

April 9, 2008



U.S. Department
of Transportation

East Building, PHH-30
1200 New Jersey Avenue S.E.
Washington, D.C. 20590

**Pipeline and Hazardous
Materials Safety Administration**

DOT-SP 14686

EXPIRATION DATE: June 30, 2008

1. GRANTEE: JCI Jones Chemicals, Inc.
Charlotte, NC
2. PURPOSE AND LIMITATION:
 - a. This emergency special permit authorizes the one-time, one-way transportation in commerce of approximately five (5), non-DOT specification, ICC 25 cylinders that contain residues of either chlorine or sulfur dioxide. The cylinders need to be transported to a facility for purging, cleaning and disposal. This emergency special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein.
 - b. The safety analyses performed in the development of this special permit only considered the hazards and risks associated with the transportation in commerce.
 - c. No party status will be granted to this special permit.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 172.301 (c) in that marking the cylinders with the special permit number is waived; and §§ 173.3(a), 173.22(a)(2) and 173.304a(a)(2) in that the cylinders are not authorized, except as specified herein.
5. BASIS: This emergency special permit is based on the application of JCI Jones Chemicals, Inc., dated April 1, 2008 submitted in accordance with § 107.117 and a determination that it is necessary to protect life and the environment.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

| Hazardous Materials Description | | | |
|--|-------------------------------|------------------------------|----------------------|
| Proper Shipping Name | Hazard Class/ Division | Identification Number | Packing Group |
| Chlorine | 2.3 | UN1017 | N/A |
| Sulfur dioxide | 2.3 | UN1079 | N/A |

7. SAFETY CONTROL MEASURES:

PACKAGING - The packagings are approximately five (5) ICC 25 cylinders that previously contained either Chlorine or Sulfur Dioxide. The cylinders are being transported in order to be cleaned, purged and disposed of.

b. OPERATIONAL CONTROLS -

(1) Each cylinder must be blocked and braced to prevent movement during transportation.

(2) Emergency response information provided with the shipment and available via an emergency response telephone number must provide appropriate guidance for exposure to fire.

(3) The driver of the transport vehicle must be instructed that when the vehicle is in an accident involving spilled material or fire, the vehicle must be moved to a safe location unless moving the vehicle would directly endanger the driver or others.

8. SPECIAL PROVISIONS:

a. A current copy of this special permit must be maintained at each facility where the package is offered or reoffered for transportation.

b. The transport vehicle for this shipment will be owned and operated by JCI Jones Chemicals, Inc. The shipment will originate in Wilson, North Carolina and end at the JCI Jones Chemicals facility in Charlotte, North Carolina.

- c. The marking requirements in 49 CFR 172.301(c) are waived.
9. MODES OF TRANSPORTATION AUTHORIZED: Motor Vehicle.
10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard the motor vehicle used to transport packages covered by this special permit.
11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:
- o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
 - o Persons operating under the terms of this special permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
 - o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this special permit, including display of its number, when this special permit has expired or is otherwise no longer in effect.

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU)—"The Hazardous Materials Safety and Security Reauthorization Act of 2005" (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "exemption" to "special permit" and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

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12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:



for Theodore L. Willke
Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Material Safety Administration, U.S. Department of Transportation, East Building PHH-30, 1200 New Jersey Avenue, Southeast, Washington, D.C. 20590.

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm. Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: AM