**Section 1249.70 Granting Variances**

The Secretary may grant variances from this Part in individual cases when he/she finds that:

a) The provision from which the variance is granted is not statutorily mandated;

b) No party will be injured by the granting of the variance; and

c) The rule from which the variance is granted would, in the particular case, be unreasonable or unnecessarily burdensome.