

7852.0600 PARTIAL EXEMPTION FROM PIPELINE ROUTE SELECTION PROCEDURES.

Subpart 1. **Partial exemption procedures.** A person may apply to the commission for partial exemption from the pipeline route selection procedures for the issuance of a pipeline routing permit. To apply for a partial exemption, a person must comply with the application procedures of part 7852.2000 and submit an application that contains the information identified in parts 7852.2100 to 7852.3000. The commission shall decide whether to grant or deny the partial exemption within 90 days after commission acceptance of the partial exemption application.

Subp. 2. **Notice of partial exemption application.** Within 15 days of commission acceptance of an application for partial exemption, the applicant shall:

A. provide published notice, including a description of the proposed project, including size and type, and a map of the proposed pipeline route in each county in which the route is proposed to be located;

B. comply with application distribution requirements of part 7852.2000, subpart 6; and

C. send by certified mail a copy of the partial exemption application and a clear description of the procedures that must be followed for commenting on the partial exemption to the chair or chief executive of any regional development commission, county, incorporated municipality, organized town, and to affected landowners.

Subp. 3. **Comments on partial exemption.** A person may file comments with the commission within 30 days after giving notice under subpart 2, item C, stating reasons why the commission should grant or deny the partial exemption.

Subp. 4. **Public information meetings.** The commission shall conduct a public information meeting in each county in which the pipeline and associated facilities are proposed to be located. The purpose of the public information meetings is to assist the commission in determining whether to grant or deny the partial exemption.

Subp. 5. **Determination of partial exemption.** In deciding whether to grant or deny the partial exemption, the commission shall consider any comments that are filed, the record of the public information meetings, and the information contained in the application relevant to the criteria for partial exemption in part 7852.0700. If the commission grants the partial exemption from the pipeline route selection procedures in parts 7852.0800 to 7852.1900, the commission must state in writing its reasons for supporting the partial exemption and must issue a pipeline routing permit in accordance with part 7852.3200.

Subp. 6. **Denial of partial exemption.** When a partial exemption is denied, the applicant must be notified in writing of the reasons for denial. A denial is without prejudice to the applicant's right to an appearance before the commission, filing information after

revisions are made to meet objections specified as reasons for the denial, or to request that the commission continue processing its application under full pipeline route selection procedures contained in parts 7852.0800 to 7852.1900 for a pipeline routing permit.

Statutory Authority: *MS s 116I.015; 216G.02*

History: *13 SR 2046; L 2005 c 97 art 3 s 19*

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