



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety
Administration**

June 28, 2024

1200 New Jersey Avenue, SE
Washington, DC 20590

DOT-SP 21720
(FOURTH REVISION)

EXPIRATION DATE: 2024-08-31

(FOR RENEWAL, SEE 49 CFR 107.109)

1. GRANTEE: Environmental Works, Inc.
Springfield, MO
2. PURPOSE AND LIMITATIONS:
 - a. This emergency special permit authorizes the one-time, one-way transportation in commerce of UN1809, Phosphorus Trichloride in a UN “T20” specification portable tank that has been damaged during 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. 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 178.274 in that the UN specification portable tank no longer meets the specification that it was originally constructed to, as specified herein.
5. BASIS: This emergency special permit is based on the application of Environmental Works, Inc. dated May 22, 2024, submitted in accordance with § 107.117 and the determination it is necessary to prevent significant risk to persons and property and additional information dated June 17, 2024.

Tracking Number: 2024064839

6. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous Material Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Phosphorus trichloride	6.1	UN1809	I, Hazard Zone B

7. SAFETY CONTROL MEASURES:

a. PACKAGING: Prescribed packaging is a UN “T20” specification portable tank that was involved in a rollover and has sustained damage.

b. TESTING: The tank must have a pre-trip visual inspection prior to being transported. If there are any indications of leaking hazardous materials, the tank is not authorized for transport under this special permit.

c. OPERATIONAL CONTROLS:

(1) The UN portable tank is authorized for a one-time, one-way movement from 309 American Rd. El Dorado, AR to 5100 Underwood Rd. Pasadena, TX using the route specified in Environmental Works, Inc.’s application dated June 17, 2024, and on file with the Office of Hazardous Materials Safety.

(2) Environmental Works, Inc. or Code 3 Environmental must escort the shipment from El Dorado, AR with a Haz-Mat team equipped with the PPE and supplies needed to ensure safe delivery.

(3) The UN “T20” portable tank must be properly secured to prevent shifting under conditions normally incident to transportation.

(4) No other hazardous material(s) packagings shall be transported with the UN “T20” specification portable tank.

(5) Prior to transporting the portable tank authorized for transport under this special permit, the motor carrier must be granted a current and valid Hazardous Materials Safety Permit issued by the Federal Motor Carrier Safety Administration pursuant to the provisions in 49 CFR Part 385 Subpart E.

- d. **MARKING:** The portable tank must be marked with the phrase “TANK MOVING FOR REPAIR” after the pre-trip inspection in paragraph 7.b. is completed.
8. **SPECIAL PROVISIONS:** A current copy of this special permit must be maintained at each facility where the package is offered 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. The motor carrier must possess a current and valid Hazardous Materials Safety Permit issued by the Federal Motor Carrier Safety Administration pursuant to the provisions in 49 CFR Part 385 Subpart E.
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: ae