**Section 900.302 Filing**

*An owner or operator shall file,* on a form provided by the Department, *a notice of intent to construct, for a livestock management facility or livestock waste handling facility with the Department prior to construction to establish a base date, which shall be valid for one year, for determination of setbacks in compliance with setback distances or, in the case of construction that is not a new facility* or a facility of less than 50 animal units*, with the maximum feasible location requirements of Section 35 of* the Livestock Management Facilities Act. [510 ILCS 77/11(a)]