

7630.0200 VARIANCE CRITERIA.

Subpart 1. **Open flame decorative gas lamps.** No variance shall be granted for open flame decorative gas lamps.

Subp. 2. **Decorative gas lamps with incandescent mantles.** The director shall grant a variance to an applicant who owns decorative gas lamps with incandescent mantles if the applicant satisfies either of the following criteria:

A. Any home owner who is at least 65 years of age as of April 21, 1977, and who resides at the location listed in response to part 7630.0220, subpart 1, item B, shall receive a variance upon filing a complete application. In the case of joint ownership, the age of only the older owner shall be considered.

B. Any person who does not meet the criteria in item A shall receive a variance only if the lamps for which the variance is sought cannot be economically converted to electricity. However, that person shall receive, without application therefor, a construction season variance valid until September 30, 1977. A lamp cannot be economically converted to electricity if the total conversion cost (see part 7630.0300) exceeds the total economic benefit of conversion (see parts 7630.0310 to 7630.0360).

C. Any person whose dwelling is illuminated by decorative gas lamps because it is not served by an electric utility is deemed unable to economically convert such lamps to electricity and to have been granted a variance pursuant to this chapter, which variance shall be effective only so long as that dwelling is not served by an electric utility.

Statutory Authority: *MS s 216C.10*

History: *L 1987 c 312 art 1 s 9*

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