

4410.7930 PERMIT AMENDMENTS.

Subpart 1. **Amendments proposed by permittee.** Proposed amendments to the conditions set forth in the drilling permit regarding size, type, depth, number, and location of drill holes or the location of rights-of-way shall be sent in writing to the chair of the board. Revised maps, development plans, and descriptions of the environmental setting in accordance with part 4410.7906, subpart 1, shall accompany a detailed statement explaining the necessity and reasonableness of the amendments, all of which shall be sent by the permittee to be received by the chair at least ten working days before the day the proposed amendments are intended to become effective.

A. Within the ten working days the chair shall decide whether the proposed amendments require board approval and notify the permittee as to the status of the proposed permit amendments.

B. If, in the opinion of the chair, the proposed amendments would not significantly change the terms and conditions set forth in the drilling permit, or materially and adversely affect the environment, the amendments may be approved by the chair.

C. If, in the opinion of the chair, the proposed amendments would cause significant changes in the terms and conditions of the permit, or materially and adversely affect the environment, the chair shall submit the proposed amendments to the board at its next scheduled meeting following the chair's determination, providing the determination is made 20 days in advance of the next scheduled board meeting. The board shall approve the proposed amendments if the application as amended complies with all the requirements of Minnesota Statutes, section 116C.724, and parts 4410.7900 to 4410.7934. The board shall reject the proposed amendments if it determines that the application as amended would not comply with the requirements of Minnesota Statutes, section 116C.724, and parts 4410.7900 to 4410.7934. Proposed amendments submitted to the board shall not be implemented until the board approves them.

Subp. 2. **Amendments proposed by board.** The board shall, acting on its own initiative, amend the permit to prevent any material and adverse effect to the environment and to prevent any violation of parts 4410.7900 to 4410.7934 or the terms of the permit. The board shall give at least ten working days written notice to the permittee of board action to amend the permit. The permittee may appear before the board and offer evidence relevant to the proposed amendment.

Statutory Authority: *MS s 116C.724*

History: *10 SR 2290; 17 SR 1279*

Published Electronically: *November 30, 2009*