



U.S. Department  
of Transportation

**Research and  
Special Programs  
Administration**

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

**SEP 21 2004**

DOT-E 11153  
(SEVENTH REVISION)

EXPIRATION DATE: March 31, 2006

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: SET Environmental, Inc.  
Wheeling, IL

(See Appendix A to this document for a list of additional grantees)

2. PURPOSE AND LIMITATION:

- a. This exemption authorizes the transportation in commerce of combination packages containing Division 4.2 waste hazardous materials in the same transport vehicle with packages containing Class 8 waste hazardous materials. 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 § 177.848(d) in that Division 4.2 materials may not be transported in the same vehicle with Class 8 hazardous materials, except as specified herein.
5. BASIS: This exemption is based on the application of SET Environmental, Inc., dated July 30, 2004 submitted in accordance with § 107.109.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

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<b>Hazardous Material Description</b>			
<b>Proper Shipping Name</b>	<b>Hazard Class/ Division</b>	<b>Identification Number</b>	<b>Packing Group</b>
Specific or generic proper shipping name for Division 4.2 materials, preceded by the word "Waste", if applicable	4.2	As Appropriate	As Appropriate
Specific or generic proper shipping name for Class 8 materials, preceded by the word "Waste", if applicable	8	As Appropriate	As Appropriate

7. SAFETY CONTROL MEASURES:a. PACKAGING - Packaging must be as follows:

(1) Division 4.2 waste hazardous materials must be packaged in lab packs as prescribed in § 173.12(b);

(2) Class 8 waste hazardous materials may be packaged in non-bulk packagings as authorized in the § 172.101 Hazardous Materials Table or in lab packs as prescribed in § 173.12(b).

b. OPERATIONAL CONTROLS - Packages containing hazardous materials classed as Division 4.2 or Class 8 must be:

(1) filled and packed by employees of the grantee of this exemption; and

(2) separated by class from each other, when in a transport vehicle, by a nine foot (minimum distance) buffer zone. Packages containing hazardous materials classed as Division 4.2 must be placed on pallets. The buffer zone may be established by:

(i) a load lock; or

(ii) drums containing hazardous materials that are compatible with materials in all other drums immediately around them; or

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- (iii) drums containing non-hazardous materials that are compatible with materials in all other drums immediately around them.

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 modification or change is made to the package or its contents 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.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.

10. MODAL REQUIREMENTS:

a. Only private or contract motor freight carriers are authorized. No common carriers may be used.

b. A current copy of this exemption (Appendix A may be shortened to include the first and last pages and the page on which the offeror's name appears) must be carried aboard each motor vehicle 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 Persons operating under the terms of this exemption 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 exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 and 172.704.

No person may use or apply this exemption, including display of its number, when the 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 in Washington, D.C.:

  
 \_\_\_\_\_  
 Robert A. McGuire  
 Associate Administrator for  
 Hazardous Materials Safety

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 \_\_\_\_\_  
 Date

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, Department of Transportation, Washington, D.C. 20590-0001. 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: alb

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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
21st Century Environmental Management Inc. of RI (21 EMI) Providence, RI	Aug 3, 2004	Sep 21, 2004	Mar 31, 2006
ADCOM Express, Inc. Vista, CA	Jul 2, 2004	Jul 19, 2004	Mar 31, 2006
Advanced Chemical Transport, Inc. San Jose, CA	Jul 6, 2004	Jul 19, 2004	Mar 31, 2006
AET Environmental, Inc. Denver, CO	Jul 1, 2004	Jul 19, 2004	Mar 31, 2006
American Chemical and Environmental Inc. dba AmeriChem Chula Vista, CA	Jun 17, 2004	Jul 23, 2004	Mar 31, 2006
Asbury Environmental Services Compton, CA	Jul 29, 2004	Sep 21, 2004	Mar 31, 2006
Bay West, Inc. St. Paul, MN	Aug 31, 2004	Sep 21, 2004	Mar 31, 2006
Bee Environmental Management, Inc. Plainfield, IN	May 12, 2004	Jun 8, 2004	Mar 31, 2006
Chemical Analytics, Inc. (CAI) Romulus, MI	Jul 1, 2004	Jul 19, 2004	Mar 31, 2006
Chemical Disposal Services, Inc. Gary, IN	Jun 10, 2004	Jul 19, 2004	Mar 31, 2006
Clean Earth of North Jersey, Inc. South Kearny, NJ	Sep 30, 2004	<b>OCT 12 2004</b>	Mar 31, 2006
Chem-Freight, Inc. Toledo, OH	Sep 23, 2004	<b>OCT 12 2004</b>	Mar 31, 2006

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<b>Company Name City/State</b>	<b>Application Date</b>	<b>Issue Date</b>	<b>Expiration Date</b>
Clean Harbors Environmental Services, Inc. Braintree, MA	Sep 22, 2004	<b>OCT 12 2004</b>	Mar 31, 2006
Clean Venture, Inc. Elizabeth, NJ	Aug 11, 2004	Sep 21, 2004	Mar 31, 2006
Consolidated Waste Industries, Inc. Montclair, CA	Jul 26, 2004	Sep 21, 2004	Mar 31, 2006
Duratek Federal Services, Inc. Richland, WA	Jul 20, 2004	Sep 21, 2004	Mar 31, 2006
ECOFLO, Inc. Greensboro, NC	Aug 16, 2004	Sep 21, 2004	Mar 31, 2006
Environmental Recycling, Inc. Bowling Green, OH	Mar 29, 2004	Apr 15, 2004	Mar 31, 2006
Environmental Waste Minimization, Inc. Northampton, PA	Jul 28, 2004	Sep 21, 2004	Mar 31, 2006
EOG Environmental, Inc. Milwaukee, WI	Jul 1, 2004	Sep 21, 2004	Mar 31, 2006
Evergreen Environmental Services - North dba Evergreen Environmental Services Newark, CA	Sep 1, 2004	<b>OCT 12 2004</b>	Mar 31, 2006
General Environmental Management, Inc. (GEM) Pomona, CA (Former Grantee: HazPak, Inc. Fontana, CA)	Jun 15, 2004	Jul 19, 2004	Mar 31, 2006
Global Environmental Services Group, LLC Honolulu, HI	Aug 23, 2004	Sep 21, 2004	Mar 31, 2006
Greenleaf Treatment Services, LLC Macon, GA	May 7, 2004	Jun 8, 2004	Mar 31, 2006

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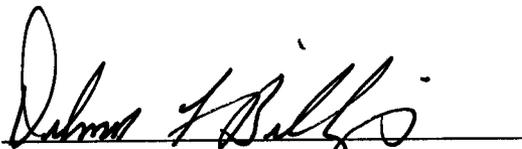
<b>Company Name City/State</b>	<b>Application Date</b>	<b>Issue Date</b>	<b>Expiration Date</b>
HazChem Environmental Corp. Addison, IL	Aug 13, 2004	Sep 21, 2004	Mar 31, 2006
HazMat Environmental Group, Inc. Buffalo, NY	Jun 3, 2004	Jul 19, 2004	Mar 31, 2006
Heritage Transport, LLC Indianapolis, IN	Jun 2, 2004	Jul 19, 2004	Mar 31, 2006
Horwith Trucks, Inc. Northampton, PA	Aug 2, 2004	Sep 21, 2004	Mar 31, 2006
Idaho National Engineering and Environmental Lab. Idaho Falls, ID	Jul 13, 2004	Jul 19, 2004	Mar 31, 2006
Larsen Oil Co., Inc. North Mankato, MN	Mar 12, 2004	Apr 15, 2004	Mar 31, 2006
Midwest Environmental Transport Inc. Cincinnati, OH	Jun 14, 2004	Jul 19, 2004	Mar 31, 2006
New England Disposal Technologies, Inc. Shrewsbury, MA	Jun 30, 2004	Jul 19, 2004	Mar 31, 2006
Northland Environmental, Inc. (Northland) Providence, RI	Aug 3, 2004	Sep 21, 2004	Mar 31, 2006
Nortru, Inc., Transportation Group Detroit, MI	Sep 23, 2004	<b>OCT 1 2 2004</b>	Mar 31, 2006
Onyx Environmental Services L.L.C. Flanders, NJ	Jul 9, 2004	Jul 19, 2004	Mar 31, 2006
OSI Environmental, Inc. Eveleth, MN	Aug 20, 2004	Sep 21, 2004	Mar 31, 2006
Pacific Northwest National Laboratory Richland, WA	Jun 30, 2004	Sep 21, 2004	Mar 31, 2006
Perma-Fix of Orlando, Inc. Orlando, FL	May 10, 2004	Jul 19, 2004	Mar 31, 2006

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Company Name City/State	Application Date	Issue Date	Expiration Date
Philip Reclamation Services Houston, Inc. Houston, TX	Jul 15, 2004	Jul 19, 2004	Mar 31, 2006
Philip Trans. & Remediation, Inc. Phoenix, AZ	Aug 24, 2004	Sep 21, 2004	Mar 31, 2006
R3 Environmental Management, Inc. Elgin, IL	May 20, 2004	Jun 17, 2004	Mar 31, 2006
Rebec LLC Lynnwood, WA	Sep 7, 2004	<b>OCT 1 2 2004</b>	Mar 31, 2006
Republic Environmental Systems, Inc. Hatfield, PA	Jul 16, 2004	Sep 21, 2004	Mar 31, 2006
Rinchem Company, Inc. Albuquerque, NM	Sep 2, 2004	Sep 21, 2004	Mar 31, 2006
Rineco Chemical Industries, Inc. Benton, AR	May 28, 2004	Jul 19, 2004	Mar 31, 2006
Romic Environmental Technologies Corporation East Palo Alto, CA	Aug 18, 2004	Sep 21, 2004	Mar 31, 2006
Rutgers Environmental Health & Safety Piscataway, NJ	Jun 23, 2004	Jul 19, 2004	Mar 31, 2006
Safety-Kleen Systems, Inc. Plano, TX	Sep 7, 2004	Sep 21, 2004	Mar 31, 2006
SLT Express Way, Inc. Murray, UT	Mar 22, 2004	Apr 15, 2004	Mar 31, 2006
Smith Systems Transportation, Inc. Scottsbluff, NE	Jun 1, 2004	Jul 19, 2004	Mar 31, 2006
Special Waste Disposal, Inc. Minneapolis, MN	Jul 28, 2004	Sep 21, 2004	Mar 31, 2006
Teris LLC Dallas, TX	Jul 16, 2004	Sep 21, 2004	Mar 31, 2006
Triad Transport, Inc. McAlester, OK	Sep 30, 2004	<b>OCT 1 2 2004</b>	Mar 31, 2006

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Company Name City/State	Application Date	Issue Date	Expiration Date
UT-Battelle, LLC Oak Ridge, TN	Aug 27, 2004	Sep 21, 2004	Mar 31, 2006
University of California, San Diego La Jolla, CA	Sep 8, 2004	Sep 21, 2004	Mar 31, 2006
WESKEM, LLC Oak Ridge, TN	Jun 9, 2004	Jul 19, 2004	Mar 31, 2006



*for* Robert A. McGuire  
Associate Administrator for  
Hazardous Materials Safety