

January 8, 2004



U.S. Department
of Transportation

400 Seventh Street, S.W.
Washington, D.C. 20590

**Research and
Special Programs
Administration**

DOT-E 10688
(EIGHTH REVISION)

EXPIRATION DATE: December 31, 2005

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Peninsula Airways, Inc. D/B/A PenAir
Anchorage, Alaska
2. PURPOSE AND LIMITATION:
 - a. This exemption authorizes the transportation in commerce of gasoline in non-DOT Specification polyethylene containers, overpacked as indicated in paragraph 7, on small, passenger-carrying aircraft within the State of Alaska. This exemption provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein.
 - b. The safety analyses performed in development of this exemption 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 § 175.310(c) in that polyethylene containers are not authorized except as specified herein.
5. BASIS: This exemption is based on the application of Peninsula Airways, Inc. d/b/a/ PenAir dated August 18, 2003, submitted in accordance with § 107.109.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Gasoline	3	UN1203	II

7. SAFETY CONTROL MEASURES:

a. PACKAGING - Packaging prescribed is a non-DOT specification polyethylene container having a capacity of not more than 20 liters (5.3 US gallons) overpacked as indicated below:

(1) Packed inside a plywood box having sides and top of at least 0.50" thickness and bottom of at least 0.625" thickness. Each box will contain an absorbent pad compatible with the lading.

(2) If transported in a float cargo compartment, the container must be securely attached to a plywood sheet of at least 0.50" thickness. The plywood must be secured to the bottom of the float cargo compartment. Each compartment will contain an absorbent pad(s) compatible with the lading.

b. The general arrangement of the components must be as depicted in photographs submitted as part of the application, and on file at the Office of Hazardous Materials Exemptions and Approvals (OHMEA). Each polyethylene inner receptacle must be airtight, and filled so as to provide sufficient outage to prevent any leakage due to changes in ambient pressure and temperature.

8. SPECIAL PROVISIONS:

a. A person who is not a holder of this exemption who receives a package covered by this exemption may reoffer it for transportation provided no modifications or change are made to the package and it is reoffered for transportation in conformance with this exemption and the HMR.

b. A current copy of this exemption must be maintained at each facility where the package is offered or reoffered for transportation.

c. All provisions of § 175.310 apply except as set forth in paragraph 7 above.

d. The polyethylene used must be of a type which is compatible with the lading and fully in compliance with requirements of § 173.24(d).

9. MODES OF TRANSPORTATION AUTHORIZED: Passenger-carrying aircraft.
10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each aircraft used to transport packages covered by this exemption.
11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption 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 exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
 - o Registration required by § 107.601 et seq., when applicable.

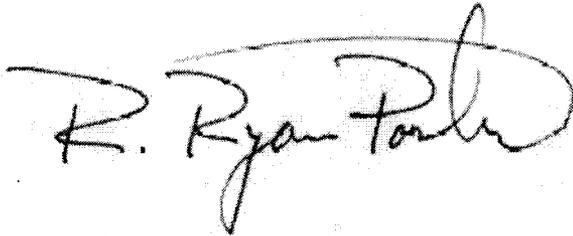
Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when this exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.)

In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incidents involving the package and shipments made under the terms of this exemption.

Issued at Washington, D.C.:

A handwritten signature in black ink, appearing to read "R. Ryan Parker" or similar, with a large, sweeping flourish above the name.

for Robert A. McGuire
Associate Administrator for
Hazardous Materials Safety

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

Copies of this exemption may be obtained by accessing the
Hazardous Materials Safety Homepage at
<http://hazmat.dot.gov/exemptions> Photo reproductions and legible
reductions of this exemption are permitted. Any alteration of
this exemption is prohibited.

PO: DBurger/sln

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The following are hereby granted party status to this exemption based on their application(s) submitted in accordance with § 107.107 or § 107.109, as appropriate:

Company Name City/State	Application Date	Issue Date	Expiration Date
Alaska Air Taxi Anchorage, AK	Jun 14, 2004	JUL - 1 2004	Nov 30, 2005



Robert A. McGuire
Associate Administrator for
Hazardous Materials Safety

JUL - 1 2004

Date