small nursery
6 building where my residence is.
7 MR. SLUNAKER: Oh, you just have a small nursery
8 building. Okay.
9 MR. FRANK: Any other questions?
10 MR. FINLEY: To be exact, 1,400 spaces, pig nursery
11 spaces.
12 MR. FRANK: Sir.
13 Please state your name, please?
14 MR. WEILER: Bill Weiler, W-E-I-L-E-R.
15 You have a good relationship with your neighbors and
16 the rest of the community?
17 MR. FINLEY: I would like to think we do. Like I
18 said, we have lived there all my life. My father, my
19 grandfather owned the land. We have been there a long
20 time. We have had new houses built in the area.
21 We built our buildings in 1997. There were the
22 similar rules in place in 1997 with all of the
23 requirements. I would like to think we do. We have never
24 had any complaints. As far as, I have never been

1 approached by complaints.
2 MR. FRANK: Yes, Mr. Pool.
3 MR. POOL: Have you ever came to the time where you
4 have had to renew your contract again with the Maschhoffs?
5 MR. FINLEY: Yes, we have.
6 MR. FRANK: Mr. Anderson.
7 MR. ANDERSON: Nic Anderson, A-N-D-E-R-S-O-N.
8 In general, from your knowledge base, have the tax
9 assessments and property values remained the same, gone up?
10 What is your assessment of properties around you that you
11 live nearby?
12 MR. FINLEY: Well, we personally bought some land
13 that is a quarter of a mile from my hog barns and we give
14 $3,700 for it at public auction. Now, we paid more than
15 anybody else because we wanted it. In my opinion, it has
16 not hurt the property values at all.
17 MR. ANDERSON: Has the taxes on your own property
18 where you live gone up in the last 16 years?
19 MR. FINLEY: Yes, it went up this year, yes, they
20 did. We are paying -- I will share with you. I don't have
21 anything to hide. We are paying over 6 thousand a year in
22 property taxes in Jasper County at our facility.
23 MR. FRANK: Sir.
24 MR. BOWYER: Mark Bowyer, B-O-W-Y-E-R.

1 Have you had any problems working with the road
2 commissioners and having access to your facilities, getting
3 feed to your hogs and getting the hogs in and out?
4 MR. FINLEY: We have to follow the rules and
5 stipulations that the road commissioners and the county
6 engineer. We live -- my operation is on a county road.
7 Okay. The county engineer of Jasper County has control
8 over that road. We do have -- when we have to haul manure
9 in places, we do get on township roads. So I have to work
10 with both the township and the county engineers.
11 Yeah, sometimes in the wintertime, we have to come in
12 early in the morning, late in the evening, whatever they
13 want. We reduce the number of tons of feed on the truck.
14 Maschhoffs are more than willing to do whatever it takes to
15 work with the road -- in my experience, they have done
16 whatever it takes to work with the road commissioners.
17 MR. FRANK: Any others.
18 Thank you.
19 (Witness Finley excused).
20 MR. FRANK: Next up we have Eric Pool.
21 ERIC POOL
22 being first duly sworn, testified and was examined as
23 follows:
24 First of all, I must say I find it abhorrent that we

1 get to listen to these guys for an hour and then I am only
2 allowed three minutes to speak. I can't possibly go
3 through the eight siting criteria and how they are not met
4 in three minutes, but I will do my best.
5 I'm a sixth generation Bonpas Township farmer. And I
6 want to go through why the siting criteria are not met.
7 First of all, Loren Dickirson doesn't own any of the
8 land. I don't understand how you can register to be --
9 have this massive fixture of real estate and this mass
10 investment on land you do not even own. I don't see how
11 that would qualify under the first citing criteria, the
12 permit process is met.
13 Second criteria deals whether design location or --
14 MR. FRANK: Slow down a little bit, please.
15 MR. POOL: I can't talk slow enough to get it done in
16 three minutes.
17 MR. FRANK: Slow down a little bit, please.
18 MR. POOL: This is also clearly not met. Facility is
19 surrounded by 180 acres of cropland owned by the same
20 family. He said it would 200 some to dispose of the
21 manure. This land, it has not been spoke about, has
22 drainage tile installed and (inaudible).
23 If you look at the soil surveys of Edwards and
24 Richland counties published by the United States Department

1 of Agriculture, these are Wynoose and -- mainly a Wynoose
2 soil type which has a water table of zero to one feet, and
3 it is constantly saturated with water.
4 Since these guys can only apply this manure at
5 certain times, it is going to run out this water tile, this
6 drainage tile, it will not protect the environment due to
7 the seasonal high water table and the Wynoose soil type,
8 and this million gallons of manure is not going to stay
9 where it is proposed.
10 This drainage tile discharges in two places. One of
11 them goes across the property of James Pool and straight
12 towards Annette Sherman's well. Where it drains, it goes
13 straight to where her well is at. I do not believe it is
14 going to protect this environment because this manure is
15 going to run through this drainage tile and end up in the
16 neighbor's well where she gets her drinking water.
17 Trying to paraphrase here for time.
18 Because they can only put these out here when the
19 crops aren't in the field and, you know, therefore, this is
20 not met by protecting the environment. Can't see how a
21 million gallons of manure spread all around is very good
22 for the environment.
23 Third criteria is whether the setback requirements
24 are met. Of course, you looked at it that it might have by

1 the maps. But one thing they left out is the school. I
2 have photos of the school that is under construction within
3 the quarter mile setback requirement. I have a letter that
4 will be submitted in my written testimony from the people
5 who are putting up the school. And you know, these will be
6 kids walking by this facility. The school is located where
7 the kids will be walking straight by this facility, which
8 is located right on the road. If they wanted to protect
9 the environment and be responsible neighbors they would not
10 put it right on the road. They own extensive farm ground
11 and have other places they could locate it.
12 He has also indicated at other times, Loren has, that
13 he desires to add additional barn. When you add additional
14 barn, you increase the setback requirements by 220 feet.
15 Am I already done?
16 MR. FRANK: You need to wrap up.
17 MR. POOL: Okay.
18 -- and which when you add another barn, it increases
19 it by 220 feet setback requirements. You will be in
20 violation of the quarter mile residential setback because
21 these houses are closer than a quarter mile and 220 feet.
22 You can't make the turn. I have lived in this area
23 all my life. You cannot turn off of the county road to get
24 to this place.

As the county engineer already spoke of, there will be easements required to make this turn. The ground is owned by my father. I guarantee the easement will not be granted. Therefore, this cannot go by their proposed traffic routes because the turn cannot be made based upon testimony by our county engineer who is an expert on this issue.

The most important thing I will skip to --

MR. FRANK: You need to wrap it up.

MR. POOL: -- is number eight on the siting criteria. Tourism, economic development and how it effects the area.

Ten years ago, there was no tourism in this area. I am the owner of a tourism facility. There are several tourism facilities in the area. There are two greenhouses; there is a grocery store; there is two churches, a sawmill. All have been constructed within the last ten years. This area is undergoing great growth, which is all based on tourism.

These tourists that travel from these tourism facilities to one another have to go straight by this hog barn. I host several weddings at my facility every year. People are not going to want to come and get married when they have to smell the odor. Brides-to-be are going to come out; they will get one whiff of that and they are

1 going to choose a different place to get married.
2 MR. FRANK: You need to wrap it up.
3 MR. POOL: Therefore, citing criteria number eight is
4 not met due to huge effect on tourism and economic
5 development.
6 I also have in my testimony tax records from a
7 different hog facility in this county.
8 MR. FRANK: If you have additional information, you
9 can submit it during your written testimony, please.
10 MR. POOL: Well I find it odd that --
11 MR. FRANK: Please wrap it up.
12 MR. POOL: -- people speaking for it get a lot more
13 time than people speaking against it.
14 Thank you.
15 MR. FRANK: You asked a lot of questions earlier, so
16 you had quite a bit of time.
17 MR. POOL: Questions are different than testimony.
18 Yes, sir.
19 MR. FRANK: Mr. Anderson, do you have a question?
20 MR. ANDERSON: Nic Anderson, A-N-D-E-R-S-O-N.
21 You stated you are a farmer. You are doing tourism
22 and you are farming?
23 MR. POOL: Agritourism.
24 MR. ANDERSON: Agritourism, what is that?

1 MR. POOL: I own a winery and I farm 10 acres of
2 grapes?
3 MR. ANDERSON: We talked earlier about water
4 consumption in the area. Do you irrigate there at your
5 place?
6 MR. POOL: No, sir, I do not.
7 MR. ANDERSON: You talked about saturated ground
8 seasonally all the time. Is that ground saturated today?
9 MR. POOL: My soils?
10 MR. ANDERSON: No, on the soil that he is talking
11 about?
12 MR. POOL: Well, we all know we are in the middle of
13 a drought.
14 MR. ANDERSON: You made the statement that it was
15 constant saturation. Can you explain that statement?
16 MR. POOL: If you look at the soil surveys of Edwards
17 Richland County published by United States Department of
18 Agriculture, the Wynoose soil type is well suited for
19 wetlands. It is -- it has -- I didn't bring the book with
20 me -- but it is generally saturated. It has poor drainage
21 capacity and the drainage tile, since they can't apply the
22 manure when it is too wet and it is constantly saturated,
23 it doesn't give them very big windows.
24 MR. ANDERSON; You just said constantly saturated.

1 Is it saturated now?
2 MR. POOL: No, sir.
3 MR. ANDERSON: Okay that is what I needed to know.
4 And how far is the well that you spoke of from this
5 property?
6 MR. POOL: Well, if I had the benefit of powerpoint,
7 I could show you on a map, but --
8 MR. ANDERSON: Do you have knowledge of that
9 distance?
10 MR. POOL: Yes, I do.
11 MR. ANDERSON: And what -- any ballpark?
12 MR. POOL: Well, when it comes out of the drainage
13 tile, it would be approximately --
14 MR. ANDERSON: How far from the facility, is what I
15 am asking.
16 MR. POOL: It is within the populated area setback.
17 MR. ANDERSON: So it is within that half mile?
18 MR. POOL: Within the half mile.
19 MR. ANDERSON: How far is the school?
20 MR. POOL: It is within the quarter mile setback.
21 MR. ANDERSON: And do you know any feet distance?
22 MR. POOL: Well, I could show you on a map. I have a
23 picture of the school. It is under construction. But a
24 quarter mile would be 1,320 -- it is within 1,320 feet.

1 MR. ANDERSON: And finally, if this facility meets
2 all of the requirements of the State of Illinois and the
3 Livestock Management Facilities Act and addresses the
4 environmental issues and odor issues, would you support
5 this farm?
6 MR. POOL: No, I don't believe --
7 MR. ANDERSON: That is all I needed to know. Thank
8 you.
9 MR. FRANK: Are there other questions?
10 Sir?
11 MR. CASAROTTO: The people who are building the
12 church -- sorry. Matt C-A-S-A-R-O-T-T-O, Casarotto.
13 The fine people who is building this school or church
14 or whatever it is, what do they primarily do for a living?
15 What kind of people are these?
16 MR. POOL: I can't speak of their occupation, sir.
17 One of them is a grocery store. I know -- but I can't -- I
18 don't know all of their job titles.
19 MR. CASAROTTO: Is it primarily agriculture or are we
20 talking businessmen? Are they running wineries, too?
21 MR. POOL: Not that I am aware of.
22 MR. CASAROTTO: Okay. Primary Amish farmers and they
23 all have pigs, chickens running in their front yards?
24 MR. POOL: I do not know any of them that have pigs.

1 MR. CASAROTTO: Just wondering. That was my
2 question.
3 MR. FRANK: Sir.
4 MR. STEBER: Don Steber, S-T-E-B-E-R.
5 Eric, there is a community up in Crawford County that
6 put their school in right beside or within several hundred
7 yards of a turkey facility and a hog facility as the --
8 same as the one Loren is proposing. Do you know of any
9 trouble up there with fatalities and with the concern for
10 traffic, and the kids walk to school at that place, also?
11 MR. POOL: I can't speak of something I know nothing
12 about.
13 MR. GAY: What was the question?
14 MR. FRANK: Could you repeat the question a little
15 louder, please?
16 MR. STEBER: Just wondering if Eric knew of any or
17 facilities or problems up in an area where there is a
18 school and a hog farm that is the same size as Loren's and
19 a turkey farm right in the same area, within several
20 hundred yards.
21 MR. POOL: I would speculate that those people might
22 be bussed to school versus most of these will be walking.
23 MR. STEBER: It is an Amish community. They do walk.
24 MR. POOL: Okay.

1 MR. FRANK: Other questions?
2 Yes.
3 MR. BOWYER: Mark Bowyer, B-O-W-Y-E-R.
4 Mr. Pool, do you have any concerns over the turkey
5 facilities that are located in close proximity to your
6 business? Do they affect your ability to conduct your
7 business with increased truck traffic and odor,
8 particularly?
9 MR. POOL: First of all, the ones I am aware of are
10 less than half of the amount of animal units in this
11 facility. So of course, when you talk about half the
12 amount of animal units, you talk about half as much
13 smell.
14 MR. STEBER: Is there still odor coming out of the
15 turkey facilities?
16 MR. POOL: Yes, there is still odor coming out of the
17 turkey facilities.
18 MR. STEBER: Does that affect your business at all?
19 MR. POOL: Not that I am aware of at this time.
20 MR. FRANK: Sir?
21 MR. CASAROTTO: Matt C-A-S-A-R-O-T-T-O.
22 Eric, are you aware of -- have you ever watched the
23 TV program "Dirty Jobs"?
24 MR. POOL: No.

1 MR. CASAROTTO: No. There was an interesting story
2 one night they had on there. It was about these vineyards
3 and these were thousand acre vineyards. Do you know what
4 they used for fertilizer?
5 MR. POOL: No.
6 MR. CASAROTTO: Chicken litter. It was beautiful. I
7 mean, it is nothing you are going to find in Richland
8 County. I mean, this was California stuff. It was --
9 MR. POOL: I only use organic fertilizer on my -- in
10 my vineyards.
11 MR. CASAROTTO: That is what turkey litter is?
12 MR. POOL: I do not use turkey litter in my
13 vineyards.
14 MR. FRANK: Other questions?
15 MS. BOETTGER: I guess I would, yes. Nicole
16 Boettger, B-O-E-T-T-G-E-R.
17 What do you use for fertilizer? I understand
18 organic, but can you describe what kind of fertilizer and
19 how you apply it?
20 MR. POOL: Well, I apply it several times during the
21 year because I think that is more environmentally conscious
22 than going out there and injecting massive amounts of
23 fertilizer all at once.
24 I apply low dosages, probably 8/10 times a year. I

1 use a combination of fish neptunes harvest fish fertilizer,
2 humic acid and soluble seaweed powder. These are very low
3 concentrations.
4 MS. BOETTGER: Are you soil sampling while you are
5 doing this prior to it or after it?
6 MR. POOL: No, ma'am.
7 MS. BOETTGER: How do you know that you are getting
8 out the right amounts?
9 MR. POOL: I farmed all my life. I have a pretty
10 close relationship with plants.
11 MR. FRANK: Mr. Bowyer.
12 MR. BOWYER: Mark Bowyer, B-O-W-Y-E-R.
13 Mr. Pool, is hog manure organic material?
14 MR. POOL: Yes.
15 MR. BOWYER: And is it not, under these regulations,
16 applied by set standards by the University of Illinois Land
17 Grant University?
18 MR. POOL: I have no knowledge of these standards.
19 MR. BOWYER: In the presentation, did they not inform
20 us that they would be sampling the soil, sampling the
21 manure, and applying those manure -- that manure at a rate
22 and a level acceptable and standardized by the University
23 of Illinois?
24 MR. POOL: I actually don't remember that part of the

1 presentation.

2 MR. FRANK: Mr --

3 MR. NIMS: Jake Nims, N-I-M-S.

4 You keep referring to massive amounts of field

5 application. Are you aware that if you do the math, at the

6 application rate that they are proposing, it is equivalent

7 to roughly of a quarter inch of rain? That doesn't sound

8 massive to me.

9 MR. POOL: Well, rain is a lot different than hog

10 manure.

11 MR. FRANK: Yes.

12 MR. CASAROTTO: If you -- Matt Casarotto.

13 If you don't do soil tests on your vineyard, do you

14 have other, let's say -- do you go into your NRCS Office on

15 all of your other cropland? Do you get government checks

16 from that?

17 MR. POOL: No, sir.

18 MR. CASAROTTO: No --

19 MR. FRANK: We need to direct the questions towards

20 the Livestock Facility.

21 Mr. Bowyer.

22 MR. BOWYER: I don't know how to direct it directly

23 to the Livestock Facility, but your fertilizer application

24 rates, if you don't sample and you don't know what rates

1 you are applying fertilizer, how can you guarantee that
2 your fertilizer is not leaching out into the ground water
3 in the community and polluting wells as well.
4 MR. POOL: Well, I can guarantee you that I apply
5 actual nitrogen about 10 to 20 pounds a year, where you are
6 looking at a whole different rate when it comes to
7 application of field crops.
8 MR. BOWYER: But do you have test records that
9 indicate what your rates are, what your soil requirements
10 are --
11 MR. POOL: I assure you that every farmer in this
12 room does not do soil samples.
13 MR. FRANK: Are there other questions.
14 All right. Yes, sir.
15 MR. FINLEY: P. B. Finley.
16 The question has been asked before about taxes on
17 this facility. I am curious to know how much -- what are
18 your taxes on your 10 acres and your vineyard?
19 MR. POOL: I don't think that is relevant.
20 MR. FRANK: We need to direct the questions to a
21 Facility here, basically.
22 Other questions?
23 Yes.
24 MS. EVANS: Christina Evans, E-V-A-N-S.

1 Has the County Board voted on an issue such as this
2 in the past?
3 MR. POOL: Yes, the County Board has voted 7-0 in the
4 past to not host a livestock facility in this county the
5 last time it came before their vote.
6 MR. FRANK: Anyone else?
7 Yes, sir.
8 MR. WILSON: Jeff Wilson, W-I-L-S-O-N.
9 What is the direction of the prevailing winds in the
10 area there, Eric?
11 MR. POOL: I am not a meteorologist. I couldn't give
12 expert testimony on that. It blows different all of the
13 time. I mean --
14 MR. WILSON: I am unfamiliar with your facility, so
15 forgive me. Where is your operation located at in relation
16 to where this hog operation is going to be, directionally
17 and distance wise?
18 MR. POOL: It is within a mile. My property where my
19 vineyard is at where we have many outdoor activities and
20 the biggest activity I had last year had over 1,500 people,
21 it would be within a mile and it would be to the -- bad at
22 directions -- it would be to the north and to the west, I
23 believe. Yes.
24 MR. WILSON: For the record, I am familiar with your

business and I think you are providing a valuable asset to our community.

MR. POOL: Thank you.

MR. FRANK: Are there other questions.

You may sit down. Thank you.

(Witness Mr. Pool excused).

MR. FRANK: Next on the list is Gary Wachtel.

Would you state and spell your name?

MR. WACHTEL: W-A-C-H-T-E-L.

GARY WACHTEL

being first duly sworn, testified and were examined as follows:

MR. WACHTEL: I am a member of the Richland County Board representing District 4.

Main reason I got on the list to speak tonight was just in case and the "just in case" came up.

We are required to have a vote of the County Board yea or nay as an advisory thing by 21 August, is what I wrote down. Based on the meeting tonight, we have a lot of unanswered questions. Questions such as, the tree planting around the area, what type of trees, where they will be, the direction that they will be. Also the water control with the tile fields, where the manure is going to be plowed into the ground that will get into the tile and, of

course, follow the route of the tile. Another being the proposed school being within a quarter mile limit. These are a lot of questions that I feel we need answered before we can make an intelligent vote and decision.

So I guess my question would be to the State, to the Department of Agriculture here, will we have those answers prior to when we have to vote?

MR. FRANK: No, basically, this is oral testimony you are providing. The question and answer phase was prior to this.

MR. WACHTEL: Okay. Well, that is my oral testimony to the concerned public, then. I do not feel I have got adequate information.

MR. FRANK: Hang on a second.

Are there questions for this witness?

Mr. Pool.

MR. POOL: Is it true that the County Board recently voted 7-0 to issue a liquor license to Berryville Vineyard to do more on site tourism activities at their facility?

MR. WACHTEL: That is correct.

MR. POOL: Thank you.

MR. FRANK: Any other questions?

Okay, hang on. Mr. Anderson.

MR. ANDERSON: Nic Anderson, A-N-D-E-R-S-O-N.

1 If the County Board should get the information that
2 you requested and answered in a satisfactory fashion before
3 your vote, would that suffice you to make a decision?
4 MR. WACHTEL: Yes.
5 MR. ANDERSON: Okay. Thank you.
6 MR. WACHTEL: Yes. That is my only concern is being
7 pressured by the time restraints to make a decision without
8 that information.
9 MR. ANDERSON: Sure.
10 MR. FRANK: Hang on.
11 Mr. Goetsch.
12 MR. GOETSCH: With regard to this school, was there
13 any action required by the County Board for the siting of
14 that school?
15 MR. WACHTEL: Not that I am aware of.
16 (Comments made by the crowd)
17 MR. GOETSCH: Okay. Let me ask it this way, then.
18 If, by chance, a similar situation were to occur in
19 Richland County, would there be a requirement for a County
20 Board action to approve the siting of such a school, such a
21 facility, in this county?
22 MR. WACHTEL: I can't answer that. I don't really
23 know.
24 MS. SPILLMAN: Mary Spillman, S-P-I-L-L-M-A-N.

1 MR. FRANK: Are you on the County Board?
2 MS. SPILLMAN: Yes. We are not zoned -- never mind.
3 MR. FRANK: Do you want to answer that question?
4 MS. SPILLMAN: Oh, about the school? Because we are
5 not zoned so we wouldn't have --
6 MR. FRANK: Ma'am, let me go ahead and swear you
7 in?
8 MARY SPILLMAN
9 being first duly sworn, testified and were examined as
10 follows:
11 MS. SPILLMAN: Mary Spillman, S-P-I-L-L-M-A-N.
12 And we are not zoned so, therefore, they probably
13 would not have to come to the County Board.
14 MR. GOETSCH: I will ask him. Sorry. So --
15 MR. WACHTEL: That is okay.
16 MR. GOETSCH: Now would this be true of, like, any
17 parochial school or any public school? I mean, does the
18 County Board have to take an action in regards to the
19 siting of a new -- I am just trying to get a little
20 information about how -- was there any action taken by
21 the -- by a county board required for this thing to be
22 started, the construction for it to start?
23 MR. WACHTEL: Not that I am aware of other than the
24 Flood Plan Administrator for the county.

MR. GOETSCH: They would have had to given approval?

MR. WACHTEL: They would have had to given approval meeting flood plan requirements and that is our County Engineer, Dan Colewell, who spoke earlier. C-O-L-E-W-E-L-L.

MR. GOETSCH: Thank you.

MR. FRANK: Are there other questions.

Do you have a question, ma'am.

MS. SPILLMAN: Yes.

MR. FRANK: Okay.

MS. SPILLMAN: Mary Spillman, S-P-I-L-L-M-A-N.

Do you also have on your list, Gary, about the roads? That is a very big concern of mine. So do you have on your list of things we need to know about --

MR. WACHTEL: No, but I should have.

MS. SPILLMAN: That is why I was just wondering if that was one of your -- because that is a very big concern for Richland County?

MR. WACHTEL: Primarily, Gallagher Lane and the turn intersection that our county engineer spoke to is a big concern.

MR. FRANK: Mr. Bowyer.

MR. BOWYER: Mark Bowyer, B-O-W-Y-E-R.

1 If there is no zoning in Richland County, then what
2 is the Board's purpose or function in determining this
3 facility's existence?
4 MR. WACHTEL: Okay. This public meeting was arranged
5 for and requested by the Richland County Board. As such,
6 the Department of Agriculture informed us that we would be
7 required to pass a -- or conduct a vote on this as an
8 advisory thing. It is a non-binding vote. But we do have
9 to have back to them 21 August.
10 MR. BOWYER: It is a recommendation by the Board?
11 MR. WACHTEL: It is a recommendation vote, yes.
12 MR. BOWYER: Okay. Very good. Thank you, sir.
13 MR. WACHTEL: Right.
14 MR. FRANK: Any other questions?
15 Thank you, sir.
16 MR. WACHTEL: All right. Thank you.
17 (Witness Mr. Wachtel was excused).
18 MR. FRANK: Next is John King.
19 Would you state and spell your name, please?
20 MR. KING: My name is John M. King, K-I-N-G.
21 JOHN M. KING
22 being first duly sworn, testified and were examined as
23 follows:
24 MR. KING: I am John M. King. I am a fourth

generation farmer eight miles east of this site. We have been in Lukin Township a long time.

I have been a hog farmer earlier in my career but am not now because it has not been economic to raise hogs as I used to raise hogs.

We have considered Maschhoff units, as my son returned to the farm. I think it would be a wonderful thing for us to do; but at this time, we choose not to do it.

I farm -- I am around many livestock units. I have faced these issues for the last 40 years as my neighbors have built confinement things and hogs do stink. We all know that. To say that they will never stink is nonsense. But these units with these modern designs, you cannot smell them very often and I farm near these things and I am around them. I have been in these buildings. I know these buildings. They are not a detriment to the neighborhood or to the community. Occasionally, there might be a whiff of odor, but it doesn't last long and with the air-conditioning houses, we can get away from it.

I -- if this was located within the setback requirements of my home, I would be all for this. I applaud any young man who wants to make a living and to raise hogs in a good way, meeting all of the requirements

of the State of Illinois, and the carefully -- and the livestock management issues that have been so intensely debated a few years back.

I -- it is not me to say to any of my neighbors what they can and cannot do. But if they do things that are legal and within the guidelines, I have no problem with it.

Lawrence County, Richland County, we need more livestock facilities. We need more livestock raised. We live in the country. We should expect to be around things that we don't always enjoy. We might not like the cropping operations. We might not like our neighbor. We might not like the odors that might come off of a hog house. But there is nothing wrong with it.

These Maschhoff units, from my personal observation, are fine. They are state of the art. I would welcome one within a quarter mile of my house. I am glad it is eight miles away. I don't think I will smell this one. But I do smell Maschhoff units to the northeast.

For Richland County, I think this is a perfect location. This is a quarter mile -- the prevailing winds from the northwest and the southwest will carry any odors away from Richland County.

It is a thinly populated neighborhood. There is not that many people impacted.

1 The board members of Richland County, I hope that you
2 will pass the advisory -- the motion to approve this thing.
3 It seems to meet every requirement. I know Loren. I know
4 his family on both sides. I have known them for -- since
5 the Hasewinkles moved into our township. I know Loren. He
6 needs an opportunity to succeed in farming. This is his
7 toehold into farming. He thinks he has the character and
8 the background to do this successfully, to meet all
9 requirements. I think he would be a good steward. I think
10 he would be a fine hog grower on this facility and this
11 site.
12 Thank you.
13 MR. FRANK: Hold on.
14 Are there questions for this witness?
15 MR. WILSON: Jeff Wilson, W-I-L-S-O-N.
16 How close is the closest operation to your house?
17 MR. FRANK: Could you repeat the question, please?
18 MR. WILSON: How close is the closest Maschhoff
19 operation to you?
20 MR. KING: It is Billy Barker. He owns a facility
21 about -- less than half -- about a half a mile from my
22 house to the northeast. Occasionally, we have a northeast
23 wind and, occasionally, we can smell it. It is not a big
24 problem.

1 MR. FRANK: Mr. Bowyer.
2 MR. BOWYER: Mark Bowyer, B-O-W-Y-E-R.
3 Mr. King, Mr. Barker's facility, is it deep-pit
4 containment or is it open lagoon?
5 MR. KING: It is a flush facility. It is completely
6 different than this.
7 MR. BOWYER: Correct.
8 MR. KING: I have been around -- I have been near
9 these facilities. But their engineering minimizes the
10 odor.
11 MR. BOWYER: The facility that is closest to you is
12 not a deep pit containment facility.
13 MR. KING: It is a different type of facility.
14 It was Cargill built unit. Now he has leased to the
15 Maschhoffs.
16 MR. BOWYER: And it is a flush system with an open
17 lagoon?
18 MR. KING: With an open lagoon. It is the lagoon
19 that stinks occasionally.
20 MR. FRANK: In the back.
21 State your name, please.
22 MR. STEBER: Donnie Steber, S-T-E-B-E-R.
23 Mark actually asked the question I was going to ask.
24 Actually, that is not a designed Maschhoff facility. That

1 was a Cargill unit that we are renting right now to keep
2 Mr. Barker in business.
3 MR. KING: Yes, that is my understanding.
4 MR. STEBER: Just clarifying that.
5 MR. FRANK: Are there questions?
6 Yes.
7 MR. CASAROTTO: Matt Casarotto.
8 John, has there been any new houses in your area
9 since you have a hog farm located so close to you? Is
10 there anybody just north of you there that put in a new
11 house here recently?
12 MR. KING: No, not since that facility was built. It
13 is the current houses. Some have disappeared. And yes,
14 there is a new house. The Rineharts have got a brand new
15 house to the northwest of it.
16 MR. CASAROTTO: Thank you.
17 MR. KING: They chose fit to build one.
18 MR. FRANK: Mr. Bowyer.
19 MR. BOWYER: Mr. King, have you -- Bowyer,
20 B-O-W-Y-E-R.
21 Have you noticed any issues with truck traffic and/or
22 water issues with those facilities located close to you,
23 beings that you have lived there as many years as you have?
24 MR. KING: We always worry about the truck traffic,

1 the poor roads in the winter thaw. I have never seen a
2 livestock facility go without feed and I have never seen
3 them not be able to get their livestock out. I think that
4 is a non-issue, myself, and I believe that there are ways
5 around it. So --
6 MR. FRANK: Mr. Pool.
7 MR. POOL: You are speaking a lot of this facility
8 close by you. Could you clarify how many animal units it
9 is?
10 MR. KING: I do not know that.
11 MR. POOL: So we have --
12 MR. KING: There is somebody in the back who may. It
13 is a smaller unit, but it has a different design.
14 MR. CASAROTTO: It is a shade over a thousand animal
15 units.
16 MR. FRANK: Are there other questions.
17 Thank you very much.
18 (Witness King excused)
19 MR. FRANK: Next we have -- is this Gay maybe?
20 MR. GAY: You can't probably read that. I don't
21 speak any better than a write either. Yeah, Ron Gay.
22 RON GAY
23 being first duly sworn, testified and were examined as
24 follows:

1 MR. GAY: The only reason I am here, we have a small
2 church, very small congregation, about a half mile from
3 where the facility is going to be located. The
4 congregation asked me to come and express our concerns. We
5 would rather not have the facility built there. That is
6 why I am here.
7 And I was also going to talk a little bit for the
8 Amish. I see they have some representatives here. Mr.
9 Brenneman couldn't be here, but he is going to have several
10 children walking down this County Line Road and he was
11 concerned about the trucks. You know how trucks can drive
12 pretty fast or whatever. He is very concerned about the
13 trucks that was going to go down the road and he, too,
14 was -- would rather -- he said he would rather have the
15 facility in another location.
16 It is that old thing where I am not against the
17 facility. I would rather have you to have it and not me.
18 So that is all I have to say.
19 MR. FRANK: Okay. Thank you.
20 Are there questions?
21 Mr. Goetsch.
22 MR. GOETSCH: You say there is a church within a half
23 mile?
24 MR. GAY: Yes, it is in Lawrence County. We are just

1 right -- just a little over half mile -- we are on the half
2 mile mark line on the corner. We are just barely a half
3 mile from the -- just a little over a half mile from that
4 circle. It is called Gilead Church and it is in Lawrence
5 County.
6 MR. GOETSCH: And what is the --
7 MR. GAY: Very small congregation.
8 MR. GOETSCH: What is the weekly Sunday morning
9 attendance normally on average?
10 MR. GAY: It is very small. I am going to say
11 between six to ten that comes on Sunday.
12 MR. FRANK: Any other questions?
13 Mr. Pool.
14 MR. POOL: You were at a meeting with Loren Dickirson
15 last Friday night, correct?
16 MR. GAY: Yes, I was.
17 MR. POOL: Was it spoke of that there was other
18 places this family had that met the required setback
19 requirements?
20 MR. GAY: We talked about that, yeah.
21 MR. POOL: But do you remember why they said they
22 didn't want to build it there?
23 MR. GAY: Are you talking about his grandfather?
24 MR. POOL: Uh-huh.

1 MR. GAY: Okay. I asked him -- Loren was going to
2 build this facility behind his grandfather's house. I
3 said, "Loren, rumor is -- I don't know this -- but rumor is
4 that your grandfather said he did not want -- because of
5 the odor, because of the hogs, he didn't want it in his
6 backyard." I said, "Loren, it is just rumor." Loren says,
7 "Yes, that is true." That is, you know -- that is all. I
8 mean --
9 MR. FRANK: Mr. Anderson.
10 MR. ANDERSON: Nic Anderson, A-N-D-E-R-S-O-N.
11 Do you know that other site that they spoke of if it
12 could meet the setbacks that we talked about here tonight?
13 MR. GAY: Was you talking -- are you talking about
14 south where -- I am not -- you mean where his father is
15 talking about?
16 MR. ANDERSON: Where you are talking about the other
17 location -- Mr. Gay.
18 MR. FRANK: Mr. Gay.
19 MR. GAY: Are you talking about his grandfather's
20 house?
21 MR. ANDERSON: I am asking you, if you know if that
22 farm met the setbacks. Does that farm meet the setbacks
23 under the LMFA?
24 MR. GAY: I don't have any idea. I am just telling

1 you what the rumor was. That was the rumor that was
2 floating around and I just asked Loren of that.
3 MR. ANDERSON: That is what I wanted to know.
4 Thanks.
5 MR. GAY: I don't have any idea what the setback is
6 or where it was located or anything.
7 MR. FRANK: Sir.
8 MR. STEBER: I am not one for rumors.
9 MR. GAY: I'm not either.
10 MR. STEBER: Donnie Steber, S-T-E-B-E-R.
11 Are you aware of what the family farm at the
12 Hasewinkles did prior to raising hogs.
13 MR. GAY: I'm sorry. I don't hear very well.
14 MR. STEBER: Are you aware of what the family farm at
15 the Hasewinkles did prior to raising hogs?
16 MR. GAY: Yes, I worked for Bill and Bill's father
17 both for a long time when I was younger. I worked for
18 Harry and I worked for Bill.
19 MR. GAY: And the question is, are you aware of what
20 they did?
21 MR. GAY: They had a dairy farm and I row cropped for
22 them is what I did. I drove a tractor and row cropped for
23 them.
24 MR. STEBER: How many cattle did they milk there at

that time?

MR. GAY: How many cattle?

MR. STEBER: Yes.

MR. GAY: I have no idea.

MR. STEBER: Several, right in the backyard.

MR. FRANK: Are there other questions?

All right. I see none.

Thank you.

MR. GAY: Thank you.

(Witness Gay excused)

MR. FRANK: Next we have, looks like, Matt from Sumner.

MR. CASAROTTO: Matt Casarotto.

MR. FRANK: Could be. Is that you?

MR. CASAROTTO: Yes, sir, that is.

MR. FRANK: Okay.

MATT CASAROTTO

being first duly sworn, testified and were examined as follows:

MR. CASAROTTO: Here is a NRCS USDA map. This is my house, right here. And this is a hog farm. My house, I paid over $350,000 for this house, not counting the ground and the shed, blah, blah, blah. But if you can see here, there is field tiles and they drop out there and they drop

1 out there. And there is a ditch that runs behind my house.
2 I have a well right next to that ditch. I have my water
3 tested. My kids drink out of that well. I have never had
4 any problems with the application of manure. And this is
5 an open-pit style. So instead of 3800 -- 3886 gallons,
6 they are putting on closer to 8000 gallons per acre because
7 the rain water is not as potent. Okay.
8 Anybody have any questions?
9 MR. FRANK: Are there questions for this witness?
10 MR. CASAROTTO: Yes.
11 MR. FRANK: Mr. Bowyer.
12 MR. BOWYER: Mark Bowyer, B-O-W-Y-E-R.
13 Mr. Casarotto, I would ask you the same question I
14 asked Mr. King. Do you have any issues with the truck
15 traffic and/or the -- you have answered the water question.
16 Do you have any issues with the truck traffic in and out of
17 those facilities?
18 MR. CASAROTTO: To be honest with you, they actually
19 put more gravel on our road and blade it more because it
20 potholes up quicker. And we have never had any problems.
21 So, anybody else?
22 MR. FRANK: Any others.
23 Thank you.
24 MR. CASAROTTO: Do I need to submit this?

1 MR. FRANK: You can submit it as written testimony
2 later, if you would like.
3 MR. CASAROTTO: Okay. Thank you, sir.
4 (Witness Casarotto excused)
5 MR. FRANK: Looks like we have Mary Jo Shick by
6 Ernest Clodfelter.
7 MR. CLODFELTER: Ernest Clodfelter,
8 C-L-O-D-F-E-L-T-E-R. I am here on behalf of Mary Jane
9 Shick.
10 ERNEST CLODFELTER
11 being first duly sworn, testified and were examined as
12 follows:
13 MR. CLODFELTER: I would like to thank the County
14 Board and the Illinois Department of Agriculture for having
15 this meeting. I think this is very important process to go
16 through.
17 You want these submitted now?
18 MR. FRANK: You can do that at the recess.
19 MR. CLODFELTER: Okay. I am going to read a letter
20 that Mary Jane approved regarding the proposed Maschhoff
21 swine facility in Bonpas Township.
22 Dear Members of the Board:
23 I am here today on behalf of Mary Jane Shick. Mary
24 Jane lives near the property where the facility is proposed

to be built. She has some concerns regarding the proposed facility and how it will affect her personally, as well as how it will affect the area and its residents.

Her first concern and one of the most people bring up when discussing large hog operation is the smell. Mary Jane's home is approximately one half mile from the proposed facility location, close enough that the odors from the facility would be something she would most likely smell on a daily basis.

While it is possible for the hog operations to reduce the odors that are produced by the hogs and their waste, it is almost impossible to remove 100 percent of the odor.

Mary Jane is worried that she will smell the operation year round. This could hurt her financially. Since she lives on a limited income, she tries to save some money where she can. One way she does this is by opening her windows to cool her home when the temperature and weather allows it. She is concerned that the smell would be so strong that she would no longer be able to do this. For who really wants their home to be smelling like pigs. Also, most people do not like the smell of hogs and who wants to smell that odor every day.

Her second concern is how the proposed facility would affect the areas water sources.

First of all, how would the operation of this proposed facility take steps to ensure that the water shed and the water table in the area would not be contaminated by the waste and by products produced by the hogs? This is a rural area where many residents, including Mary Jane, rely on a drilled well for their main water source. Her concern is that sewage could possibly leach into the water table and contaminate the well.

A related concern to this potential produced water level and the water table from the wells produced by the facility might -- let's see. Let me back up here.

A related concern is the potential reduced water level and the water table from the wells of the proposed facility might drill and use alternatives to using drilled wells as water sources for the area residents, such as tapping into rural water services and having water delivered are very costly. Again, this is something that could potentially have a financial impact on the areas residents.

Her third concern is how the proposed facility would affect property values. It could have a negative effect on the value of the property due to its proximity to the facility. This could make it extremely difficult for the property, especially homes, to sell.

1 The proposed facility would likewise cause an
2 increase in property taxes. While Mary Jane most likely
3 will not be selling her home any time in the near future,
4 she does worry about her property taxes being raised,
5 something that could, once again, affect Mary Jane and the
6 other residents financially.
7 These are just some of the main concerns Mary Jane
8 has regarding the proposed facility. Please take her
9 concerns and the concerns of everyone who lives in the area
10 into consideration when you are making your decision
11 regarding this proposed facility.
12 Thank you for your time and attention.
13 MR. FRANK: Are there questions for this witness?
14 I see none. You may sit down. Thank you.
15 (Witness Clodfelter excused).
16 MR. FRANK: Next we have Nic Anderson.
17 MR. ANDERSON: I would like to support Mr. King's
18 presentation and yield my time.
19 MR. FRANK: Okay.
20 Next up is Danny Colewell. Mr. Colewell here?
21 He left, okay.
22 Walter Buss.
23 MR. BUSS: Thank you.
24 MR. FRANK: State and spell your name, please.

1 MR. BUSS: Walter Buss, B-U-S-S.
2 WALTER BUSS
3 being first duly sworn, testified and were examined as
4 follows:
5 MR. BUSS: Procedurally, the purpose of the hearing
6 or one aspect of the hearing is to inform the County Board
7 that they may enter into a non-binding vote with respect to
8 whether or not they would wish to host such a facility.
9 One of the things the County Board has to look at is
10 economic development, the tax base. And Mr. Wilson rightly
11 raised the question, well, what is the tax on one of these.
12 I can tell you that the tax on the facility in Dundas, the
13 facility, $2,700. This facility is half that size, so it
14 is reasonable to assume the tax is going to be $1,400.
15 Now compare and contrast that, if you will, with the
16 tax on Mel Hunt's house, garden variety house out here,
17 $2,400.
18 You have a decision what road you are going to go
19 here with respect to economic development. This is the
20 least wise choice you can make in terms of economic
21 development. On one hand it is about a dime, 10 cents, per
22 person in additional tax revenue, aggregated tax revenue
23 for the jurisdiction. On the other hand one, 1.1 million
24 gallon of manure, your share of that would be 70 gallon.

1 That is 14 five-gallon buckets. I wanted to bring them in,
2 but we are too congested here in the meeting room to get
3 those in and I didn't think you would want to accept that
4 in evidence.
5 MR. FRANK: You are correct.
6 MR. BUSS: I don't want it either.
7 The thing -- so what you can do, as a County Board,
8 what you have to recognize is, you have a choice to make
9 what road you are going to go down in terms of economic
10 development. This is, given the trade off, of the very
11 very limited amount of tax revenue. These facilities are
12 taxed differently. They are farm-out buildings. They are
13 not factored -- they're discounted quite a bit. In fact,
14 some components are classified as pollution control
15 mechanisms and they are assessed, not by your local Board
16 of Review or anybody, but by the state.
17 So you have a real responsibility here as to the
18 priorities that you are going to have and the direction you
19 are going to take as a jurisdiction.
20 The air quality, the environmental quality, the
21 health -- everyone is concerned about the odor. I would be
22 much more concerned about the heavy metals and pathogens so
23 inherent in this type of facility.
24 But the question is, and my submission is, that the

1 welfare of the community, the health and welfare of the
2 community, ought not be crucified on the cross of profits
3 for the very few special interests. The County Board
4 should reaffirm the '99 precedent and vote not to host such
5 a facility.
6 Thank you.
7 MR. FRANK: Hang on, sir. Hang on.
8 Yes, sir, back there.
9 State your name, please.
10 MR. CASAROTTO: Matt Casarotto. Pathogens, sir --
11 MR. BUSS: I am going to North Carolina where we have
12 a history, where we have had facilities such as this, I
13 mean, confined feeding operations located for quite some
14 time.
15 MR. CASAROTTO: Yes, sir.
16 MR. BUSS: You were okay with your well. But as you
17 test over time, the tests have shown pathogens and higher
18 level of heavy metals.
19 MR. CASAROTTO: Okay.
20 MR. BUSS: Antibiotics, not to be belabor it. But go
21 ahead.
22 MR. CASAROTTO: Does these places have power plants
23 because, I mean, I am pretty sure we are getting more
24 pollutions from power plants, coal-burning power plants in

1 the area, than what we would if we put up 30 of these.
2 MR. BUSS: Well, a radio-active waste site, a
3 toxic-waste site would produce -- would be a greater
4 danger, too.
5 MR. CASAROTTO: I'm not talking about a radio
6 active?
7 MR. BUSS: I am not looking to site one of those
8 either.
9 MR. CASAROTTO: We don't have those in our area. I'm
10 talking about coal. There is more pollutant there than
11 what there is for 30 of these sites.
12 MR. BUSS: Well, the County Board is not considering
13 a vote as to whether to site a power plant, a
14 coal-burning -- high sulfur coal-burning power plant. The
15 issue before the Board is whether or not --
16 MR. CASAROTTO: But we still have them in our area.
17 MR. BUSS: -- to vote to site a confined feeding
18 operation.
19 MR. CASAROTTO: We still have them in our area.
20 MR. FRANK: Hold on.
21 MR. BUSS: That's correct.
22 MR. FRANK: Mr. Anderson.
23 MR. ANDERSON: Nic Anderson, A-N-D-E-R-S-O-N.
24 You talked about economic development in this county.

1 What is your number one tax revenue industry in this
2 county?
3 MR. BUSS: Residential property.
4 MR. ANDERSON: Greater than livestock receipts and
5 agriculture receipts?
6 MR. BUSS: Absolutely. The assessor's value -- the
7 part of our equalized assessor's value that comes from
8 farmland.
9 MR. ANDERSON: Agriculture in full.
10 MR. BUSS: We are talking real estate property taxes.
11 That is what the County Board operates on.
12 MR. ANDERSON: You missed my point. Number one
13 industry in this county, farmland, farm-related business,
14 farm-related jobs, farm-related jobs at banks, communities,
15 industry, what is your number one industry in this
16 county?
17 MR. BUSS: The largest industry in southern Illinois
18 is agriculture.
19 MR. ANDERSON: I'm talking about this county.
20 MR. BUSS: I am confident that agribusiness or
21 agriculture, agriculture would be the largest industry.
22 MR. ANDERSON: Okay. And you have animal
23 ag-production systems around this county in various forms:
24 Turkey, hogs, cattle. Am I correct to make that

1 assumption? Do you see heavy metals? Do you see bacteria
2 or whatever in your water and health hazards with the
3 existing livestock structure that you have in this county?
4 Is it your top priority health issue in this county,
5 livestock production?
6 MR. BUSS: It is a priority and a concern so far as I
7 am concerned.
8 MR. ANDERSON: What is your number one health concern
9 in this county? If I look at your health records, and what
10 is the biggest health risk in this county today?
11 MR. BUSS: Heart disease.
12 MR. ANDERSON: And is that caused by livestock
13 production or what is that caused by?
14 MR. BUSS: Old age.
15 MR. ANDERSON: So when you say the health hazards,
16 where does livestock production rank in this county on
17 those types of hazards? You made a statement -- I guess
18 really what I want to know is, of the livestock facilities,
19 the heavy metals, the issues that you brought up, do they
20 exist in this county today in your livestock structure?
21 MR. BUSS: John, really, livestock has not been so
22 concentrated as in a situation where you put 2,850 hogs or
23 5,600 hogs in an area, you know, 480 feet by 82 feet. It
24 is the concentrations that pose the danger.

1 MR. ANDERSON: So a thousand hogs this way and a
2 thousand hogs that way really don't concern you. So if it
3 was a smaller unit, you would cut it in half?
4 MR. BUSS: It was never -- we didn't have the type of
5 problems I am discussing when agricultural production was
6 disbursed. People lived in town and had a cow. It is the
7 concentrations, the livestock waste concentrations that
8 pose the threat.
9 MR. ANDERSON: What contaminants are in your
10 communities wells, drinking water today from animal
11 production? What are those concerns? Do you have heavy
12 metals there from livestock production?
13 MR. BUSS: We don't know. I mean, we don't know.
14 MR. ANDERSON: You don't know but you made a
15 statement that they put --
16 MR. BUSS: I said I would be concerned about that.
17 And antibiotics.
18 MR. ANDERSON: What kind of antibiotics are you
19 concerned with? The kind that go through the human
20 municipalities or the animal systems?
21 MR. BUSS: Well, antibiotics, the concentrations of
22 antibiotics inherent in a confined feeding operation.
23 MR. ANDERSON: What would those be? Which ones?
24 MR. BUSS: Well, you know, you start with penicillin

1 and then it involves into a lot of high-powered antibiotics
2 and that would be above my pay grade to know what we are
3 dealing with right now.
4 MR. ANDERSON: So you are commenting on topics that
5 are above your pay grade?
6 MR. BUSS: No, you asked me about topics above my pay
7 grade. I didn't comment.
8 MR. ANDERSON: So you used antibiotics and I wanted a
9 definition of that. You didn't want to answer it.
10 MR. BUSS: Well --
11 MR. FRANK: Let's move on with the question. Do you
12 have anymore questions?
13 MR. ANDERSON: I'm done.
14 MR. BUSS: I'm not the medical examiner.
15 MR. FRANK: Back here.
16 MR. STEBER: Mr. Buss, I have a two-part question.
17 MR. FRANK: Your name again.
18 MR. STEBER: Donnie Steber, S-T-E-B-E-R.
19 Are you concerned about where your next meal was
20 going to be raised and are you proposing that this would
21 just be -- facility would be moved to a different county?
22 MR. BUSS: I would like it not in my backyard. And
23 the owners felt the same way. I mean, you look at who
24 cites these. It is not local residents.

1 MR. STEBER: That wasn't my question.
2 MR. BUSS: Well that was my answer.
3 MR. STEBER: My question was, are you concerned about
4 where your next meal would come from?
5 MR. BUSS: Look at me.
6 MR. FRANK: Mr. Bowyer.
7 MR. BOWYER: Sir, the swine facility that you quoted
8 as your tax base, are you familiar with the design of that
9 facility? Is it identical to the design of this facility?
10 MR. BUSS: No, you made that distinction earlier.
11 That is a lagoon facility. It sports the most prominent --
12 most remarkable geographical feature in Dundas, a 1.5 acre
13 lagoon.
14 MR. BOYWER: And what is the age that have facility,
15 sir?
16 MR. BUSS: That facility -- the hearing with respect
17 to that facility was pre -- was pre 1999.
18 MR. BOWYER: The facilities that you mentioned in
19 North Carolina that are responsible for the contamination,
20 are they identical in design to this facility?
21 MR. BUSS: I don't know that any pre-existing
22 facilities are identical in designs of this facility.
23 MR. BOWYER: So can you --
24 MR. BUSS: The design is evolving.

1 MR. BOWYER: Can you professionally concur that the
2 design of those facilities that allow contamination and
3 disease are comparable to the design of this facility?
4 MR. BUSS: I can't comment on design features.
5 MR. BOWYER: Thank you.
6 MR. BUSS: But the concentrations, the high
7 concentrations of animals is a characteristic they have in
8 common.
9 MR. FRANK: Yes.
10 MR. CASAROTTO: Okay. You got swine flu. You got
11 the bird flu. Okay. Where does those diseases come from?
12 Let's say, third world countries. Now do they have
13 confined feeding operations or are those animals in the
14 city? That is my question.
15 MR. BUSS: I don't know.
16 MR. CASAROTTO: They are in the city. They are not
17 confined feeding operations.
18 MR. FRANK: Are there other questions.
19 Thank you very much.
20 MR. BUSS: Thank you.
21 (Witness Buss excused)
22 MR. FRANK: Next we have Don Kincaid.
23 MR. KINCAID: Don Kincaid, K-I-N-C-A-I-D.
24 DON KINCAID

being first duly sworn, testified and was examined as follows:

MR. KINCAID: I just want to make a statement. We have land less than a quarter mile from this and I am like a few of the other guys here. I don't want it in my backyard. I have two houses within, maybe, a little over a quarter mile. I don't think that is going to help my property value very much. And I am very much against it.

I hope the young man can find another place for his operation. That is all I want to say.

MR. FRANK: Are there questions for this witness.

Thank you very much.

MR. KINCAID: Thank you.

(Witness Kincaid excused)

MR. FRANK: Next we have Les S-L something from Sumner?

MR. SLUNAKER: I just want to relinquish my speech because my concerns against this facility have been expressed.

MR. FRANK: Okay. Thank you.

Next we have Urie Brenneman.

MR. BRENNEMAN: Our concerns were mostly addressed, I think, about the school and the children going there.

MR. FRANK: Okay.

MR. CASAROTTO: Can we still ask him a question?

MR. FRANK: Pardon.

MR. CASAROTTO: Can we still question him even though he is not going to say anything about the school?

MR. FRANK: Do you want to be asked some questions?

MR. BRENNEMAN: I don't care, yeah.

MR. FRANK: Come on up.

URIE BRENNEMAN

being first duly sworn, testified and was examined as follows:

MR. FRANK: Are there questions for Mr. Brenneman?

MR. CASAROTTO: Urie, do you live near a confined feeding operation?

MR. BRENNEMAN: Not real close. Well, there is that one be a little over a mile.

MR. CASAROTTO: Just a mile away?

MR. BRENNEMAN: Just on the other side of you there, yeah.

MR. CASAROTTO: Do you have -- do you raise animals?

MR. BRENNEMAN: Yeah.

MR. CASAROTTO: What kind of fertilizer do you use for your crops?

MR. BRENNEMAN: Turkey litter.

1 MR. CASAROTTO: Turkey litter. Does that come from a
2 confined feeding operation?
3 MR. BRENNEMAN: I think so. You deliver or spread
4 it.
5 MR. CASAROTTO: That is all I got. Thank you, Urie.
6 MR. FRANK: Are there other questions for Mr.
7 Brenneman?
8 Mr. Gay.
9 MR. GAY: Tell me if I'm wrong, but you're biggest --
10 one of the biggest concerns is the children walking up the
11 gravel roads. I mean, there is no walkways or anything for
12 the children and you are concerned -- one of your bigger
13 concerns is for the children that is going to be walking
14 down the gravel roads, is that right?
15 MR. BRENNEMAN: Ours are mostly be using the horse
16 and buggy.
17 MR. GAY: Be the horse and buggy?
18 MR. BRENNEMAN: So we are going to have and we want
19 to have a safe horse, you know, so that -- but there is
20 still no telling. A horse is still an animal.
21 MR. GAY: That is true. That is true.
22 MR. FRANK: Mr. Pool.
23 MR. POOL: Is this true that this photo here is a
24 picture of the school being constructed within a quarter

mile of the proposed livestock facility?

MR. BRENNEMAN: Yes.

MR. POOL: It will be part of my written testimony.

MR. FRANK: Okay.

Mr. Goetsch.

MR. GOETSCH: Do you have an estimated number of people or number of children that will be attending that school at any one time?

MR. BRENNEMAN: It will be 11 for this coming term.

MR. GOETSCH: Okay. And what would -- I was trying to think of the right way to ask the question.

The capacity that you have designed the school for, I mean, is it, like, designed for 16; is it designed for 25 --

MR. BRENNEMAN: 24.

MR. GOETSCH: Thank you.

MR. FRANK: Yes.

MR. CASAROTTO: Matt Casarotto.

The buggies, the horse and buggies, do they have lights and slow-moving-vehicle signs.

MR. BRENNEMAN: We do have the slow-moving-vehicle signs on them.

MR. CASAROTTO: Okay. Do --

MR. BRENNEMAN: Not all of them do have the lights.

1 MR. CASAROTTO: Is there an age limit where, let's
2 say, I know I don't want my 8 year old getting in one and
3 driving it, but is there an age limit where the kid is old
4 enough to drive it, you know, more capable of handling the
5 horse so they don't run in front of the semi or --
6 MR. BRENNEMAN: There are some that are more capable,
7 yes. But I don't know that there is really any that we
8 feel is responsible, yeah.
9 MR. CASAROTTO: Okay. Thank you.
10 MR. FRANK: Go ahead back here.
11 MR. STEBER: Donnie Steber, S-T-E-B-E-R.
12 Is there any law, Urie, that states how old a child
13 can be before he does take this horse and buggy to school?
14 I mean, we have --
15 MR. BRENNEMAN: Not that I know of.
16 MR. STEBER: We have laws for driving.
17 MR. FRANK: Are you through?
18 MR. STEBER: Yes.
19 MR. FRANK: Okay. Over here.
20 MR. WEILER: Bill Weiler, W-E-I-L-E-R.
21 Your concern, then, is mostly centered around the
22 safety of the children, not the environmental impact or the
23 odor that the facility may cause?
24 MR. BRENNEMAN: More so, yes.

1 MR. WEILER: More involving the safety of the
2 children?
3 MR. BRENNEMAN: Yes.
4 MR. WEILER: Are you aware of what time of day these
5 trucks typically would run on these roads?
6 MR. BRENNEMAN: I have no idea.
7 MR. WEILER: What time of day do your children
8 typically go to school and return from school?
9 MR. BRENNEMAN: The school starts at quarter to 9, so
10 it would be before that, and then leaves out at 3.
11 MR. FRANK: Mr. Bowyer.
12 MR. BOWYER: Mark Bowyer, B-O-W-Y-E-R.
13 Sir, do your children or any of you, for that matter,
14 that currently travel these roads, do you encounter any
15 issues with the turkey farm feed trucks that frequently
16 travel those roads? Have you had any issues from a safety
17 standpoint with those?
18 MR. BRENNEMAN: I don't know that any of those travel
19 any of those roads.
20 MR. BOWYER: They don't travel the County Line Road
21 right there?
22 MR. BRENNEMAN: Not right there, no.
23 MR. FRANK: Mr. Gay.
24 MR. GAY: Yes, it is not only concerning the

1 children, but when the truck is going down a gravel road,
2 puts on its brakes, takes a long way to stop. And if it is
3 going to hit that buggy, would you say that is going to do
4 a little more damage than if he hit a car? I would say,
5 would you agree, that if a horse and buggy with a family
6 going down a gravel road gets hit by a truck, would you say
7 the chances of survival would be zero percent chance?
8 MR. BRENNEMAN: No. No.
9 MR. GAY: But there is no devices on that buggy. It
10 is just an open buggy going down the road.
11 MR. BRENNEMAN: Yeah.
12 MR. GAY: Has a slow emblem on the back. Most truck
13 drives coming off of the highway or city, would you say
14 that they probably don't know what that means?
15 MR. BRENNEMAN: They should.
16 MR. GAY: They should.
17 MR. BRENNEMAN: If they are out driving, they should.
18 MR. FRANK: Yes, sir.
19 MR. YODER: Clarence Yoder, Y-O-D-E-R.
20 Urie, can I tell you that my wife was in an accident
21 where a car hit a buggy about 7 years ago. Car hit the
22 buggy at 95 miles an hour. Estimated speed of the car was
23 92 miles an hour at the impact, 250 feet of skid marks
24 before impact, 150 feet after impact with an estimated

1 speed of 92 miles an hour at impact. My wife walked out of
2 it with bumps and bruises. The buggy exploded. The buggy
3 is not a car. A car is built a lot more solid than a
4 buggy. It was a lower car. It hit the back end. The
5 buggy exploded. A witness said the parts of buggy flew to
6 the height of the electric lines. Everybody was laying on
7 top of the skid marks where the car went underneath. There
8 was more injuries than just my wife, but my wife walked out
9 of it with bumps and bruises.
10 MR. FRANK: Are there other questions for Mr.
11 Brenneman.
12 Thank you very much.
13 (Witness Brenneman excused).
14 MR. FRANK: Last we have Mark Bowyer.
15 MR. BOWYER: Mark Bowyer, B-O-W-Y-E-R.
16 MARK BOWYER
17 being first duly sworn, testified and was examined as
18 follows:
19 MR. BOWYER: As most of you can probably tell where
20 my stance is on this issue. Personal friend with Mr.
21 Dickirson. I have known Loren for some eight to ten years
22 now. Reside in rural Lawrence County, a stone's throw from
23 Richland County, but we do reside on the Lawrence County
24 line.

1 I wasn't as prepared as Mr. Casarotto. I did not
2 bring a topographical map, but my house -- my family's home
3 that we recently purchased in the last five years is very
4 much similar to Mr. Casarotto's. Sits in very direct
5 contact with a current Maschhoff production facility. The
6 facility that I reside -- it is just a shade over a quarter
7 of a mile. The facility that I reside next to is 2,880
8 animal units. The facility that Mr. Dickirson is proposing
9 is some 1,100 animal units. So needless to say, the
10 facility I live in is more than double the size of the
11 facility that Mr. Dickirson is proposing.
12 I have two teenage daughters, 15 and 17 year old.
13 The 17 -- I am sorry 18, pardon me. She just turned 18 a
14 few weeks ago. Needless to say, she drives and is very
15 active. And we see the truck traffic. We know the truck
16 traffic is there. But taking a little personal
17 responsibility -- it is our responsibility to share those
18 roads with those trucks. Those trucks come in and out at
19 all hours of the day and night and we haven't had any
20 issues with the trucks. I know Mr. Young that owns the
21 facility is very responsible and works very well with the
22 road commissioners and all involved. And needless to say,
23 our roads are very passable. I cannot leave my house
24 without crossing at least a mile and half of gravel and one

1 of those is the direct route that those trucks take to get
2 in and out of Mr. Young's facility.
3 As to address the water issue, again Mr. Young's
4 facility is 2,880 animal units. It sits up on a hill
5 actually above my facility, or above my home, and they do
6 knife and inject manure all around my home as the ground
7 that actually surrounds my house belongs to Mr. Young's
8 brother and they do apply manure there on a regular basis.
9 I have my well tested much like Mr. Casarotto's and I have
10 no issues with ground water contamination. My family lives
11 and drinks that water just the same as many others that
12 live near and around the swine facility.
13 I would speak on behalf of Mr. Dickirson. I think it
14 is fantastic that Loren is trying to stay involved in
15 agriculture. You know, for some of you older folks, it may
16 not be a real concern or real issue three or forty years
17 from now where your food is going to come from. But
18 personally, I am concerned about it. I like to eat and I
19 am worried about who is going to raise the food and who is
20 going to do it safely, environmentally and economically so
21 I can feed my family the same as all of you must every day.
22 Thank you.
23 MR. FRANK: Are there questions for this witness.
24 Yes, sir.

1 MR. GAY: What do you do for a living?
2 MR. BOWYER: Pardon me?
3 MR. GAY: What do you do for a living?
4 MR. BOWYER: I work in swine production.
5 MR. FRANK: Mr. Pool.
6 MR. POOL: How long has this 2,800 animal unit
7 facility been by your well?
8 MR. BOWYER: The facility was built, if I am not
9 mistaken, seven years ago.
10 MR. POOL: Do you believe that the contamination of a
11 well is instantaneous or that it can happen over time?
12 MR. BOWYER: I have owned the property five years. I
13 had the well tested prior to moving in and I have had the
14 well tested periodically and I have no issues.
15 MR. POOL: I will repeat my question. Do you believe
16 that the contamination --
17 MR. BOWYER: I'm not an expert on water.
18 MR. FRANK: One person speaks at a time.
19 MR. BOWYER: I am not an expert on water. I do what
20 I need to do to ensure the safety of my well for my
21 family's well-being.
22 MR. POOL: How do you ensure that safety?
23 MR. BOWYER: By having the well tested through the
24 Department of Health.

1 MR. FRANK: Matt.
2 Just a quarter mile from said facility not, okay, I
3 believe there is an older farm that has been raising hogs
4 there for, I am guessing, 25 or 30 years. But you have had
5 your well tested and nothing has happened.
6 MR. BOWYER: I have no issues. And to elaborate on
7 Mr. Casarotto's comment, besides the Maschhoff production
8 facility that is located due south of my house, due south,
9 less -- just a shade over a quarter of a mile, we have no
10 issues with odor, dust, or any other contaminate, there is
11 another facility south and west of my house between a
12 quarter and a half mile and it is an old facility. I have
13 only lived in the county a shade over ten years and I am
14 not certain how long that facility has been in existence,
15 but it is a older style, older design, type facility. It
16 is a deep-pit containment. And we have no issues with
17 either one of them. Like I said, they apply manure all
18 around my house when conditions are acceptable and we have
19 no issues with odor or contamination.
20 MR. FRANK: Yes.
21 MR. STEBER: Donnie Steber, S-T-E-B-E-R.
22 Is the facility that is south and west of you in
23 Richland County?
24 MR. BOWYER: Yes, it is. Correct. And I am not

1 familiar with how many animal units it is, but it is
2 smaller than the Maschhoff production facility due south of
3 me. But yes, it does exist in Richland County.
4 MR. FRANK: Other questions?
5 State your name again, please.
6 MS. HANER: My name is Diane Haner. And I want to
7 know how many jobs do you think your facility produces?
8 MR. BOWYER: I don't own a facility, ma'am.
9 MS. HANER: All right. Their facility might produce
10 off the farm?
11 MR. BOWYER: I can't speak to that, ma'am. That is
12 not my business.
13 MS. HANER: What quality jobs? Would they be $50,000
14 per year jobs or $20,000 per year jobs? That is what I
15 want to know.
16 MR. BOWYER: Ma'am, I can't speak to that. I don't
17 own the facility. I have nothing to do with the management
18 of that facility. I simply reside next to it willfully --
19 MR. FRANK: One person at a time.
20 MS. HANER: You don't own it and you don't work
21 there?
22 MR. BOWYER: Correct. I live next to it. I
23 willfully bought the property five years ago right beside
24 it and have lived there and enjoy my country lifestyle.

1 MR. FRANK: Other questions.
2 Thank you, sir.
3 (Witness Bowyer excused)
4 MR. FRANK: Is there anyone else who would like to
5 provide oral testimony?
6 Yes, sir?
7 MR. WILSON: Jeff Wilson, W-I-L-S-O-N.
8 MR. FRANK: And you are from where?
9 MR. WILSON: Dundas, Illinois.
10 MR. FRANK: Where?
11 MR. WILSON: Dundas, Illinois. Preston Township,
12 Richland County.
13 JEFF WILSON
14 being first duly sworn, testified and was examined as
15 follows:
16 MR. WILSON: I didn't come tonight prepared to make
17 comments. I had some thoughts in my mind that, depending
18 on how the discussion went, I felt compelled to share.
19 I am going to start off by saying, for those of you
20 who know me or don't know me, I am a banker here in town.
21 I serve on the Richland County Development Corporation and
22 have for collectively over 10 years. I am a local school
23 board member of the Richland Community Unit No. 1 School
24 district. Been president of the Richland County Farm

Bureau. I have been active in our community my whole career. The views I have are my own that I am going to say tonight. They don't represent any organizations. My views are my own and they are not that of any of these organizations that I am a part of or that I represent.

Most importantly, I am a taxpayer in this community. I'm a father. I'm a grandfather. I'm a property owner.

I live two miles west of Dundas sandwiched right between the hog operation on top of Onion Hill and the hog operation that is about a mile west off of 130, about a mile and half south of Dundas. That operation is a mile and a quarter southeast of me. The one -- the one on Onion Hill is two miles west of me. The one on Onion Hill has been there as long as I have lived there and I have lived there my whole life and I am 54, or I will be this fall.

Probably maybe two days out of year I have caught whiff of that operation when they have applied manure. In the situations it wasn't the best. They have been good neighbors. And I would hope that Mr. Dickirson will be a good neighbor as well.

This is the first time I have ever seen this young man. I know his grandpa, but I don't know Mr. Dickirson from Adam, but he has a responsibility to be a good neighbor in this community through the livestock operation.

1 I think it is possible for a livestock operation and
2 a residence to coexist in close proximity if people are
3 cooperative and if you use some common sense in the way
4 they manage their affairs.
5 I think the issue of water quantity, I can see where
6 that is a concern for you, sir, and I would hope that you
7 can explore other avenues to where you make sure you don't
8 drain the water aquifer from the neighbors around you
9 because that is a -- I have a cattle operation, as well. I
10 forgot to say that. Purebred Angus operation. Not a big
11 operation. 40 cows. Where I live at, I have got cows
12 within 150 foot of my bedroom every night of the winter.
13 So livestock is part of my life, obviously.
14 I think Richland County needs a tax base. This man
15 needs a way to make a living. I would hope that, if my son
16 chose this course, that he would have the right and the
17 opportunity to use the land that we own to pursue that if
18 he is going to do it in a legally responsible way within
19 all of the parameters that is set forth by our state, you
20 know.
21 And with regard to the fertility, I am curious, you
22 never mentioned. Are you going to use variable rate
23 technology in applying your manure?
24 MR. DICKIRSON: No, I am not.

1 MR. WILSON: The capability exists to use variable
2 rate technology today to apply livestock waste, where you
3 test the content of the livestock waste you are applying
4 and you utilize it and apply it according to the needs of
5 the field you are putting it on based upon the yield that
6 come off of it. There are some very responsible ways to
7 utilize this waste in such a fashion that it doesn't
8 create, I think, some of the concerns that Walter talked
9 about.
10 My hope is, that as a community, we can approach this
11 discussion civilly and come to a conclusion that meets
12 everybody's concerns legitimately without imposing on
13 anybody too much.
14 Questions.
15 MR. FRANK: Are there questions?
16 Yes, Matt.
17 MR. CASAROTTO: Matt Casarotto.
18 You said you are a banker. What other avenues are
19 there for a young adult inspiring to farm would you have
20 besides getting all of the ground gave to you?
21 MR. WILSON: My ag teacher one time said and I will
22 always remember this, you have to either marry it or
23 inherit it.
24 Said a different way, if you are trying to get

1 established as a young farmer today, if you don't have the
2 benefit of a dad who can sit you up or a father-in-law who
3 can set you up, you're going to have to take a job off the
4 farm; your wife is probably going to have to work off the
5 farm for a while -- when I say for a while, ten years,
6 fifteen years, perhaps.
7 So an intensive livestock operation provides an
8 alternative to that, if that is what that family chooses to
9 pursue.
10 MR. WILSON: Your cattle operation, is that something
11 you did whenever you were young, first married, growing up?
12 Did that help supplement your --
13 MR. WILSON: I was born and raised milking jerseys.
14 Don't milk them Angus, I can tell you that.
15 MR. CASAROTTO: At least not the bulls, right?
16 MR. WILSON: Try not to. They don't like that.
17 Livestock has always supplemented my family's income
18 in some way or another. Sometimes better than others, but
19 some way or another, yes.
20 When I was growing up, it was the primary source of
21 my family -- my mom and dad's revenue. We didn't have much
22 farmland so. Me and Mom and Dad and sixty jerseys knew how
23 to get along real well together.
24 Donnie.

1 MR. FRANK: Mr. Steber.
2 MR. STEBER: Mr. Wilson, I believe that the -- to
3 clarify the answer, the variable rate technology, we
4 probably answered that question wrong. We do not just go
5 out and dump a bunch of manure on the ground. It is -- the
6 manure is tested. You are able to put on what the crop
7 will take up for the first year, correct?
8 MR. MASCHHOFF: Correct.
9 MR. FRANK: In the back.
10 MR. SLUNAKER: Junior Slunaker, S-L-U-N-A-K-E-R.
11 On this variable rate --
12 MR. FRANK: Sir, are you asking Mr. Wilson a
13 question?
14 MR. SLUNAKER: Well, basically, about the variable
15 rate.
16 MR. FRANK: Mr. Wilson is on the hot seat right now.
17 MR. WILSON: I'll field them. If I can't answer it,
18 I will tell you.
19 MR. SLUNAKER: On the variable rate, how is that
20 considered? 3.3 grid, 2. grid?
21 MR. WILSON: Junior, what I am familiar with is two
22 and half acre grid.
23 MR. SLUNAKER: Two and half acre grid?
24 MR. WILSON: Yeah. For the group's knowledge or

1 reference, my nephew has worked in variable rate technology
2 for 15 years. Pretty much been a leader in his industry in
3 the state. So my brother's farm has actually been a guinea
4 pig farm for all of the things they have tried to do over
5 the last 15 years. So we have got to see firsthand what
6 they are able accomplish.
7 MR. SLUNAKER: Whether the are running on a 2. grid
8 following with soil testing and that many gallon applied
9 per that grid?
10 MR. WILSON: Yeah. And they have not -- my brother
11 doesn't have a livestock operation, but Jeremy has told me
12 about what they are doing in Illinois and, particularly, in
13 the dairy states in the north. They are doing a lot of
14 this in Wisconsin, Minnesota where there is a lot of
15 affluent that has to be dealt with and dealt with
16 responsibly.
17 MR. FRANK: Other questions?
18 Mr. Bowyer.
19 MR. BOWYER: Mark Bowyer, B-O-W-Y-E-R.
20 Mr. Wilson, I don't want to back you into a corner,
21 but from a professional --
22 MR. WILSON: I've been backed into corners before.
23 MR. BOWYER: From a professional perspective as a
24 banker, if a young man comes to you with this opportunity

1 and has all of his ducks in a row, what are your comments?
2 What are your thoughts on that from the banking
3 perspective?
4 MR. WILSON: We are going to look at any opportunity
5 for a young person, when they demonstrate the work ethic,
6 the character, the financial stability, and the ability to
7 repay the debt, we are going to try our best to find a way
8 to work with the situation. We know that agriculture is a
9 big part of our future as a community, as a bank. And the
10 bank I work for is one of the top 100 ag banks in the
11 nation today. It is a big thing for us.
12 MR. BOWYER: Do you have any personal -- do you have
13 any personal -- what is the word I am looking for --
14 experience with working with production partner
15 Maschhoff?
16 MR. WILSON: Not with Maschhoffs, I don't. I do with
17 some of their competitors. Favorable experience as well.
18 There is some good alternatives for livestock producers to
19 look at today.
20 MR. FRANK: Other questions.
21 Mr. Pool.
22 MR. POOL: I believe a man should be able to do
23 whatever he wants on his own property until he starts
24 affecting his neighbors. As a banker and a member of the

1 Richland County Development Corporation, do you think a man
2 should have the right to engage in a economic opportunity
3 when it has a negative economic impact on the surrounding
4 businesses?
5 MR. WILSON: I think, Eric, you got to look at it in
6 the context of what's determined as legal within that
7 community.
8 Now, we don't have zoning in this community, as you
9 know. So it is my opinion that when somebody chooses to
10 situate next to me and do something, they do so knowing
11 that I have got the right to do with my property whatever I
12 want to as the law exists now. If they are going to choose
13 to live in that rural area and want part of that quality of
14 life, that is one of the things that they have to accept.
15 So while -- as I told you, I think what you are doing
16 is important for our community and I would hope that this
17 thing doesn't jeopardize what you are doing, because we
18 need tourism in this community because it brings dollars to
19 us.
20 This thing is going to bring dollars to us as well,
21 though. And I would hope that we can coexist. I think we
22 can and I think we need every tax dollar we can find.
23 Incrementally, this may not be as much as a house, but it
24 is still $1,400 that is going to come into our tax base for

1 the county, the schools, fire districts.
2 MR. POOL: Are you aware that Berryville Vineyards
3 will not be retaining as much wine on site which generates
4 taxes for the county, but instead will be forced to
5 wholesale more wine, which generates no taxes for the
6 county. Are you aware of that?
7 MR. WILSON: I wasn't aware of that, Eric, no. Do
8 you know that to be the case yet, though, I guess I would
9 ask?
10 MR. POOL: Yes, sir.
11 MR. WILSON: Okay. Regret to hear that.
12 MR. FRANK: Mr. Steber?
13 MR. STEBER: Donnie Steber, S-T-E-B-E-R.
14 Jeff, do you know why we don't have zoning in
15 Richland County?
16 MR. WILSON: I would assume because our County Board
17 has never seen it necessary to pass it. It is not needed
18 in our community. It has not been needed in this
19 community, I guess, over the years. Not this County Board
20 or any other county board, for that matter.
21 MR. FRANK: Other questions?
22 MR. WILSON: I guess we have chosen to coexist.
23 MR. FRANK: I see none. Thank you very much.
24 (Witness Wilson excused)

1 MR. FRANK: Last call. Anyone else who would like to
2 provide oral testimony.
3 Okay. I see none.
4 This concludes the oral testimony phase.
5 Is there any written testimony that would like to be
6 offered at this time.
7 I am going to enter into the record as Exhibit
8 Number 4 the oral testimony sign-in sheet.
9 And I will enter into the record as Exhibit Number
10 5 the attendance sign-in sheet.
11 Now, for other written testimony.
12 MR. CLODFELTER: Ernest Clodfelter on behalf of Mary
13 Jane Shick.
14 MR. FRANK: Okay. Mr. Clodfelter, and this would be
15 Exhibit Number 6. Entered into the record as Exhibit
16 Number 6 is the letter from Mr. Clodfelter on behalf of
17 Mary Jo Shick.
18 Is there other?
19 Entered into the record as Exhibit Number 7 is a
20 letter signed by the school board members, building
21 committee members, and minister. And this is from the
22 Sumner Amish School that we talked about earlier this
23 evening.
24 Anyone else?

Mr. Pool.

MR. POOL: I have testimony to submit, several pages.

MR. FRANK: Entered into the record as Exhibit Number 8 are several pages from Mr. Eric Pool.

MR. CASAROTTO: Matt Casarotto. My map.

MR. FRANK: Matt Casarotto. Entered into the record as Exhibit Number 9 is a map from Matt Casarotto.

Entered into the record as Exhibit Number 10 is a letter signed by Annette Sherman?

Entered into the record as Exhibit Number 11 is a letter signed by Tim Dressen and Debbie Dressen. That is spelled D-R-E-S-S-E-N, Tim and Debbie, D-E-B-B-I-E.

Anyone else? Any other written testimony.

I see no more.

Are there any closing comments from the Facility?

MR. DICKIRSON: I would like to thank everyone for coming. I hope this was educational and informative. I hope your views have changed in my favor, but I know they are not all going to be that way.

Thank you for coming and voicing your opinion.

MR. FRANK: Thank you, Mr. Dickirson.

Any closing comments from the Department?

MR. GOETSCH: I gave mine away. No, I would just like to thank everyone for coming as well. And certainly,

1 we will take your comments into consideration. Certainly
2 the County Board will. And we look forward to seeing their
3 recommendation to us.
4 I always think that the biggest value that we get
5 from these meetings is maybe not whether the County Board
6 says yes or no, but it is the reasons that the County Board
7 gives us. When the County Board tells us that maybe this
8 particular criteria they had concerns about, or this
9 particular criteria, it gives us guidance and it provides
10 us information that we wouldn't normally have because we,
11 you know, aren't in this community every day.
12 So we really appreciate this opportunity and we look
13 forward to getting their recommendation as we move through
14 this process.
15 Thank you so much and back to you.
16 MR. FRANK: Thank you.
17 As I mentioned earlier, a copy of the transcript will
18 be provided to the County Board. For others desiring a
19 copy, the transcript will be available by contacting the
20 court reporter.
21 Thank you for your attendance here this evening.
22 This public informational meeting is hereby closed.
23 (Meeting concluded at 9:15 p.m.)
24

1 STATE OF ILLINOIS)
2) SS
3 COUNTY OF COLES)
4 I, JOYCE LAWRENCE, CSR# 84-1716, for the State of
5 Illinois, do hereby certify that the aforementioned public
6 meeting was taken by me in stenograph notes; that I was
7 authorized to and did report said public meeting in
8 stenotype and that the transcript is a true and correct
9 transcription of my shorthand notes of said public meeting.
10 I further certify that said public meeting was
11 taken at the time and place hereinabove set forth and that
12 the taking of said public meeting was commenced and
13 completed as hereinabove set out.
14 I further certify that I am not counsel for nor
15 in any way related to any of the parties, nor am I in any
16 way interested in the outcome thereof.
17
18
19 _____
20 Joyce D. Lawrence
21 Certified Shorthand Reporter
22 Registered Professional Reporter
23 State of Illinois CSR License #84-1716
24

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June 5, 2012

EXHIBIT 1

Illinois Department of Agriculture
Attn: Brad Beaver
Bureau of Environmental Programs
PO Box 19281
Springfield, IL 62794-9281

Dear Mr. Beaver:

I am writing as an authorized agent acting on behalf of client Loren Dickirson with regard to the proposed swine facility. I would like to withdraw the previously submitted Notice of Intent, due to landowner mailing date being expired, and would like to replace it with the new Notice of Intent. Please see the following enclosed application form for approval:

1. Notice of Intent to Construct

Please copy me on all communications regarding the proposed facility. Send documents to patrick.maschhoff@pigsrus.net or fax to 1-866-571-4887. If you have any questions or concerns regarding this matter, please contact me at any time.

Sincerely yours,

Patrick Maschhoff

Patrick Maschhoff
Maschhoff Environmental, Inc
7475 State Route 127
Carlyle, IL 62231
Ph: 1-618-594-2125 ext. 336
Email: patrick.maschhoff@pigsrus.net

Enclosures:
NOITC

CC: Loren Dickirson

RECEIVED
JUN 05 2012
Dept. of Agriculture
Livestock Waste Program

Illinois Department of Agriculture

NOTICE OF INTENT TO CONSTRUCT

APPLICATION FORM

Pursuant to the Livestock Management Facilities Act (510 ILCS 77/1 et seq.) (we), the undersigned, do hereby file with the Illinois Department of Agriculture a Notice of Intent to Construct a Livestock Management Facility or Livestock Waste Handling Facility as follows:

A) Legal description of the land on which the livestock facility will be constructed —

Quarter-Quarter	Quarter	Section	Township	Range	P.M.
Example: NE	*NW*	*19*	*12-North*	*3-West*	*3rd*
NE	SE	1	2-North	14-West	2nd

County Name Richland

B) Name(s) and addresses of the facility and owner(s) or operator(s) of the facility —
(Please check the appropriate box to indicate the address for mailing correspondence.)

☐ Facility Name Loren Dickirson

Facility Address None Exists
(Specify the actual facility address, if one exists.)

City, State, Zip Sumner, IL 62466

Telephone None Exists

☑ Owner or Operator Name Loren Dickirson

Address 3643 Fillmore Ln

City, State, Zip Sumner, IL 62466

Telephone 618-263-2799
(ATTACH ADDITIONAL SHEETS IF NECESSARY)

C) Type and size of the facility and number of animal units —

☑ Proposed facility is an entirely new facility

☐ Proposed facility is an expansion of an existing facility
- ☐ Expansion classifies facility as a "New Facility"
- ☐ Expansion does not classify facility as a "New Facility"

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Dept. of Agriculture
Livestock Waste Program

IMPORTANT NOTICE: This state agency is requesting disclosure of information that is necessary to accomplish the statutory purpose as outlined under the Livestock Management Facilities Act (510 ILCS 77*et seq.*). Failure to provide this information shall prevent this form from being processed. This form has been approved by the State Forms Management Center.

IL 406-1596 (1-02)

** *"New Facility"- means a livestock management facility or a livestock waste handling facility the construction or expansion of which is commenced on or after May 21, 1996 (the effective date of the Livestock Management Facilities Act). Expanding a facility where the fixed capital cost of the new components constructed within a 2 year period does not exceed 50% of the fixed capital cost of a comparable entirely new facility shall not be deemed a new facility as used in the Livestock Management Facilities Act.*

ANIMAL UNITS (based on the maximum design capacity of the facility):
(CHECK AND COMPLETE ALL THAT APPLY)

Number of Existing Animal Units *(if applicable)* = 0

Number of Proposed Additional Animal Units:

	# of Head Units	x	Animal Unit Factor	=	# of Animal
❒ Beef		x	1.0	=	
❒ Milking dairy		x	1.4	=	
❒ Dairy (young stock)		x	0.6	=	
❒ Laying hens or broilers		x	0.005	=	
❒ Laying hens or broilers (w/ continuous overflow watering)		x	0.01	=	
❒ Laying hens or broilers(w/ liquid manure handling systems)		x	0.03	=	
❒ Sheep		x	0.1	=	
☑ Swine (>55lbs)	2830	x	0.4	=	1132.2
☐ Swine (<55lbs)		x	0.03	=	
❒ Turkeys		x	0.02	=	
❒ Ducks		x	0.02	=	
❒ Horses		x	2.0	=	
❒ Other:		x		=	

Number of Proposed Additional Animal Units = 1132.2

Total Number of Animal Units = 1132.2
(existing + proposed additional)

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Dept. of Agriculture
Livestock Waste Program

C) Type and size of the facility and number of animal units (continued) —

TYPE OF PROPOSED LIVESTOCK MANAGEMENT FACILITY:

(CHECK ALL THAT APPLY)

- ☐ Breeding
- ☐ Gestation
- ☐ Farrowing
- ☐ Nursery
- ☐ Grower
- ☑ Finisher
- ☐ Freestall Barn
- ☐ Feed Lot / Yard
- ☐ Milking Parlor
- ☐ Other: _____

TYPE OF PROPOSED LIVESTOCK WASTE HANDLING FACILITY

(CHECK ALL THAT APPLY):

- ☑ Waste storage structure under building (pit storage structure)
- ☐ Above-ground waste storage structure
- ☐ In-ground waste storage structure
- ☐ Earthen lagoon
- ☐ Runoff holding pond
- ☐ Other: _____

** *A construction plan of each waste handling structure with design specifications of the structure noted as prepared by or for the owner or operator must also be submitted to and approved by the Department prior to the commencement of construction.*

EXISTING AND PROPOSED FACILITY SIZE:

(list the size of each building or structure, by facility type) *(specify "proposed" or "existing")*

Example: Farrowing building with concrete under building pit (proposed) – 40 feet x 80 feet x 8 feet deep
Finishing building with shallow pit to a lagoon (existing) – 300' x 100' x 2' deep
Earthen Lagoon (existing) – 400 feet x 360 feet x 10 feet deep

Status		Phase	W (ft)	L (ft)	D (ft)	Swine >55 lbs	Waste Handling System
Proposed	Barn 1	Wean - Finish	81'	225'	8'	2830	Underfloor Deep Pit (8 ft)
					Totals	2830	
					AU Factor	0.4	
					Total AU	1132	

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D) Names and addresses of the owners, including local, State and federal governments, of the property located within the setback area (both the residence and populated area setback areas) — *** Applicable only to facilities which meet the definition of a "new facility"*

(LIST HERE AND/OR ATTACH ADDITIONAL SHEETS AS NECESSARY)

Please refer to Attachments A & B

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E) Distance to the nearest town, residence, occupied residence, non-farm business, and common place of assembly —

Town	Berryville (name)	12,800	feet
Residence	Mervin & Ruth Peachey (name)	1,400	feet
Occupied residence	Mervin & Ruth Peachey (name)	1,400	feet
Non-Farm business	Shady Grove Grocery (name)	3,500	feet
Common place of assembly	Gilead Presbyterian Church (name)	3,030	feet

F) Map or sketch showing the proposed facility and setbacks —
(CHECK ALL THAT APPLY)

All Facilities

☑ Plat Map, ☑ Topographic Map or ☐ sketch attached.

Please refer to Attachment C (Plat Map) & Attachment D (Topographic Map)

☑ Locations of ***all*** residences, populated areas, non-farm businesses and common places of assembly within or near the setback boundaries have been clearly identified on the map or sketch.

Please refer to Attachment E (Setback Map)

"New Facilities"

☑ Setback distances (both residence and populated area setback distances) have been clearly identified on the map or sketch or in the case of an existing facility, the distances between the proposed construction and the existing facility as well as the distance to nearest residences has been identified.

Please refer to Attachment E (Setback Map)

"Expansion Facilities"

☐ Plot plan depicting all existing and proposed structures. Plot plan also indicates: the distance from the proposed structure(s) to the existing structure(s), the distance from proposed structure(s) to the owner/operator's residence (if on site), the distance from the proposed structure(s) to the nearest non-owned residence.

G) A statement identifying whether a request for decrease in setbacks, pursuant to *(510 ILCS 77/35 (g))*, has been sought and whether the request has been granted or denied —
(CHECK ALL THAT APPLY)

☑ No request for a setback decrease has been sought.

☐ A request(s) for a setback decrease is being submitted to the Illinois Department of Agriculture.

❒ Waiver(s) attached
❒ Waiver(s) not attached

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☐ A request for a setback decrease has been submitted to the Illinois Department of Agriculture and no action relative to its acceptance or denial has been received.

☐ A request for a setback decrease has been submitted to the Illinois Department of Agriculture and has been granted by the Department.

H) Property-owner notification

Within 10 calendar days after receipt of the Department's acknowledgment of setback compliance, owners or operators of "new" livestock management or "new" livestock waste handling facilities ***not subject to the public informational meeting process*** are required to mail by certified mail, return receipt requested, a copy of the complete notice of intent to construct to the owners of the property located within the setback areas.

Within 10 calendar days after receipt of the Department's notification that all information concerning the notice of intent to construct is complete, owners or operators of "new" livestock management or "new" livestock waste handling facilities ***subject to the public informational meeting process*** are required to mail by certified mail, return receipt requested, a copy of the complete notice of intent to construct to the owners of the property located within the setback areas.

Sincerely,

Patrick Maschhoff
Authorized Agent *(PRINTED)*

Patrick Maschhoff
Signature of Authorized Agent

6/5/12
Date

Environmental Services Manger
Title

Maschhoff Environmental Inc.

Questions relative to the filing of Notices of Intent to Construct may be directed to the Illinois Department of Agriculture at 217/785-2427 (Voice/TDD).

Completed forms and all documentation should be submitted to:

Livestock Waste Program, Illinois Department of Agriculture, Bureau of Environmental Programs, P.O. Box 19281, Springfield, Illinois 62794-9281

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Livestock Waste Program

Attachment A

	Landowners Within Setbacks					
	Code	**Sec**	**Twn**	**Rng**	**Owner Full Name**	**Address**
Lawrence County	**Pink-1**	6	2N	13W	Ralph Hasewinkle	493 Madison Ln Sumner, IL 62466
	Green-2	6	2N	13W	William Hasewinkle	4150 Ridgley Rd Sumner, IL 62466
	Blue-3	6	2N	13W	Mervin and Ruth Peachey	Rt 1 Box 845 Sumner, IL 62466
	Yellow-4	6	2N	13W	Eli G. Jr and Catherine Brenneman	4546 Lawrence Rd Sumner, IL 62466
	Blue-5	6	2N	13W	WR Shick	4102 Lawrence Rd Sumner, IL 62466
	Green-6	6	2N	13W	Mary Jane Shick	4102 Lawrence Rd Sumner, IL 62466
	Yellow-7	7	2N	13W	Jerry Brian	218 Sycamore St Sumner, IL 62466
Richland County	**Yellow-8**	1 & 36	2N	14W	Ronald and Paula Gay	2540 N Blueberry Rd Claremont, IL 62421
	Blue-9	1	2N	14W	Ralph and Kristine Hasewinkle	Rt 1 Box 785 Sumner, IL 62466
	Pink-10	1	2N	14W	James H. Pool Jr.	1079 N Shell Rd Calhoun, IL 62419
	Green-11	1	2N	14W	Land Trust #125	688 County Farm Rd Monticello, IL 61856
	Green-12	1	2N	13W	Annette Sherman	8145 East Gallagher Ln Sumner, IL 62466
	Green-13	1	2N	13W	Sarah M. Kincaid	1338 N Amity Rd Calhoun, IL 62419
	Yellow-14	1	2N	13W	WM and Carolyn Hasewinkle Trust	Rt 1 Box 890 Sumner, IL 62466
	Green-15	1	2N	13W	Leslie C. and Debra A. Slunaker	8362 E Otterbien Ln Sumner, IL 62466
	Green-16	1	2N	13W	Timothy J. and Debra A. Dressen	1700N Prairieon Rd Calhoun, IL 62419
	Pink-17	12	2N	13W	Lora Mae Moore	8265 E Otterbein Ln Calhoun, IL 62419
	Blue-18	12	2N	13W	Jerry Brian	216 Sycamore St Sumner, IL 62466

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Livestock Waste Program

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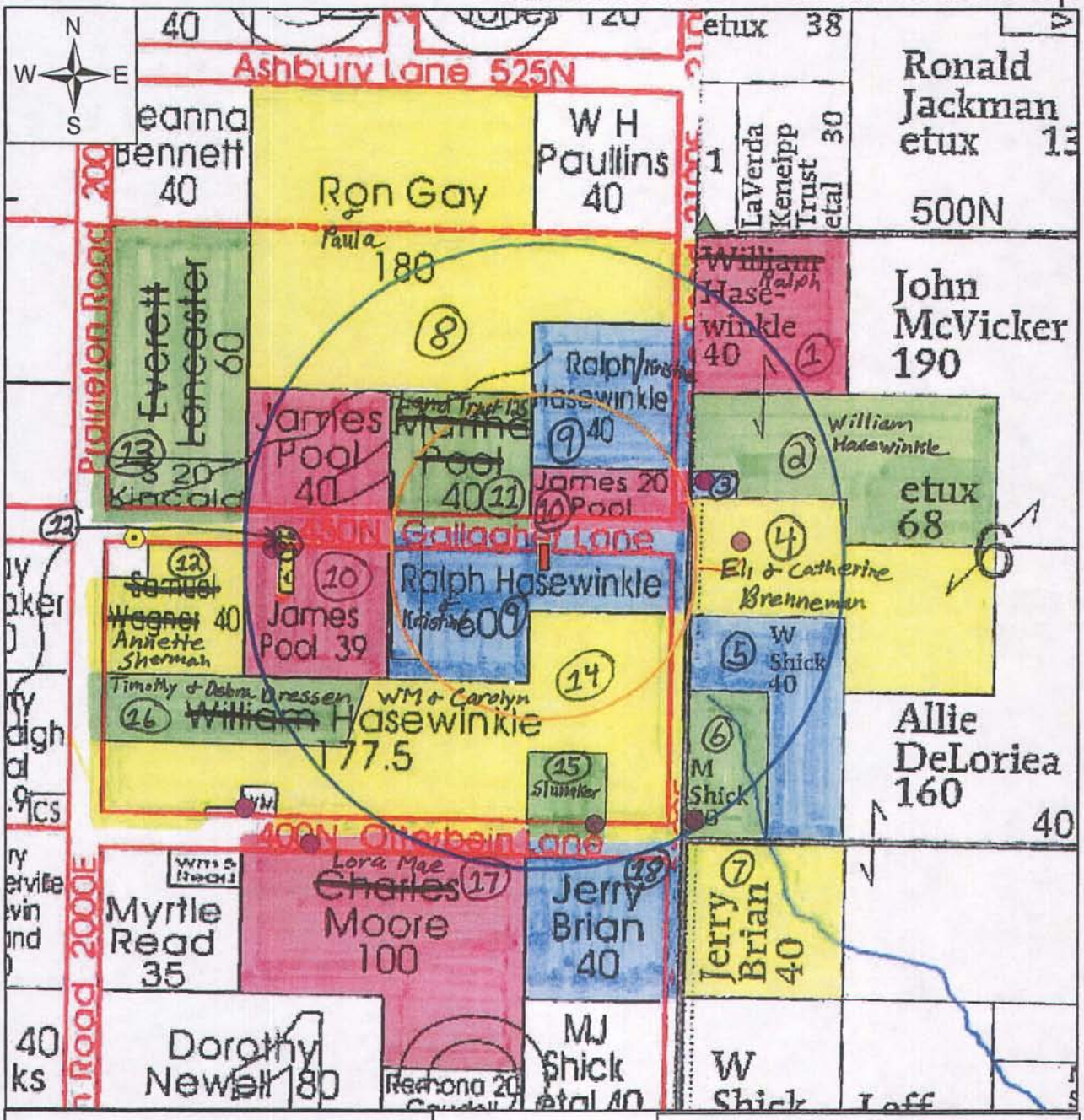
Attachment B - Landowner Map



Legend

- Common Place of Assembly
- Non_Farm Business
- Residence
- Proposed Facility
- Residence_Setback (1320 ft)
- Populated_Area_Setback_(2640_ft)

0 750 1,500 3,000 Feet

Plat Source: Richland Co, IL
2001 prepared by Richland County Farm Bureau
Lawrence Co, IL
Prepared by Farm & Home Publishers, LTD

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Livestock Waste Program

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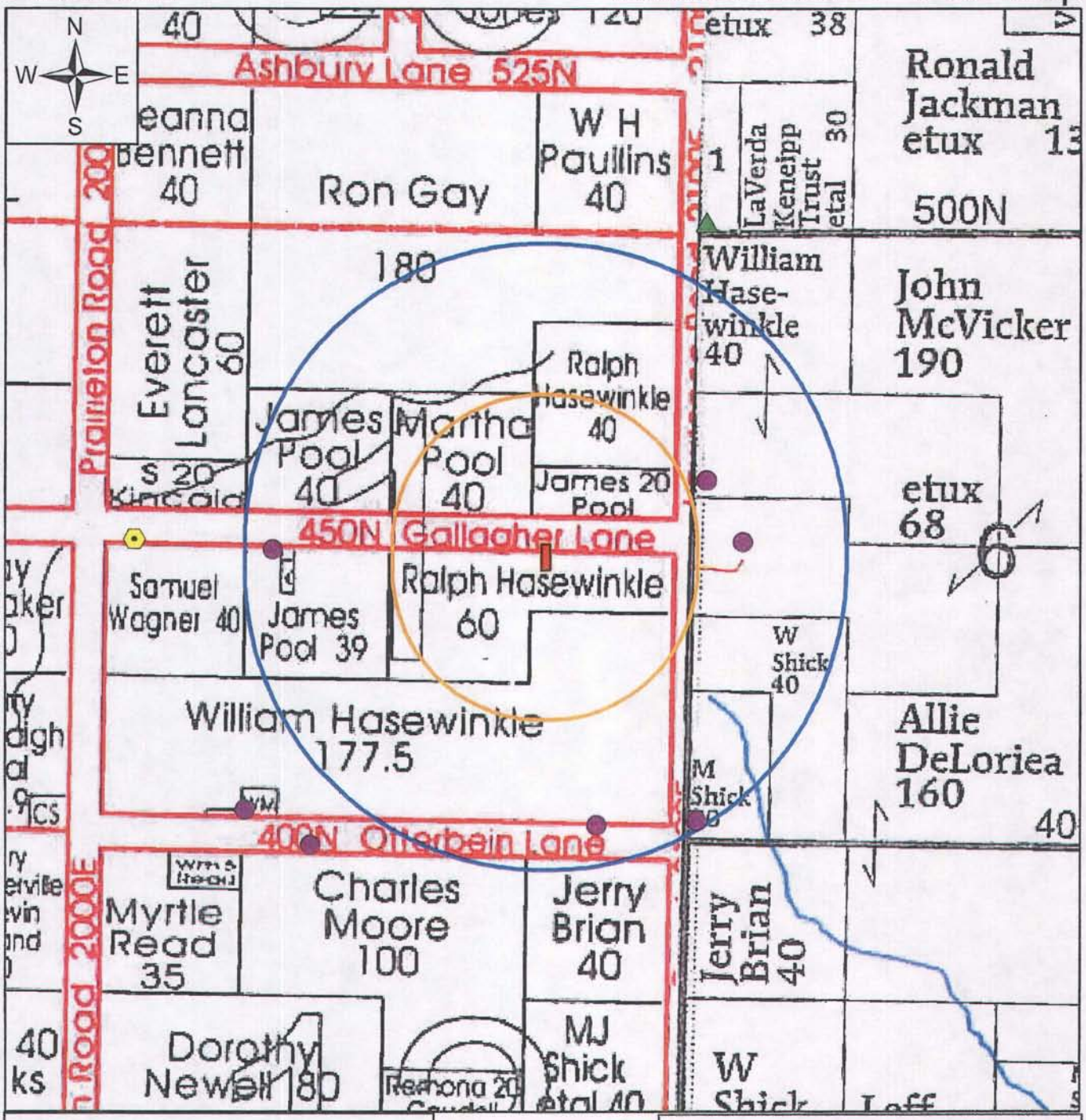
Attachment C - Plat Map



Legend

- Common Place of Assembly
- Non_Farm Business
- Residence
- Proposed Facility
- Residence_Setback (1320 ft)
- Populated_Area_Setback_(2640_ft)

0 750 1,500 3,000 Feet

Plat Source: Richland Co, IL
2001 prepared by Richland County Farm Bureau
Lawrence Co, IL
Prepared by Farm & Home Publishers, LTD

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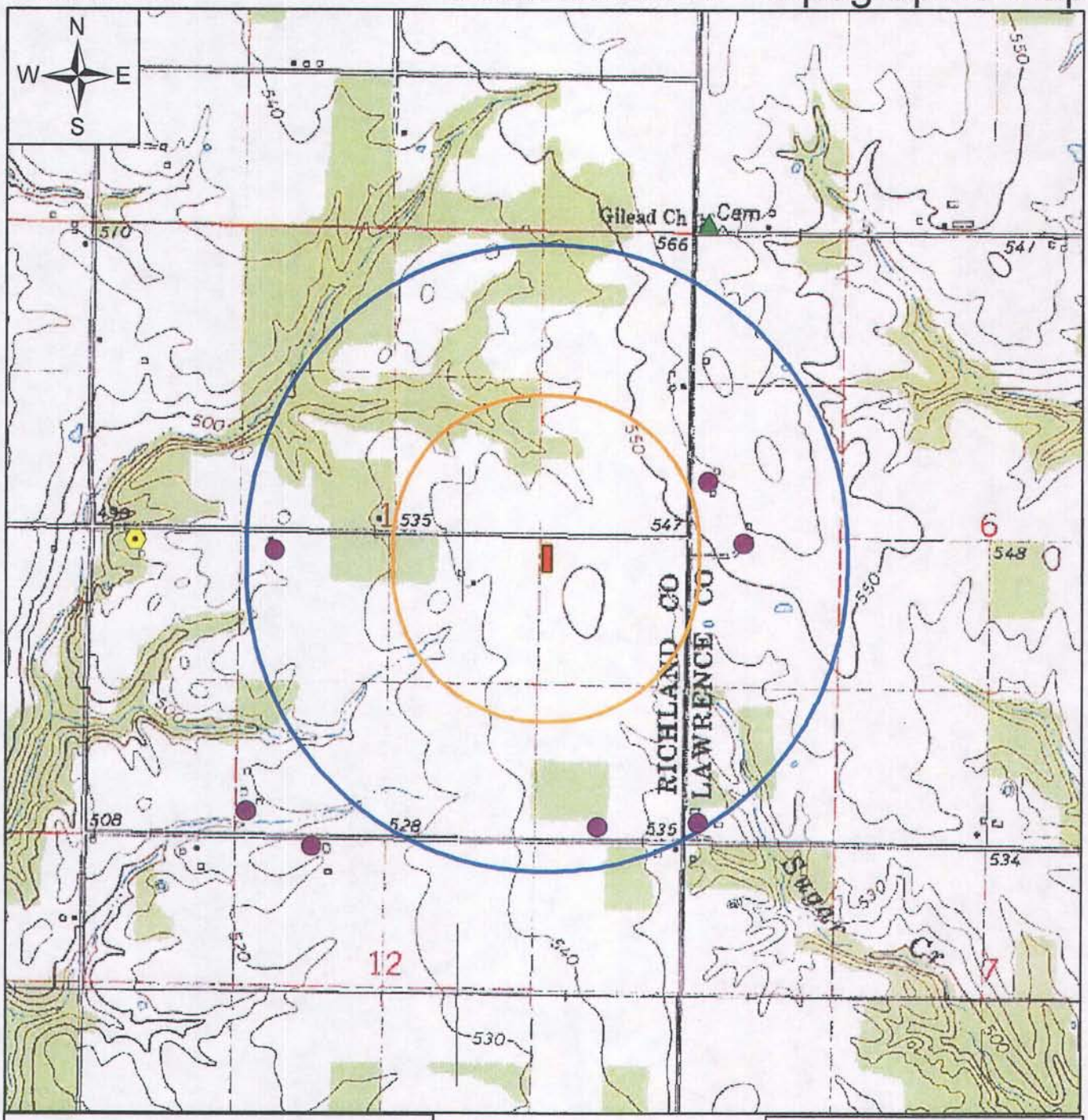
Attachment D - Topographic Map



Topographic Source: USDA - NRCS

Legend

- Common Place of Assembly
- Non_Farm Business
- Residence
- Proposed Facility
- Residence_Setback (1320 ft)
- Populated_Area_Setback_(2640_ft)

0 750 1,500 3,000 Feet

RECEIVED
JUN 0 5 2012
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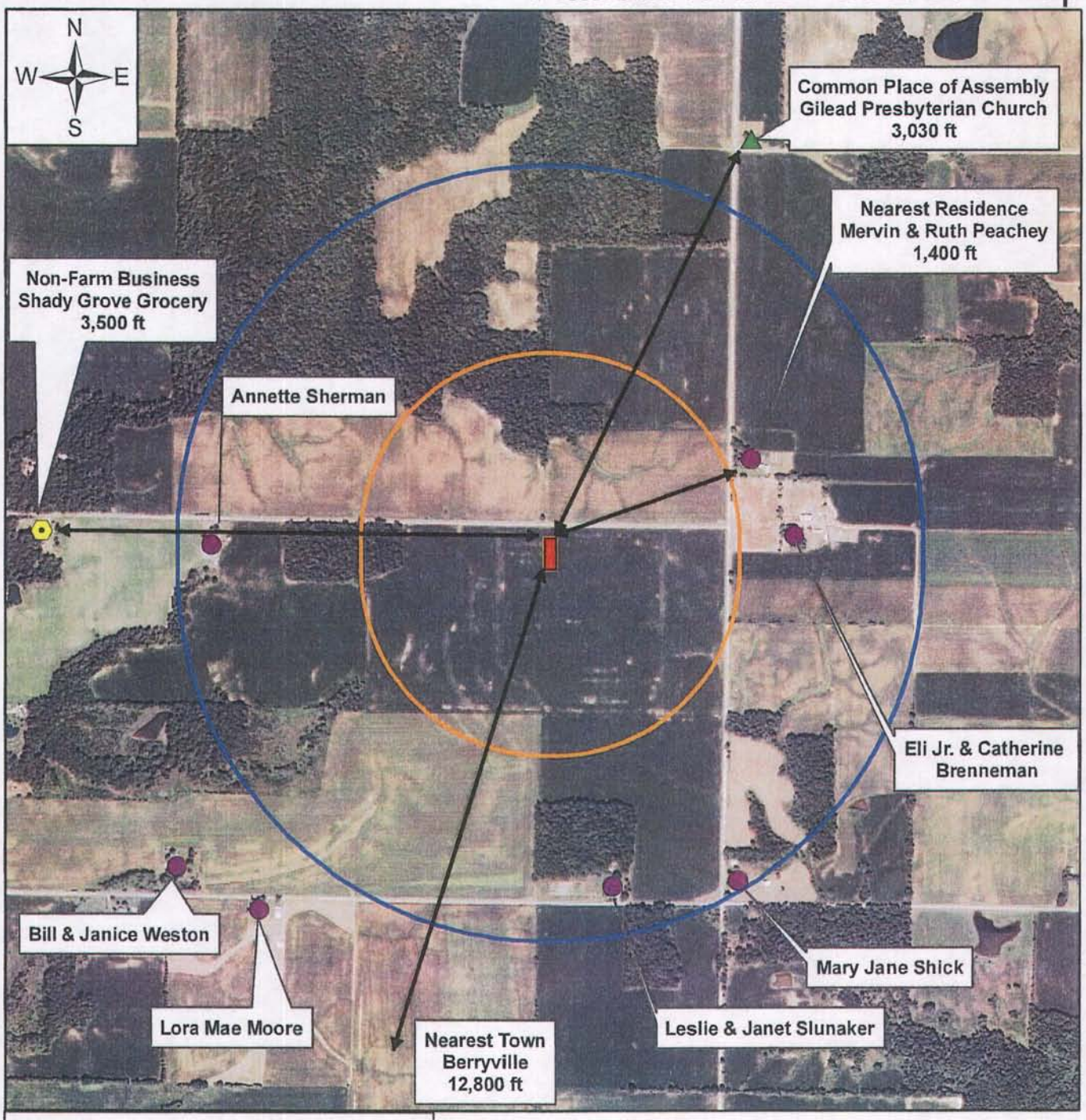
Attachment E - Setback Map



Legend

- Common Place of Assembly
- Non_Farm Business
- Residence
- Proposed Facility
- Residence_Setback (1320 ft)
- Populated_Area_Setback_(2640_ft)

0 600 1,200 2,400 Feet

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THE MASCHHOFFS

Progressive Farming. Family Style.

7475 State Route 127
Carlyle, IL 62231
Office (618) 594-2125
Fax (618) 594-8487

June 7, 2012

Illinois Department of Agriculture
Attn: Brad Beaver
Bureau of Environmental Programs
PO Box 19281
Springfield, IL 62794-9281

Dear Mr. Beaver:

I am writing as an authorized agent acting on behalf of client Loren Dickirson with regard to the proposed swine facility. Please see the following enclosed copies of the Postal Service 3800 Forms, the Notice of Intent was mailed by certified mail on June 6, 2012 to all the landowners located within the setback areas.

Please copy me on all communications regarding the proposed facility. Send documents to patrick.maschhoff@pigsrus.net or fax to 1-866-571-4887. If you have any questions or concerns regarding this matter, please contact me at any time.

Sincerely yours,

Patrick Maschhoff

Patrick Maschhoff
Maschhoff Environmental, Inc
7475 State Route 127
Carlyle, IL 62231
Ph: 1-618-594-2125 ext. 336
Email: patrick.maschhoff@pigsrus.net

CC: Loren Dickirson

2012 JUN -8 P 4:44

7010 0290 0000 9527 3126

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Street, Apt. No.; or PO Box No. 4102 Lawrence Rd
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Street, Apt. No.; or PO Box No. 4546 Lawrence Rd
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Street, Apt. No.; or PO Box No. 216 Sycamore St
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Street, Apt. No.; or PO Box No. 1079 N Shell Rd
City, State, ZIP+4 Calhoun, IL 62419

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7010 0290 0000 9527 3195

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Street, Apt. No.; or PO Box No. 8145 E Gallagher Ln
City, State, ZIP+4 Sumner, IL 62466

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Sent To Land Trust #125
Street, Apt. No.; or PO Box No. 688 County Farm Rd
City, State, ZIP+4 Monticello, IL 61856

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7008 3230 0002 9124 1329

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Sent To Ralph Hasewinkle
Street, Apt. No.; or PO Box No. 493 Madison Ln
City, State, ZIP+4 Sumner IL 62466
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Sent To William Hasewinkle
Street, Apt. No.; or PO Box No. 4150 Ridgley Rd
City, State, ZIP+4 Sumner, IL 62466
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Sent To Wm & Carolyn Hasewinkle Trust
Street, Apt. No.; or PO Box No. Rt 1 Box 890
City, State, ZIP+4 Sumner, IL 62466
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Street, Apt. No.; or PO Box No. Rt 1 Box 845
City, State, ZIP+4 Sumner, IL 62466
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Sent To Timothy J & Debra A Dressen
Street, Apt. No.; or PO Box No. 1700 N Prairieon Rd
City, State, ZIP+4 Calhoun, IL 62419
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7010 0290 0000 9527 3201

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Sent To Sarah Kincaid
Street, Apt. No.; or PO Box No. 1338 N. Amity Rd
City, State, ZIP+4 Calhoun, IL 62419
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City, State, ZIP+4 Sumner, IL 62466

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Sent To Leslie C. + Debra A. Slunaker
Street, Apt. No.; or PO Box No. 8362 E Otterbein Ln
City, State, ZIP+4 Sumner, IL 62466

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Sent To Mary Jane Shick
Street, Apt. No.; or PO Box No. 402 Lawrence Rd
City, State, ZIP+4 Sumner, IL 62466

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Street, Apt. No.; or PO Box No. 8265 E Otterbein Ln
City, State, ZIP+4 Calhoun, IL 62419

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7010 0290 0000 9527 3140

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Sent To Jerry Brian
Street, Apt. No.; or PO Box No. 218 Sycamore St
City, State, ZIP+4 Sumner, IL 62466

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7010 0290 0000 9527 3157

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Restricted Delivery Fee (Endorsement Required)	$0.00
Total Postage & Fees	$ $6.60

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CARLYLE IL 62231-9998 JUN 6 2012 USPS 06/06/2012

Sent To Ronald + Paula Gay
Street, Apt. No.; or PO Box No. 2540 N. Blueberry Rd
City, State, ZIP+4 Claremont, IL 62421

PS Form 3800, August 2006 See Reverse for Instructions

Illinois Department of Agriculture

Bureau of Environmental Programs
P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882

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Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

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JUN 28 2012
SPRINGFIELD IL
USPS 62703

Sent To: Mr. Loren Dickerson
Street, Apt. No.; or PO Box No.: 3043 Fillmore Ln
City, State, ZIP+4: Sumner, IL 62466

Form 3800, August 2006 See Reverse for Instructions

1. Article Addressed to:
Mr. Loren Dickerson
3043 Fillmore Ln
Sumner, IL 62466

COMPLETE THIS SECTION ON DELIVERY
A. Signature X ☐ Agent ☐ Addressee
B. Received by (Printed Name) Loren Dickerson
C. Date of Delivery 6-29-12
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

7011 3500 0000 3148 2500

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

LF159014 ownerotice 2

S 77/12), the
f your Notice of
590160000). The
conduct a public
of the facility.

ty Board requesting
n. The public
is to be held at the
ommencing at 6:00
notification is

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

Warren D. Goetsch

Warren D. Goetsch, P.E.
Bureau Chief, Environmental Programs

Enclosure

cc: file

LF159016 ownernotice2

Illinois Department of Agriculture

Bureau of Environmental Programs
State Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882
Pesticide Misuse Hotline 1-800-641-3934 (voice/TDD)

June 25, 2012

Mr. Loren Dickirson
3643 Fillmore Ln.
Sumner, IL 62466

RE: Public Informational Meeting

Dear Facility Owner:

Pursuant to Section 12 of the Livestock Management Facilities Act (510 ILCS 77/12), the Department of Agriculture submitted to the Richland County Board a copy of your Notice of Intent to Construct a Livestock Management Facility Application (ID#: LF1590160000). The county board, at that time, was given 30 days to request that the Department conduct a public informational meeting concerning the proposed construction or modification of the facility.

On June 20, 2012, the Department received a letter from the Richland County Board requesting that an informational meeting be held concerning your proposed construction. The public informational meeting has been scheduled for **Tuesday, July 10, 2012 and is to be held at the Richland County Jail Meeting Room, West Market Street, Olney, IL, commencing at 6:00 p.m.** A copy of the County Board's request letter and a copy of the public notification is attached.

If you have any questions or comments, please contact us at 217/785-2427.

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

Warren D. Goetsch

Warren D. Goetsch, P.E.
Bureau Chief, Environmental Programs

Enclosure

cc: file

LF159016 ownernotice2

Public Notice of Meeting
Regarding the
Proposed Construction of a Livestock Management Facility
by
Mr. Loren Dickirson, Sumner, IL

NOTICE IS HEREBY GIVEN by the Illinois Department of Agriculture (Department), pursuant to the Livestock Management Facilities Act (Act) (510 ILCS 77/1 et seq.), that a public informational meeting has been scheduled for Tuesday, July 10, 2012 and is to be held at the Richland County Jail Meeting Room, West Market Street, Olney, IL, commencing at 6:00 p.m. This meeting is being held by the Illinois Department of Agriculture at the request of the Richland County Board. The purpose of the meeting is to afford members of the general public an opportunity to ask questions and present oral or written testimony concerning the proposed construction of a 1,132.2 animal unit capacity swine facility to be owned and operated by Mr. Loren Dickirson, Sumner, IL. The facility is proposed to be located approximately 2.4 miles northeast of Berryville, IL. Specifically, the Department will receive evidence by testimony or otherwise on the following subjects:

(1) Whether registration and livestock waste management plan certification requirements, if required, are met by the notice of intent to construct.

(2) Whether the design, location, or proposed operation will protect the environment by being consistent with this Act.

(3) Whether the location minimizes any incompatibility with the surrounding area's character by being located in any area zoned for agriculture where the county has zoning or where the county is not zoned, the setback requirements established by this Act are complied with.

(4) Whether the facility is located within a 100-year floodplain or an otherwise environmentally sensitive area (defined as an area of karst area or with aquifer material within 5 feet of the bottom of the livestock waste handling facility) and whether construction standards set forth in the notice of intent to construct are consistent with the goal of protecting the safety of the area.

(5) Whether the owner or operator has submitted plans for operation that minimize the likelihood of any environmental damage to the surrounding area from spills, runoff, and

leaching.

(6) Whether odor control plans are reasonable and incorporate reasonable or innovative odor reduction technologies given the current state of such technologies.

(7) Whether traffic patterns minimize the effect on existing traffic flows.

(8) Whether construction or modification of a new facility is consistent with existing community growth, tourism, recreation, or economic development or with specific projects involving community growth, tourism, recreation, or economic development that have been identified by government action for development or operation within one year through compliance with applicable zoning and setback requirements for populated areas as established by this Act.

Questions or comments relative to this public notice or the public informational meeting described herein may be directed to the Livestock Management Facilities Program, Illinois Department of Agriculture, P.O. Box 19281, Springfield, IL 62794-9281 or (217) 785-2427 (voice and TDD).

ALICE MULLINAX
Richland County Clerk & Recorder

June 15, 2012

Warren Goetsch, Bureau Chief
Bureau of Environmental Programs
State Fairgrounds, POBox 19281
Springfield, IL 62794-9281

RE: Loren Dickirson Livestock Management Facility
Public Information Meeting Option

Mr. Goetsch,

Our County has received your letter regarding the Notice of Intent to Construct a Livestock Management Facility form submitted by Loren Dickirson of Sumner, Illinois (ID#: LF1590160000). This notice was received on June 6, 2012.

The Richland County Board held it's monthly meeting on June 14, and in reviewing the application had some queries and concerns. There were some public concerns also raised.

Therefore, please consider this letter the Richland County Board's official request for the Department to conduct a public information meeting. Please let me know if I can be of any assistance in setting up the meeting.

I will be waiting for your reply. Thank you.

Respectfully,

Alice Mullinax

Alice Mullinax

COURTHOUSE • 103 W. MAIN ST. • OLNEY, ILLINOIS 62450 • PHONE 618-392-3111 • FAX 618-393-4005

Illinois Department of Agriculture

Bureau of Environmental Programs
State Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882

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LF15 OFFICIAL USE

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JUN 2012
SPRINGFIELD, IL

Sent To: Mr Leo Ledukes
Street, Apt. No.; or PO Box No.: 103 W Main St
City, State, ZIP+4: Olney, IL 62450

PS Form 3800, August 2006 See Reverse for Instructions

1. Article Addressed to:

Mr. Leo Ledukes, Chairman
Richland County Courthouse
103 W Main St.
Olney, IL 62450

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Tiffany Fuk ☐ Agent ☐ Addressee

B. Received by (Printed Name): Tiffany Folk
C. Date of Delivery: 6-27-12

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☒ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

7011 3500 0000 3148 2494 LF15901ucbn2

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

gement Facility

2), the
ce of Intent to
90160000). At
his notice, to
proposed
eived the Board's
day, July 10,
arket Street,
ng has been
house at least 10

ies Act (510 ILCS
in 30 business
rtment about the
proposed new facility's construction in accordance with the applicable requirements of the Act.

If you have any questions or comments, please feel free to contact either Brad Beaver or me at 217/785-2427.

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

Warren D. Goetsch

Warren D. Goetsch, P.E.
Bureau Chief, Environmental Programs

Enclosure
cc: file

LF159016 cbn2

Illinois Department of Agriculture

Bureau of Environmental Programs
State Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882
Pesticide Misuse Hotline 1-800-641-3934 (voice/TDD)

June 25, 2012

Mr. Leo Ledeker, Co. Brd. Chairman
Richland County Courthouse
103 W. Main St.
Olney, IL 62450

RE: Loren Dickirson Livestock Management Facility
Public Informational Meeting

Dear Chairman McClelland:

Pursuant to Section 12 of the Livestock Management Facilities Act (510 ILCS 77/12), the Department of Agriculture provided the Richland County Board a copy of the Notice of Intent to Construct Application submitted by Mr. Loren Dickirson, Sumner, IL (ID #: LF1590160000). At that time, the county board was given an opportunity, within 30 days of receipt of this notice, to request that the Department conduct a public informational meeting concerning the proposed construction or modification of the facility. On June 20, 2012, the Department received the Board's request for an informational meeting. **The meeting has been scheduled for Tuesday, July 10, 2012 and is to be held at the Richland County Jail Meeting Room, West Market Street, Olney, IL, commencing at 6:00 p.m.** A copy of the public notice of this meeting has been enclosed and must be posted on the public informational board at the county courthouse at least 10 days prior to the meeting.

Please be advised that pursuant to Section 12 of the Livestock Management Facilities Act (510 ILCS 77/12), the county board is required to submit at the informational meeting or within 30 business days following the meeting an advisory, non-binding recommendation to the Department about the proposed new facility's construction in accordance with the applicable requirements of the Act.

If you have any questions or comments, please feel free to contact either Brad Beaver or me at 217/785-2427.

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

Warren D. Goetsch

Warren D. Goetsch, P.E.
Bureau Chief, Environmental Programs

Enclosure
cc: file

LF159016 cbn2

Public Notice of Meeting
Regarding the
Proposed Construction of a Livestock Management Facility
by
Mr. Loren Dickirson, Sumner, IL

NOTICE IS HEREBY GIVEN by the Illinois Department of Agriculture (Department), pursuant to the Livestock Management Facilities Act (Act) (510 ILCS 77/1 et seq.), that a public informational meeting has been scheduled for Tuesday, July 10, 2012 and is to be held at the Richland County Jail Meeting Room, West Market Street, Olney, IL, commencing at 6:00 p.m. This meeting is being held by the Illinois Department of Agriculture at the request of the Richland County Board. The purpose of the meeting is to afford members of the general public an opportunity to ask questions and present oral or written testimony concerning the proposed construction of a 1,132.2 animal unit capacity swine facility to be owned and operated by Mr. Loren Dickirson, Sumner, IL. The facility is proposed to be located approximately 2.4 miles northeast of Berryville, IL. Specifically, the Department will receive evidence by testimony or otherwise on the following subjects:

(1) Whether registration and livestock waste management plan certification requirements, if required, are met by the notice of intent to construct.

(2) Whether the design, location, or proposed operation will protect the environment by being consistent with this Act.

(3) Whether the location minimizes any incompatibility with the surrounding area's character by being located in any area zoned for agriculture where the county has zoning or where the county is not zoned, the setback requirements established by this Act are complied with.

(4) Whether the facility is located within a 100-year floodplain or an otherwise environmentally sensitive area (defined as an area of karst area or with aquifer material within 5 feet of the bottom of the livestock waste handling facility) and whether construction standards set forth in the notice of intent to construct are consistent with the goal of protecting the safety of the area.

(5) Whether the owner or operator has submitted plans for operation that minimize the likelihood of any environmental damage to the surrounding area from spills, runoff, and

leaching.

(6) Whether odor control plans are reasonable and incorporate reasonable or innovative odor reduction technologies given the current state of such technologies.

(7) Whether traffic patterns minimize the effect on existing traffic flows.

(8) Whether construction or modification of a new facility is consistent with existing community growth, tourism, recreation, or economic development or with specific projects involving community growth, tourism, recreation, or economic development that have been identified by government action for development or operation within one year through compliance with applicable zoning and setback requirements for populated areas as established by this Act.

Questions or comments relative to this public notice or the public informational meeting described herein may be directed to the Livestock Management Facilities Program, Illinois Department of Agriculture, P.O. Box 19281, Springfield, IL 62794-9281 or (217) 785-2427 (voice and TDD).

CERTIFICATE OF PUBLICATION

FY12

State of Illinois
County of Richland } SS.

Publisher's Fees $ 92.82

Illinois Department of Agriculture

Public Notice - Construct Swine facility

This is to Certify that a Notice, a true copy of which is hereto attached, was published in the Olney Daily Mail, a secular newspaper of general circulation in Olney, in the County of Richland and the State of Illinois, by GateHouse Media, a corporation existing under the laws of said state, once each week for 1 successive weeks; that the date of the first paper containing said notice was published the 17 day of May, 2012 and that the date of the last paper containing said notice was published the 17 day of May, 2012.

And this is to further Certify that said newspaper has been regularly published for 50 weeks prior to the publication of said notice therein, and that the person who signs the name of said company to this certificate is as appears by the records of said company, its duly authorized agent for such purpose.

Dated this 21 day of May 2012

Signature: DOC 1273

Publisher, Ray McGrew

$92.82

APPROVAL TO PAY

Valerie Booth 6-19-12
Receiving Officer Date

W.D. Goetsch 6-19-12
Head of Unit of Authorized Agent Date

430-40647-1900-00-00
Appropriation Code

36-4197640 (6245001)

Control 12905

Adv LMFA

	57,319.32
asurer	
	556.27
ty Treasurer	
	25.63
Illinois	6,318.41
	$64,219.63

DISBURSEMENTS

ly Mail for publication	$ 450.94
paid to Trustees for 2011	
Weesner	500.00
aymond Steber	500.00
Jerry Grove	500.00
aid to Tom L. Weber for legal fees	700.00
City of Olney for fire protection per contract	61,568.69
Total Disbursements	$64,219.69
n hand April 30, 2012	$1,200.00

Raymond Steber, Treasurer of Olney
Township Fire Protection District

bscribed and sworn to before me this 14th day of May
12.

Connie L McVicker
Notary Public

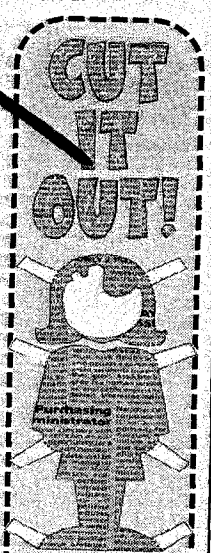
PUBLIC NOTICE

NOTICE IS HEREBY GIVEN by the Illinois Department of riculture (Department), pursuant to 510 ILCS 77/12(a) of the estock Management Facilities Act and Subparts C and D of Il. Adm. Code 900, that on May 14, 2012 the Department termined that the notice of intent to construct application, ginally received by the Department on May 2, 2012, for a 32.2 animal unit swine facility from Mr. Loren Dickirson, mner, IL was complete. The facility is proposed to be located oroximately 2.4 miles northeast of Berryville, IL. A copy of notice of intent to construct form was forwarded to the Richd County Board on May 14, 2012. Within 30 days after reipt of the notice, the county board may request that the partment conduct an informational meeting concerning the posed construction. In addition, within 30 days after receipt he notice by the county board, county residents may petition county board to request that the Department conduct an ormational meeting. If 75 or more of the county residents, o are registered voters in the county, petition the county ard, the county board shall request that the Department conct an informational meeting. For more information regarding notice, informational meetings or requirements of new livck management or livestock waste handling facilities, ase consult the Livestock Management Facilities Act (510 S 77/1 et seq.) or call the Department at (217) 785-2427.

CLASSIFIEDS Build Results

Pressure Washing, Yard Waste/Storm Clean-up Deck building, Holiday Decorating, Yards Leveled, No Contracts, Free Estimates, Fully Insured. 20% off other lawn services. Bob 618-928-0719 Travis 618-928-3079 after 4pm.

Mike's Mowing Service, you grow it and we mow it. Free estimates. 618-554-1219. Mowing, tree cutting, bush trimming, leaf mulching, snow removal and gutter cleaning. Fully insured.



Stop pounding the pavement in search of a new job and start checking the classified job listings. You'll zero in on the right opportunities in no time.

Olney Daily Mail
206 Whittle Ave.
Olney, IL 62450
618-393-2931

in the classifieds!

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Check your classifieds today!

ALICE MULLINAX

Richland County Clerk & Recorder

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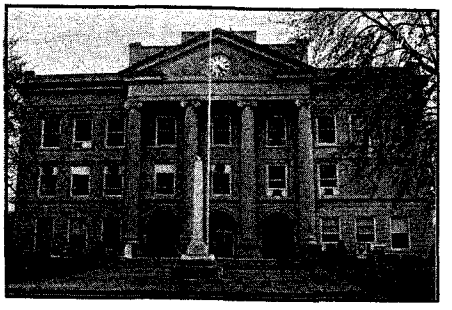
2012 JUN 21 A 9:24



June 15, 2012

Warren Goetsch, Bureau Chief
Bureau of Environmental Programs
State Fairgrounds, POBox 19281
Springfield, IL 62794-9281

RE: Loren Dickirson Livestock Management Facility
Public Information Meeting Option

Mr. Goetsch,

Our County has received your letter regarding the Notice of Intent to Construct a Livestock Management Facility form submitted by Loren Dickirson of Sumner, Illinois (ID#: LF1590160000). This notice was received on June 6, 2012.

The Richland County Board held it's monthly meeting on June 14, and in reviewing the application had some queries and concerns. There were some public concerns also raised.

Therefore, please consider this letter the Richland County Board's official request for the Department to conduct a public information meeting. Please let me know if I can be of any assistance in setting up the meeting.

I will be waiting for your reply. Thank you.

Respectfully,

Alice Mullinax

Alice Mullinax

COURTHOUSE • 103 W. MAIN ST. • OLNEY, ILLINOIS 62450 • PHONE 618-392-3111 • FAX 618-393-4005

ALICE MULLINAX
Richland County Clerk & Recorder

June 15, 2012

Warren Goetsch, Bureau Chief
Bureau of Environmental Programs
State Fairgrounds, POBox 19281
Springfield, IL 62794-9281

RE: Loren Dickirson Livestock Management Facility
Public Information Meeting Option

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I will be waiting for your reply. Thank you.

Respectfully,

Alice Mullinax

Alice Mullinax

COURTHOUSE • 103 W. MAIN ST. • OLNEY, ILLINOIS 62450 • PHONE 618-392-3111 • FAX 618-393-4005

FAX FAX FAX FAX FAX

From: Alice Mullinax
Richland County Clerk
Courthouse, 103 W. Main Street
Olney, IL 62450

Phone: 618-392-3111 **Fax:** 618-393-4005
e-mail: countyclerk@richlandcogov.com

Date: 6-2012

To: IL Dept Ag - Brad Beaver

Number of pages, including cover: 2

Message:

Per your request.

I will talk to you on Friday

Thank you

Alice Mullinax

Illinois Department of
Natural Resources

One Natural Resources Way Springfield, Illinois 62702-1271
http://dnr.state.il.us

RECEIVED
2012 MAY 18 A 8:50

Pat Quinn, Governor
Marc Miller, Director

May 15, 2012

Brad A. Beaver
Illinois Department of Agriculture
P.O. Box 19281
Springfield, IL 62794 9281

Re: Loren Dickirson
Project Number(s): 1214427
County: Richland

Dear Applicant:

This letter is in reference to the project you recently submitted for consultation. The natural resource review provided by EcoCAT identified protected resources that may be in the vicinity of the proposed action. The Department has evaluated this information and concluded that adverse effects are unlikely. Therefore, consultation under 17 Ill. Adm. Code Part 1075 is terminated.

This consultation is valid for two years unless new information becomes available that was not previously considered; the proposed action is modified; or additional species, essential habitat, or Natural Areas are identified in the vicinity. If the project has not been implemented within two years of the date of this letter, or any of the above listed conditions develop, a new consultation is necessary.

The natural resource review reflects the information existing in the Illinois Natural Heritage Database at the time of the project submittal, and should not be regarded as a final statement on the site being considered, nor should it be a substitute for detailed site surveys or field surveys required for environmental assessments. If additional protected resources are encountered during the project's implementation, you must comply with the applicable statutes and regulations. Also, note that termination does not imply IDNR's authorization or endorsement of the proposed action.

Please contact me if you have questions regarding this review.

Nathan Grider
Division of Ecosystems and Environment
217-785-5500

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Illinois Historic Preservation Agency

1 Old State Capitol Plaza • Springfield, Illinois 62701-1512 • www.illinois-history.gov

Richland County
Berryville
Gallagher Lane
Section:1-Township:2N-Range:14W
IDOA
New construction, livestock management & waste handling facilities

PLEASE REFER TO: IHPA LOG #002051812

May 21, 2012

Warren Goetsch
Illinois Department of Agriculture
Bureau of Environmental Programs
State Fairgrounds
P.O. Box 19281
Springfield, IL 62794-9281

Dear Mr. Goetsch:

The Illinois Historic Preservation Agency is required by the Illinois State Agency Historic Resources Preservation Act (20 ILCS 3420, as amended, 17 IAC 4180) to review all state funded, permitted or licensed undertakings for their effect on cultural resources. Pursuant to this, we have received information regarding the referenced project for our comment.

Our staff has reviewed the specifications under the state law and assessed the impact of the project as submitted by your office. We have determined, based on the available information, that no significant historic, architectural or archaeological resources are located within the proposed project area.

According to the information you have provided concerning your proposed project, apparently there is no federal involvement in your project. However, please note that the state law is less restrictive than the federal cultural resource laws concerning archaeology. If your project will use federal loans or grants, need federal agency permits, use federal property, or involve assistance from a federal agency, then your project must be reviewed under the National Historic Preservation Act of 1966, as amended. Please notify us immediately if such is the case.

This clearance remains in effect for two (2) years from date of issuance. It does not pertain to any discovery during construction, nor is it a clearance for purposes of the IL Human Skeletal Remains Protection Act (20 ILCS 3440).

Please retain this letter in your files as evidence of compliance with the Illinois State Agency Historic Resources Preservation Act.

Sincerely,

Anne E. Haaker

Anne E. Haaker
Deputy State Historic
Preservation Officer

EcoCAT
Ecological Compliance Assessment Tool

Applicant:	Illinois Department of Agriculture	*IDNR Project #:*	1214427
Contact:	Brad A. Beaver	Date:	05/14/2012
Address:	P.O. Box 19281 Springfield, IL 62794		

Project: Loren Dickirson
Address: Rural, Sumner

Description: Swine, wean to finish building (81' x 225') with an 8' deep underbuilding livestock waste handling facility.

Natural Resource Review Results

Consultation for Endangered Species Protection and Natural Areas Preservation (Part 1075)
The Illinois Natural Heritage Database shows the following protected resources may be in the vicinity of the project location:

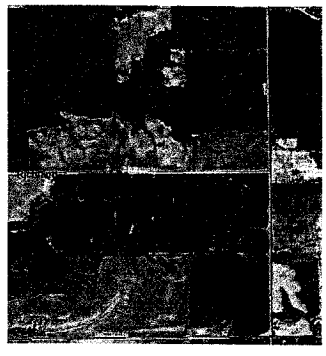
Berryville Geological Area INAI Site

An IDNR staff member will evaluate this information and contact you within 30 days to request additional information or to terminate consultation if adverse effects are unlikely.

Location

The applicant is responsible for the accuracy of the location submitted for the project.

County: Richland
Township, Range, Section:
2N, 14W, 1



IL Department of Natural Resources Contact
Nathan Grider
217-785-5500
Division of Ecosystems & Environment

Local or State Government Jurisdiction
IL Department of Agriculture
Brad A. Beaver
P.O. Box 19281
Springfield, Illinois 62794-9281

Disclaimer

The Illinois Natural Heritage Database cannot provide a conclusive statement on the presence, absence, or condition of natural resources in Illinois. This review reflects the information existing in the Database at the time of this inquiry, and should not be regarded as a final statement on the site being considered, nor should it be a substitute for detailed site surveys or field surveys required for environmental assessments. If additional protected resources are encountered during the project's implementation, compliance with applicable statutes and regulations is required.

Terms of Use

By using this website, you acknowledge that you have read and agree to these terms. These terms may be revised by IDNR as necessary. If you continue to use the EcoCAT application after we post changes to these terms, it will mean that you accept such changes. If at any time you do not accept the Terms of Use, you may not continue to use the website.

1. The IDNR EcoCAT website was developed so that units of local government, state agencies and the public could request information or begin natural resource consultations on-line for the Illinois Endangered Species Protection Act, Illinois Natural Areas Preservation Act, and Illinois Interagency Wetland Policy Act. EcoCAT uses databases, Geographic Information System mapping, and a set of programmed decision rules to determine if proposed actions are in the vicinity of protected natural resources. By indicating your agreement to the Terms of Use for this application, you warrant that you will not use this web site for any other purpose.

2. Unauthorized attempts to upload, download, or change information on this website are strictly prohibited and may be punishable under the Computer Fraud and Abuse Act of 1986 and/or the National Information Infrastructure Protection Act.

3. IDNR reserves the right to enhance, modify, alter, or suspend the website at any time without notice, or to terminate or restrict access.

Security

EcoCAT operates on a state of Illinois computer system. We may use software to monitor traffic and to identify unauthorized attempts to upload, download, or change information, to cause harm or otherwise to damage this site. Unauthorized attempts to upload, download, or change information on this server is strictly prohibited by law. Unauthorized use, tampering with or modification of this system, including supporting hardware or software, may subject the violator to criminal and civil penalties. In the event of unauthorized intrusion, all relevant information regarding possible violation of law may be provided to law enforcement officials.

Privacy

EcoCAT generates a public record subject to disclosure under the Freedom of Information Act. Otherwise, IDNR uses the information submitted to EcoCAT solely for internal tracking purposes.

Illinois Department of Agriculture

Bureau of Environmental Programs

94-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882

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Restricted Delivery Fee (Endorsement Required)	

U.S.P.S. Postmark Here JUN 5 2010

Mr. Loren Dickirson
3643 Fillmore Lane
Sumner, IL 62466

COMPLETE THIS SECTION ON DELIVERY
A. Signature X Brenda Dickirson ☒ Agent ☐ Addressee
B. Received by (Printed Name) Brenda Dickirson C. Date of Delivery 6-6-12
dress different from item 1? ☐ Yes
delivery address below: ☒ No

Mr. Loren Dickirson
3643 Fillmore Lane
Sumner, IL 62466

☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes

2 7010 0290 0003 6600 0451 LF159016on1

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

cation. Pursuant to
ent of Agriculture
50000). Within 30
ublic informational

wspaper of general
to be published in
petition the county

g within 15 days of
advised that if the
period, no meeting

of this notification,
located within the
opies of the Postal
Service Form 3800, the form that indicates the date that the letter was mailed, must be received by the Department prior to the issuance of a final determination concerning your proposed facility.

Construction of the proposed structures may not commence until the Department has issued a final determination relative to your facility's compliance with the applicable provisions of the Livestock Management Facilities Act. If you have any questions or comments, please feel free to contact either Brad Beaver or me at 217/785-2427.

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

Warren D. Goetsch

Warren D. Goetsch, P.E.
Bureau Chief, Environmental Programs

Enclosures

cc: file

LF159016 on1

Illinois Department of Agriculture

ıreau of Environmental Programs
ε Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882
esticide Misuse Hotline 1-800-641-3934 (voice/TDD)

June 5, 2012

Mr. Loren Dickirson
3643 Fillmore Ln.
Sumner, IL 62466

Dear Facility Owner/Operator:

The Department is in receipt of your complete notice of intent to construct application. Pursuant to Section 12 of the Livestock Management Facilities Act (510 ILCS 77/12), the Department of Agriculture submitted to the Richland County Board a copy of your application form, (ID #LF1590160000). Within 30 days of receipt of the notice, the county board may request that the Department conduct a public informational meeting concerning the proposed construction or modification of the facility.

In addition, the statute requires that the Department provide public notice in a newspaper of general circulation in the county where the proposed facility is to be located. A copy of the notice to be published in the newspaper is attached. Please be advised that pursuant to the Act, county residents may petition the county board to request that the Department conduct an informational meeting.

If requested by the county board, the Department is required to conduct the meeting within 15 days of receipt of the request. The Department will notify you of the meeting date. Please be advised that if the Department does not receive a request from the county board within the statutory 30-day period, no meeting will be held.

In addition, you will also be required to mail, within 10 calendar days after receipt of this notification, a complete copy of your notice of intent to construct application to the owners of property located within the setback areas. Please be advised that this mailing must be done by certified mail. Copies of the Postal Service Form 3800, the form that indicates the date that the letter was mailed, must be received by the Department prior to the issuance of a final determination concerning your proposed facility.

Construction of the proposed structures may not commence until the Department has issued a final determination relative to your facility's compliance with the applicable provisions of the Livestock Management Facilities Act. If you have any questions or comments, please feel free to contact either Brad Beaver or me at 217/785-2427.

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

Warren D. Goetsch

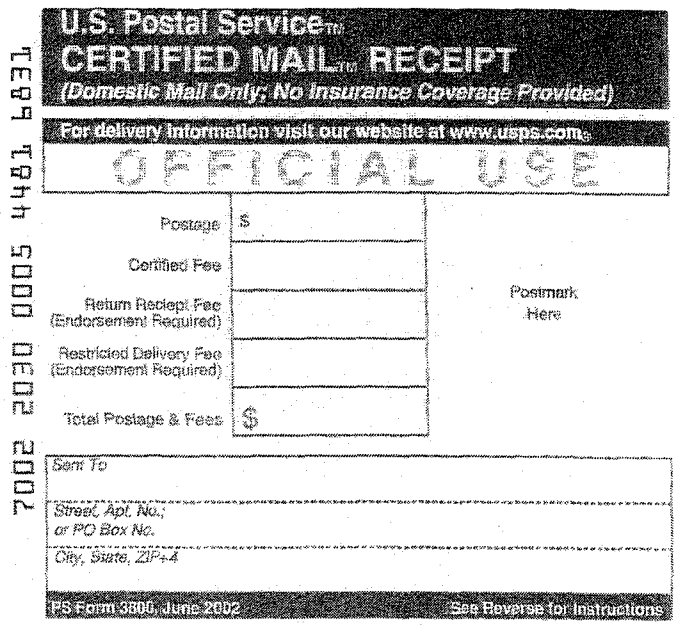
Warren D. Goetsch, P.E.
Bureau Chief, Environmental Programs

Enclosures

cc: file

LF159016 on1

CERTIFIED MAIL REMINDER



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Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

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Sent To

Street, Apt. No.; or PO Box No.

City, State, ZIP+4

PS Form 3800, June 2002 See Reverse for Instructions

7002 2030 0005 4481 1837

Please be advised that within 10 days of receipt of the Department's "Acknowledgement of Setback Compliance" letter, the owner or operator of the proposed facility must mail by certified mail, return receipt requested, a copy of the complete notice of intent to construct application to the owners of the property located within the setback areas.

Please provide the Department with a copy of the Postal Service 3800 Form (see photo) for each of the property owners. The Department will be unable to make a final determination concerning your proposal until they are in receipt of these forms.

If you have any questions concerning the aforementioned mailing process, please contact the Department at 217-785-2427.

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN by the Illinois Department of Agriculture (Department), pursuant to 510 ILCS 77/12(a) of the Livestock Management Facilities Act and Subparts C and D of 8 Ill. Adm. Code 900, that on June 5, 2012 the Department received a notice of intent to construct application for a 1,132.2 animal unit swine facility from Mr. Loren Dickirson, Sumner, IL and determined that the application was complete. The facility is proposed to be located approximately 2.4 miles northeast of Berryville, IL. A copy of the notice of intent to construct form was forwarded to the Richland County Board on June 5, 2012. Within 30 days after receipt of the notice, the county board may request that the Department conduct an informational meeting concerning the proposed construction. In addition, within 30 days after receipt of the notice by the county board, county residents may petition the county board to request that the Department conduct an informational meeting. If 75 or more of the county residents, who are registered voters in the county, petition the county board, the county board shall request that the Department conduct an informational meeting. For more information regarding this notice, informational meetings or requirements of new livestock management or livestock waste handling facilities, please consult the Livestock Management Facilities Act (510 ILCS 77/1 *et seq.*) or call the Department at (217) 785-2427.

Illinois Department of Agriculture

2794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882

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JUN 5 2012

Mr. Leo Ledeker
Richland County Board Chairman
Richland County Courthouse
103 W. Main St.
Olney, IL 62450

7010 0290 0003 6600 0444

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature X Karen Schrer ☐ Agent ☐ Addressee

B. Received by (Printed Name) Karen Schrer C. Date of Delivery 6-6-12

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☒ No

Mr. Leo Ledeker
Richland County Board Chairman
Richland County Courthouse
103 W. Main St.
Olney, IL 62450

☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

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If requested, the Department is required to conduct the meeting within 15 days of receipt of the request. Please be advised that if the Department does not receive a response to this notification within the statutory 30-day period, the Department will assume that no informational meeting is requested.

If you have any questions or comments, please feel free to contact either Brad Beaver or me at 217/785-2427.

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

Warren D. Goetsch

Warren D. Goetsch, P.E.
Bureau Chief, Environmental Programs

Enclosure

cc: file
LF159016 cbn1

Illinois Department of Agriculture

Bureau of Environmental Programs
State Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882
Pesticide Misuse Hotline 1-800-641-3934 (voice/TDD)

June 5, 2012

Mr. Leo Ledeker, Co. Brd. Chairman
Richland County Courthouse
103 W. Main St.
Olney, IL 62450

RE: Loren Dickirson Livestock Management Facility
Public Informational Meeting Option

Dear Chairman:

Pursuant to Section 12 of the Livestock Management Facilities Act (510 ILCS 77/12), the Department of Agriculture hereby submits to the Richland County Board a copy of the Notice of Intent to Construct a Livestock Management Facility form submitted by Loren Dickirson, Sumner, IL, (ID #: LF1590160000) [copy attached]. Pursuant to 510 ILCS 77/12, the county board may at its discretion request, within 30 days of receipt of this notice, that the Department conduct a public informational meeting concerning the proposed construction or modification of the facility. In addition, the statute requires that the Department provide public notice, in a newspaper of general circulation in the county, that the above-noted filing has been received by the Department and forwarded to you. Please be advised that pursuant to the Act, county residents may petition the county board to request that the Department conduct an informational meeting. A copy of the newspaper notice is attached. Please notify the Department of the Richland County Board's decision relative to the need for such informational meeting.

If requested, the Department is required to conduct the meeting within 15 days of receipt of the request. Please be advised that if the Department does not receive a response to this notification within the statutory 30-day period, the Department will assume that no informational meeting is requested.

If you have any questions or comments, please feel free to contact either Brad Beaver or me at 217/785-2427.

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

Warren D. Goetsch

Warren D. Goetsch, P.E.
Bureau Chief, Environmental Programs

Enclosure

cc: file
LF159016 cbn1

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN by the Illinois Department of Agriculture (Department), pursuant to 510 ILCS 77/12(a) of the Livestock Management Facilities Act and Subparts C and D of 8 Ill. Adm. Code 900, that on June 5, 2012 the Department received a notice of intent to construct application for a 1,132.2 animal unit swine facility from Mr. Loren Dickirson, Sumner, IL and determined that the application was complete. The facility is proposed to be located approximately 2.4 miles northeast of Berryville, IL. A copy of the notice of intent to construct form was forwarded to the Richland County Board on June 5, 2012. Within 30 days after receipt of the notice, the county board may request that the Department conduct an informational meeting concerning the proposed construction. In addition, within 30 days after receipt of the notice by the county board, county residents may petition the county board to request that the Department conduct an informational meeting. If 75 or more of the county residents, who are registered voters in the county, petition the county board, the county board shall request that the Department conduct an informational meeting. For more information regarding this notice, informational meetings or requirements of new livestock management or livestock waste handling facilities, please consult the Livestock Management Facilities Act (510 ILCS 77/1 *et seq.*) or call the Department at (217) 785-2427.

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7475 State Route 127
Carlyle, IL 62231
Office (618) 594-2125
Fax (618) 594-8487

June 5, 2012

Illinois Department of Agriculture
Attn: Brad Beaver
Bureau of Environmental Programs
PO Box 19281
Springfield, IL 62794-9281

Dear Mr. Beaver:

I am writing as an authorized agent acting on behalf of client Loren Dickirson with regard to the proposed swine facility. I would like to withdraw the previously submitted Notice of Intent, due to landowner mailing date being expired, and would like to replace it with the new Notice of Intent. Please see the following enclosed application form for approval:

1. Notice of Intent to Construct

Please copy me on all communications regarding the proposed facility. Send documents to patrick.maschhoff@pigsrus.net or fax to 1-866-571-4887. If you have any questions or concerns regarding this matter, please contact me at any time.

Sincerely yours,

Patrick Maschhoff

Patrick Maschhoff
Maschhoff Environmental, Inc
7475 State Route 127
Carlyle, IL 62231
Ph: 1-618-594-2125 ext. 336
Email: patrick.maschhoff@pigsrus.net

Enclosures:
NOITC

CC: Loren Dickirson

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Dept. of Agriculture
Livestock Waste Program

Illinois Department of Agriculture

NOTICE OF INTENT TO CONSTRUCT

APPLICATION FORM

Pursuant to the Livestock Management Facilities Act (510 ILCS 77/1 et seq.) (we), the undersigned, do hereby file with the Illinois Department of Agriculture a Notice of Intent to Construct a Livestock Management Facility or Livestock Waste Handling Facility as follows:

A) Legal description of the land on which the livestock facility will be constructed —

Quarter-Quarter	Quarter	Section	Township	Range	P.M.
Example: NE	*NW*	*19*	*12-North*	*3-West*	*3rd*
NE	SE	1	2-North	14-West	2nd

County Name Richland

B) Name(s) and addresses of the facility and owner(s) or operator(s) of the facility —
(Please check the appropriate box to indicate the address for mailing correspondence.)

☐ Facility Name Loren Dickirson

Facility Address None Exists
(Specify the actual facility address, if one exists.)

City, State, Zip Sumner, IL 62466

Telephone None Exists

☑ Owner or Operator Name Loren Dickirson

Address 3643 Fillmore Ln

City, State, Zip Sumner, IL 62466

Telephone 618-263-2799

(ATTACH ADDITIONAL SHEETS IF NECESSARY)

C) Type and size of the facility and number of animal units —

☑ Proposed facility is an entirely new facility

☐ Proposed facility is an expansion of an existing facility
- ☐ Expansion classifies facility as a "New Facility"
- ☐ Expansion does not classify facility as a "New Facility"

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Livestock Waste Program

IMPORTANT NOTICE: This state agency is requesting disclosure of information that is necessary to accomplish the statutory purposes as outlined under the Livestock Management Facilities Act (510 ILCS 77*et seq.*). Failure to provide this information shall prevent this form from being processed. *This form has been approved by the State Forms Management Center.*

IL 406-1596 (1-02)

** *"New Facility"- means a livestock management facility or a livestock waste handling facility the construction or expansion of which is commenced on or after May 21, 1996 (the effective date of the Livestock Management Facilities Act). Expanding a facility where the fixed capital cost of the new components constructed within a 2 year period does not exceed 50% of the fixed capital cost of a comparable entirely new facility shall not be deemed a new facility as used in the Livestock Management Facilities Act.*

ANIMAL UNITS (based on the maximum design capacity of the facility):
(CHECK AND COMPLETE ALL THAT APPLY)

Number of Existing Animal Units *(if applicable)* = 0

Number of Proposed Additional Animal Units:

	# of Head Units	x	Animal Unit Factor	=	# of Animal
☐ Beef		x	1.0	=	
☐ Milking dairy		x	1.4	=	
☐ Dairy (young stock)		x	0.6	=	
☐ Laying hens or broilers		x	0.005	=	
☐ Laying hens or broilers (w/ continuous overflow watering)		x	0.01	=	
☐ Laying hens or broilers(w/ liquid manure handling systems)		x	0.03	=	
☐ Sheep		x	0.1	=	
☑ Swine (>55lbs)	2830	x	0.4	=	1132.2
☐ Swine (<55lbs)		x	0.03	=	
☐ Turkeys		x	0.02	=	
☐ Ducks		x	0.02	=	
☐ Horses		x	2.0	=	
☐ Other:		x		=	

Number of Proposed Additional Animal Units = 1132.2

Total Number of Animal Units = 1132.2
(existing + proposed additional)

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C) Type and size of the facility and number of animal units (continued) —

TYPE OF PROPOSED LIVESTOCK MANAGEMENT FACILITY:

(CHECK ALL THAT APPLY)

- ☐ Breeding
- ☐ Gestation
- ☐ Farrowing
- ☐ Nursery
- ☐ Grower
- ☑ Finisher
- ☐ Freestall Barn
- ☐ Feed Lot / Yard
- ☐ Milking Parlor
- ☐ Other: _____

TYPE OF PROPOSED LIVESTOCK WASTE HANDLING FACILITY

(CHECK ALL THAT APPLY):

- ☑ Waste storage structure under building (pit storage structure)
- ☐ Above-ground waste storage structure
- ☐ In-ground waste storage structure
- ☐ Earthen lagoon
- ☐ Runoff holding pond
- ☐ Other: _____

** *A construction plan of each waste handling structure with design specifications of the structure noted as prepared by or for the owner or operator must also be submitted to and approved by the Department prior to the commencement of construction.*

EXISTING AND PROPOSED FACILITY SIZE:

(list the size of each building or structure, by facility type) *(specify "proposed" or "existing")*

Example: Farrowing building with concrete under building pit (proposed) – 40 feet x 80 feet x 8 feet deep
Finishing building with shallow pit to a lagoon (existing) – 300' x 100' x 2' deep
Earthen Lagoon (existing) – 400 feet x 360 feet x 10 feet deep

Status		Phase	W (ft)	L (ft)	D (ft)	Swine >55 lbs	Waste Handling System
Proposed	Barn 1	Wean - Finish	81'	225'	8'	2830	Underfloor Deep Pit (8 ft)
					Totals	2830	
					AU Factor	0.4	
					Total AU	1132	

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D) Names and addresses of the owners, including local, State and federal governments, of the property located within the setback area (both the residence and populated area setback areas) — *** Applicable only to facilities which meet the definition of a "new facility"*

(LIST HERE AND/OR ATTACH ADDITIONAL SHEETS AS NECESSARY)

Please refer to Attachments A & B

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E) Distance to the nearest town, residence, occupied residence, non-farm business, and common place of assembly —

Town	Berryville (name)	12,800	feet
Residence	Mervin & Ruth Peachey (name)	1,400	feet
Occupied residence	Mervin & Ruth Peachey (name)	1,400	feet
Non-Farm business	Shady Grove Grocery (name)	3,500	feet
Common place of assembly	Gilead Presbyterian Church (name)	3,030	feet

F) Map or sketch showing the proposed facility and setbacks –
(CHECK ALL THAT APPLY)

All Facilities

☑ Plat Map, ☑ Topographic Map or ☐ sketch attached.

Please refer to Attachment C (Plat Map) & Attachment D (Topographic Map)

☑ Locations of ***all*** residences, populated areas, non-farm businesses and common places of assembly within or near the setback boundaries have been clearly identified on the map or sketch.

Please refer to Attachment E (Setback Map)

"New Facilities"

☑ Setback distances (both residence and populated area setback distances) have been clearly identified on the map or sketch or in the case of an existing facility, the distances between the proposed construction and the existing facility as well as the distance to nearest residences has been identified.

Please refer to Attachment E (Setback Map)

"Expansion Facilities"

☐ Plot plan depicting all existing and proposed structures. Plot plan also indicates: the distance from the proposed structure(s) to the existing structure(s), the distance from proposed structure(s) to the owner/operator's residence (if on site), the distance from the proposed structure(s) to the nearest non-owned residence.

G) A statement identifying whether a request for decrease in setbacks, pursuant to *(510 ILCS 77/35 (g))*, has been sought and whether the request has been granted or denied —
(CHECK ALL THAT APPLY)

☑ No request for a setback decrease has been sought.

☐ A request(s) for a setback decrease is being submitted to the Illinois Department of Agriculture.

- ☐ Waiver(s) attached
- ☐ Waiver(s) not attached

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Program

☐ A request for a setback decrease has been submitted to the Illinois Department of Agriculture and no action relative to its acceptance or denial has been received.

☐ A request for a setback decrease has been submitted to the Illinois Department of Agriculture and has been granted by the Department.

H) Property owner notification

Within 10 calendar days after receipt of the Department's acknowledgment of setback compliance, owners or operators of "new" livestock management or "new" livestock waste handling facilities ***not subject to the public informational meeting process*** are required to mail by certified mail, return receipt requested, a copy of the complete notice of intent to construct to the owners of the property located within the setback areas.

Within 10 calendar days after receipt of the Department's notification that all information concerning the notice of intent to construct is complete, owners or operators of "new" livestock management or "new" livestock waste handling facilities ***subject to the public informational meeting process*** are required to mail by certified mail, return receipt requested, a copy of the complete notice of intent to construct to the owners of the property located within the setback areas.

Sincerely,

Patrick Maschhoff
Authorized Agent *(PRINTED)*

Patrick Maschhoff
Signature of Authorized Agent

6/5/12
Date

Environmental Services Manger
Title

Maschhoff Environmental Inc.

Questions relative to the filing of Notices of Intent to Construct may be directed to the Illinois Department of Agriculture at 217/785-2427 (Voice/TDD).

Completed forms and all documentation should be submitted to:
Livestock Waste Program, Illinois Department of Agriculture, Bureau of Environmental Programs, P.O. Box 19281, Springfield, Illinois 62794-9281

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Livestock Waste Program

Attachment A

	Landowners Within Setbacks					
	Code	**Sec**	**Twn**	**Rng**	**Owner Full Name**	**Address**
Lawrence County	**Pink-1**	6	2N	13W	Ralph Hasewinkle	493 Madison Ln Sumner, IL 62466
	Green-2	6	2N	13W	William Hasewinkle	4150 Ridgley Rd Sumner, IL 62466
	Blue-3	6	2N	13W	Mervin and Ruth Peachey	Rt 1 Box 845 Sumner, IL 62466
	Yellow-4	6	2N	13W	Eli G. Jr and Catherine Brenneman	4546 Lawrence Rd Sumner, IL 62466
	Blue-5	6	2N	13W	WR Shick	4102 Lawrence Rd Sumner, IL 62466
	Green-6	6	2N	13W	Mary Jane Shick	4102 Lawrence Rd Sumner, IL 62466
	Yellow-7	7	2N	13W	Jerry Brian	218 Sycamore St Sumner, IL 62466
Richland County	**Yellow-8**	1 & 36	2N	14W	Ronald and Paula Gay	2540 N Blueberry Rd Claremont, IL 62421
	Blue-9	1	2N	14W	Ralph and Kristine Hasewinkle	Rt 1 Box 785 Sumner, IL 62466
	Pink-10	1	2N	14W	James H. Pool Jr.	1079 N Shell Rd Calhoun, IL 62419
	Green-11	1	2N	14W	Land Trust #125	688 County Farm Rd Monticello, IL 61856
	Green-12	1	2N	13W	Annette Sherman	8145 East Gallagher Ln Sumner, IL 62466
	Green-13	1	2N	13W	Sarah M. Kincaid	1338 N Amity Rd Calhoun, IL 62419
	Yellow-14	1	2N	13W	WM and Carolyn Hasewinkle Trust	Rt 1 Box 890 Sumner, IL 62466
	Green-15	1	2N	13W	Leslie C. and Debra A. Slunaker	8362 E Otterbien Ln Sumner, IL 62466
	Green-16	1	2N	13W	Timothy J. and Debra A. Dressen	1700N Prairieon Rd Calhoun, IL 62419
	Pink-17	12	2N	13W	Lora Mae Moore	8265 E Otterbein Ln Calhoun, IL 62419
	Blue-18	12	2N	13W	Jerry Brian	216 Sycamore St Sumner, IL 62466

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Livestock Waste Program

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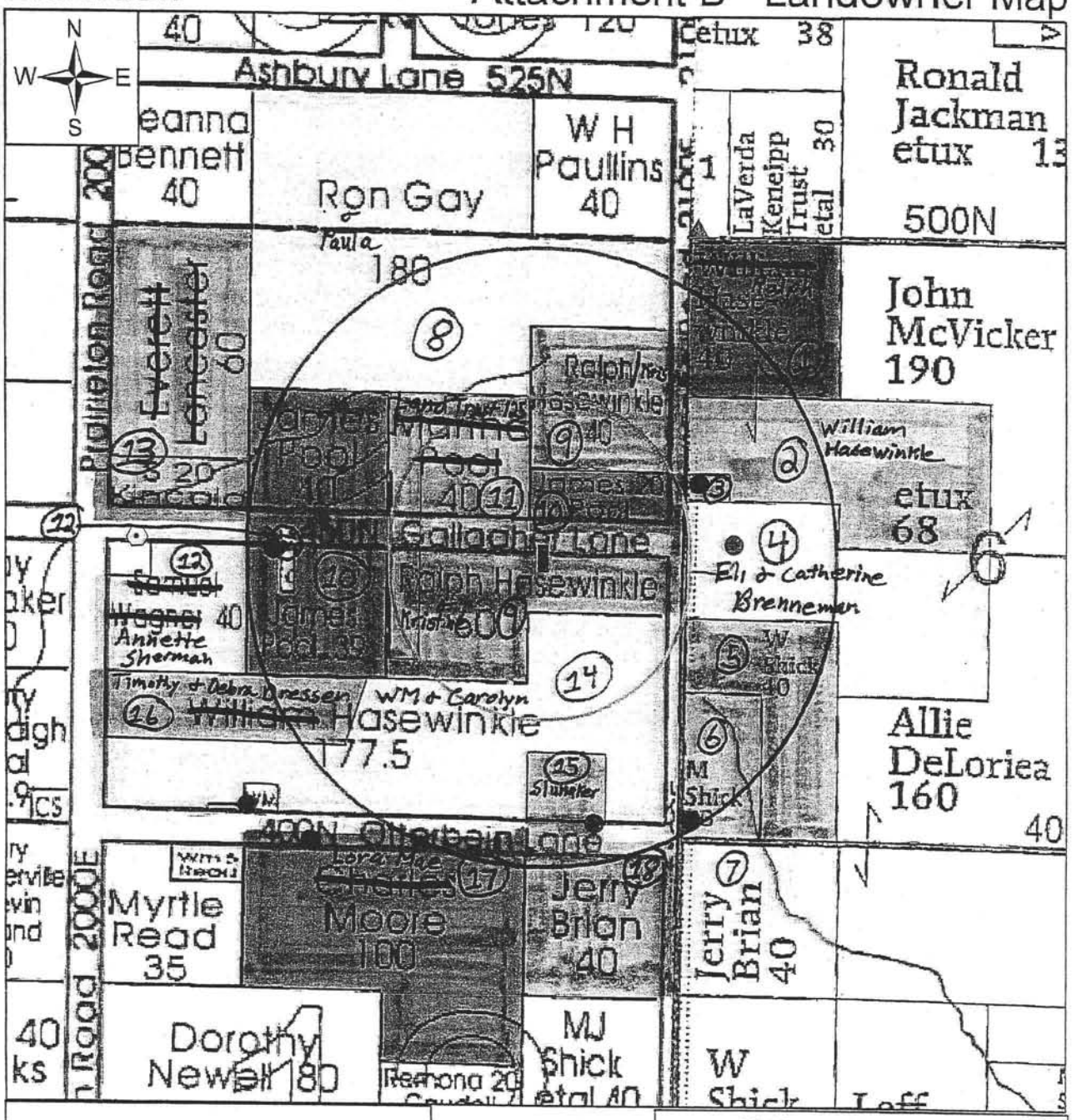
Attachment B - Landowner Map



Legend

- Common Place of Assembly
- Non_Farm Business
- Residence
- Proposed Facility
- Residence_Setback (1320 ft)
- Populated_Area_Setback_(2640_ft)

0 750 1,500 3,000 Feet

Plat Source: Richland Co, IL
2001 prepared by Richland County Farm Bureau
Lawrence Co, IL
Prepared by Farm & Home Publishers, LTD

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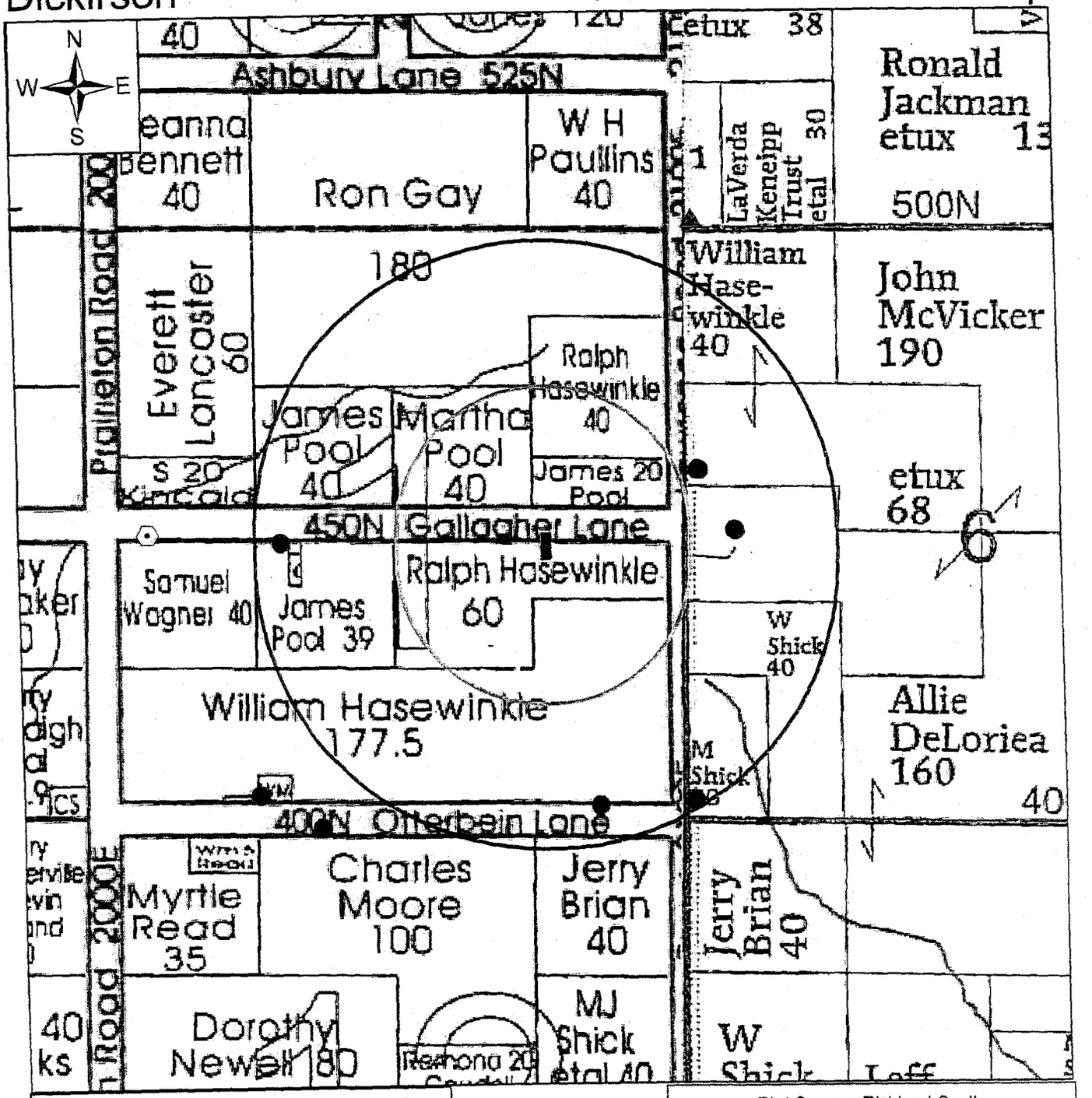
Attachment C - Plat Map



Legend

- Common Place of Assembly
- Non_Farm Business
- Residence
- Proposed Facility
- Residence_Setback (1320 ft)
- Populated_Area_Setback_(2640_ft)

0 750 1,500 3,000 Feet

Plat Source: Richland Co, IL
2001 prepared by Richland County Farm Bureau
Lawrence Co, IL
Prepared by Farm & Home Publishers, LTD

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Livestock Waste Prog.

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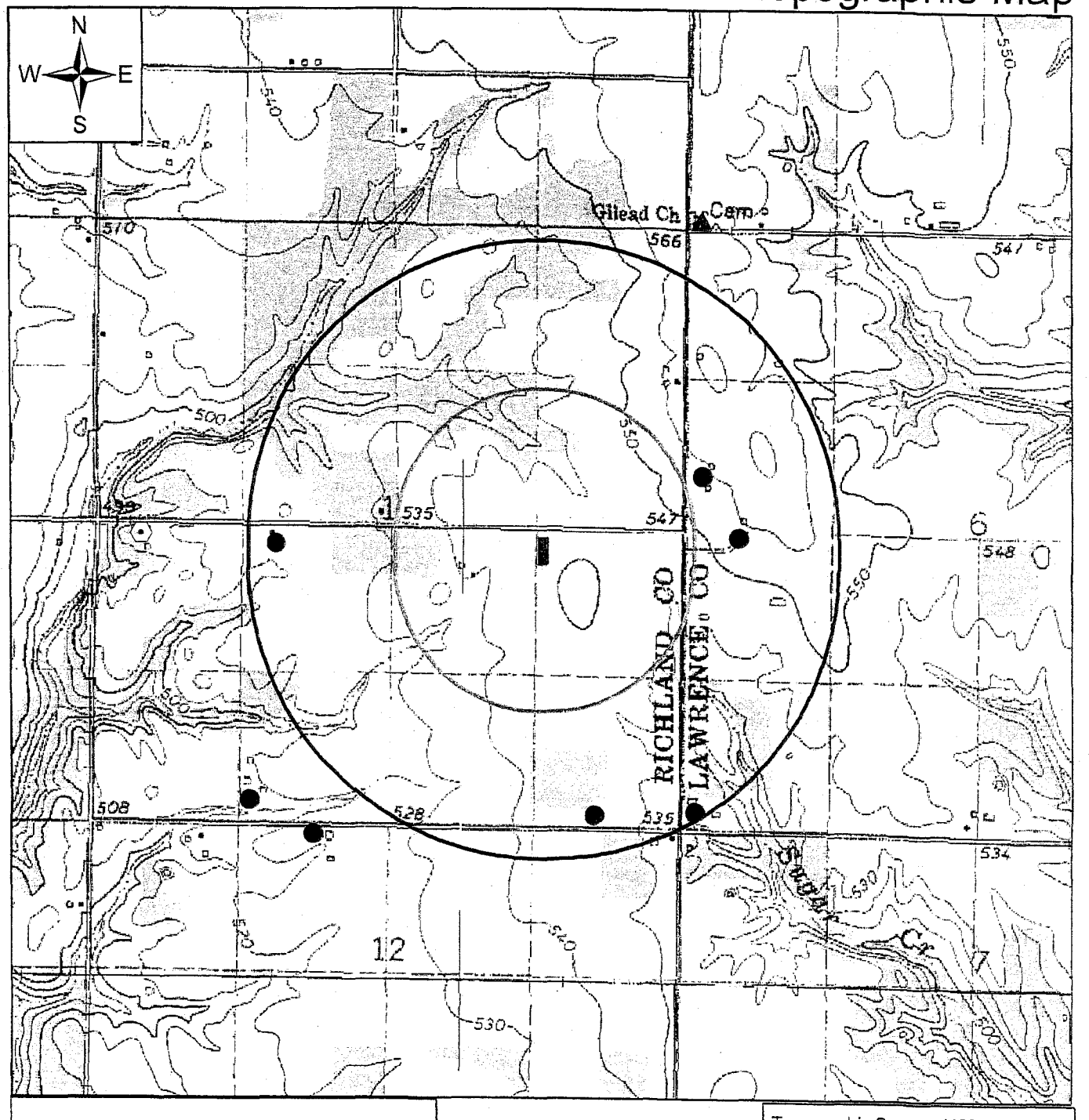
Attachment D - Topographic Map



Topographic Source: USDA - NRCS

Legend

- Common Place of Assembly
- Non_Farm Business
- Residence
- Proposed Facility
- Residence_Setback (1320 ft)
- Populated_Area_Setback_(2640_ft)

0 750 1,500 3,000 Feet

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Livestock Waste Program

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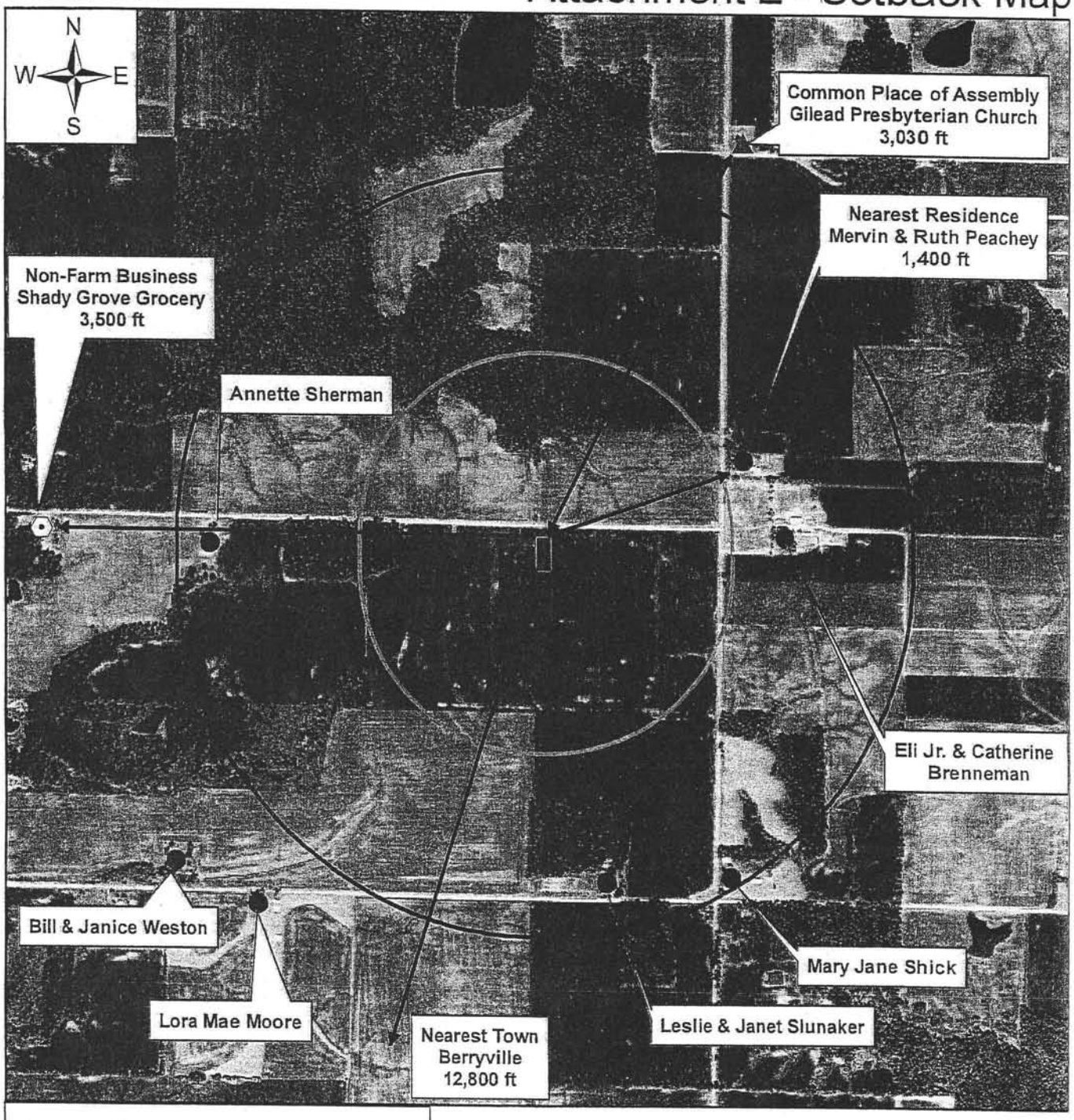
Attachment E - Setback Map



Legend

- Common Place of Assembly
- Non_Farm Business
- Residence
- Proposed Facility
- Residence_Setback (1320 ft)
- Populated_Area_Setback_(2640_ft)

0 600 1,200 2,400 Feet

RECEIVE
JUN 0 5 201
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PUBLIC NOTICE

NOTICE IS HEREBY GIVEN by the Illinois Department of Agriculture (Department), pursuant to 510 ILCS 77/12(a) of the Livestock Management Facilities Act and Subparts C and D of 8 Ill. Adm. Code 900, that on June 5, 2012 the Department received a notice of intent to construct application for a 1,132.2 animal unit swine facility from Mr. Loren Dickirson, Sumner, IL and determined that the application was complete. The facility is proposed to be located approximately 2.4 miles northeast of Berryville, IL. A copy of the notice of intent to construct form was forwarded to the Richland County Board on June 5, 2012. Within 30 days after receipt of the notice, the county board may request that the Department conduct an informational meeting concerning the proposed construction. In addition, within 30 days after receipt of the notice by the county board, county residents may petition the county board to request that the Department conduct an informational meeting. If 75 or more of the county residents, who are registered voters in the county, petition the county board, the county board shall request that the Department conduct an informational meeting. For more information regarding this notice, informational meetings or requirements of new livestock management or livestock waste handling facilities, please consult the Livestock Management Facilities Act (510 ILCS 77/1 *et seq.*) or call the Department at (217) 785-2427.

Illinois Department of Agriculture

Bureau of Environmental Programs
State Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217/524-4882
Pesticide Misuse Hotline 1-800-641-3934 (voice/TDD)

Field Memorandum

Date:	**June 8, 2012**
To:	**Brad Beaver**
From:	**Brad Ruckman**
Subject:	**Pre Construction Inspection of Loren Dikirson Farm.**
Cc:	**File #LF1590160000**

On June 7, 2012 I conducted a pre construction inspection at the Lorne Dikirson farm located near Sumner. Mr. Dikirson has proposed to construct a new deep pit finisher.

The proposed location for the new deep pit finisher meets the definition of a new facility. There are no residences within the ¼ mile setback. The layout of the facility is consistent with submitted site layout map.

I have attached a site sketch and a photo narrative for your review. If you have any questions, please let me know.

ILLINOIS DEPARTMENT OF AGRICULTURE
SITE INSPECTION PHOTOS

Date: June 7, 2012	**Facility ID #: LF1590160000**	**County: Richland**
Photo taken by: Brad Ruckman	**Site Name: Loren Dikirson**	

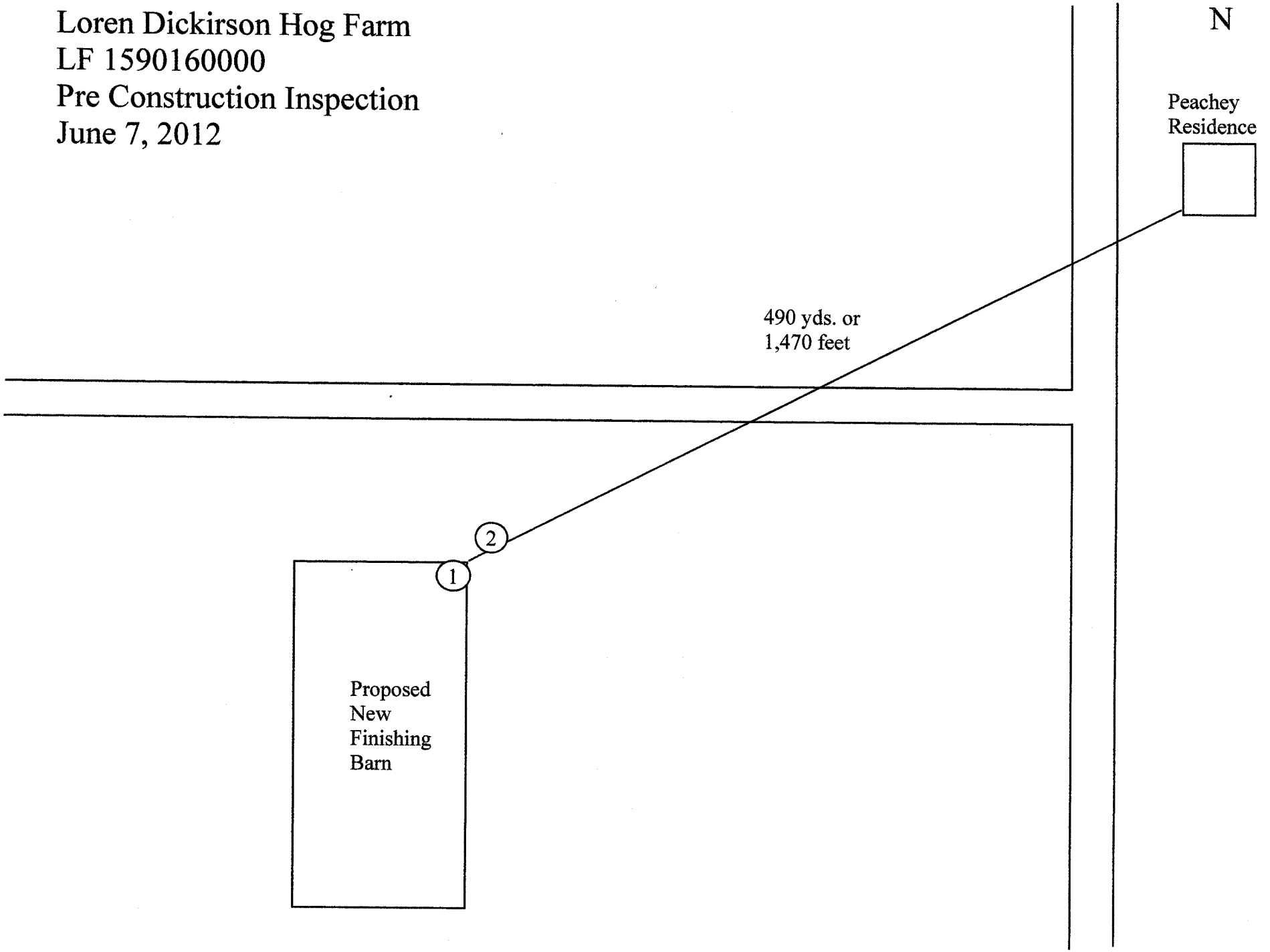
Comments: The photo was taken facing east and shows the nearest neighboring residence which is over ¼ mile.

Photo # 1

Comments: The photo was taken facing southwest and shows the location of the building. The red flag is marking the northeast corner.

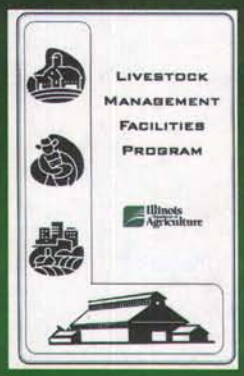
Photo # 2

Loren Dickirson Hog Farm
LF 1590160000
Pre Construction Inspection
June 7, 2012



EXHIBIT

2



Livestock Management Facilities Act

- Facility Design Standards
- Waste Management Plan Requirements
- Operator Training and Testing
- Financial Responsibility
- Setback Requirements

Loren Dickirson Proposal

Overall Facility Capacity:
1,132.2 animal units
2,830 head > 55 lb

Loren Dickirson Proposal

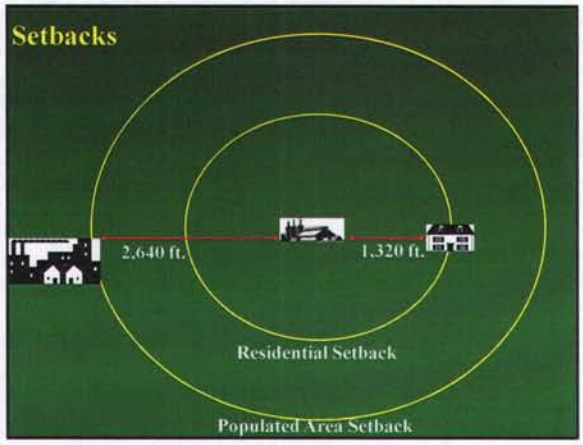
Submittal Timeline

June 5, 2012
NOIC Received

June 5, 2012
NOIC determined to be complete

June 5, 2012
Richland Co. Board Notified of Application

Setbacks



Loren Dickirson Proposal

Submittal Timeline

June 5, 2012
NOIC Received

June 5, 2012
NOIC determined to be complete

June 20, 2012
Richland Co. Board Request received

July 10, 2012
Public Information Meeting

June 5, 2012
Richland Co. Board Notified of Application

Notice of Public Meeting Published in local newspaper

Siting Criteria

1. Whether registration and livestock waste management plan certification requirements, if required, are met by the notice of intent to construct.
2. Whether the design, location or proposed operation will protect the environment by being consistent with this Act.

Siting Criteria

3. Whether the location minimizes any incompatibility with the surrounding area's character by being located in any area zoned for agriculture where the county has zoning or where the county is not zoned, the setback requirements established by this Act are complied with.

Siting Criteria

4. Whether the facility is located within a 100-year floodplain or an otherwise environmentally sensitive area (defined as an area of karst area or with aquifer material within 5 feet of the bottom of the livestock waste handling facility) and whether construction standards set forth in the notice of intent to construct are consistent with the goal of protecting the safety of the area.

Siting Criteria

5. Whether the owner or operator has submitted plans for operation that minimize the likelihood of any environmental damage to the surrounding area from spills, runoff and leaching.

Siting Criteria

6. Whether odor control plans are reasonable and incorporate reasonable or innovative odor reduction technologies given the current state of such technologies.
7. Whether traffic patterns minimize the effect on existing traffic flows.

Siting Criteria

8. Whether construction or modification of a new facility is consistent with existing community growth, tourism, recreation or economic development or with specific projects involving community growth, tourism, recreation or economic development that have been identified by government action for development or operation within one year through compliance with applicable zoning and setback requirements for populated areas established by this Act.

Loren Dickirson Proposal

Submittal Timeline

July 10, 2012
Public Information Meeting

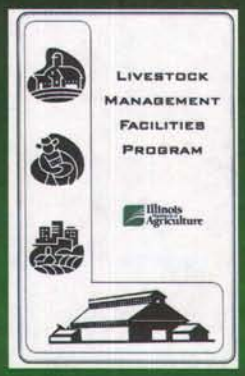
September 5, 2012
IDOA Final Determination Or Request For Additional Information

15 Calendar Days

30 Business Days

August 21, 2012
Deadline for County Board Recommendation

Illinois Department of Agriculture



Livestock Management Facilities Act

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Loren Dickirson Proposal

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Loren Dickirson Proposal

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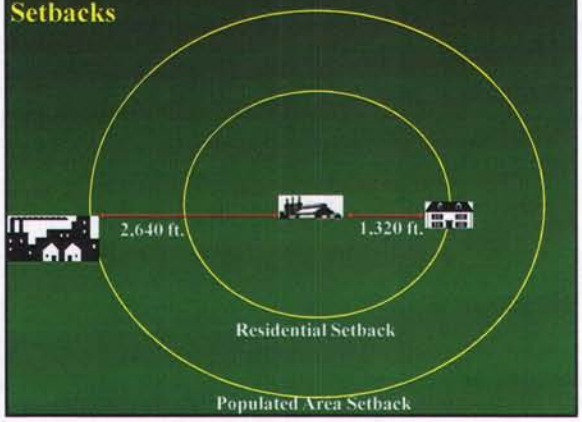
Richland Co. Board Notified of Application

Setbacks



Loren Dickirson Proposal

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Siting Criteria

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Loren Dickirson Proposal

Submittal Timeline

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Public Information Meeting

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30 Business Days

August 21, 2012
Deadline for County Board Recommendation

Illinois Department of Agriculture

EXHIBIT

3

Loren Dickirson
Livestock Facility Proposal

Presented by

Loren Dickirson

prepared for

Public Informational Meeting

Richland County Jail Meeting Room

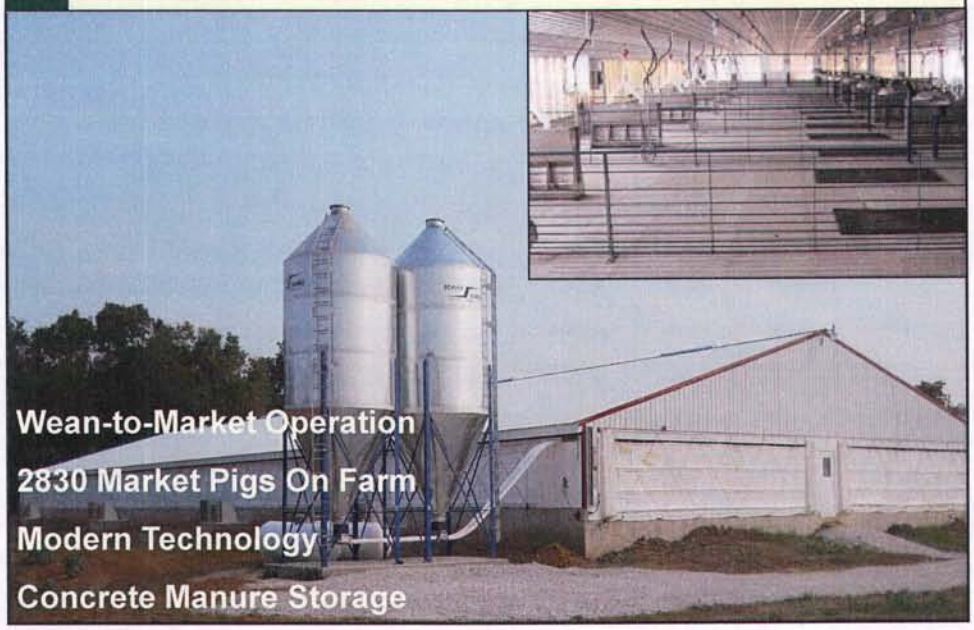
July 10, 2012

Our Goals for This Meeting

- Provide a general overview of our proposed project and why I chose to work with the Maschhoff family.
- Explain how my proposed project specifically meets each of the **eight (8) siting criteria** under the Livestock Management Facilities Act (LMFA):
  - Community considerations that influenced site selection
  - Technology and management to protect the environment
- Answer your questions and engage our neighbors and community in open discussion.

Sustainable Agriculture for the Midwestern US

Project Overview



Overview of the 8 Siting Criteria

Refer to section 900.405 subsection h of LMFA Regulations

1. Registration and waste management certification.
2. Design, location, & management to protect the environment.
3. Compliance with zoning and setbacks.
4. Environmentally sensitive areas and construction standards
5. Plans to prevent spills, runoff, and leaching
6. Plans to control odor
7. Effects on local traffic
8. Existing community development plans

Project Phases

1. Site Selection
2. Permit Application
3. Design and Construction
4. Facility Management

Phase 1 – **Site Selection**

Refer to section 900.405 subsection h of LMFA Regulations

1. Registration and waste management certification
2. Design, location, & management to protect the environment
3. Compliance with zoning and setbacks
4. Environmentally sensitive areas and construction standards
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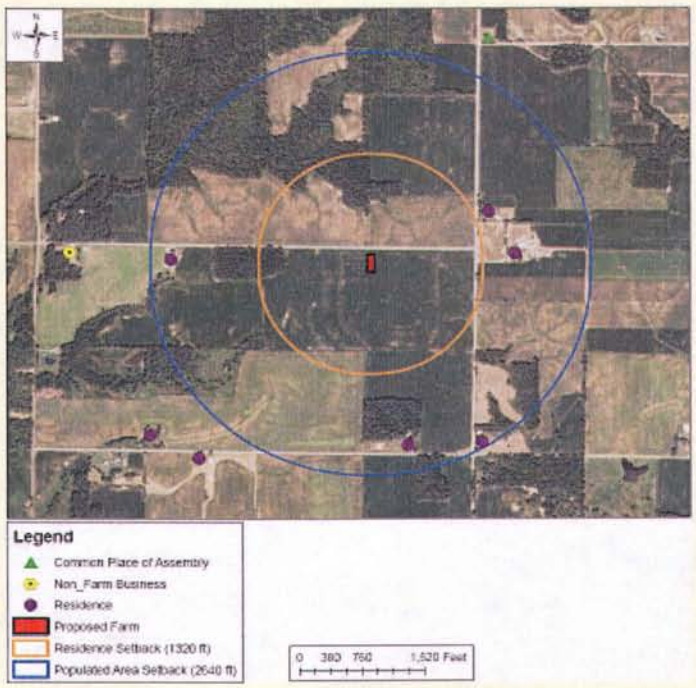
Compliance With Setbacks

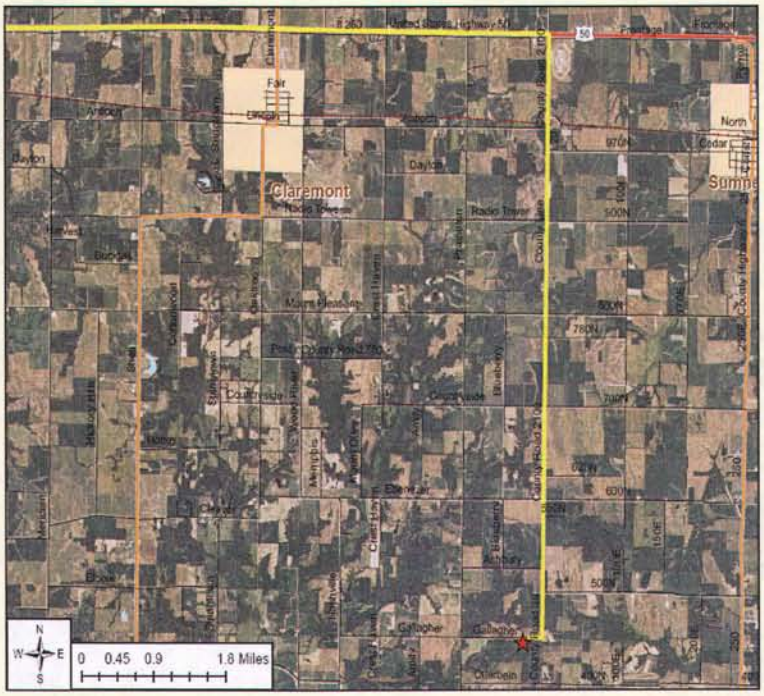
1132 AU Proposed



Richland County, Illinois

Countywide zoning has not been adopted

Truck Route



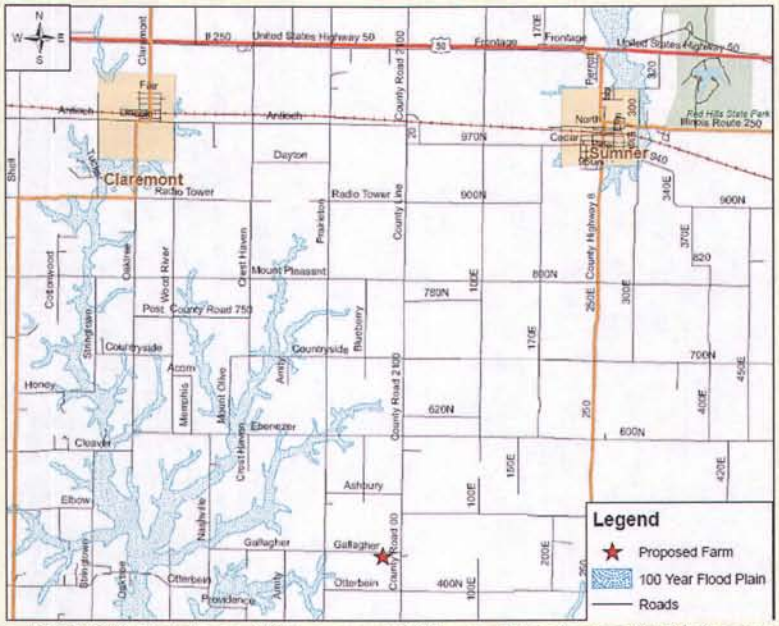
Impact on Local Truck Traffic

Highway Location	Average Weekly Truck Traffic	Dickirson Average Weekly Trucks	Increase in Truck Traffic
State Route 50	5425	2.1	**0.04%**

Less than 1/10 of 1% increase in local truck traffic on Highway 50

Source: IDOT Average Daily Traffic Counts

Illinois 100-Year Flood Plain



Source: ISGS GIS Database, 100-year and 500-year Floodzones for Unincorporated Areas of Illinois, FEMA National Flood Insurance Program 1996.

Illinois Karst Regions

Source: Illinois Dept of Natural Resources, ISGS, Illlinois Karst Regions.

Site Investigation – Soil Boring

CONCLUSION

NO Aquifer Material Found
Within 5 Feet of the Planned Bottom of the Structure

Phase 2 - **Permit Application**

Refer to section 900.405 subsection h of LMFA Regulations

1. Registration and waste management certification.
2. Design, location, & management to protect the environment.
3. Compliance with zoning and setbacks.
4. Environmentally sensitive areas and construction standards
5. Plans to prevent spills, runoff, and leaching
6. Plans to control odor
7. Effects on local traffic
8. Existing community development plans

Application Activity Timeline

June 5, 2012	- Notice of Intent to Construct filed
June 5, 2012	- Received IDOA approval of the Notice of Intent to Construct
June 7, 2012	- Completed landowner notifications and filed certified mail receipts - Construction Drawings were filed by Frank & West Environmental Engineers (Professional Engineers)
June 28, 2012	- Filed Non-Lagoon Facility Application - Site Investigation Report filed by Frank & West Environmental Engineers (Professional Engineers)

Phase 3 - **Design and Construction**

Refer to section 900.405 subsection h of LMFA Regulations

1. Registration and waste management certification.
2. Design, location, & management to protect the environment.
3. Compliance with zoning and setbacks.
4. Environmentally sensitive areas and construction standards
5. Plans to prevent spills, runoff, and leaching
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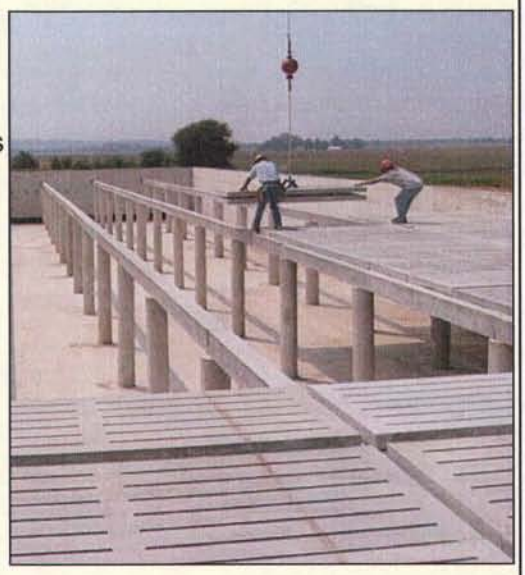
Manure Management Systems
Engineered for Environmental Safety

- Rigorous concrete construction specifications to ensure safety
- Water stop at all concrete joints
- Perimeter tile sampling to monitor storage structure integrity
- Enclosed storage to exclude rainfall and minimize odor



Structures Engineered for Safety

Concrete Specifications

Compressive strength of every load must be at least 4000 PSI.

Every load must be certified in writing by the manufacturer.

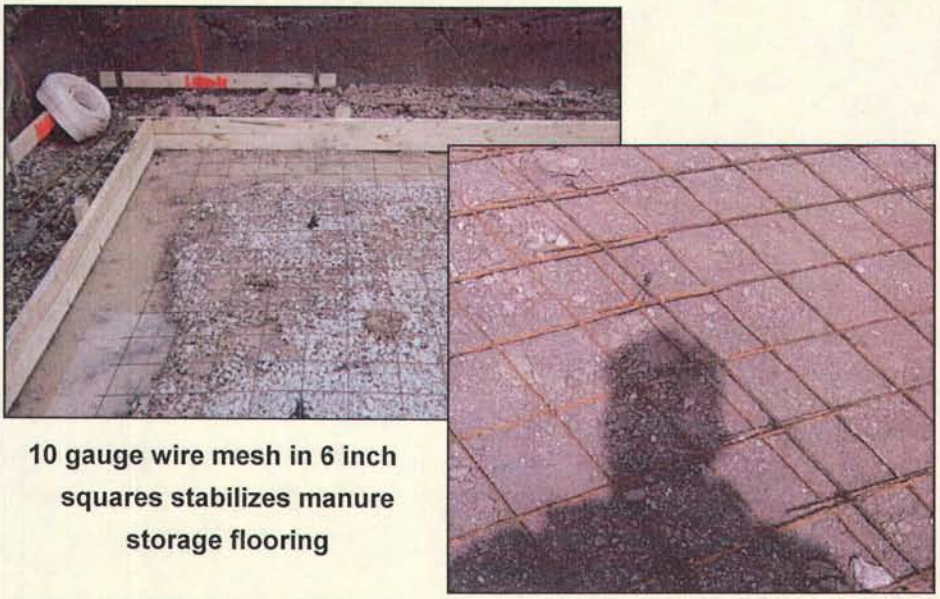
All features must be photo-documented & submitted to IDOA.

Structures Engineered for Safety

Footings and Reinforcement

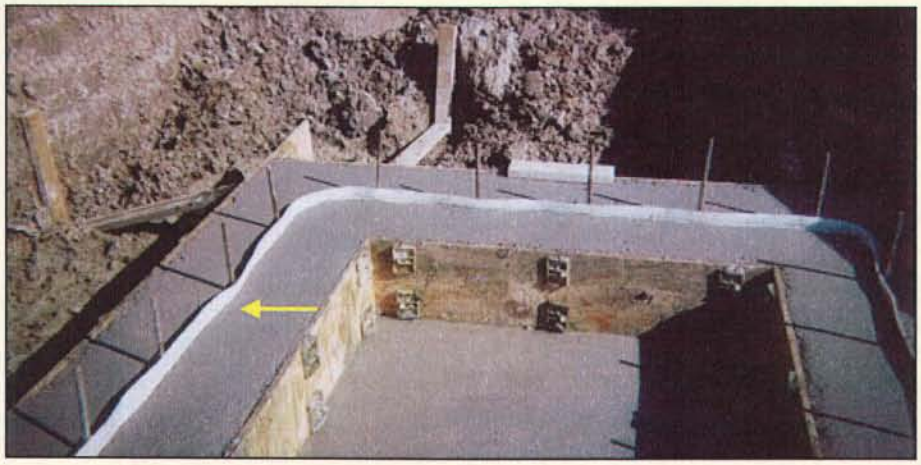
Column footings and steel reinforcement stabilize vertical load

Structures Engineered for Safety
Floor Reinforcement



10 gauge wire mesh in 6 inch squares stabilizes manure storage flooring

Structures Engineered for Safety
Water Stop



Water-proof barrier installed at all concrete joints to provide water tight seal

Structures Engineered for Safety

Wall Reinforcement

- **Steel reinforcement and backfill stabilizes wall structures**

Structures Engineered for Safety

Pillars, Beams, Slats

Beam and slats are set and all joints are finish-grouted.

Engineered Structures
Perimeter Tile Monitoring

Tile water must be sampled and analyzed quarterly.

Results must be reported to IDOA.

Phase 4 – Management

Refer to section 900.405 subsection h of LMFA Regulations

1. Registration and waste management certification.
2. Design, location, & management to protect the environment.
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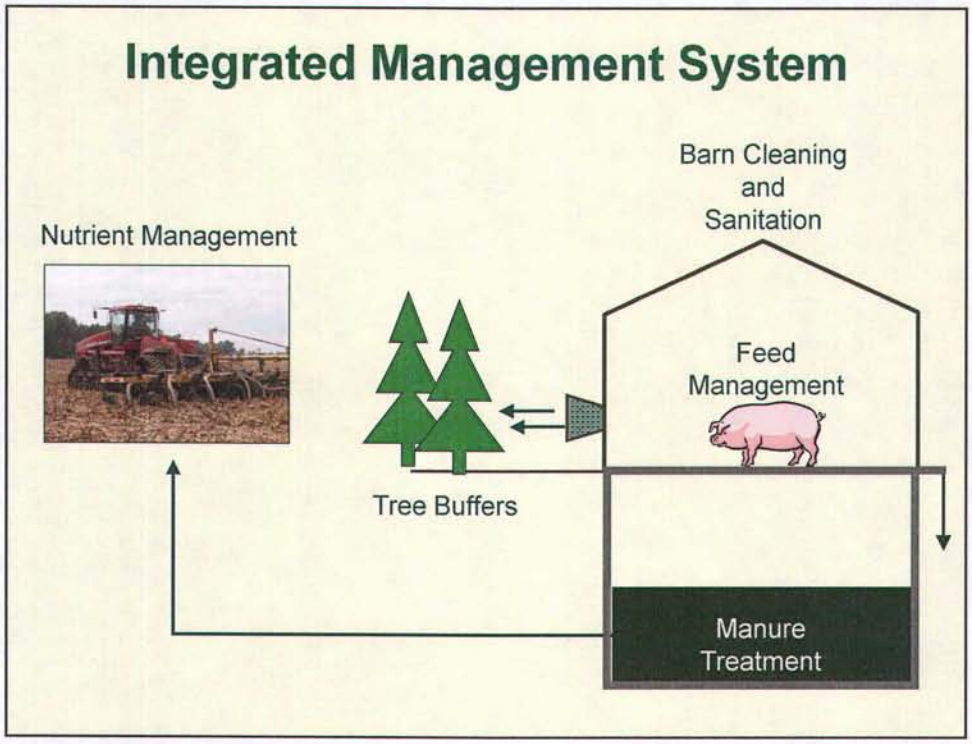
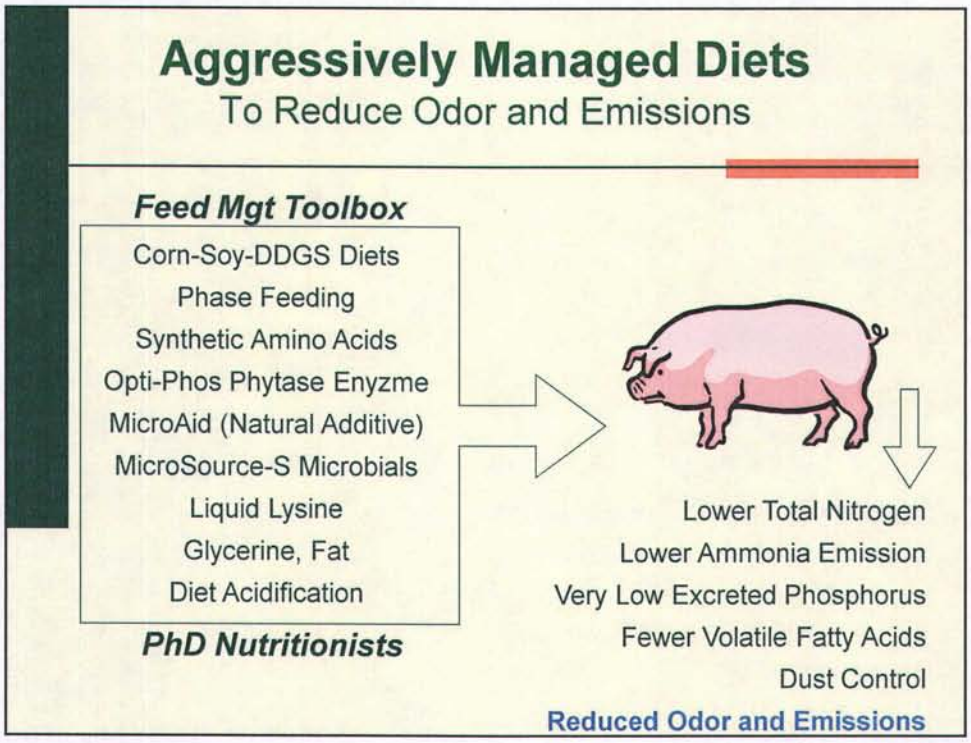

Integrated Management System
Barn Cleaning and Sanitation
Nutrient Management
Feed Management
Tree Buffers
Manure Treatment


Aggressively Managed Diets
To Reduce Odor and Emissions
Feed Mgt Toolbox
Corn-Soy-DDGS Diets
Phase Feeding
Synthetic Amino Acids
Opti-Phos Phytase Enyzme
MicroAid (Natural Additive)
MicroSource-S Microbials
Liquid Lysine
Glycerine, Fat
Diet Acidification
PhD Nutritionists
Lower Total Nitrogen
Lower Ammonia Emission
Very Low Excreted Phosphorus
Fewer Volatile Fatty Acids
Dust Control
Reduced Odor and Emissions

Microbial Additives

Break Down Solids and Reduce Odor

MicroSource® S

A blend of 6 naturally selected beneficial microbes added directly to every load of feed to reduce odor and ammonia

Accelerator™ PLUS

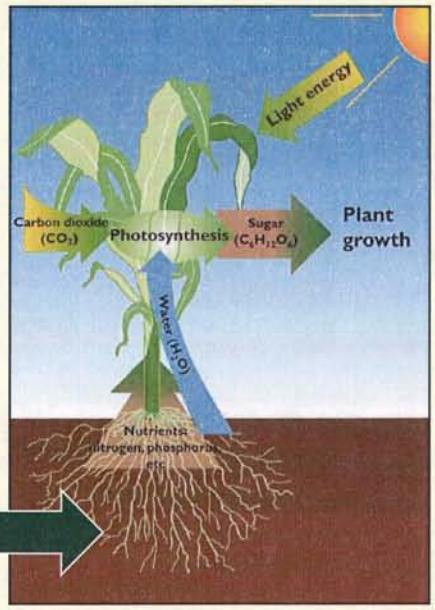
Enzymes added directly to the manure storage to speed and improve microbial activity

Routine Cleaning

Each barn is pressure-washed and sanitized between every production cycle.

Swine Manure is a Natural Fertilizer

- Builds Soil Structure
- Increases Soil Tilth
- Improves Water Management
- Stimulates Soil Biology
- Enhances Nutrient Cycling



Nutrient Management Plan

CROP NEED

AVAILABILITY

LMFA Regulations

Strategic Nutrient Plan

Crop Need				
Crop Maintenance	Yield Goal (bu/ac)	Nitrogen (lbs/ac)	Phosphorus (lbs/ac)	Potassium (lbs/ac)
Corn	165	174.5	69	45
Soybean	44	0	38	58
Total Need		174.5	107	103

Manure Nutrients			
Nutrient Availability (lbs/1000 gal)	44.87	44	40
Nutrients Applied (lbs/ac)	174.5	171	156

Land Requirements	
Maximum Application Rate (gal/ac)	3,889
Annual Manure Productions (gal)	1,032,950
Land Requirement Per Year (ac)	266
Available Acreage (ac)	520

Modern Application Technology
Protects the Environment

- Direct injection into the soil controls odor and runoff
- Calibrated flow meters ensure accurate rates
- Conservation shanks prevent soil erosion
- **Certified Livestock Manager** program ensures that personnel are properly trained.

Waste Management Plan Certification

- **Requirements**

  Specified by Illinois Regulations (900, Subpart H)
- **Timeline**

  Plan must be developed and implemented within 60 days of commencing operations;

  Written Certification must be submitted to IDOA
- **Maintenance and Records**

  Plan and records must be maintained on the farm and available for inspection by IDOA personnel
- **Certified Livestock Manager**

  Farm Operator must complete training and pass a written exam every 3 years

Summary
Compliance with 8 Siting Criteria

Refer to section 900.405 subsection h of LMFA Regulations

- ✓ Registration and waste management certification.
- ✓ Design, location, & management to protect the environment.
- ✓ Compliance with zoning and setbacks.
- ✓ Environmentally sensitive areas and construction standards
- ✓ Plans to prevent spills, runoff, and leaching
- ✓ Plans to control odor
- ✓ Effects on local traffic
- ✓ Existing community development plans

Thank You

Questions and Answers

Regarding the 8 Siting Criteria

Public Informational Meeting
Loren Dickirson Proposal
July 10, 2012

EXHIBIT 4

ORAL TESTIMONY SIGN-IN

	Name	Address	City, State	County of Residence
1.	PB Finley	11504 N 900th St	Newton Il	Jasper
2.	Eric Pool	1910. N. Prairieton Rd	Claremont Il	Richland
3.	GARY WALCHTEL	111 E. LOCUST	OLNEY, IL	"
4.	John M. King	7732 Madison Ln	Sumner, IL	Lawrence.
5.	RON GAY			
6.		6204 Misty Rd	Sumner Il	
7.	Mary Jo Shich			Lawrence Co.
By	Ernest Chadsetter Rep	672 N Prairieton	Calhoun IL.	Richland
8. PASSES	Mic Anderson	1257 E Divern Rd	Divern Il	Sangamon
9. LEFT	Danny J. Colwell	4334 N. Meridian Rd	Olney IL 62450	Richland
10.	Walter Buss	4836 N Watergate Rd	Olney 62450	Richland
11.	Don Kincaid	1338 N. Amity Rd.	Calhoun, Il	Richland
12. PASSED	SLUNAKER	8362 E. OTTERBAIN	SUMNER IL	RICHLAND
13. PASSED	Eric Brennerman	4032 Goliad Ln	Sumner	Richland
14.	Mark A. Bowyer	13342 N Lawrence Rd	Sumner	Lawrence

	Name	Address	City, State	County of Residence
15.	JEFF WILSON		DUNDEE, IL	RICHLAND
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Public Informational Meeting
Loren Dickirson Proposal
July 10, 2012

EXHIBIT
5

ATTENDANCE SIGN-IN SHEET

	Name	Address	City, State	County of Residence
1.	PB Finley	11504 N 900th St	NEWTON IL	JASPER
2.	Kevin VanDyke	2801 Dor Rd	Lawrenceville IL	Clay
3.	Audra Wiley	613 S. Christy	Sumner IL	Lawrence
4.	Matt Henry	519 N Jackson	Pittsfield, IL	Pike
5.	Patrick Maschhoff	535 S Prairie St	Nashville, IL	Washington
6.	Ben Poletti	9539 Woodcrest	Breese, IL	Clinton
7.	Art Brandmeier	4780 Walnut Hill	Aviston IL	Clinton
8.	John Kroeger	19258 State Rt 127	Hoyleton, IL	Washington
9.	JAKE Nims	7226 N. State Rte 29	Springfield, IL	Sangamon
10.	Dixie Hauer			
11.	PATRICK Finley	8276 E. 1150th AVE	Newton IL	JASPER
12.	Mike Fry	9183 Hwy 3	Newton IL	JASPER
13.	Les + Janet Sluncker	8362 E. Otterbein Ln.	Sumner, IL	Richland 62446
14.	Nicole Beatty		Bloomington, IL	

	Name	Address	City, State	County of Residence
15.	Kathy Luber	5112 E. Dundas Rd	Dundas IL	Richland
16.	Jane Zwillenberg	7132 N. Ste Marie	Olney	Richland
17.	Jeff Wilson	3561 E Trust Ln	Dundas, IL	Richland.
18.	Junior Alexander	7595 E Gallagher Rd	Calhoun IL	Richland
19.	Eric Pool	1910 N. Prairieton Rd	Claremont, IL	Richland
20.	GARY WACHTEL	111 E. LOCUST	OLNEY, IL	"
21.	Christina Evans	1910 N Prairieton Rd	Claremont, IL	Richland
22.	Mark A Bowyer	13342 N Lawrence Rd	Sumner IL	Lawrence
23.	Keith Ryder	1208 E. Chestnut St.	Olney, IL	Richland
24.	John M. King	7732 Madison Ln S	Sumner, IL	Lawrence
25.	Ron Gay	2540 N. Blueberry	Claremont	Rich
26.	Mike Borgie	6411 S 6th St Rd, S[illegible]	Springfield, IL	Sangamon
27.	Rita Frye	6095 6th St (RD Rodin)	Bell St.	macoupi
28.	Nic Anderson	1257 E Diana	Diana	Sangamon
29.	Don Steber Jr	1721 N Shell Rd	Olney	Richland
30.	Edwin P. Yoder	2740 N Blueberry	Claremont	Richland

	Name	Address	City, State	County of Residence
31.	Urie Brenneman	4032 Gilead Ln	Sumner Il	
32.	Dora Sarah Kincaid	1338 N. Amity Rd.	Calhoun, Il	Richland
33.	[illegible] Mason	212 W ELM	NOBLE IL	RICHLAND
34.	Levi E. Brenneman	4546 Lawrence Rd	Lumner Ill	Lawrence
35.	Lewis E. Yoder	2740 Blueberry Rd	Claremont. Ill	Richland
36.	Jessica Clodfelter	921 E Butler	Olney, IL	Richland
37.	Clarence A. Yoder	8031 E. Gallagher Ln.	Sumner IL.	Richland
38.	Pamela L Gay	2540 Blueberry Rd	Claremont	Richland
39.	Deb Lamb	1020 N. FAIR	OLNEY	RICHLAND
40.	Sheena Young	316 Helena Ln.	Sumner	Lawrence
41.	Joey Young	316 Helena Ln.	Sumner	Lawrence
42.	[illegible]	—	Lawrenceville	"
43.	(Mary Jane Shields Ernest Clodfelter Relatives)	672 N Prairieton Rd	Calhoun Ill	Richland
44.	Sam Buchanan	RR1 BOX 129A	Lawrenceville Il	Lawrence
45.	[illegible]		Lawrenceville Il	
46.	Danny J Colwell	4334 N. Meridian Rd.	Olney, IL 62450	Richland

	Name	Address	City, State	County of Residence
47.	Merri D Perry	4670 Lawrence Rd	Sumner IL	Lawrence
48.	county board			
	Melinda hunt	1911 e. main	~~oley~~ olney, IL	Richland
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EXHIBIT
tabbies
6

Regarding the proposed Maschoff swine facility in Bonpas Township

Dear Members of the Board,

I am here today on behalf of Mary Jane Shick. Mary Jane lives near the property where the facility is proposed to be built. She has some concerns regarding the proposed facility and how it will affect her personally, as well as how it will affect the area and its residents.

Her first concern is one that most people bring up when discussing large hog operations – the smell. Mary Jane's home is approximately ½ mile from the proposed facility's location – close enough that the odors from the facility would be something she would most likely smell on a daily basis. While it is possible for hog operations to reduce the odors that are produced by the hogs and their waste, it is almost impossible to remove 100% of the odor. Mary Jane is worried that she will smell the operation year round. This could hurt her financially. Since she lives on a limited income, she tried to save money where she can. One way she does this is to open her windows to cool her home when the temperature and weather allows it. She is concerned that the smell would be so strong that she would no longer be able to do this – for who really wants their home to smell like pigs? Also, most people do not like the smell of hogs, and who wants to smell a bad odor every day?

Her second concern is how the proposed facility would affect the area's water sources. First of all, how would the operation of the proposed facility take steps to insure that the water shed and water table in the area would not be contaminated by the waste and by-products produced by the hogs? This is a rural area where many residents, including Mary Jane, rely on drilled wells for their main water source. Her concern is that sewage could potentially leach into the water table and contaminate the wells. A related concern is the potential reduced water level in the water table from wells the proposed facility might drill and use. Alternatives to using drilled wells as water sources for the area residents, such as tapping into rural water services and having water delivered, are very costly. Again, this is something that could potentially have a financial impact on the area residents.

Her third concern is how the proposed facility would affect property values. It could have a negative affect on the value of the property due to the proximity to the facility. This could make is extremely difficult for the property, especially homes, to sell. The proposed facility could likewise cause an increase in the property taxes. While Mary Jane most likely will not be selling her home any time in the near future, she does worry about her property taxes being raised – something that could, once again, affect Mary Jane and the other area residents financially.

These are just some of the main concerns Mary Jane has regarding the proposed facility. Please take her concerns, and the concerns of everyone who lives in the area, into consideration when you a making your decision regarding this proposed facility. Thank you for your time and attention.

EXHIBIT
7

July 9, 2012

To Whom it may concern;

We will present our concerns with a letter explaining the situation.

We are in the process of building a school at 4548 Lawrence Rd. Sumner, Ills.

We were asked to provide the dates of our progess. We don't know all the dates of the planning stages — On April 25, 2012 we had a school meeting and the decision was approved and finalized. The loan was also approved the same day.

I don't have the exact date that the schoolboard appointed a building committee but it was only a few days after the meeting.

On May 5, 2012 we had a bake sale at Kurt Mowers sale to help provide money for the school

On May 9, 2012 we contacted the sewage inspector. Approx. completion date for the building is July 25, 2012.

We appreciate our neighbors and community but we have concerns with the large hog facility being this close. Some of our concerns are: distance
water quality
water quanity
school children

The school will be provided with water from an existing well 200+ feet deep.

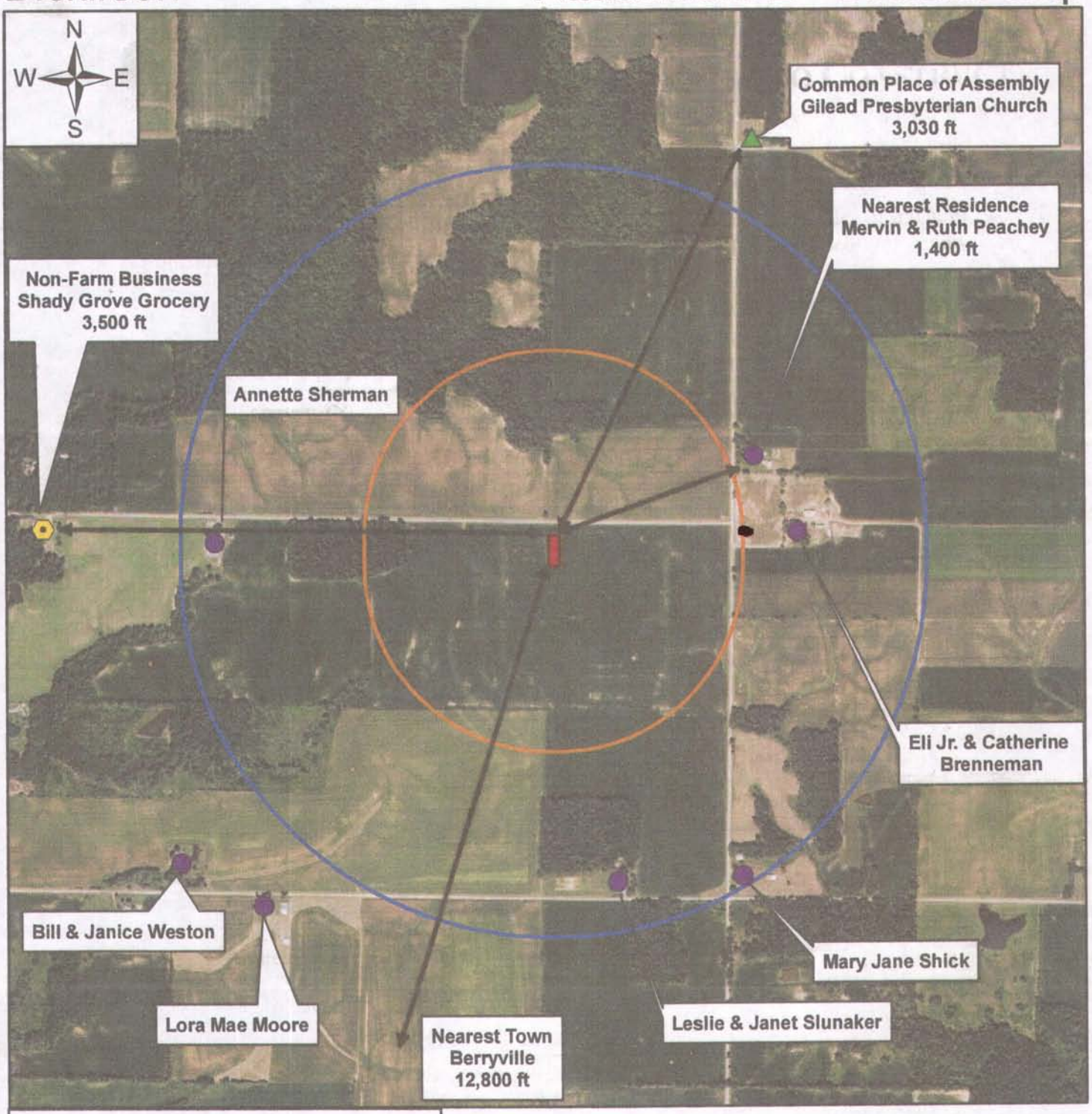
Our plea is to have a greater distance from our school (which is a place of assembly).

Thank you kindly for your consideration.

School board	Building committee	Minister
Clarence D. Yoder	David E. Brenneman	Eli Brenneman Jr.
Urie M. Brenneman	Lewis E. Yoder	
Edwin P. Yoder	Levi E. Brenneman	

Dickirson

Attachment E - Setback Map



Legend

- Common Place of Assembly
- Non_Farm Business
- Residence
- Proposed Facility
- Residence_Setback (1320 ft)
- Populated_Area_Setback_(2640_ft)

0 600 1,200 2,400 Feet

EXHIBIT

8

I am sure this review committee has heard all the negative implications of CAFO's. I will not bother them with a reiteration of their negative attributes. Unfortunately, I am confined by legislation that deals with eight siting criteria. Fortunately, for this site, these criteria are not met and this facility should not be approved.

The thing I find most comical is how the 3rd largest hog producer in the country is allowed to "contract" away all liability for such an operation while retaining the profit potential. These facilities qualify as pollution control devices under the property tax structure, yet the Maschoff's are able to place all liability for this pollution on an unsuspecting 26 year old.

I object to this facility on so many levels but will confine my further arguments to the framework of the eight siting criteria.

The first is whether the registration and livestock waste management plans meet certification requirements. The person on the permit, Loren Dickerson, owns no land. He does not have standing to apply for this permit. Before I could build a winery and get permits, I had to own the land. Permits to build such a massive fixture of real estate on ground one does not own is irresponsible. The first siting criteria also requires landowners within the setback area to be notified. I know of two landowners, Annette Sherman and James Pool, who have not received the Notice of Intent to Construct. Therefore, the registration requirements have not been met.

The second siting criteria inquires whether the design, location, or proposed operation will protect the environment. This is also clearly not met. The facility is surrounded by approximately 180 acres of cropland owned by the same family that has proposed this operation. This land has drainage tile and wascobs installed. The Soil Survey of Edwards and Richland Counties Illinois published by the United States Department of Agriculture Soil Conservation Service indicates that this area is primarily a Wynoose soil type with some Blueford mixed in. Table 10, Estimated Engineering Properties, it is indicated that Wynoose soils have a seasonal high water table of 0-1 foot with a high acidic subsoil that has high corrosion potential to concrete, which is supposed to contain this million gallons of manure. Due to constant water saturation and season high water tables, this manure that is injected will have a propensity to quickly find its way to the drainage tile and exit the intended host property. This drainage tile will take this manure discharges two places. One is across the property of James Pool straight to Annette Sherman's well(see attached exhibit 1). The other discharge will occur onto Tim Dressen. He raises horses on his property and they drink from the stream that this discharge will be polluting.

These soils are also indicated to dry very slowly as well as having a seasonal high water table that comes to the surface. The farmer will not be able to properly dispose of the manure in many years do to wet soils that are likely to stay saturated, but if they are dry enough after the crops are harvested, they will be quickly impacted by a seasonal high water table that will flush this manure down the drainage tile and endanger the environment, therefore the siting criteria number 2 is not met.

The 3rd criteria is whether this facility meets the setback requirements. According to the

Intent to construct, it would appear that all setbacks are met with the closest house being barely beyond the Residence Setback requirements. However a Common Place of Assembly, a school, has been left off the map. Attached is a letter from the party responsible for building the school(see attached exhibit #2). We are talking about a place where children will be congregating and playing outdoors. It is clearly recognized that children are more susceptible to the negative impacts of a CAFO. Dates should not matter here. What should matter is the health and well-being of children. This school is not some ruse to inhibit the destruction of the neighborhood by this CAFO. It materialized before the Intent to Construct was filed with the State and construction of the school has already began. Building this facility with a ¼ mile of a school is clearly in violation of the siting criteria passed by the legislature. The department of Ag should make the right decision and not allow this facility to be build so close to a school. William Yoder will be walking right passed this facility, as it sits right on the road, on his way to and from this school as will his three younger sibling when they reach school age.

Loren also indicated his desire to add another barn after he gets this one done. This should add an additional 220 feet to the setback requirements. With this addition, the residence of Mervin Peachy would violate the Residential Setback requirement.

This area is an environmentally sensitive area due to the groundwater that exists and supports the families that surround this facility. Clean water is our most precious resource. This area has very good surface groundwater as indicated An Analysis of Groundwater use to Aquifer Potential yield in Illinois (see exhibit #3). Although this map just details township, you will see that this area has a greater supply of surface groundwater than the neighboring townships. Due to the good aquifer qualities of this area, my shallow well has provided all my water needs at my residence even during this year of extreme drought in Southeastern Illinois. My father owns and farms the ground across the road from this proposed facility. There is a spring on the side of a hill which is also an indicator of this area being environmentally sensitive, and therefore, this is an unsuitable location for such a facility.

Traffic flows will be greatly impacted by the proposed facility. Gallagher Lane, which the facility is located on, receives very very little to no semi traffic. The road is a complete mess with ruts present during the freeze/thaw cycle. This road sees extensive horse and buggy traffic due to a Amish grocery store being located approximately ½ mile from the proposed facility. Other traffic is largely composed of tourists who travel from 2 different greenhouses and an Amish furniture store on their way to an Amish grocery store and a Winery. This semi-traffic is completely inconsistent with the current traffic flows. Loren has indicated the semi traffic will be traveling down the Lawrence/Richland county line from U.S. Route 50 and then turn onto Gallagher Lane. This is not currently possible. There is a concrete embanked bridge on Gallagher Lane right next to the county line. Semi-trailers cannot make this turn according to former Bonpas Road Commissioner Ray Slunaker. This route also affects four township road districts, two in Lawrence County and two in Richland County. The Lawrence County township road districts will receive no benefit of any taxes from this operation while requiring upgrades to their road to handle this increased semi traffic. These township road districts have very limited budgets. The Claremont Township Road district has a $160,000 budget for 83 miles of road. Having to

devote funds to 2 miles of road to handle this large increase in semi-traffic could negatively influence their ability to care for other roads in their district.

And finally, is construction consistent with existing community growth, tourism, recreation, or economic development? The answer is a resounding NO. This community has gone through extensive community growth in the last decade. Most of this growth is centered around tourism which this proposed facility would be very detrimental to. In the last decade a winery, an Amish Grocery Store, an Mennonite General Store, an Amish Greenhouse, an Mennonite Greenhouse, two churches, and a furniture store have all been constructed in the near vicinity of this proposed facility. The business operations all rely heavily on tourism. Ten years ago, no tourist came to this area, but now many do, and those visiting all these operations would have to pass directly by this mega hog operation which sits right beside the road. The Richland County Board voted 7-0 this past spring to approve an additional liquor license for Berryville Vineyards and winery to help them expand their on-site tourism operations. Since the passage of this license, Berryville Vineyards has constructed two new structures. One of these structures is intended to provide the necessary infrastructure required to host the many outdoor events that occur on their property. These buildings would not have been built if this proposed operation was known about. Berryville Vineyards is located just under a mile from the proposed operation. They host many outdoor tourism activities. Their largest event of the year, the HarvestFest, was attended last year by over 1500 people including Department of Tourism officials. It is held annually in October. This is the time of the year when the crops are harvested and manure is applied. This would be hugely detrimental to their operation. Who wants to come enjoy the peace of serenity of Berryville Vineyards when it stinks? Berryville Vineyards also hosts many outdoor weddings during the year. What bride will chose this as her venue when she comes out and gets a smell of the air?

This is horrid economic development. Since this facility is a pollution control device, it qualifies for a tax abatement from the State. When looking at a similar facility in the county, their property taxes increased $2557 after building two hog confinement structures that were each larger than this one. Therefore it was be reasonable to extrapolate that this facility would incur about ½ that or,
approximately $1300 a year. Any new house would pay more property taxes than this. You have a growing area where now no new structures will be built, all for a measly $1300 per year in property tax revenues. This is terrible economic development. This is an area whose tourism traffic is on the rise. This facility could affect that and should not be located right in the middle of so many tourism generating businesses.
The last time someone tried to make Richland county a dumping ground for their pollution, the Richland County Board sent a clear message with a 7-0 vote to not have the facility located in their county.

-Eric Pool

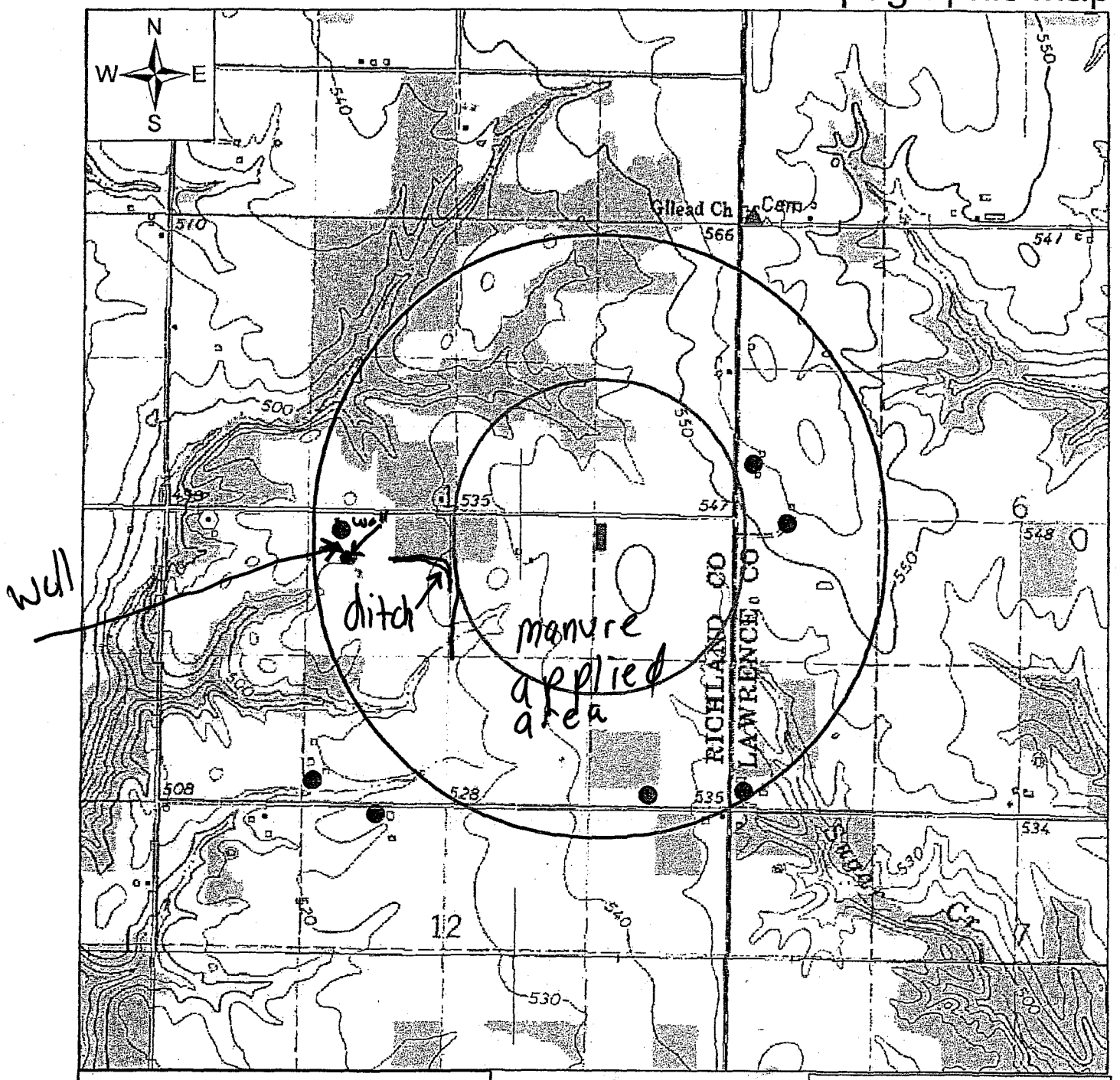
over →

#6 odor control is also NOT met. Technology exist to clean air of pollutants. Testimony was given that they would directly vent the untreated air into the neighborhood thereby violating this criteria.

Coren also is not using variable rate.

Dickirson

Attachment D - Topographic Map



Topographic Source: USDA - NRCS

Legend

- Common Place of Assembly
- Non_Farm Business
- Residence
- Proposed Facility
- Residence_Setback (1320 ft)
- Populated_Area_Setback_(2640_ft)

0 750 1,500 3,000 Feet

Exhibit #1

RECEIVED

JUN 0 5 2012

Dept. of Agricult
Livestock Waste Prog

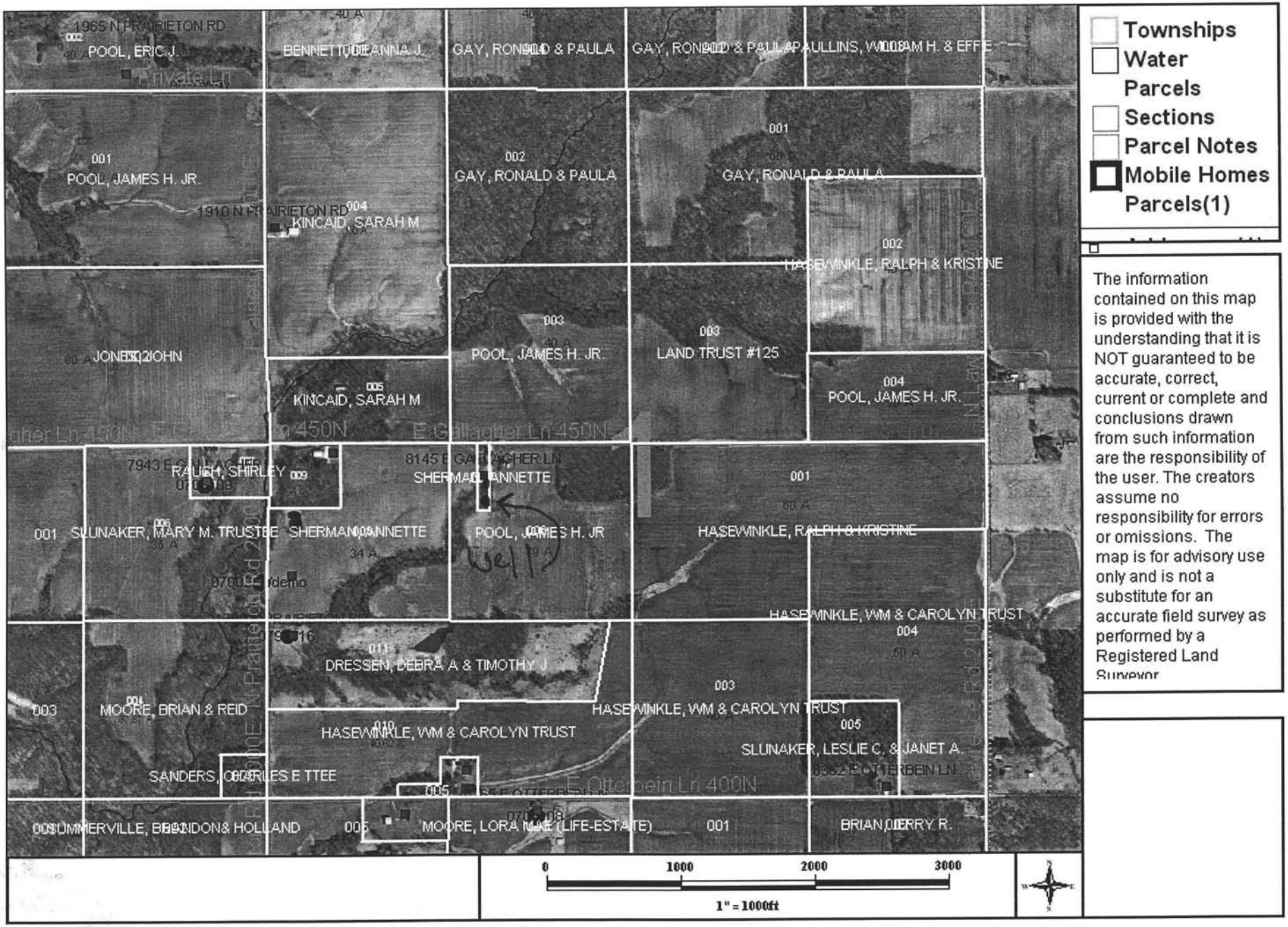

Townships
Water
Parcels
Sections
Parcel Notes
Mobile Homes
Parcels(1)
The information contained on this map is provided with the understanding that it is NOT guaranteed to be accurate, correct, current or complete and conclusions drawn from such information are the responsibility of the user. The creators assume no responsibility for errors or omissions. The map is for advisory use only and is not a substitute for an accurate field survey as performed by a Registered Land Surveyor
1965 N PRAIRIETON RD
POOL, ERIC J.
BENNETT, JOEANNA J.
GAY, RONALD & PAULA
PAULLINS, WILLIAM H. & EFFE
POOL, JAMES H. JR.
1910 N PRAIRIETON RD
KINCAID, SARAH M
GAY, RONALD & PAULA
HASEWINKLE, RALPH & KRISTINE
JONES, JOHN
POOL, JAMES H. JR.
LAND TRUST #125
POOL, JAMES H. JR.
E Gallagher Ln 450N
RAUGH, SHIRLEY
SHERMAN, ANNETTE
SLUNAKER, MARY M. TRUSTEE
POOL, JAMES H. JR
HASEWINKLE, RALPH & KRISTINE
HASEWINKLE, WM & CAROLYN TRUST
DRESSEN, DEBRA A & TIMOTHY J
MOORE, BRIAN & REID
HASEWINKLE, WM & CAROLYN TRUST
SLUNAKER, LESLIE C. & JANET A.
E Otterbein Ln 400N
SANDERS, CHARLES E TTEE
SUMMERVILLE, BRANDON & HOLLAND
MOORE, LORA MAE (LIFE-ESTATE)
BRIAN, JERRY R.
0
1000
2000
3000
1" = 1000ft

Exhibit #1

Exhibit #2

July 6-2012

Dear Neighbors;

I will present our concerns with a letter due to another appointment I have this evening. We were asked about the dates we have for our school. I don't know all the dates of the planning stages.

On April 25, 2012 we had a meeting and the decision was finalized and the loan approved.

I don't have the exact date that the building committee was appointed but it was only a few days after the meeting.

On May 5, we had a bake sale at Kurt Mowers sale to help provide money for the school.

On May 9, the sewage inspector was contacted.

We appreciate our neighbors and community but we have concerns with the large hog facility being this close.

Some of our concerns are: distance
water quality
water quantity
school children

Our plea is to have a greater distance from our home and school (which is a place of assembly.)

Thank You kindly for your consideration.

A neighbor;
Eli Bremenman Jr

We have two well
1 shallow well 35+ ft.
1 deep well 200 ft+

Exhibit #3.

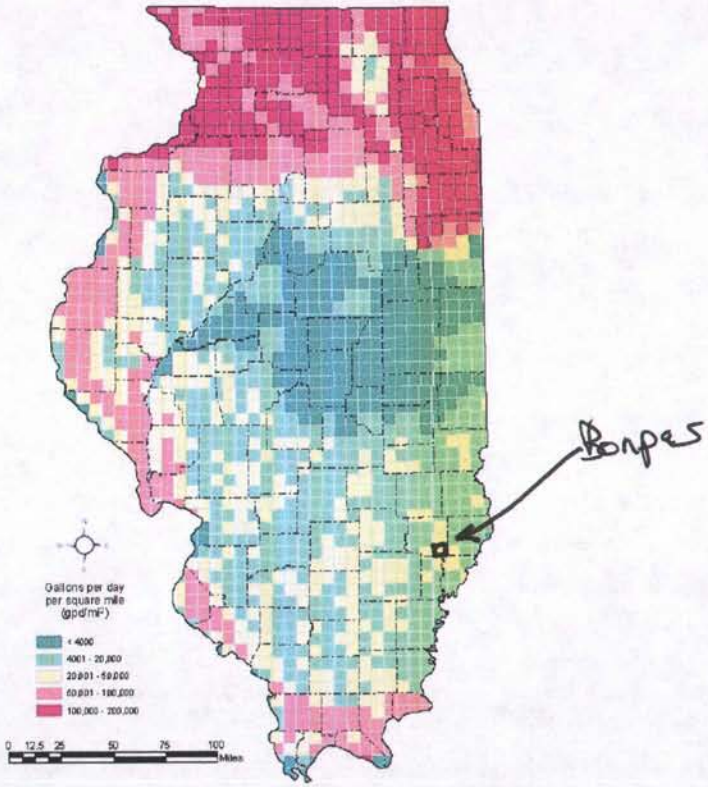


Figure 12. Composited township shallow bedrock aquifer potential yields.

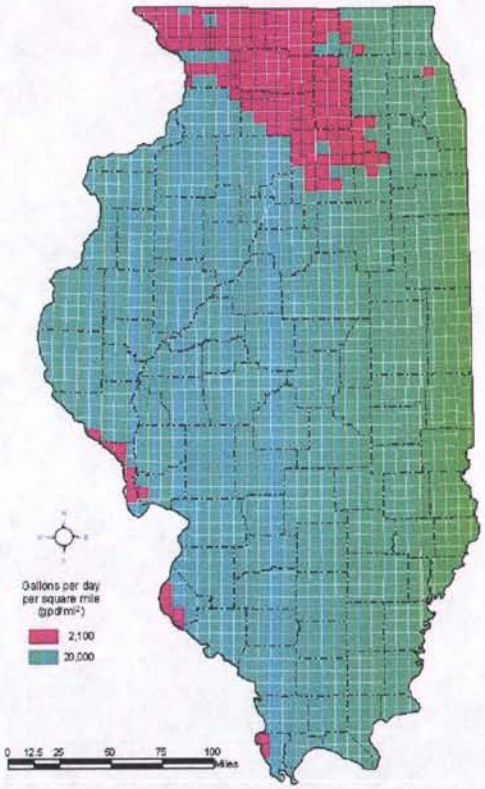


Figure 13. Composited township deep bedrock aquifer potential yields.

RICHLAND COUNTY
TAX/PAYMENT HISTORY

2012 2013

Index: 02-25-300-003

exhibit #4

GENERAL

YEAR	CLASS	TAX CODE	OWNER
2001	0011	02001	KELLER, CAROLYN T ETAL
2000	0011	02001	KELLER, CAROLYN T ETAL
1999	0011	02001	KELLER, CAROLYN T ETAL
1998	0021	02001	REIS, CAROLYN T. ETAL
1997			

ASSESSMENTS

YEAR	LAND	FLAND	FBLDG	BLDG	TOTAL
2001	0	9,240	39,107	0	48,347
2000	0	10,270	39,107	0	49,377
1999	0	11,410	110,850	0	122,260
1998	0	10,380	0	0	10,380
1997	0	0	0	0	0

EXEMPTIONS

YEAR	OO	SF	SH	DH	RV	50	75	HOME IMP
2001	.F.	.F.	.F.	.F.	.F.	.F.	.F.	0
2000	.F.	.F.	.F.	.F.	.F.	.F.	.F.	0
1999	.F.	.F.	.F.	.F.	.F.	.F.	.F.	0
1998	.F.	.F.	.F.	.F.	.F.	.F.	.F.	0
1997	.F.	.F.	.F.	.F.	.F.	.F.	.F.	0

TAX

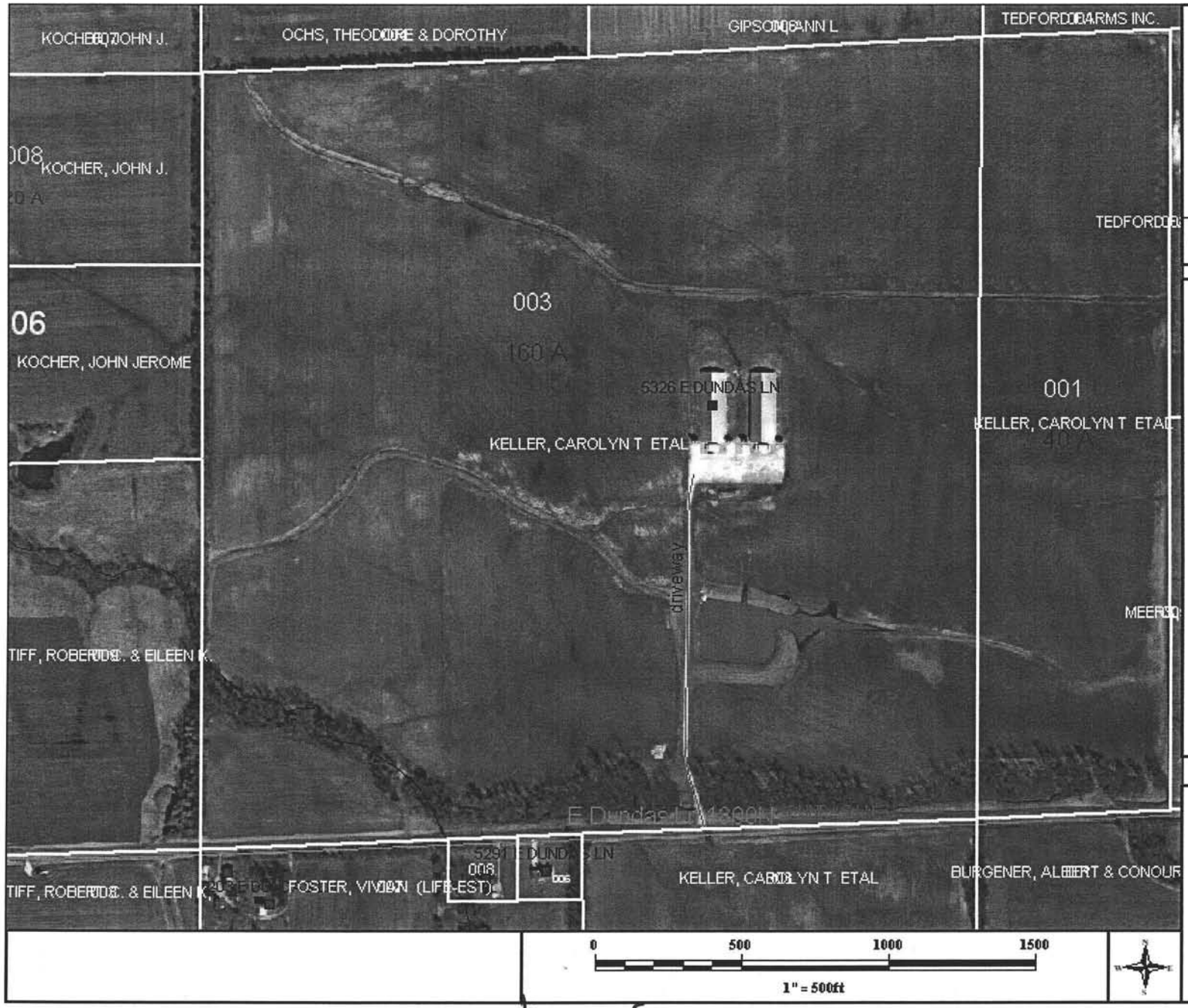
YEAR	TAX	PAID 1	PAID 2	PAIDBY 1	PAIDBY 2
2001	3,141.94	07/16/02	09/17/02	KELLER, CAROLYN	REIS FARMS
2000	3,195.84	08/15/01	09/26/01	KELLER, CAROLYN	KELLER, CAROLYN
1999	3,221.38	08/29/00	10/02/00	KELLER,CAROLYN/	KELLER, CAROLYN
1998	664.12	09/13/99	09/13/99	CAROLYN KELLER	CAROLYN KELLER
1997	0.00				

before hog building → 1998

after

REDEMPTIONS

YEAR	STATUS	TAX SALE	REDEEMED
2001	PAID	----------	----------
2000	PAID	----------	----------
1999	PAID	----------	----------
1998	PAID	----------	----------
1997			



Townships
Water
Parcels
Sections
Parcel Notes
Parcels(1)
Addresses(1)

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Exhibit #4

Resi

School

concrete that prevents semi traffic from making turn.

July 6-2012

Dear Neighbors;

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Our plea is to have a greater distance from our home and school (which is a place of assembly.)

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A neighbor;
Eli Bremenman Jr

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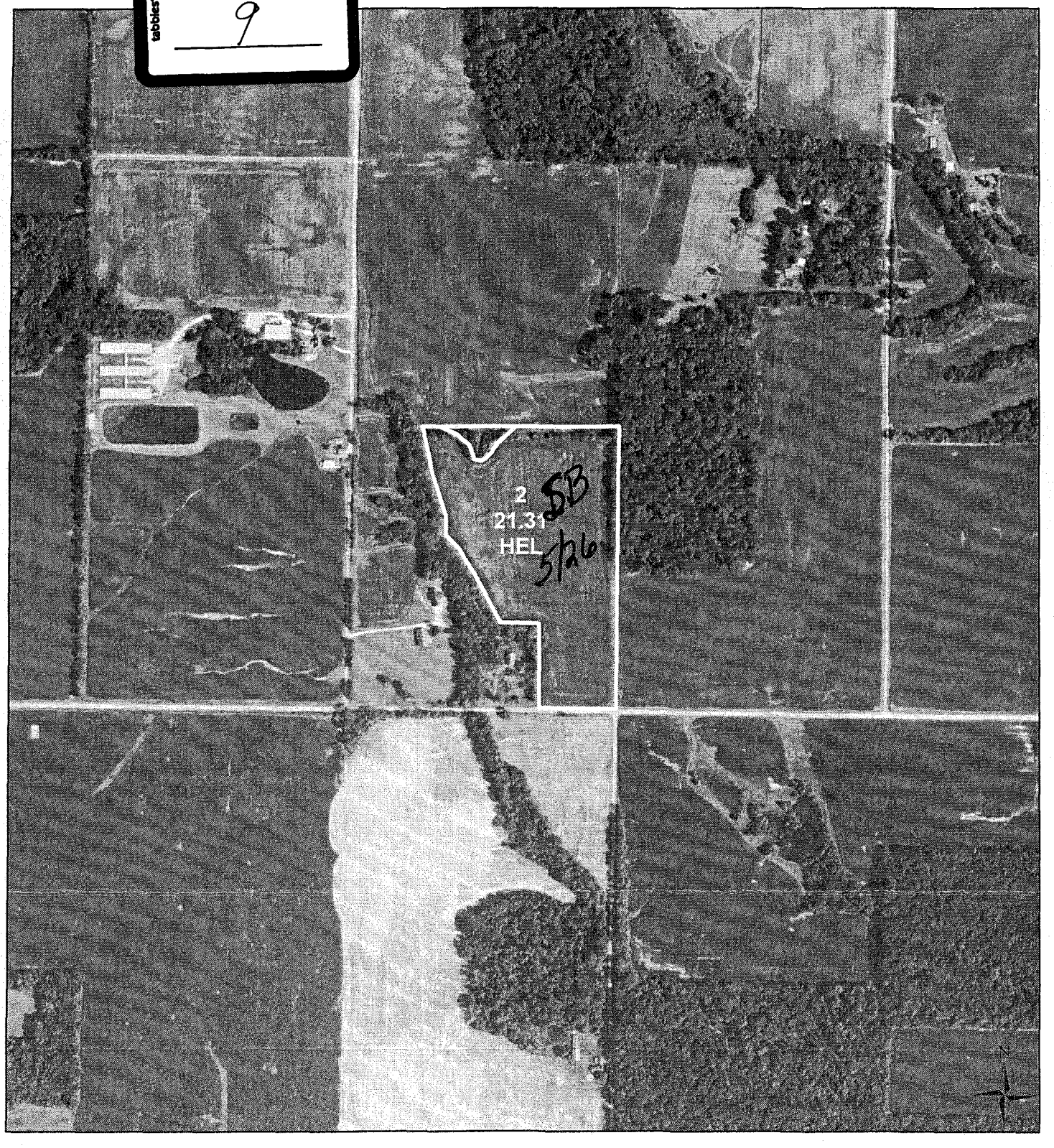
1 shallow well 35+ ft.
1 deep well 200 ft+

EXHIBIT

9



USDA United States Department of Agriculture
Farm Service Agency

June 09, 2010

Farm: 5690
Tract: 4273

Lawrence County, IL

0 495 990 1,980 Feet

fsa_gis_layers.SDE.wet_p_il101
Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provis

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original dermination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.

EXHIBIT

tabbies

10

July 10th, 2012

Dear Warren Goetsch,

I live within the populated area setback and am writing to express my objection to the proposed hog operation of Loren Dickerson. Not only will I be subject to lower property values and a lower standard of living due to the purification of my air, my biggest concern is my well. A portion of Hasewinkle's farm drains across a slew on James Pool and goes right where my well is located. Since the Hasewinkle's field when the manure will be applied has drainage tile, I am worried it won't stay there long and end up in my well that provides my drinking water. I hope you put the health and well-being of Illinois residents above corporate profits.

Sincerely,

Annette Sherman

Annette Sherman

EXHIBIT
tabbies
11

July 10, 2012

Dear Warren Goetsch,

We are submitting this letter to state our strenuous objections to the proposed Loren Dickerson mega-hog operation. We purchased 36 acres from the family of Loren Dickerson in 2004. This is where we make our home and we are located within the Populated Area Setback. All the manure that will be spread from this facility will travel through drainage tile and discharge right into our property. We raise horses that drink from the stream where all this manure discharge will be heading. We will also suffer economic harm due to a decrease in our property value. Our quality of life will be greatly impacted by the affluent and toxic odors associated with this facility. Loren owns no ground but his family owns plenty. They have other places they could locate it where it would meet the setback requirements while also having a history of extensive animal production. Unfortunately, they would rather put it in my backyard than in their own. How can they sell us this land and then destroy its value and usability with this operation? It is our feverish prayer that the Department of Agriculture denies the Maschoffs access to our neighborhood and does not make us sacrificial lambs for the economic benefit of a large corporation.

Sincerely,

Tim Dressen
Debbie Dressen

Tim & Debbie Dressen