

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION
600 E Boulevard Ave Dept 408
Bismarck ND 58505-0480

**Brenntag Pacific, Inc.
Variance Permit
Application**

Case No. WM-13-316

TEMPORARY VARIANCE PERMIT
Expires: Midnight on October 31, 2013

PLAN OF COMPLIANCE
Due: Close of Business on July 8, 2013

Issued To:

Brenntag Pacific, Inc.
2752 East Villard
Dickinson ND 58601

Scale Location:

Brenntag Pacific, Inc.
2752 East Villard
Dickinson ND 58601

Scale Information:

Toledo Truck Scale, 10' x 80', 5 Section, 200,000 lb., Serial Number B213818658

Request To:

Operate a truck scale that deviates from North Dakota Weights and Measures rules as follows:

- 1) Greater slope than allowed (1/3" per foot) for a scale approach.

Temporary Variance Permit Conditions:

- The scale is placed in service at acceptance tolerance as identified in NIST Handbook 44-G-T.1;
- The scale is retested and adjusted once every three months by a registered service company to maintain acceptance tolerance;
- The three-month registered service company test report is submitted to the Commission within seven working days of the test date and a copy retained by Brenntag Pacific, Inc.;
- The service company test reports must include both the “as found” and “as left” readings;
- The scale is operated according to all applicable North Dakota Laws and Rules; and
- The enclosed variance permit is posted near the designated scale in a place conspicuous to the public.

Plan of Compliance:

No later than **close of business on July 8, 2013**, Brenntag Pacific, Inc. shall submit for Commission approval a plan to bring the truck scale into compliance with North Dakota laws and rules with respect to:

- slope of scale approach.

If you have any further questions, or require additional information, please feel free to contact me at (701) 328-4077.

Dated June 14, 2013



Patrick Fahn, Director
Compliance and Competitive Markets Division

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This temporary variance permit allows the above referenced truck scale to be operated at the above referenced location with the following deviation from North Dakota Weights and Measures rules:

- 1) Greater slope than allowed (1/3" per foot) for a scale approach.

This temporary variance permit must be posted near the scale in a place conspicuous to the public and is dependent upon Brenntag Pacific, Inc. adhering to the conditions presented to them under separate cover.

Dated June 14, 2013



Patrick Fahn, Director
Compliance and Competitive Markets Division