

Mar 02, 2003

Mr. John R. Macpherson  
Corp. QC Manager  
CHS Cooperatives  
16682B 245th Street  
Mason City, IA 50401

Reference No. 02-0263

Dear Mr. Macpherson,

This is in response to your September 23, 2002, letter regarding placarding requirements on a cargo tank motor vehicle under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Specifically, you ask based on the photographs you provided, if you are in violation of 172.516(c)(4).

The placards and markings shown in the provided photographs are not in violation of § 172-516(c)(4). Section 172.516(c)(4) states that the placard must be located away from any markings (such as advertising) that could substantially reduce its effectiveness and in any case at least 3 inches (76.0mm.) away from such marking. The markings displayed next to the placards in the submitted photographs are required by § 172.328 and Special Provision 13. Therefore, § 172.516(c)(4) is not applicable to these markings.

I hope this satisfies your request.

Sincerely,

John A. Gale  
Transportation Regulations Specialist  
Office of Hazardous Materials Standards

172.516