

February 29, 2012



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 15551

EXPIRATION DATE: April 30, 2012

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Zapata Incorporated
Charlotte, NC
2. PURPOSE AND LIMITATION:
 - a. This emergency special permit authorizes the transportation in commerce of certain Self-reactive solid type F Division 4.1, Packing Group II mixtures by highway. This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein. The most recent revision supersedes all previous revisions.
 - 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 § 173.124(a)(2)(iii)(D) in that this special permit serves as an approval to transport this material as a Type F self-reactive material, solid.
5. BASIS: This special permit is based on the application of Zapata Incorporated dated January 30, 2012 submitted in accordance with § 107.117 and a determination that it is necessary to protect life and property.

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6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Waste Self-reactive solid type F mixtures	4.1	UN3230	II

7. SAFETY CONTROL MEASURES:

a. PACKAGING - The waste Self-reactive solid type F mixtures shall be packaged in 250-gallon capacity UN31HA1/Y/U/10 Intermediate Bulk Containers equipped with non-spillable one-way top venting valves made of non-sparking materials which will continually release any accumulation of gases in the head space of the IBC which might escape from the materials.

b. OPERATIONAL CONTROLS -

1. The cargo trailer shall have no interior enclosure capable of trapping and retaining flammable gases which may be emitted from the packages.

2. Between the pick-up sites and the ultimate destination, the driver shall stop every one-hundred miles and inspect the load for evidence of IBC container heating, swelling or rupture which might cause the vehicle load to be quarantined.

3. There shall be no smoking or open-flame devices within 300 feet of the cargo during loading, unloading or transport.

8. SPECIAL PROVISIONS:

a. Only Self-reactive solid type F mixtures which have been examined and tested by an authorized explosives examining laboratory and found to be non-explosive and non-deflagrating shall be transported under this special permit

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

9. MODES OF TRANSPORTATION AUTHORIZED: Motor Vehicle

10. MODAL REQUIREMENTS:

a. A current copy of this special permit must be carried aboard each motor vehicle used to transport packages covered by this special permit.

b. This special permit may only be used for one-time, one-way transport from Wyatt, MO to New Madrid, MO and then on to a waste disposal facility in Cincinnati, OH (EEI), Liverpool, OH (Hertigate WTI) or Sauget, IL (Veolia) by common or private carriage.

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.

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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.

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 Dr. Magdy El-Sibaie
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: SCW