



DEPARTMENT ORDER

**CADC Portland 340, LLC
Cumberland County
Portland, Maine
A-1138-71-B-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

CADC Portland 340, LLC (CADC) has requested the transfer of Air Emission License A-1138-71-A-N (issued 11/19/2018) from Sweetwater Partners, LLC to CADC through a letter to the Department dated January 24, 2024. The facility is a data center.

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, CADC submitted copies of property deeds transferring ownership of the facility to CADC. 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

In their application, CADC stated they had the technical capacity and intent to comply with all conditions of the air emission license. A commercial property management company, Northland Management Corp, has been retained to oversee the facility. The licensed equipment is comprised of two distillate fuel-fired emergency generators. Compliant operation of such equipment can be reasonably expected of any competent facility maintenance staff. The Department determines there is sufficient evidence that CADC 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:

CADC Portland 340, LLC
33 Broad St, Suite 801
Boston, MA 02109

D. Certification

CADC 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 License A-1138-71-A-N from Sweetwater Partners, LLC to CADC Portland 340, 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 2nd DAY OF APRIL, 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: 2/8/2024

Date of application acceptance: 2/9/2024

Date filed with the Board of Environmental Protection:

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

FILED

APR 02, 2024

State of Maine
Board of Environmental Protection