



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety
Administration**

September 08, 2023

1200 New Jersey Avenue, SE
Washington, DC 20590

DOT-SP 21631

EXPIRATION DATE: 2024-02-29

(FOR RENEWAL, SEE 49 CFR 107.109)

1. GRANTEE: Arkema Inc.
King of Prussia, PA
2. PURPOSE AND LIMITATIONS:
 - a. This emergency special permit authorizes the one-way transportation in commerce of 532 non-DOT specification 1A1 metal drums containing resin solution. 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 § 173.173(b)(1) in that non-DOT specification packaging is authorized.
5. BASIS: This emergency special permit is based on the application of Arkema Inc. dated August 30, 2023, submitted in accordance with § 107.117 and the determination it is necessary to prevent significant economic loss.

Tracking Number: 2023085626

6. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous Material Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Resin Solution, <i>flammable</i>	3	UN1866	II or III

7. SAFETY CONTROL MEASURES:

a. PACKAGING: Prescribed packagings are 532 non-DOT specification closed-head steel drums. The packagings must have already been filled with resin solution (Packing Group II or III), closed, and prepared for transport.

b. OPERATIONAL CONTROLS:

(1) The packages may not be modified (e.g., filled, emptied, opened, or closed) until no longer in transportation.

(2) Packages must be transported one-way in exclusive use by Landstar System Inc. Transportation must be directly from the origin to the destination with no intermediate stops.

(3) The floor of the transport vehicles must be lined with tarps, and packages must be loaded in such a manner to prevent shifting and movement of the packages during transportation. Packages may not be double-stacked during transportation.

(4) The origin and destination of shipments and the maximum number of transported packages must conform to the following:

Origin	Destination	Maximum Number of Packages Transported
Total Distribution located at 1779 Marvo Drive, Akron, OH 44306	Arkema Inc. located at 1415 Steele Ave., Grand Rapids, MI 49507	73

Origin	Destination	Maximum Number of Packages Transported
XPO Logistics located at 1380 Perry Road, Plainfield, IN 46168	Arkema Inc. located at 1415 Steele Ave., Grand Rapids, MI 49507	65
Progressive Dist Ctr located at 9900 Mt. Elliott Ave, Detroit, MI 48211	Arkema Inc. located at 1415 Steele Ave., Grand Rapids, MI 49507	227
DPS Distributing located at 204 Griffis Lane, Brooks, KY 40109	Arkema Inc. located at 1415 Steele Ave., Grand Rapids, MI 49507	111
Deeks-Stone Mountain located at 4748 Lewis Road, Stone Mountain, GA 30083	Goodnight Terminal, Services located at 3480 Port and Harbor Dr, Bay St. Louis, MS 39520	56

8. SPECIAL PROVISIONS:

- a. Under the terms of this special permit, the grantee must be the shipper of record.
- b. A person who is not a holder of this special permit and 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 offered for transportation in conformance with this special permit and the HMR.
- c. 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.
- 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 Materials Safety Administration, U.S. Department of Transportation, East Building PHH-13, 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 <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: BenMOORE