

**CHAPTER 69-06-05
TRANSMISSION FACILITY PERMIT**

Section	
69-06-05-01	Application
69-06-05-02	Designation of Route

69-06-05-01. Application.

1. **Form.** All applications shall be in such form as the commission may prescribe.
2. **Filing.** The applicant shall file an original and ten copies of an application with the commission.
3. **Service.** The applicant shall serve one copy of a complete application on the county auditor in each county in which any part of the designated corridor is located.
4. **Notice of filing.** The commission shall serve a notice of the filing of a complete application on the following:
 - a. The chief executive officer of each city within the designated corridor.
 - b. The state agencies and officers entitled to notice as designated in section 69-06-01-05.
 - c. The chairman of the board of county commissioners of each county in which any part of the designated corridor is located.
 - d. The state senators and representatives of each legislative district in which any part of the designated corridor is located.

History: Amended effective August 1, 1979.

General Authority: NDCC 49-22-18

Law Implemented: NDCC 49-22-08.1

69-06-05-02. Designation of route.

1. **Issuance of a permit.** An order approving the issuance of a permit shall:
 - a. Describe the authority granted.
 - b. Contain any special conditions that the commission may require.

- c. Specify any required modifications in the type, design, routing, right-of-way preparation, or construction of the facility.
2. **Deviations.** A deviation from the designated route may be permitted if the deviation does not violate any of the exclusion and avoidance area criteria of this article.
3. **Variance from permit conditions.** The commission may allow a variance from any special condition upon a request which demonstrates the existence of good cause.

History: Amended effective August 1, 1979.

General Authority: NDCC 49-22-18

Law Implemented: NDCC 49-22-08.1