

NOTICES

more than 8 foot intervals. While applicants could comply with this requirement by attaching guardrail supports to the scaffolds, the applicants normally attach the guardrail supports, as well as the scaffolding supports to the brackets which are welded to the steel plates at 10'6" intervals. This practice affords considerably more stable attachments for the guardrail assembly than would exist with wooden 2 x 4s attached to the scaffold at 8 foot intervals. Moreover, the wire rope cables used for guardrails and the angle irons used for supports are at least as strong as the wooden 2 x 4s permitted by § 1926.451(a)(5). The Manila rope proposed to be used by PSF Industries does not provide the same strength and margin of safety, and would not be permitted. Therefore, it is determined that the guardrail assemblies made of angle irons and wire rope cables, and supported by the brackets at 10'6" intervals are as safe as those required by § 1926.451(a)(5).

IV. Order. Pursuant to authority in section 6(d) of the Williams-Steiger Occupational Safety and Health Act of 1970, section 107 of the Contract Work Hours and Safety Standards Act, as amended (83 Stat. 96; 40 U.S.C. 333), 29 CFR Part 1905, 29 CFR 1926.2 and Secretary of Labor's Order No. 12-71 (36 FR 8754), it is ordered that the above listed applicants be, and they are hereby, authorized to use the scaffolds described in their applications in their tank-building process at all construction projects where the applicants are engaged in construction operations, provided that:

(a) The applicants' loose tools and equipment shall be kept in well-designed tool containers. This does not include fit-up bar, key plates, key channels, or long handled maul which may be placed on the scaffold plank during the time they are required for work. The loose tool containers shall be secured to prevent their upset or dislodgment from the scaffold area.

(b) Areas beneath and far enough away from the base of the scaffold to contain anything that falls from above shall be roped off and posted with clearly visible signs stating: "Danger Overhead Work."

(c) A taut wire rope supported on the scaffold brackets shall be installed at the scaffold plank level between the innermost edge of the scaffold platform and the curved plate structure of the tank shell to serve as a safety line in lieu of an inner guardrail assembly. In the event the open space on either side of the rope exceeds 12", a second rope shall be appropriately placed, or guarding shall be installed with 29 CFR 1926.451(a)(5) shall be installed.

(d) No more than 3 employees shall be working on a 10'6" span of scaffold planking at any time.

(e) The maximum distance between brackets at which scaffolding and guardrail supports are attached shall be 10'6". These brackets shall be welded to the steel plates. Scaffold planks of rough full-dimension 2" x 12" x 12" Douglas Fir or Southern Pine of Select Structural Grade shall be used. The Douglas Fir shall have at least 1,000,000 stress and 1,900,000 modulus of elasticity, while the Yellow Pine shall have at least 1,000,000 stress and 2,000,000 modulus of elasticity.

(g) All planking shall be secured from movement or overlapped in accordance with § 1926.451(a)(12).

(h) Guardrails shall be constructed of taut wire rope, and shall be supported by angle irons attached to brackets welded to the steel plates. These guardrails shall be at least of equivalent strength, stability and height as those required for the 8 foot span of 2" x 4" wood rails by 29 CFR 1926.451(a)(5). Guardrail supports shall be located at no greater than 10'6" intervals.

As soon as possible, the applicants shall give notice to affected employees of the terms of this order by the same means used to inform them of the application for variance.

Effective date. This order shall become effective on May 6, 1975, and shall remain in effect until modified or revoked in accordance with section 6(d) of the Williams-Steiger Occupational Safety and Health Act of 1970.

Signed at Washington, D.C., this 29th day of April, 1975.

JOHN STENDER,
Assistant Secretary of Labor.

[FR Doc. 75-11818 Filed 5-5-75; 8:45 am]

[V-75-8]

STAUFFER CHEMICAL CO.

Application for Variance and Interim Order;
Grant

I. Notice of Application. Notice is hereby given that Stauffer Chemical Company, Westport, Connecticut 06880 has made application pursuant to section 6(b)(6)(A) of the Williams-Steiger Occupational Safety and Health Act of 1970 (84 Stat. 1596; 29 U.S.C. 655) and 29 CFR 1905.10 for a variance and interim order pending a decision on the application for a variance, from the standards prescribed in 29 CFR 1910.93q(g)(4)(i) concerning respirators for unknown exposures or those over 3600 ppm, § 1910.93q(g)(6)(ii) concerning the installation of a continuous sequential monitoring and alarm system, and in § 1910.93q(m)(2) and (n)(3) insofar as they require the use of the continuous sequential monitoring system.

The address of the place of employment that will be affected by the application is as follows:

Stauffer Chemical Company
Plastics Division
Polymers West
2112 East 223rd Street
Carson, California 90745

The applicant certifies that employees who would be affected by the variance have been notified of the application by giving a copy of it to their authorized employee representative, and by posting a copy of all places where notices to employees are normally posted. Employees have also been informed of their right to petition the Assistant Secretary for a hearing.

Regarding the merits of the application, the applicant contends that it is unable to comply with the requirements of § 1910.93q(g)(4)(i) and (g)(6)(ii) by the effective date of the standard due to

the unavailability of equipment needed to come into compliance.

The Stauffer Chemical Company acquired this facility from the American Chemical Corporation on December 1, 1974. Since that date Stauffer has been working to achieve compliance with § 1910.93q.

Concerning the respirators required by § 1910.93q(g)(4)(i) for unknown exposures or those over 3600 ppm, the applicant states that it has 39 open-circuit, self-contained respirators of the demand type with full facepiece. In September 1974 the American Chemical Corporation contacted MSA to determine whether it would be possible to convert these to the pressure demand type required by the standard. In mid-January it was determined that the conversion was feasible and the converter equipment was ordered. Delivery of this equipment is scheduled for July 1, 1975. Four additional respirators meeting the requirements of this standard were ordered in December 1974. These also have a scheduled delivery date of July 1, 1975.

In the interim the applicant will provide protection to employees in unknown exposures or in exposures exceeding 3600 ppm by providing them with open-circuit, self-contained breathing apparatus of the demand type with full facepiece.

Concerning the installation of a continuous sequential monitoring system, the applicant states that the American Chemical Corporation began the process of determining its monitoring needs, selecting, purchasing, and installing an appropriate system in February 1974. The installation is expected to be complete and the system in operation by August 1, 1975.

In the interim the applicant has stated that it will perform weekly monitoring in each regulated area with hand-held equipment. All employees working in areas where exposure may exceed permissible limits will be provided with respirators meeting the requirements of § 1910.93q(g)(4)(iii) for protection to 1,000 ppm.

A copy of the application will be made available for inspection and copying upon request at the Office of Compliance Programming, U.S. Department of Labor, 1726 M Street NW., Room 210, Washington, D.C. 20210, and at the following Regional and Area Offices.

U.S. Department of Labor
Occupational Safety and Health Administration

9170 Federal Building
450 Golden Gate Avenue—P.O. Box 36017
San Francisco, California 94102

U.S. Department of Labor
Occupational Safety and Health Administration

Hartwell Building—Room 401
19 Pine Avenue
Long Beach, California 90802

All interested persons, including employers and employees who believe they would be affected by the grant or denial of the application for a variance, are invited to submit written comments and arguments relating to the application no later than June 3, 1975. In

addition, employers and employees who believe they would be affected by a grant or denial of the variance may request a hearing on the application no later than June 5, 1975, in conformity with the requirements of 29 CFR 1905.15. Submission of written comments and requests for a hearing should be in quadruplicate, and must be addressed to the Office of Compliance Programming at the above address.

II. Interim Order. It appears from the application for a variance and interim order, that an interim order is necessary to prevent undue hardship to the applicant and its employees pending a decision on the variance. Therefore it is ordered, pursuant to authority in section 6(b)(6)(A) of the Williams-Steiger Occupational Safety and Health Act of 1970, and 29 CFR 1905.10 that Stauffer Chemical Company be, and it is hereby, authorized to use its present open-circuit self-contained breathing apparatus, demand type with full facepiece until it is able to obtain equipment to convert them to pressure demand type on July 1, 1975, and to operate its named plant without the continuous monitoring and alarm systems required by 29 CFR 1910.93q(g)(6)(ii) with the following provisions:

1. All employees working in regulated areas where exposure may exceed the permissible limits shall be provided with respirators meeting the requirements of § 1910.93 (g) (4) (iii);

2. Monitoring of the work environment shall be performed weekly using portable equipment;

3. The reporting and recordkeeping requirements of § 1910.93q (m) (2) and (n) (3) shall be complied with to the extent possible under this portable monitoring system.

4. An evacuation plan shall be available for the removal of employees in the event of an inadvertent leak which may produce exposure levels above the permissible limits for the respirators in use. Employees shall not return to the area until they are properly protected from such concentrations or until monitoring shows that the levels are reduced to permissible limits for the devices in use.

Stauffer Chemical Company shall give notice of this interim order to employees affected thereby, by the same means required to be used to inform them of the application for a variance.

Effective Date. This interim order shall be effective as of May 6, 1975, and shall remain in effect until a decision is rendered on the application for variance.

Signed at Washington, D.C., this 29th day of April, 1975.

JOHN STENDER,
Assistant Secretary of Labor.

[FR Doc.75-11819 Filed 5-3-75; 8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice No. 759]

ASSIGNMENT OF HEARINGS

MAY 1, 1975.

Assigned for hearing, postponement, cancellation or oral argument appear below and will be published only

once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 12053 Sub-1, Southeastern Warehousing Distribution Corporation, now assigned May 12, at Birmingham, Tenn., is canceled and application dismissed.

I & S 6081, Baltimore and Ohio Railroad Company, now assigned May 13, 1975, at Washington, D.C., is canceled.

I & S M-28460, Minimum Charges, Pacific Island Tariff Bureau, now assigned May 28, 1975, at Washington, D.C., is canceled. Ex Parte No. 277 Sub 3, Adequacy of Inter-city Rail Passenger Service, continued to August 4, 1975, at the Office of the Interstate Commerce Commission, Washington, D.C.

MC 136828 Sub-3, Cox & Shav, Inc., now assigned May 14, 1975, at Dallas, Texas, is canceled and application dismissed.

MC 113843 Sub-212, Refrigerated Food Express, Inc., now assigned June 3, 1975 at Washington, D.C., is canceled and application dismissed.

MC 116763 Sub-297, Carl Subler Trucking, Inc., now assigned June 10, 1975, at San Francisco, Calif., is canceled and application dismissed.

MC 114569 Sub-117, Shaffer Trucking, Inc., now being assigned July 29, 1975, at the Office of the Interstate Commerce Commission, Washington, D.C.

MC 21060 Sub-15, Iowa Parcel Service, Inc., now assigned July 7, 1975, at Des Moines, Iowa is postponed indefinitely.

[SEAL] JOSEPH M. HARRINGTON,
Acting Secretary.

[FR Doc.75-11858 Filed 5-3-75; 8:45 am]

[Notice No. 284]

MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

MAY 6, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR 212.1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before May 26, 1975. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-75683. By order of April 22, 1975 the Motor Carrier Board approved the transfer to Fisher Service Trucking, Inc., Monticello, N.Y., of the operating rights in Certificate No. MC 95003, MC 95008 (Sub-No. 2) and MC 95003 (Sub-No. 7) issued July 21, 1962, December 6, 1950 and October 27, 1965 respectively to David Fisher, doing business as Fisher Service Trucking, Monticello, N.Y., authorizing the transportation of various commodities from, to and between specified points in New York, New Jersey, Pennsylvania, and Maryland. Arthur J. Piken, One Lefevre City Plaza, Flushing, N.Y., 11369, attorney for applicants.

No. MC-FC-75735. By order of April 24, 1975, the Motor Carrier Board approved the transfer to Broes Trucking Co., Inc., Verga, N.J., of the operating rights in Certificate No. MC 67403 acquired pursuant to application No. MC-FC-75253, consummated August 12, 1974, by Ray Slater, Inc., Philadelphia, Pa., authorizing the transportation of steel and metals from Philadelphia, Pa., to points in New Jersey and Delaware, scrap metal from points in New Jersey and Delaware to Philadelphia, and soap, sizes and softeners from Philadelphia, Pa. to points in New Jersey. Ira G. Megdal, 499 Cooper Landing Rd., Cherry Hill, N.J., 08002, attorney for applicants.

No. MC-FC-75770. By order entered April 24, 1975, the Motor Carrier Board approved the transfer to Joseph M. Booth, doing business as Booth's Tow Service, Kansas City, Mo., of the operating rights set forth in Certificate No. MC 116111, issued February 8, 1971, to J & N Investment Company, doing business as North Kansas City Tow (Third National Bank, Successor-in-Interest), Sedalia, Mo., authorizing the transportation of wrecked, disabled, or repossessed motor vehicles, and replacement motor vehicles for wrecked or disabled motor vehicles, in secondary movements, between Kansas City, Mo., on the one hand, and, on the other, points in Kansas, Iowa, Missouri, Nebraska, Oklahoma, Arkansas, Illinois, Colorado, Indiana, Kentucky, New Mexico, Ohio, Tennessee, and Texas. Edward F. Aylward, Commerce Bank Building, Kansas City, Mo. 64106, attorney for applicants.

No. MC-FC-75786. By order of April 22, 1975, the Motor Carrier Board approved the transfer to Earl Koch Trucking, Inc., Sabetha, Kan., of the operating rights in Certificate No. MC 84574 issued September 30, 1974, to Earl Koch, doing business as Earl Koch Trucking, Sabetha, Kan., authorizing the transportation of various commodities from, to and between specified points and areas in Kansas, Nebraska, and Missouri. Duane L. Stromer, 300 NSEA Bldg., Lincoln, Nebr., 68501, attorney for applicants.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-11859 Filed 5-3-75; 8:45 am]