

June 23, 2008



U.S. Department
of Transportation

East Building, PHH-30
1200 New Jersey Avenue, Southeast
Washington, D.C. 20590

**Pipeline and Hazardous
Materials Safety Administration**

DOT-SP 13327
(SECOND REVISION)

EXPIRATION DATE: December 31, 2009

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Hawk Corp.
Ardmore, OK
2. PURPOSE AND LIMITATIONS:
 - a. This special permit authorizes the manufacture, mark, sale and use of manway assemblies constructed from glass fiber reinforced plastics (GFRP) for installation on certain DOT specification cargo tank motor vehicles in transporting certain hazardous materials. This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein.
 - b. The safety analyses performed in development of this Special permit only considered the hazards and risks associated with transportation in commerce.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 178.345-1 in that the GFRP manhole assemblies are not manufactured in accordance with the ASME Code; § 180.413 in that the use of GFRP manhole assemblies to replace the existing manhole assemblies on certain DOT specification cargo tank motor vehicles are not considered to be a modification; and § 172.203(a) in that it is not required to mark the exemption number in shipping papers.

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5. BASIS: This Special permit is based on the application of Hawk Corp. dated March 10, 2008, 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
Class 8 materials authorized to be transported in a lined MC-312 cargo tank motor vehicle, Class 8 liquid and semi-solid waste materials/specific chemical name or generic description as appropriate	8	Various	I, II or III
Class 3 liquid and semi-solid waste materials/specific chemical name or generic description as appropriate	3	Various	I, II or III
Class 6.1 liquid and semi-solid waste materials/specific chemical name or generic description as appropriate	6.1	Various	I, II or III
Class 9 liquid and semi-solid waste materials/specific chemical name or generic description as appropriate	9	Various	III

7. SAFETY CONTROL MEASURES:

- a. PACKAGING - (1) The grantee of this Special permit is authorized to manufacture, mark and sell manway assemblies made of GFRP for installation on DOT Specification MC 307, 312 or DOT 407, 412 cargo tank motor vehicles, either as installations on new tanks or as replacements of steel manway assemblies on existing tanks.

(2) If a GFRP manway is installed as a replacement on an existing DOT Specification MC 307, 312 or DOT 407, 412 cargo tank, no cutting or welding on the tank shell, heads or manway nozzle flange is permitted. The

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new GFRP manway cover or assembly must bolt directly to the original manway flange.

(3) The authorized manway assemblies conform to the design criteria in the application on file with the Office of Hazardous Materials Exemptions and Approvals and to the following Hawk Corp Drawings:

Drawing Number	Date	Title
001-T	11-23-02	20" Flange FRP Manway
004-T	7-30-00	10" and 20" FRP Manway
005-T	7-30-00	10" and 20" FRP Manway

- b. TESTING - Following the installation of the GFRP manway assembly on a DOT Specification 407, 412 or MC 307, 312 cargo tank motor vehicle, the tank must be pressure tested under the hydrostatic pressure test method procedure stated in 180.407(g)(1)(viii) and 180.407(g)(6).
- c. OPERATIONAL CONTROLS - Tests must be performed by persons qualified in conformance with 180.409.
8. SPECIAL PROVISIONS:
- a. In accordance with the provisions of Paragraph (b) of § 173.22a, persons may use the packaging authorized by this Special permit for the transportation of the hazardous materials specified in paragraph 6, only in conformance with the terms of this Special permit.
- b. A person who is not a holder of this Special permit, but receives a package covered by this Special permit, may reoffer it for transportation provided no modification or change is made to the package or its contents and it is offered for transportation in conformance with this Special permit and the HMR.
- c. Each packaging manufactured under the authority of this Special permit must be either (1) marked with the name of the manufacturer and location (city and state) of the facility at which it is manufactured or (2) marked with a registration symbol designated by the Office of Hazardous Materials Special Permits and Approvals for a specific manufacturing facility.

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- d. A current copy of this Special permit must be maintained at each facility where the package is manufactured under this special permit. A current copy must be made available to a DOT representative upon request.
- e. A current copy of this special permit must be maintained by each company utilizing packagings manufactured under this special permit. A current copy of this special permit must be made available to a DOT representative upon request.
9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.
10. MODAL REQUIREMENTS: None as a requirement of 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

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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 Theodore L. Willke
Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, Washington, D.C. 20590. Attention: PHH-31.

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: Olson/kah