



**BRENNAN
LENEHAN**
IACOPINO & HICKEY

85 Brook Street | Manchester, NH 03104
Telephone: 603-668-8300 | Fax: 603-668-1029
www.brennanlenehan.com

Michael J. Iacopino
Kathleen A. Hickey
William J. Quinn **
Jaye L. Rancourt
Daniel J. Kalinski
Iryna N. Dore *
Jenna M. Bergeron *

OF COUNSEL
William E. Brennan *
Gary S. Lenehan
James A. Connor

*ALSO ADMITTED MA
**ALSO ADMITTED ME

April 16, 2015

Maryann Place, Town Clerk
Town of Kittery
200 Rogers Road Ext.
Kittery, ME 03904

Re: NHSEC Docket No. 2015-01

Dear Ms. Place:

I am writing to you in my capacity as counsel to the New Hampshire Site Evaluation Committee (Committee).

On January 8, 2015 SEA-3, Inc. (SEA-3) filed a petition entitled Request for Exemption from the Approval and Certification Requirements of RSA Chapter 162-H by SEA-3, Inc. A copy of the Request is enclosed. After review, the Chairman of the Committee requested additional information from SEA-3. On February 27, 2015, SEA-3 supplemented its filing. On March 26, 2015 the Chairman of the Committee determined that the Request along with the supplemental filing provided sufficient information for the Committee to consider the Request. A copy of an Order and Notice of Public Hearing, Acceptance of Request and Procedural Order is enclosed.

SEA-3 currently owns and operates a propane storage and distribution facility located at 162 Shattuck Way in Newington, N.H. The SEA-3 facility was sited, constructed and currently operates pursuant to an exemption from the requirements of NHRSA 162-H which was granted by the Committee in 1995.

SEA-3 now seeks to make sizable changes and additions to the facility. SEA-3 seeks to construct five additional rail unloading berths, three 90,000 gallon above ground storage tanks, a condenser, condenser cooling unit, dryer and heater, mechanical building, refrigeration equipment and associated pipelines and accessory equipment. The purpose of the proposed improvements is to facilitate the off-loading, processing and distribution of liquid propane gas delivered to the facility by rail-car.

In considering the Request the Committee must consider the requirements set forth in NHRSA 162-H:4, IV. A public hearing will be held on the Request will be held at the Newington Town Offices on May 7, 2015 at 6 PM.

Maryann Place, Town Clerk
Town of Kittery
April 16, 2014
Page 2

You will receive notice of all such proceedings and the views of the town will be considered pursuant to RSA 541-A:39. If the City/Town of INSERT TOWN NAME wishes to intervene as a party in this docket, it will be necessary to file a Motion to Intervene consistent with RSA 541-A:32 and New Hampshire Code of Administrative Regulations, Site 202.11. Motions to intervene must be filed on or before April 22, 2015. Motions to intervene should be filed with the secretary of the Committee whose address is listed below.

Public comments regarding this Application may be directed to the office of the secretary of the Site Evaluation Committee:

Jane Murray, Secretary
NH Site Evaluation Committee
Department of Environmental Services
29 Hazen Dr., Box 95
Concord, NH 03302-0095

Please note that the original Request, the supplemental filings, all pleadings and orders and public comment can be obtained on the Committee's web-site at: www.nhsec.nh.gov.

Should you have any questions, please feel free to contact me.

Very truly yours,



Michael J. Iacopino

MJI/tm