

4 MCAR 3

- 1 Public Utilities Commission
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- 3 Adopted Rule Governing Rule Variances
- 4 Rule as Adopted

5 4 MCAR S 3.0600 Variances.

6 The Public Utilities Commission upon written application or
 7 upon its own motion ~~may~~ shall grant a variance to any of its
 8 rules in an instance where it appears to the satisfaction of the
 9 commission that:

10 ~~1-~~ A. Enforcement of the rule would impose an excessive
 11 burden upon the applicant or others affected by the rule;

12 ~~2-~~ B. Granting of the variance would not adversely affect
 13 the public interest; and

14 ~~3-~~ C. Granting of the variance would not conflict with
 15 standards imposed by law.

16 The commission shall, within 30 days after receipt of an
 17 application, notify the applicant ~~in writing~~ by written order of
 18 the granting or denial of the variance and the reasons
 19 therefor. A variance may be conditioned upon alternative
 20 practices proposed by the applicant or imposed by the commission.

21 Variances may be of limited duration, and may be revoked if a
 22 material change occurs in the circumstances which justified the
 23 variance, or if the applicant fails to comply with the specified
 24 alternative practices.

18-8-81