



DEPARTMENT ORDER

**Garbage, Recycling and  
Clean Energy LLC  
Penobscot County  
Orrington, Maine  
A-355-70-G-T**

**Departmental  
Findings of Fact and Order  
Air Emission License  
Transfer**

**FINDINGS OF FACT**

After review of the file and related materials submitted with regard to the above noted application, pursuant to Title 38, Maine Revised Statutes (M.R.S.) § 590 and 06-096 Code of Maine Rules (C.M.R.) ch. 115, the Maine Department of Environmental Protection (the Department) finds the following facts:

**I. Registration**

Garbage, Recycling and Clean Energy LLC (GRACE) has requested the transfer of all active air emission licenses and all applications pending submitted by Penobscot Energy Recovery Company, Limited Partnership (PERC) relating to the site of the existing resource recovery facility located at 29 Industrial Way in Orrington, Maine (Property). A schedule of licenses and applications that are the subject of the application and this Department Order, is set forth in Appendix A of this Order. The intent of this Order is to transfer all active air emission licenses and applications that apply to the Property. Any active Department air emission license concerning the Property not specifically listed in this Order is incorporated herein.

All rules, regulations, or statutes referenced in this air emission license refer to the amended version in effect as of the issued date of this license.

**II. Transfer Requirements**

A. Title, Right, or Interest

In their application, GRACE submitted copies of Property deeds transferring ownership of the facility to C & M Faith Holdings LLC. GRACE is a wholly owned subsidiary of C & M Faith Holdings LLC created to operate the facility. The parties have provided sufficient evidence of title, right, or interest in the facility to allow the transfer of the facility's licenses.

B. Technical Capacity and Intent

GRACE states that it has retained the existing technical personnel and resources sufficient to continue operation of the facility in compliance with applicable State and federal environmental statutes, laws, rules, regulations, and license requirements. The facility's regulatory history with the Department demonstrates that the environmental personnel are competent in air pollution control. The information submitted in the application provides sufficient evidence that GRACE has the technical capacity and intent to comply with their air emission license.

C. Full Name and Address

The full name and address of the new owner is:

C & M Faith Holdings LLC  
5731 Firestone Court  
Sarasota, FL 34238

The full name and address of the wholly owned subsidiary which will operate the facility is:

Garbage, Recycling and Clean Energy LLC  
29 Industrial Way  
Orrington, ME 04474

D. Certification

GRACE certifies that there will be no increase in air emissions beyond that provided for in the existing licenses, either in quantity or type.

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3

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**ORDER**

Based on the above, the Department concludes that the applicant for the air emission license transfer has the capacity to satisfy all applicable statutory criteria and hereby APPROVES the application of GRACE subject to all applicable standards and regulations.

Severability. The invalidity or unenforceability of any provision of this License Transfer or part thereof shall not affect the remainder of the provision or any other provisions. This License Transfer shall be construed and enforced in all respects as if such invalid or unenforceable provision or part thereof had been omitted.

DONE AND DATED IN AUGUSTA, MAINE THIS 2<sup>nd</sup> DAY OF JANUARY, 2024.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BY: \_\_\_\_\_ for  
MELANIE LOYZIM, COMMISSIONER

PLEASE NOTE ATTACHED SHEET FOR GUIDANCE ON APPEAL PROCEDURES

Date of initial receipt of application: 12/4/2023

Date of application acceptance: 12/5/2023

Date filed with the Board of Environmental Protection:

This Order prepared by Lynn Muzzey, Bureau of Air Quality.

**FILED**  
JAN 02, 2024  
State of Maine  
Board of Environmental Protection

**APPENDIX A:**

AIR QUALITY ORDERS		
NUMBER	DESCRIPTION	APPROVED
<b>AIR EMISSIONS LICENSES:</b>		
A-355-72-A-N	Application for energy recovery facility	2/26/1986
A-355-75-D-N	Tax Exemption Certification	3/24/1988
A-355-72-E-M	Minor Revision	4/12/1989
A-355-72-F-A	NOx RACT	5/31/1995
A-355-72-G-M	Correct combustor heat input	5/31/1995
A-355-71-H-M	Installation of smoke control ventilators	11/3/1998
A-355-71-I-M	Interim emission standards	6/17/1999
A-355-71-J-M	Installation of smoke ventilators	7/19/1999
A-355-71-K-A	Revise NOx standard	2/18/2000
A-355-70-A-I	Initial Part 70 License	7/1/2002
A-355-70-B-M	Revision to address health and safety issues	10/8/2003
A-355-70-C-A	Replace two spray dryer absorbers	3/11/2004
A-355-70-D-A	Replace COMS	7/8/2005
A-355-70-E-R	Renewal	3/1/2017
A-355-77-1-A	Changes to fuel processing system	Pending
A-355-70-F-R/A	Renewal with modification to incorporate NSR amendments	Pending