

EXHIBIT K



Robert J. Lister
Mayor

CITY OF PORTSMOUTH

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February 18, 2014

The Honorable Jeanne Shaheen
U.S. Senator
1589 Elm St., Suite 3
Manchester, NH 03101

Dear Senator Shaheen:

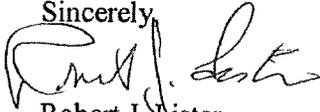
As you may know the Town of Newington has an application for expansion of the Sea-3 liquefied petroleum gas LPG at 190 Shattuck Way in Newington. The City has concerns about the proposed terminal expansion not due to the site plan itself but to the operational changes that will be implemented as a result of the site improvements.

It is our understanding that the upgraded facility will be receiving propane deliveries by rail 6 days per week, with each delivery consisting of up to 16 rail cars. Each rail trip to or from the Sea-3 terminal will require those trains with tank cars to travel through Portsmouth neighborhoods, commercial areas and the downtown traversing six (6) at grade crossings of City streets, six (6) underpass or overpass crossings in the City as well as a number of private property drive crossings. It goes without saying that the safety of the Citizens of Portsmouth and our infrastructure facilities are paramount. The Newington Planning Board has asked for documentation from the applicant that this corridor has been inspected and is in fact safe according to the National Railroad Administration. Neither the applicant nor the Town of Newington have been able to get a response as to the safety of the rail.

By way of this letter, I am asking that your office formally request the Federal Rail Administration provide inspection records documenting the condition of the Pan Am railroad tracks from Newfields, NH junction to the Sea-3 site in Newington, NH. Additionally, given the potential regional impact of this project and the breadth of concerns raised by residents in the four communities this rail line traverses, we request that you ask the Federal Rail Administration to send a representative who can meet with the communities in our region to answer questions and provide information as to how the safety of the rail can be confirmed.

The City has created a webpage on our website <http://www.cityofportsmouth.com/Sea-3.html> to provide information as it becomes available and the City Manager has designated the City's Environmental Planner, Peter Britz the coordinator of this topic. If you have any questions or need additional information, please do not hesitate to contact Peter Britz at (603) 610-7215 or plbritz@cityofportsmouth.com.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert J. Nister". The signature is written in a cursive style with a large initial "R".

Robert J. Nister
Mayor of Portsmouth

RJL/jed

c.: Portsmouth City Council Members