

(1) To modify the exemption to authorize the transportation of a Division 2.3 material in non-DOT specifications multi-unit tank car tanks.

(2) To modify the exemption to authorize the addition of a Division 1.1D material and for Division 1.1A and 1.1D materials to be transported in a newly designed motor vehicle (trailer).

(3) To modify the exemption to authorize an alternative shipping paper and container marking description for the transportation of certain Division 1.3C waste explosive substances in specifically authorized packagings.

(4) To modify the exemption to authorize the transportation of a Division 4.2 and an additional Class 3 material in DOT Specification tank cars.

(5) To modify the exemption to authorize the transportation of additional Class 3 materials in DOT Specification tank cars.

(6) To modify the exemption to more accurately describe the non-DOT specifications bulk packaging used for the transportation of Division 6.2 materials.

(7) To modify the exemption to authorize an additional chemistry composition for the manufacture of non-DOT specification cylinders, comparable to DOT 3E, for the transportation of Division 2.1, 2.2 and 2.3 materials.

(8) To modify the exemption to authorize an increased water capacity range of 15–105 gallons for the non-DOT specification metal refueling tanks

containing Class 3 materials and the inclusion of a 12-volt fuel pump system.

(9) To modify the exemption to authorize two additional DOT Specification containers for use as outer packaging for lab pack applications transporting various classes of hazardous wastes.

(10) To reissue the exemption originally issued on an emergency basis authorizing the reuse of Specification UN 1H1 non-removable head plastic drums for the transportation of certain Class 8 materials to Environmental Protection Agency licensed treatment, storage or disposal facilities.

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## DEPARTMENT OF TRANSPORTATION

### Research and Special Programs Administration

#### Office of Hazardous Materials Safety; Notice of Applications for Exemptions

**AGENCY:** Research and Special Programs Administration, DOT.

**ACTION:** List of applicants for exemptions.

**SUMMARY:** In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's Hazardous Materials Regulations (49 CFR Part 107, Subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received

the applications described herein. Each mode of transportation for which a particular exemption is requested is indicated by a number of the "Nature of Application" portion of the table below as follows: 1—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft.

**DATES:** Comments must be received on or before January 25, 2002.

**ADDRESSES COMMENTS TO:** Records Center, Research and Special Programs Administration, U.S. Department of Transportation, Washington, DC 20590.

Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing the exemption application number.

**FOR FURTHER INFORMATION CONTACT:** Copies of the applications (See Docket Number) are available for inspection at the New Docket Management Facility, PL-401, at the U.S. Department of Transportation, Nassif Building, 400 7th Street, SW., Washington, DC 20590 or at <http://dms.dot.gov>.

This notice of receipt of applications for new exemptions is published in accordance with part 107 of the Federal hazardous materials transportation law (49 U.S.C. 5117(b); 49 CFR 1.53(b)).

Issued in Washington, DC, on December 18, 2001.

**J. Suzanne Hedgepeth,**

*Director, Office of Hazardous Materials, Exemptions and Approvals.*

## NEW EXEMPTIONS

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
12865-N .....	RSPA-01-11013	BOC Gases, Riverton, NJ.	49 CFR 173.301(j)	To authorize the transportation in commerce of non-DOT specification cylinders for export containing various compressed gases without pressure relief devices. (Modes 1, 3.)
12867-N .....	RSPA-01-11076	G.L.I. Citergaz, 964 Civray, FR.	49 CFR 178.245-1(a).	To authorize the manufacture, marking, sale and use of DOT Specification 51 steel portable tanks permanently mounted in an ISO frame for use in transporting Division 2.1 and 2.2 materials. (Modes 1, 2, 3.)
12868-N .....	RSPA-01-11075	Anderson Development Company, Adrian, MI.	49 CFR 173.301(j)	To authorize the transportation in commerce of non-DOT specification cylinders for export containing various compressed gases without pressure relief devices. (Modes 1, 3.)
12869-N .....	RSPA-01-11074	Praxair, Inc., Danbury, CT.	49 CFR 173.301(j)	To authorize the transportation in commerce of non-DOT specification cylinders for export containing various compressed gases without pressure relief devices. (Modes 1, 3.)
12871-N .....	RSPA-01-11072	Southern California Edison, San Clemente, CA.	49 CFR 173.403, 173.427(a), 173.427(b)(c).	To authorize the one-time transportation of a nuclear generating-station reactor pressure vessel package transport system to a burial site. (Modes 1, 2, 3.)
12872-N .....	RSPA-01-11077	Southern California Edison, San Clemente, CA.	49 CFR 173.403 ..	To authorize the one-time transportation in commerce of specially designed equipment containing Class 7 radioactive material. (Mode 2.)
12873-N .....	RSPA-01-11099	Balchem Corporation, Slate Hill, NY.	49 CFR 172.302(c), 174.67(i)&(j).	To authorize rail cars to remain attached during unloading of Division 2.1 and 2.3 hazardous materials without the physical presence of an unloader. (Mode 2.)

## NEW EXEMPTIONS—Continued

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
12874-N .....	RSPA-01-11103	Zomeworks Corporation, Albuquerque, NM.	48 CFR 171 to 180.	The authorize the transportation in commerce of machine components that are charged with non-flammable, non-toxic refrigerant gas without packaging or communication requirements. (Modes 1, 2, 3, 4, 5.)
12876-N .....	RSPA-01-11098	Asai Glass Fluoropolymers USA, Inc., Bayonne, NJ.	49 CFR 174.67(i)&(j).	To authorize rail cars containing a Division 2.2 material to remain standing while connected without the physical presence of an unloader. (Mode 2.)
12877-N .....	RSPA-01-11119	BAE Systems, Pomona, CA.	49 CFR 172.400(a), 172.500(a), 173.211(a), 175.3.	To authorize the transportation in commerce of cesium, Division 4.3, without required labeling and placarding in specially designed packaging to be used on military aircraft. (Modes 1, 4, 5.)
12879-N .....	RSPA-01-11095	Millennium Speciality Chemicals, Jacksonville, FL.	49 CFR 172.514 ..	To authorize the transportation in commerce of portable tanks and IBCs containing combustible liquids without required placards when placed in closed sealed freight containers that are properly placarded. (Modes 1, 3.)
12880-N .....	RSPA-01-11100	Northrop Grumman Corporation, Baltimore, MD.	49 CFR 172.101 Col.(9)(b), 173.302, 175.3.	To authorize the transportation in commerce of a specially designed device consisting of a non-DOT specification cylinder containing 25 grams of Division 2.3 material. (Modes 1, 3, 4.)

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## DEPARTMENT OF TRANSPORTATION

## Surface Transportation Board

[STB Finance Docket No. 34127]

**Parksierra Corporation (Successor-in-Interest to California Northern Railroad Company Limited Partnership)—Trackage Rights Exemption-North Coast Railroad Authority**

**AGENCY:** Surface Transportation Board.

**ACTION:** Notice of exemption.

**SUMMARY:** Under 49 U.S.C. 10502, the Board is granting a petition for exemption from the prior approval requirements of 49 U.S.C. 11323-25 for ParkSierra Corporation, successor-in-interest to California Northern Railroad Company Limited Partnership, to acquire from North Coast Railroad Authority incidental trackage rights over a 10.5-mile segment of line in northern California between Schellville, milepost NWP 40.60 (SP 72.50), and Lombard, milepost SP 62.00, subject to employee protective conditions.

**DATES:** This exemption is effective on January 10, 2002. Petitions to stay must be filed by January 7, 2002. Petitions to reopen must be filed by January 22, 2002.

**ADDRESSES:** An original and 10 copies of all pleadings referring to STB Finance Docket No. 34127 must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit 1925 K Street, NW., Washington, DC 20423-

0001. In addition, a copy of all pleadings must be served on petitioner's representative, Troy W. Garris, 1300 19th Street, NW., Washington, DC 20036.

**FOR FURTHER INFORMATION CONTACT:**

Joseph H. Dettmar (202) 565-1600. [TDD for the hearing impaired 1-800-877-8339.]

**SUPPLEMENTARY INFORMATION:**

Additional information is contained in the Board's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Da 2 Da Legal, Suite 405, 1925 K Street, NW., Washington, DC 20006. Telephone: (202) 293-7776. [Assistance for the hearing impaired is available through TDD services 1-800-877-8339.]

Board decisions and notices are available on our website at [www.stb.dot.gov](http://www.stb.dot.gov).

Decided: December 17, 2001.

By the Board, Chairman Morgan, Vice Chairman Clyburn, and Commissioner Burkes.

**Vernon A. Williams,**

*Secretary.*

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## DEPARTMENT OF TRANSPORTATION

## Surface Transportation Board

[STB Docket No. AB-290 (Sub-No. 225X)]

**Norfolk Southern Railway Company—Abandonment Exemption—in Pike County, KY**

Norfolk Southern Railway Company (NSR) has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon 5.6 miles of its line of railroad between milepost HL-15.0 at Bane and milepost HL-20.6 at Levisa Spur, in Pike County, KY. The line traverses United States Postal Service Zip Code 41501.

Applicant has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) any overhead traffic can be rerouted over other lines; (3) no formal complaint filed by a user of rail service on the line (or by a state or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Surface Transportation Board (Board) or with any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic reports), 49 CFR 1105.11 (transmittal letter), 49 CFR 1105.12 (newspaper publication), and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to this exemption, any employee adversely affected by the abandonment shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91