

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Unimin Corporation
Variance Permit
Application**

Case No. WM-14-17

TEMPORARY VARIANCE PERMIT APPROVAL

**Expires: Midnight on June 6, 2014 or Upon the Permanent Truck Scale
Being Placed in Service (whichever occurs first)**

Issued To:

Unimin Corporation
258 Elm St
New Canaan CT 06840

Scale Location:

Unimin Terminal Facility
New Town, North Dakota

Scale Information:

Empty Trucks:

Cardinal 13570-EPRLF, Serial Number S0300527, 135 Ton Capacity, NTEP Certified for 45
Ton CLC, 11' x 70' 4-Section Truck Scale

Loaded Trucks:

Cardinal 13570-EPRLF, Serial Number S0300536, 135 Ton Capacity, NTEP Certified for 45
Ton CLC, 11' x 70' 4-Section Truck Scale

Variance Permit Request Dated November 22, 2013:

To temporarily operate two portable pitless scales for commercial use.

Temporary Variance Permit Conditions:

- The scales will not be used beyond the 135 ton capacity;
- During the temporary variance period, the scales must maintain acceptance tolerance;
- Once every three months from the date of being placed into service by a registered service company, the scales must be retested and adjusted by a registered service company. The three-month test reports must be submitted to the Commission;
- The test reports must include both the "as found" and "as left" readings;
- The scales must be operated according to all applicable North Dakota Laws and Rules;
and
- The enclosed Temporary Variance Permits must be posted near the respective scale in a place conspicuous to the public.

We must also notify you that a portable pitless scale that is in a location for **6 months or more** must meet approach requirements found in North Dakota Administrative Code Section 69-10-02-09 and NIST Handbook 44 UR.2.6.1 as follows:

- on the entrance and exit ends of the vehicle scale there shall be a straight approach as follows:
 - the width at least the width of the platform,
 - the length of twelve feet or a distance equal to one-third of deck length, whichever is greater, beginning in a level plane with the surface of the scale deck, and
 - the first twelve feet of the straight approach from the scale must be of metal or concrete to insure that this portion remains smooth and level and in the same plane as the platform. Metal grating must be of sufficient strength to withstand all loads equal to the concentrated load capacity of the scale. Any slope of the remaining portion of the straight approach away from the scale deck may not exceed one-third inch [8.47 millimeters] per foot [30.48 centimeters].
 - any slope in any remaining portion of approaches beyond the straight approach shall ensure ease of vehicle access, ease for testing purposes, and drainage away from the scale.

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

Dated January 6, 2014



Patrick Fahn, Director
Compliance and Competitive Markets Division

PUBLIC SERVICE COMMISSION

STATE OF NORTH DAKOTA

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Unimin Terminal Facility
New Town, North Dakota

Scale Information:

Cardinal 13570-EPRLF, Serial Number S0300527, 135 Ton Capacity, NTEP Certified for 45 Ton CLC, 11' x 70' 4-Section Truck Scale

This Permit allows the above referenced **portable pitless scale to be operated for commercial use.**

This Permit is conditioned upon Unimin Corporation adhering to the terms of the January 6, 2014 Temporary Variance Permit Approval.

Dated January 6, 2014



Patrick Fahn, Director
Compliance and Competitive Markets Division

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