



U.S. Department of Transportation
Research and Special Programs Administration

Hazardous Materials Incident Report

Form Approval OMB No. 3137-0039

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 2137-0039. The filling out of this information is mandatory and will take 96 minutes to complete.

INSTRUCTIONS

Submit this report to the Information Systems Manager, U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, Office of Hazardous Materials Safety, DHM-63, Washington, D.C. 20590-0001. If space provided for any item is inadequate, use a separate sheet of paper, identifying the entry number being completed. Copies of this form and instructions can be obtained from the Office of Hazardous Materials Website at <http://hazmat.dot.gov>. If you have any questions, you can contact the Hazardous Materials Information Center at 1-800-HMR-4922 (1-800-467-4922) or online at <http://hazmat.dot.gov>.

PART I - REPORT TYPE

1. Incident Id: I-2013030156
2. This is to report: A

PART II - GENERAL INCIDENT INFORMATION

3. Date of Incident:
01/29/2013
4. Time of Incident (use 24-hour time):
07:00
5. Enter National Response Center Report Number
(if applicable):
6. If you submitted a report to another Federal DOT agency, enter
the agency and report number:
7. Location of Incident:
- City: TONAWANDA
County: ERIE
State: NY
Zip Code: (if known): 14150
Street Address/Mile Marker/Yard Name/Airport/Body of Water/River Mile:
3701 RIVER ROAD
8. Mode of Transportation: Highway
9. Transportation Phase: Loading
10. Carrier/Reporter:
- Name: NEXEO SOLUTIONS
Street: 3701 RIVER ROAD
City: TONAWANDA
State: NY
Zip Code: 14150
Federal DOT Id Number: 2115424
Hazmat Registration Number: 020211550031SU
11. Shipper/Offendor:
- Name: NEXEO SOLUTIONS LLC
Street: 3701 RIVER ROAD
City: TONAWANDA
State: NY
Zip Code: 14150
Waybill/Shipping Paper: 6938004
Hazmat Registration Number:
12. Origin (if different from shipper address)
- Street:
City:
State:
Zip Code:
13. Destination:
- Street: 310 COMMERCE DR
City: AMHERST
State: NY
Zip Code: 14228
14. Proper Shipping Name of Hazardous
Material: TOLUENE
15. Technical/Trade Name: TOLUENE
16. Hazardous Class/Division: Flammable - Combustible Liquid
17. Identification Number: (E.g. UN2764, NA 2020) UN1294

- 18. Packing Group:** (if applicable) II
- 19. Quantity Released:** (Include Measurement Units) 200 Liquid - Gallon
- 20. Was the material shipped as a hazardous waste?** False
If yes, provide the EPA Manifest Number:
- 21. Is this a Toxic by Inhalation (TIH) material?** False
If yes, provide the Hazard Zone:
- 22. Was the material shipped under an Exemption, Approval, or Competent Authority Certificate?** False
If yes, provide the Exemption, Approval, or CA number:
- 23. Was this an undeclared hazardous materials shipment?** False

PART III - PACKAGING INFORMATION

24. Check Packaging Type (check only one - if more than one, list type of packaging, copy Part III, and complete for each type:

Cargo Tank Motor Vehicle (CTMV)

25. See instructions and enter the appropriate failure codes found at the end of the instructions. Be sure to enter the codes from the list that corresponds to the particular packaging type checked above. Enter the number of codes as appropriate to describe the incident.

Enter the most important failure point in line 1. If there are more than two failure points, provide in this format in part VI.

What Failed: -

How Failed: - 308-Leaked

Causes of Failure: - Human Error; Overfilled

26a. Provide the packaging identification markings, if available.

Identification Markings: DOT-MC 306

(Examples: 1A1/Y1.4/150/92/USA/RB/93/RL, UN31H1/Y0493/USA/M9339/10800/1200, DOT - 105A - 100W (RAIL), DOT 406 (HIGHWAY), DOT 51, DOT 3-A)

26b. For Non-bulk, IBC, or non-specification packaging, if identification markings are incomplete or unavailable, see instructions and complete the following:

Single Package or Outer Packaging:

Single Package or Inner Packaging (if any):

Packaging Type:
Material of Construction:
Head Type (Drums only):

Packaging Type:
Material of Construction:

27. Describe the package capacity and the quantity:

Single Package or Outer Packaging:

Single Package or Inner Packaging (if any):

Package Capacity: 0
Amount in Package: 0
Number in Shipment: 0
Number Failed: 0

Package Capacity:
Amount in Package:
Number in Shipment:
Number Failed:

28. Provide packaging construction and test information, as appropriate:

Manufacturer:	FRUEHAUF CORPORATION	Manufacture Date:	02/28/1985
Serial Number:	1H4T04220FK00840	Last Test Date:	04/09/2011
Material of Construction:	ALUMINUM (if Tank Car, CTMV, Portable Tank, or Cylinder)		
Design Pressure:	30 PSI (if Tank Car, CTMV, Portable Tank)		
Shell Thickness:	0.017 INCH (if Tank Car, CTMV, Portable Tank)		
Head Thickness:	0.23 INCH (if Tank Car, CTMV)		
Service Pressure:	(if Cylinder)		
If valve or device failed:			
Type:			
Model:			
Manufacturer:			

29. If the packaging is for Radioactive Materials, complete the following:

Packaging Category:	
Packaging Certification:	
Certification Number:	
Nuclide(s) Present:	Transport Index:
Activity:	
Critical Safety Index:	

PART IV – CONSEQUENCES

30. Result of Incident (check all that apply):

- | | | | |
|---------------------------|-------|--|-------|
| - Spillage: | True | - Fire: | False |
| - Explosion: | False | - Material Entered Waterway/Storm Sewer: | False |
| - Vapor (Gas) Dispersion: | False | - Environmental Damage: | False |
| - No Release: | False | | |

31. Emergency Response: The following entities responded to the incident: (Check all that apply)

- Fire/EMS Report #: False
Police Report #: False
In-house cleanup: True
Other Cleanup: True

32. Damages Was the total damage cost more than \$500?

True

If yes, enter the following information: (If no, go to question 33.)

Material Loss: \$ 875.00
Carrier Damage: \$ 0.00
Property Damage: \$ 0.00
Response Cost: \$ 1,100.00
Remediation/Cleanup Cost: \$ 3,500.00
(See damage definitions in the instructions)

33a. Did the hazardous material cause or contribute to a human fatality?

False

If yes, enter the number of fatalities resulting from the hazardous material:

Employees:
Responders:
General Public:

33b. Were there human fatalities that did not result from the hazardous material?

False

If yes, how many?

34. Did the hazardous material cause or contribute to personal injury?

False

If yes, enter the number of injuries resulting from the hazardous material:

Hospitalized (Admitted Only):

Employees:
Responders:
General Public:

Non-Hospitalized:

(e.g.: On site first aid or Emergency Room observation and release)

Employees:
Responders:
General Public:

35. Did the hazardous material cause or contribute to an evacuation?

False

If yes, provide the following information:

Total number of general public evacuated:
Total number of employees evacuated:
Total evacuated:
Duration of the evacuation:

36. Was a major transportation artery or facility closed?

False

If yes, how many?

37. Was the material involved in a crash or derailment?

False

If yes, provide the following information:

Estimated speed (mph):
Weather conditions:
Vehicle overturned?
Vehicle left roadway/track?

PART V - AIR INCIDENT INFORMATION (please refer to S 175.31 to report a discrepancy for air shipments)

38. Was the shipment on a passenger aircraft?

If yes, was it tendered as cargo, or as passenger baggage?

39. Where did the incident occur (if unknown, check the appropriate box for the location where the incident was discovered)?

40. What phase(s) had the shipment already undergone prior to the incident? (Check all that apply)

- | | |
|--|--|
| - Shipment had not been transported | - Transported by air (first flight) |
| - Transport by air (subsequent flights) | - Initial transport by highway to cargo facility |
| - Transfer at sort center/cargo facility | |

PART VI - DESCRIPTION OF EVENTS & PACKAGE FAILURE

- Describe the sequence of events that led to the incident and the actions taken at the time it was discovered. Describe the package failure, including the size and location of holes, cracks, etc. Photographs and diagrams should be submitted if needed for clarification. Estimate the duration of the release, if possible. Describe what was done to mitigate the effects of the release. Continue on additional sheets if necessary.

Describe:

Problem/Incident Statement While Loading Toluene into 3000 gallon compartment on Nexeo bulk tanker, compartment overflowed into containment cell under scale. The hand calculated weight on pick ticket was incorrect and verification was not performed. The Loader reversed pump to stop flow of product into tanker and closed compartment. It should be noted that all spilled material was contained in facility scale pit which was cleaned of all material the day of the spill.

Background Information: Process is to follow recently issued SOP that outlines how to bottom load a tank trailer from a flammable/combustible storage tank. In Preparation to fill a bulk tank trailer from a storage tank. The instructions regarding the amount of product to be loaded into each compartment are reasonable and can be met.

PART VII - RECOMMENDATIONS/ACTIONS TAKEN TO PREVENT RECURRENCE

- Where you are able to do so, suggest or describe changes (such as additional training, use of better packaging, or improved operating procedures) to help prevent recurrence. Provide recommendations for improvement to hazardous materials transportation beyond the control of your individual company. Continue on additional sheets if necessary.

Describe:

Remedial action to address the failure to follow procedures was taken. In addition engineering is looking at additional alarms and or pump interlocks to improve safety.

PART VIII – CONTACT INFORMATION

Contact's Name:	GEORGE WHITE
Contact's Title:	FACILITY MANAGER
Business Name and Address:	NEXEO SOLUTIONS
	3701 RIVER ROAD TONAWANDA NY 14150
E-mail Address:	gewwhite@nexeosolutions.com
Telephone Number:	716 873 2447
Fax Number:	716 873 0417
Hazmat Registration Number:	
Date:	02/28/2013
Preparer is:	Carrier

02/28/1985