

October 09, 2020



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 21049

EXPIRATION DATE: 2021-01-31

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Ferrellgas, L.P.
Overland Park, KS
2. PURPOSE AND LIMITATION:
 - a. This special permit authorizes the transportation in commerce of 2,338 filled cylinders that were refilled after their requalification test date. 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 § 180.205(c) in that no cylinder may be filled with a hazardous material and offered for transportation in commerce unless that cylinder has been successfully requalified and marked in accordance with this subpart, except as specified herein.
5. BASIS: This special permit is based on the application of Ferrellgas, L.P. dated May 1, 2020 submitted in accordance with § 107.105 and the public proceeding thereon.

October 09, 2020

6. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identi- fication Number	Packing Group
Petroleum gases, liquefied or Liquefied petroleum gas	2.1	UN1075	N/A
Propane, <i>see also</i> Petroleum gases, liquefied	2.1	UN1978	N/A

7. SAFETY CONTROL MEASURES:a. PACKAGING:

(1) Authorized packagings are Specification DOT 4BA240 steel cylinders that were filled after the requalification became due.

(2) Only 2,338 filled cylinders may be transported under the terms of this special permit.

b. OPERATIONAL CONTROLS:

(1) Transportation is only authorized from 2736 Old Mine Road, Birmingham, AL 35224 to 300 County Road 448, Tavares, FL 32778.

(2) The cylinders must be visually inspected before dispatch per Ferrallgas, L.P. SOP 03 on file with the Office of Hazardous Materials Safety Approvals and Permits Division (OHMSAPD). Any cylinder that is damaged or has illegible markings must not be loaded for transport.

(3) The cylinders must be transported in the fewest number of motor vehicles to the extent possible.

(4) Loading of the cylinders into each motor vehicle and carriage must be conducted by Ferrellgas, L.P. employees.

October 09, 2020

(5) Transportation must be conducted overnight. High-traffic areas must be avoided to the extent possible.

(6) A dedicated Ferrellgas, L.P. vehicle must escort each shipment.

(7) The grantee must notify the OHMSAPD via email (specialpermits@dot.gov) once the cylinders are delivered to 300 County Road 448, Tavares, FL 32778.

(8) Cylinders must be requalified before being filled and placed back into 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.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.

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.

October 09, 2020

- 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.

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 William Schoonover
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.

October 09, 2020

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at <https://www.phmsa.dot.gov/approvals-and-permits/hazmat/special-permits-search>. Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: SHAFKEY