MAY 28 1993

U.S. Department of Transportation
Research and Special Programs Administration

400 Seventh Street, S.W.
Washington, D.C. 20590

DOT-E 11030

EXPIRATION DATE: June 25, 1993

(FOR RENEWAL, SEE 49 CFR SECTION 107.105.)

1. GRANTEE: Union Tank Car Company, East Chicago, Indiana

2. PURPOSE AND LIMITATION: This emergency exemption authorizes the transportation in commerce of a DOT Specification 111A100W5 tank car, containing a Class 8 material, which does not meet the minimum shell thickness due to corrosion of the tank shell. This exemption provides no relief from any regulations other than as specifically stated.

3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.

4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR 173.24(b); 173.29(c)(2) and 179.201-1.

5. BASIS. This emergency exemption is based on Union Tank Car Company's application of May 24, 1993, submitted in accordance with 49 CFR 107.113, and a determination that it is necessary for the protection of life and property.

6. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous materials description/proper shipping name	Hazard Class/Division	Identification number	Packing Group
Fluorosilicic acid	8	UN 1778	II

7. PACKAGING(S) and SAFETY CONTROL MEASURES:

a. PACKAGING - Packaging prescribed is a DOT Specification tank car, UTLX 11222, with a defective tank car tank which has been patched to prevent release of product.

b. TESTING - The tank for tank car UTLX 11222 must be retested prior to the tank car being refilled.

c. MARKING - Tank car UTLX 11222 must be marked "DOT-E 11030" in four inch letters on a contrasting background above the DOT specification number.

8. SPECIAL PROVISIONS.

a. Tank car UTLX 11222 must be transported in a gondola car or on a flat car in a manner that will prevent shifting of the tank car during movement.

b. Shipment of tank car UTLX 11222 is authorized from the CSX Transportation BIDS Terminal, Baltimore, Maryland, to Union Tank Car Company, Marion, Ohio, a distance of approximately 850 miles utilizing the most direct route via CSX Transportation Corporation.

c. Persons who receive packages covered by this exemption may reoffer them for transportation provided no modifications or changes are made to the packages, all terms of this exemption are complied with, and a current copy of this exemption is maintained at each facility from which such reoffering occurs.

9. MODES OF TRANSPORTATION AUTHORIZED. Rail freight.

10. MODAL REQUIREMENTS: Not as a condition of this exemption.

11. COMPLIANCE. Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Hazardous Materials Transportation Act:

- All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, Parts 171-180.
- Any use or application of this exemption, including display of its number, when the exemption has expired or it is otherwise no longer in effect unless a regulation has been amended making the exemption no longer necessary.
- Registration required by 49 CFR 107.601 et seq., when applicable.

12. REPORTING REQUIREMENTS.

a. The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety as soon as practicable. (49 CFR 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.)

b. The Federal Railroad Administration is to be notified if any unusual incident occurs such as a derailment during the movement by contacting the:

Federal Railroad Administration
Office of Safety, RRS-12
400 Seventh Street, S.W.
Washington, D.C. 20590
(202) 366-9178 or 366-0549

Issued at Washington, D.C.:

Joseph T. Hornige

Alan I. Roberts
Associate Administrator
for Hazardous Materials Safety

MAY 28 1993
(DATE)

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, Department of Transportation, Washington, D.C. 20590. Attention: DHM-31.

The original of this exemption is on file at the above office. Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

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