



# Public Service Commission

## State of North Dakota

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## TEMPORARY VARIANCE PERMIT APPROVAL

**Expires: Midnight on September 30, 2017**

### Ballantyne Agri Variance Permit Application

**Case No. WM-16-633**

#### Issued To:

Ballantyne Agri  
10050 County Road 17A  
Westhope, ND 58793

#### Scale Location:

Ballantyne Agri  
1 ¼ mile west of Westhope on County Road 6

#### Truck Scale Information:

Rice Lake Weighing Systems OTR Series, 200,000 lb. (100,000 lb. CLC), 11' x 80'

#### Request To:

Operate in commerce a scale with a floating slab foundation.

#### Temporary Variance Permit Conditions:

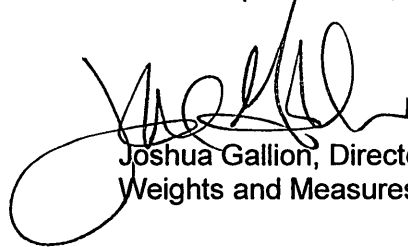
- Within 90 days from the date of this variance permit, submit all supporting documentation showing foundation requirements as listed below have been met:
  - The foundation of the scale must be constructed on soil that has a uniform natural or engineered soil bearing of at least 1,500 pounds per square foot.
  - A base of uniform, compacted, permeable aggregate, at least 24 inches deep must be installed. The concrete slab foundation must be poured on top of this base.
  - The scale weighing element or elements must be supported on a monolithic, steel reinforced 12" thick concrete slab and must conform to the scale manufacturer's installation and reinforcing requirements.
- The top surface of the foundation slab must be installed above the surrounding grade level so that water will flow away from the foundation and away from the permeable aggregate base that supports the foundation.

**Ballantyne Agri**  
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- The scale will not be used beyond its 200,000 lb. capacity.
- The scale must be placed into service by a registered service company and the serial number of the scale and the indicator recorded on the test report.
- During the temporary variance period, the scale must maintain acceptance tolerance.
- The scale must be retested and adjusted, if applicable, by a registered service company in January 2017 and July 2017.
- The service company test reports must be submitted to the Commission within seven working days of the test date and a copy retained by Ballantyne Agri.
- The service company test reports must include both the "as found" and "as left" readings.
- Except for the specific variance granted by Permit Number 512, the scale must be operated according to all applicable North Dakota Laws and Rules.
- The enclosed Temporary Variance Permit must be posted near the scale in a place clearly visible to the public.
- Failure to comply with the variance permit conditions may result in revocation.

If you have any further questions, or require additional information, please feel free to contact me at (701) 328-4020.

Dated September 13, 2016



Joshua Gallion, Director  
Weights and Measures Division



Public Service Commission

**TEMPORARY VARIANCE PERMIT**

**Issued To:**

**Permit No. 512**

Ballantyne Agri  
10050 County Road 17A  
Westhope, ND 58793-9773

**Expiration Date: September 30, 2017**

**Scale Location:**

Ballantyne Agri  
1 ¼ mile west of Westhope on County Road 6

**Scale Information:**

Rice Lake Weighing Systems OTR Series, 200,000 lb. (100,000 lb. CLC), 11' x 80'

**This Permit allows the above referenced scale with a floating slab foundation to be operated in commerce.**

This Permit is conditioned upon Ballantyne Agri adhering to the terms of the September 13, 2016 Temporary Variance Permit Approval.

Dated September 13, 2016

A handwritten signature in black ink, appearing to read "Joshua Gallion", is written over the typed name and title.

Joshua Gallion, Director  
Weights and Measures Division