

**BEFORE THE UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION**

Texas Eastern Transmission, LP            )        NJ-NY Expansion Project  
Algonquin Gas Transmission, LLC        )        Docket No. CP11-56

**MOTION OF THE FRIENDS OF LIBERTY STATE PARK TO  
INTERVENE IN OPPOSITION**

On January 5, 2011, the Commission published notice of a joint application filed by Texas Eastern Transmission LP and Algonquin Gas Transmission , LLC (collectively, Spectra) pursuant to sections 7(b) and 7(c) of the Natural Gas Act, for a certificate for a proposed interstate gas pipeline and associated facilities known as the New Jersey-New York Expansion Project.

For the reasons discussed herein, THE FRIENDS OF LIBERTY STATE PARK (FOLSP) moves to timely intervene in this proceeding pursuant to Rule 214, 18 C.F.R. § 385.214.

In support of this motion to intervene, FOLSP states as follows:

**I. Communications Information**

Please enter the individuals below on the official service list for Docket No. CP11-56. All pleadings, filings and correspondence in this proceeding should be served on the following:

Sam Pesin  
President  
Friends of Liberty State Park

75 Liberty Ave. # 135  
Jersey City, NJ 07306  
(201) 792-1993  
[pesinliberty@earthlink.net](mailto:pesinliberty@earthlink.net)

## II. Description of The Friends of Liberty State Park

The Friends of Liberty State Park (FOLSP), incorporated in 1988, is an all volunteer, non-profit, 501(c) (3) organization. FOLSP is dedicated to the preservation of this urban open space and the improvement of Liberty State Park (LSP). We are an Officially Recognized Friends Organization of the NDEP Division of Parks and Forestry.

FOLSP is dedicated to the goal of a beautiful, free and green park behind Lady Liberty. Our Mission is *to preserve, protect, conserve and promote Liberty State Park*. We encourage public participation in park decision-making and in volunteer activities. FOLSP advocates and works for a broad range of park improvements. We work with local and statewide citizens and groups to shape a park for present and future generations.

**Liberty State Park** is an inspiring and popular urban state park, located on the Jersey City waterfront. Its spectacular views of Lady Liberty, Ellis Island, the New York City skyline, and the New York harbor make the park one of the nation's and the world's most special public spaces.

People of all cultures and ages enjoy this green oasis, which has over 5 million visitors annually. LSP, opened in our nation's Bicentennial year, celebrates its 35<sup>th</sup> birthday on June 14, 2011. "Statue Cruises" Ferries from LSP to the Statue of Liberty and Ellis Island are available throughout the year on a regular schedule.

Visionary citizens led by Morris Pesin, the park's "father", Audrey Zapp, the park's "godmother", and Ted Conrad, a historic preservationist, worked hard for 18 years to transform a waterfront wasteland of abandoned railroad yards and decaying piers into a

beautiful and beloved open space jewel behind the world's greatest symbol of freedom.

LSP is a great recreational, natural, historic, and cultural public resource. LSP, 600 acres above water and 600 acres under water, features large lawns for a variety of unstructured recreation, picnic areas, playgrounds, 1.5 mile Liberty Walk promenade (a segment of the 18 mile Hudson River Walkway), the historic Central Railroad of NJ (CRRNJ) Terminal, an Interpretive Center for nature programs, public boat launch, fishing, Liberty House Restaurant, and Liberty Landing Marina and the outstanding Liberty Science Center.

The park is a work in progress, with several major projects planned such as Group Picnic Pavilions, and an athletic field in LSP's southwest corner. The Grove of Remembrance was planted in memory of NJ's victims of September 11, 2001. The Interior's 251 acres, former rail yards where nature is making a dramatic recovery, will be restored as enhanced natural habitat. Nature trails will provide access into this amazing natural area.

### **III. Basis for Intervention**

#### **A. Interest in the Proceeding**

The proposed NJ-NY Expansion project Route may directly and adversely impact Liberty State Park's future infrastructure and entrance/access roads improvement plans and also may very well threaten the safety, health and lives, on any given day of many of the 5 million annual visitors (especially on a spring or summer weekend, on July 4<sup>th</sup> when tens of thousands of people come to LSP

to enjoy the fireworks or during a major festival (such as All Points West Music Festival or the Red Bull Air Race).

A pipeline breach, whether caused by intentional terrorist action or sheer accident with its close proximity to, or going within Liberty State Park (LSP) may have devastating consequences. The final route may be within the boundaries of LSP or may cross one or both of the main entrance roads and/or cross or border Phillips St. on the park's western side.

Accordingly, FOLSP's intervention and full participation is the public interest of the users of this urban state park in this densely populated region.

#### **B. FOLSP's Position**

Please see A. above for our position. Interest in the Proceeding for our Position that the pipeline route may jeopardize the safety, health and lives of visitors to Liberty State Park and may also negatively impact future infrastructure and entrance road/area plans and may also impact the \$30 million plan for the Interior nature Restoration of 235 acres of the former railroad freightyard, which is due to start this Spring.

#### **IV. Conclusion**

Based upon the foregoing, FOLSP asks the Commission to GRANT this motion to intervene, with full rights as a party.

Respectfully submitted,

Sam Pesin, president

The Friends of Liberty State Park

---

Dated January 21, 2011  
Jersey City, New Jersey