



TOWN OF MERRIMACK, NH

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October 15, 2015

Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, DC 20426

RE: Tennessee Gas Pipeline Company, LLC; Federal Energy Regulatory Commission
("Commission") Docket No. PF14-22-000

Dear Secretary Bose:

The Town of Merrimack ("Town") respectfully requests that the Federal Energy Regulatory Commission ("Commission") consider, and require that Tennessee Gas Pipeline Company LLC ("TGP") respond to, the Town's comments regarding newly proposed routing changes through Town (as shown on enclosed letter and map) ("Alternative Route"). Unfortunately, the Town received notice of these changes on the evening of October 8, 2015 and is not aware of whether these changes have been made in the Commission Docket for this matter.

As a result of TGP's late notice of the Alternative Route and in light of the fact that it will impact a host of new properties and resources, the Town also respectfully requests an additional extension of the scoping period through the end of 2015 in order to allow impacted citizens, businesses and groups to comment on those impacts. Please note that Allen Fore, the Vice President of Public Affairs for Kinder Morgan (of which TGP is a subsidiary), suggested such an extension request in the cover letter notifying the Town of the Alternative Route.

The route changes significantly alter impacts to the Town as discussed in greater detail below. The Town will likely have additional comments regarding this route change as more members of the community are notified of the new route, but the Town wished to submit the comments available at this time in advance of close of the current scoping period.

1. The latest Alternative Route from its entry into Town from the Town of Hollis, New Hampshire up to Industrial Drive runs within 1100 feet of the Thornton's Ferry Elementary School Building. The playground for this school is approximately 100 feet from the school building and thus the pipeline route is within 1000 feet of the playground. The route is also within 750 feet of the South Merrimack Christian Academy.

Assessing P: 603-424-5136 F: 603-424-0461	Community Development P: 603-424-3531 F: 603-424-1408	Finance P: 603-424-7075 F: 603-423-8539	Human Resources P: 603-424-2331 F: 603-424-0461	Media Services P: 603-423-8561 F: 603-424-0461
Public Assistance P: 603-423-8535 F: 603-423-8539	Public Works Administration P: 603-424-5137 F: 603-424-3890	Town Council P: 603-424-2331 F: 603-424-0461	Town Manager P: 603-424-2331 F: 603-424-0461	

2. The latest Alternative Route runs within 200-300 feet of some large residential neighborhoods including:

- Whittier Place
- Camp Sargent Acres
- Tinker Road
- Thornton Road West
- Other impacted neighborhoods include:
 - Cambridge Drive/Wethersfield
 - Holts Landing
 - Castleton Ridge
 - Eric and Greenleaf Streets

3. The Community Hospice House facility off Continental Boulevard is within a few hundred feet of the latest Alternative Route.

4. Numerous significant commercial and retail properties will be impacted by the latest Alternative Route including those listed below. It is estimated that these businesses and retail properties employ over 10,000 people. These impacts are likely to negatively impact valuable commercial and retail properties in Town thereby decreasing employment opportunities and tax revenue to the Town.

- PC Connection
- Dunkin Donuts
- Pizza Hut
- Home Depot
- Merrimack Historical Society Building
- O'Reilly Auto Parts/VIP Tire and Service
- Auto Fair – VW, including current construction of a rental car business and additional vehicle storage
- Pennichuck Square retail area with multiple retail businesses
- Innovations Salon and Spa
- Site proposed for new fire station
- Current location of Merrimack South Fire Station
- Fidelity Investments
- Merrimack Premium Outlets including a proposed upscale mixed use complex and additional 100,000 sq ft of retail space
- Elbit Systems LTD and tenants
- All Basics Stove Shop (the attached former Abbie Griffin house is an occupied residence)
- Meineke Car Care Center
- Merrimack Veterinary Hospital
- Anheuser- Busch (a proposed 50,000 square foot expansion has been delayed)
- And other active and vacant business locations

5. The latest Alternative Route traverses directly across Town Conservation property. Habitats in the Town are scored as part of the Highest Ranked Habitat in New Hampshire. High Scoring Habitat located on Town Conservation property is directly impacted by the latest Alternative Route. As indicated in the October 9, 2015 letter to the Commission from the New Hampshire Attorney General's Office in its role as the New Hampshire Director of Charitable Trusts, certain of these conservation properties include deed restrictions limiting change of use. TGP must delineate and address these restrictions.
6. In general, the latest Alternative Route along Continental Boulevard is situated within wetlands and wetland uplands. These lands require significant surveying to ensure all potential plant, insect, and animal species of concern are noted.
7. The latest Alternative Route is slated to directly cross Pennichuck Water watershed properties that border Continental Boulevard.
8. Most of the land impacted by the latest Alternative Route in Town is part of a wetland system and the Naticook Brook Aquifer that serves to provide water for the Town's Merrimack Village District ("MVD") wells. The latest Alternative Route impacts an additional third wellhead protection area, MVD well and water treatment facility planned for near term construction. In short, the latest Alternative Route jeopardizes the entirety of the Town's public water supply.

In short, this new Alternative Route has been adjusted in such a manner that it impacts numerous highly sensitive receptors of the type which TGP has shifted the route to AVOID in other communities. However, with each re-routing TGP appears to add additional such impacts in Town. We respectfully request adjustment of the route to address issues such as those listed above.

Thank you for your assistance with this matter.

Sincerely,

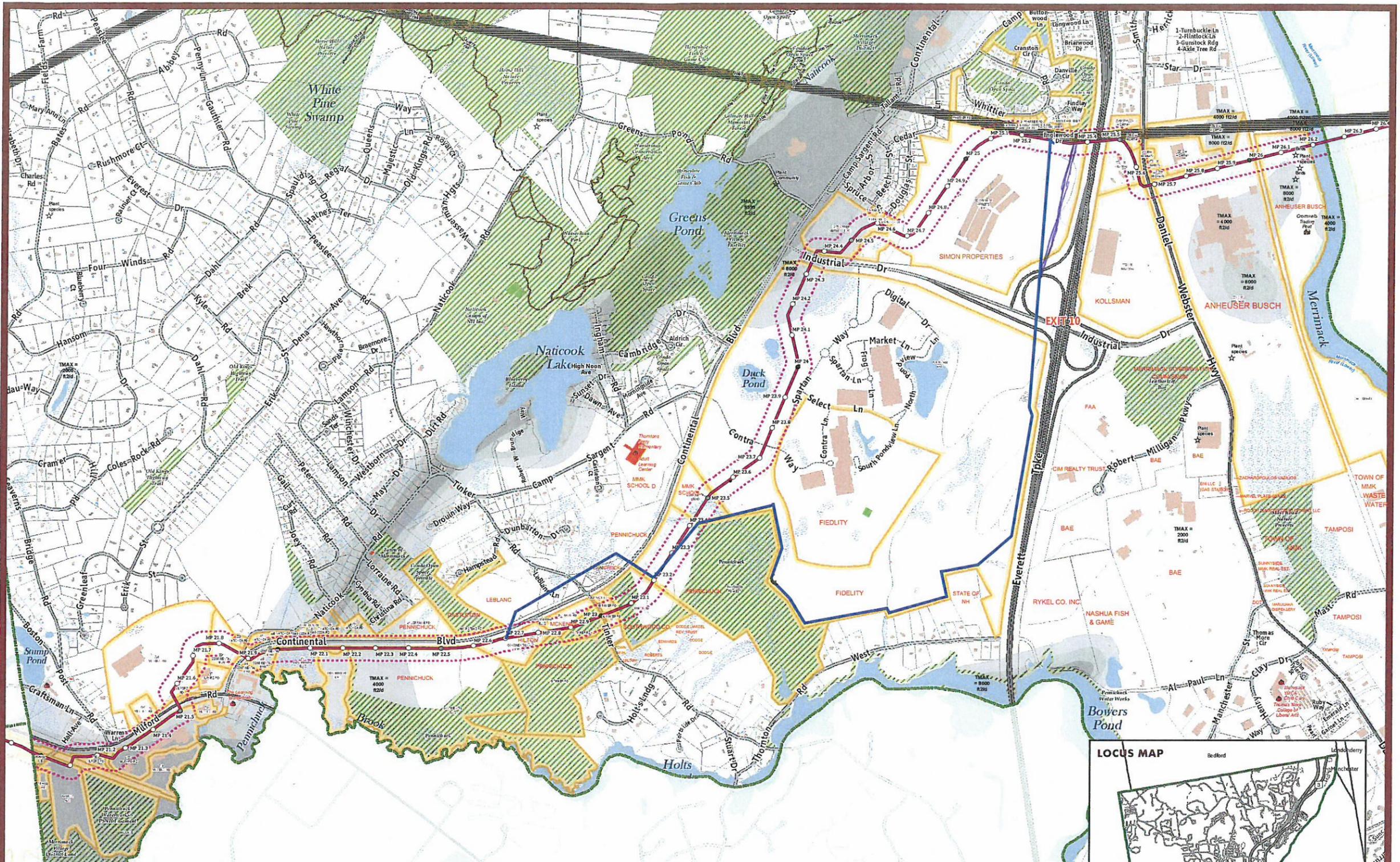


Eileen Cabanel
Town Manager on behalf of the Town Council for the Town of Merrimack, NH

Enclosures (2)

cc: Merrimack Town Council
Maggie Hassan, Governor of New Hampshire
Joseph Foster, Attorney General of New Hampshire
Shawn Jasper, Speaker of the New Hampshire House of Representatives
Chuck Morse, President of the New Hampshire State Senate

Kelly Ayotte, U. S. Senator
Jeanne Shaheen, U. S. Senator
Frank Guinta, U. S. House of Representatives
Ann McLane Kuster, U. S. House of Representatives
David K. Wheeler, Executive Council
Gary Daniels, New Hampshire State Senate
John L. Balcom, New Hampshire House of Representatives
Richard W. Barry, New Hampshire House of Representatives
Chris Christensen, New Hampshire House of Representatives
Richard W. Hinch, New Hampshire House of Representatives
Josh Moore, New Hampshire House of Representatives
Jeanine M. Notter, New Hampshire House of Representatives
Anthony J. Pellegrino, New Hampshire House of Representatives
Phillip N. Straight, New Hampshire House of Representatives
Allen Fore, Kinder Morgan



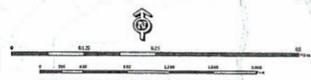
MERRIMACK

PROPOSED ROUTE (AS OF 9-18-15)

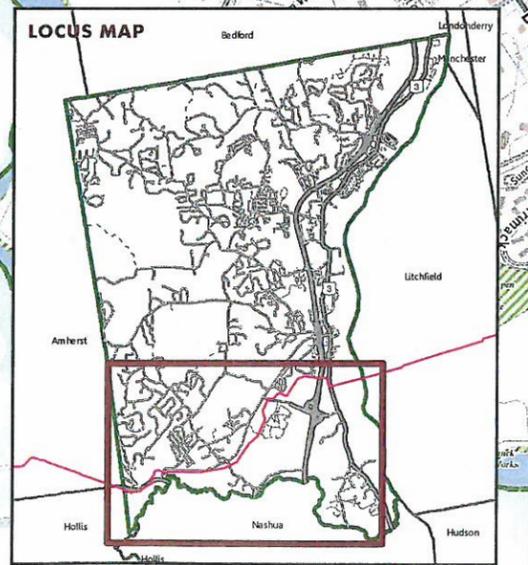
NORTHEAST ENERGY DIRECT (NED) PIPELINE

A project of Tennessee Gas Pipeline Company, L.L.C

- NED East Pipeline - Proposed Mainline Route
- Tenth Mile Post
- Half Mile Post
- Mile Post
- Study Corridor (400 Ft)
- Utility Corridor Clearing
- Parcel Crossed by Study Corridor
- Municipal Building
- Other Building
- Deck/Patio
- Pool
- Tank
- Tennis Court
- Water Tower
- Lot Line
- State Route
- Local Road
- Private Road
- Class VI Road
- Stream
- Wetland
- NH Designated River
- Aquifer Transmissivity
 - T_{max} 0 - 2000 ft²/d
 - T_{max} 2001 - 4000 ft²/d
 - T_{max} 4001 - 8000 ft²/d
 - T_{max} 8001+ ft²/d
- Conserved Land
 - Trail
 - Natural Heritage Bureau Habitat
 - Historic/Cultural Marker
 - School or Daycare



Prepared by the Merrimack Regional Planning Commission as a supporting document for the Merrimack Regional Planning Commission's application for a Certificate of Environmental Review (CER) for the proposed Northeast Energy Direct (NED) pipeline project. The map is not a legal document and should not be used for legal purposes. The map is for informational purposes only. The map is not a legal document and should not be used for legal purposes. The map is for informational purposes only.





October 13, 2015

Town of Merrimack
6 Baboosic Lake Road
Merrimack, NH 03054

Attn: Nancy Harrington, Chair, Town Council

RE: Tennessee Gas Pipeline Company
Northeast Energy Direct Project

Dear Ms. Harrington:

Thank you for the opportunity to meet with the Town Council on October 8, 2015 regarding Tennessee Gas Pipeline Company's (TGP) Northeast Energy Direct Project (Project). During the meeting, there were questions raised regarding the Federal Energy Regulatory Commission's (FERC) pre-filing and certificate processes and the opportunities for concerned citizens to provide comments regarding TGP's Project. As you are aware, the scoping period for the Project, which was originally scheduled to end on August 30, 2015, was extended by the FERC to end on October 16, 2015. The Town of Merrimack (Town) may request an additional extension of the scoping period from FERC; any extension to the scoping period would be at the discretion of the FERC. The Town and residents will have opportunities to submit comments to the FERC during the certificate application process as well.

With regards to Project routing, TGP continues to review route alternatives and make appropriate adjustments as we continue through the FERC pre-filing and certificate processes. In evaluating route alternatives, TGP evaluates and balances stakeholder requests and environmental impacts. The re-route that was discussed at the October 8 meeting located along the south property line of Fidelity's property and along the west side of the Everett Turnpike will be the proposed route that TGP intends to file as part of the certificate application. As TGP looks to refine and adjust its route through the Town, please provide us with the name and contact information of a Town representative that TGP could communicate with as we explore additional routing options.

Thank you again for allowing us the opportunity to meet with the Town Council. We look forward to our continued communication as we move forward.

Please feel free contact me if you have any additional questions.

Sincerely,

Allen Fore
Vice President, Public Affairs