



U.S. Department  
of Transportation  
**Research and  
Special Programs  
Administration**

OCT 24 2003

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

DOT-E 13313

EXPIRATION DATE: September 30, 2005

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: State of Washington, Department of  
Transportation,  
Washington State Ferries, Seattle, Washington
  
2. PURPOSE AND LIMITATION:
  - a. This exemption authorizes the transportation in commerce aboard passenger ferry vessels of certain hazardous materials contained on roll-on, roll-off transport vehicles subject to the limitations and special requirements specified herein. 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 § 172.101 entry indicated by the letter "B" in Column (10A).
  
5. BASIS: This exemption is based on the application of the State of Washington, Department of Transportation, Washington State Ferries, Seattle, Washington, dated February 21, 2003, submitted in accordance with § 107.105 and the public proceeding thereon.

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6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Hazardous materials authorized to be stowed "on deck" and "under deck" on cargo vessels and "on deck" on passenger vessels (indicated by the letter "B" in Column (10A) in the § 172.101 Table	various	various	various

7. Packaging and stowage prescribed are as follows:

- a. Hazardous materials authorized by this exemption must be packaged in accordance with requirements prescribed in 49 CFR Part 173 and any applicable special provision identified in the § 172.101 Hazardous Materials Table.
- b. Hazardous materials that are poisonous by inhalation are not authorized to be transported under the terms of this exemption.
- c. Stowage is authorized on the vehicle deck of passenger vessels.
- d. Solid hazardous materials authorized by this exemption are limited to a maximum net weight of 65 pounds per outside package.
- e. The hazardous materials must be stowed on roll-on, roll-off transport vehicles.
- f. The aggregate net weight of hazardous materials per transport vehicle is limited to a 1000 pounds maximum.
- g. Carriage is limited to the Washington State Ferries listed below:

WASHINGTON STATE FERRY FLEET		
VESSEL	OFFICIAL NUMBER	IMO NUMBER
Tacoma	D1052576	9133977
Wenatchee	D1061309	9137351
Puyallup	D1061310	9137363
Spokane	D544785	7214325
Walla Walla	D546382	7233151
Hyak	D508160	8835334
Kaleetan	D508604	8835346
Yakima	D511823	8835360
Elwha	D512324	8835358
Issaquah	D624022	7808102
Kittitas	D627507	7808114
Kitsap	D630023	7808126
Cathlamet	D636551	7808138
Chelan	D643291	7908140
Sealth	D662473	7908152
Evergreen	D268732	8836132
Klahowya	D277872	8836209
Tillikum	D278437	8836120
Klickitat	D226567	8836106
Quinault	D226738	8836156
Ilahaee	D226588	8836091
Nisqually	D226712	8836168
Rhododendron	D251646	8836118

8. SPECIAL PROVISIONS:
- a. Each transport vehicle containing hazardous materials must be stowed in a manner so that it is easily accessible to firefighting personnel and their equipment.
  - b. "No Smoking" signs must be posted on the vehicle decks.
  - c. A continuous patrol of vehicle decks must be made by a crewmember. Any unusual or dangerous situation that may affect the activities covered by this exemption must be reported promptly to the vessel's master.

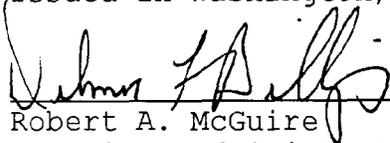
- d. Passengers may be allowed on the vehicle decks during the voyage and are subject to the control of the crew personnel conducting the continuous car deck patrol.
9. MODES OF TRANSPORTATION AUTHORIZED: Passenger ferry vessel.
10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each passenger vessel used to transport hazardous materials 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 incident 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)

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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: USCG/AM