

July 22, 2015



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 16198

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: (See individual authorization letter)
2. PURPOSE AND LIMITATION:
 - a. This special permit authorizes the transportation in commerce of bulk food grade vinegar with 30 percent or less by weight of acetic acid for rail or highway transportation. 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. Unless otherwise stated herein, this special permit consists of the special permit authorization letter issued to the grantee together with this document.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 171.8 in that the definition for hazardous substance includes food grade vinegar with 30 percent or less by weight of acetic acid, except as provided herein.
5. BASIS: This special permit is based on the application of Fleischmann's Vinegar Company, Inc. dated June 30, 2014 submitted in accordance with § 107.105 and the public proceeding thereon.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Environmentally hazardous substances, liquid, n.o.s. (acetic acid)*	UN3082	9	III

*Vinegar must be 30 percent or less by weight of acetic acid and must be food grade as defined by the Food and Drug Administration.

7. SAFETY CONTROL MEASURES: Food grade vinegar of 30 percent or less by weight of acetic acid must be transported according to the following conditions:

a. PACKAGING - As authorized in the HMR for a UN3082, Environmentally hazardous substance, liquid, n.o.s. material.

b. OPERATIONAL CONTROLS:

(1) Packagings must be manufactured from stainless steel or plastic material which is permanently resistant to corrosion of vinegar/acetic acid food grade;

(2) Packagings must be subject to a visual inspection by the owner at least once a year. The results of the inspections must be kept on file for at least one year;

(3) Damaged packagings may not be filled;

(4) Packagings must be filled so that no product is spilled or adheres to the outer surface during transportation; and

(5) Seals and closures must be resistant to food grade vinegar/acetic acid. Packagings must be hermetically sealed by the packer or the filler so that there is no leakage under normal conditions of transportation.

8. SPECIAL PROVISIONS:

a. A person who is not a holder of this special permit who receives a package covered by this special permit may reoffer it for transportation provided no modification or change is made to the package and it is reoffered for transportation in conformance with this special permit and the HMR.

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

c. Shipping papers are required.

d. Shippers and carriers must be trained in accordance with the applicable release training form on file with the Office of Hazardous Materials Safety Approvals and Permits Division).

e. This special permit may not be renewed after May 31, 2025.

f. This special permit does not provide relief from regulations of other agencies in the United States Government.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor Vehicle, Rail Freight.

10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each 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.

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.

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: Tarr