



DEPARTMENT ORDER

**Maritimes & Northeast Pipeline, L.L.C.
Cumberland County
Westbrook, Maine
A-957-71-F-M**

**Departmental
Findings of Fact and Order
Air Emission License
Amendment #1**

FINDINGS OF FACT

After review of the air emission license amendment application, staff investigation reports, and other documents in the applicant's file in the Bureau of Air Quality, pursuant to 38 Maine Revised Statutes (M.R.S.) § 344 and § 590, the Maine Department of Environmental Protection (Department) finds the following facts:

I. REGISTRATION

A. Introduction

Maritimes & Northeast Pipeline, L.L.C. (M&N) was issued Air Emission License A-957-71-E-R/A on 4/3/2019, for the operation of emission sources associated with their natural gas compressor station.

M&N has requested a minor revision to their license in order to extend the deadline to commence construction on pipeline changes.

The equipment addressed in this license amendment is located at 420 Small Hardy Rd, Westbrook, Maine.

B. Revision Description

Air emission license A-957-77-1-M (issued 1/9/2017) approved the modification of some existing piping at the metering station site located within the Westbrook Compressor Station facility. These piping modifications are associated with the "Atlantic Bridge Project" which will increase supplies of natural gas in the region. The timeframe to commence construction on this project was extended in air emission license A-957-77-2-M (issued 7/10/2018). Both of these licenses have been incorporated into M&N's current license.

M&N has requested a minor revision to their license in order to again extend the deadline to commence construction on this project. M&N originally planned to begin construction work in Westbrook in April/May 2017. However, M&N has been delayed from construction due to circumstances beyond its control.

Standard Condition (3) of air emission license A-957-71-E-R/A establishes a construction timeframe of 18 months after approval to construct as follows:

- (3) *Approval to construct shall become invalid if the source has not commenced construction within eighteen (18) months after receipt of such approval or if construction is discontinued for a period of eighteen (18) months or more. The Department may extend this time period upon a satisfactory showing that an extension is justified, but may condition such extension upon a review of either the control technology analysis or the ambient air quality standards analysis, or both. [06-096 C.M.R. ch. 115]*

M&N's original 18-month timeframe for commencing construction began on 1/9/2017 with the issuance of NSR license A-957-77-1-M. It has been extended once for an additional 18-month period starting 7/10/2018. Pursuant to the above statement, M&N has demonstrated reasonable justification for a delay and that there would be no change to any Best Available Control Technology (BACT) determination due to this delay. The Department has elected to extend the allowable construction period by an additional 18 months. As of this issuance of this NSR license, M&N shall have until July 10, 2021, to commence construction on the piping changes addressed by license A-957-77-1-M.

C. Annual Emissions

This license will not result in a change in annual emission limits for any pollutants.

ORDER

Based on the above Findings and subject to conditions listed below, the Department concludes that the emissions from this source:

- will receive Best Practical Treatment,
- will not violate applicable emission standards, and
- will not violate applicable ambient air quality standards in conjunction with emissions from other sources.

The Department hereby grants Air Emission License Amendment A-957-71-F-M subject to the conditions found in Air Emission License A-957-71-E-R/A and the following conditions.

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

SPECIFIC CONDITIONS

The following is a New Specific Condition:

- (25) The Department grants an additional 18-month construction timeframe extension to M&N to commence construction on the piping changes addressed in air emission license A-957-77-1-M. If M&N does not commence construction prior to July 10, 2021, approval to construct shall become invalid, and M&N shall be required to apply for a license amendment to re-address BACT for these changes. [06-096 C.M.R. ch. 115 § (3)(E)(5)(c)]

DONE AND DATED IN AUGUSTA, MAINE THIS 6th DAY OF November, 2019.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BY: 

GERALD D. REID, COMMISSIONER

The term of this amendment shall be concurrent with the term of Air Emission License A-957-71-E-R/A

PLEASE NOTE ATTACHED SHEET FOR GUIDANCE ON APPEAL PROCEDURES

Date of initial receipt of application: 9/27/19

Date of application acceptance: 10/1/19

Date filed with the Board of Environmental Protection:

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

