



DEPARTMENT ORDER

**Tate & Lyle Solutions USA LLC
Aroostook County
Houlton, Maine
A-64-71-P-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

Tate & Lyle Solutions USA LLC (Tate & Lyle) has requested the transfer of Air Emission Licenses A-64-71-N-R/M (issued 2/17/2017) and A-64-71-O-M (issued 7/16/2021) from Tate & Lyle Ingredients Americas LLC to Tate & Lyle Solutions USA LLC through a letter to the Department dated December 27, 2021. The facility is a modified starch manufacturing facility.

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, Tate & Lyle submitted copies of a corporate resolution letter signed by responsible officials of both parties (Tate & Lyle Solutions USA LLC and Tate & Lyle Ingredients Americas LLC) specifying that transfer of ownership of the Maine facility, including responsibility for all environmental permits, would occur effective February 25, 2022. Tate & Lyle has 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

Tate & Lyle's acquisition of the facility is not expected to result in any significant change in the employees who currently operate the equipment and facilities and conduct activities relative to the air emission license. 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 Tate & Lyle has the technical capacity and intent to comply with their air emission license.

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C. Full Name and Address

The full name and address of the new owner is:

Tate & Lyle Solutions USA LLC
5450 Prairie Stone Parkway
Hoffman Estates, IL 60192

D. Certification

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

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 transfer of Air Emission Licenses A-64-71-N-R/M and A-64-71-O-M, from Tate & Lyle Ingredients Americas LLC to Tate & Lyle Solutions USA LLC, subject to all conditions attached to it.

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 25th DAY OF FEBRUARY, 2022.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BY:  for
MELANIE LOYZIM, COMMISSIONER

The term of this amendment shall be concurrent with the term of Air Emission License A-64-71-N-R/M.

PLEASE NOTE ATTACHED SHEET FOR GUIDANCE ON APPEAL PROCEDURES

Date of initial receipt of application: 12/30/2021

Date of application acceptance: 1/7/2022

Date filed with the Board of Environmental Protection:

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

