



VARIANCE APPLICATION FORM

Applicant's Name (Company):

Mailing Address

City State Postal Code

Telephone # Fax # Work Email Address

Contact Person's Name Telephone # Work Email Address

Address or Location of Proposed Variance (for more than one location, attach list)

Type of Facility:

1. Variance Description including Type and Justification (See side 2; attach additional information to this form)

Blank lines for variance description

2. Component or System involved (attach supporting documents as applicable)

Blank lines for component or system involved

3. Identify the Statute, Rule, Code or Standard requirement for which the variance is requested.

Blank lines for statute, rule, code or standard requirement

" Where a variance is granted, its successors, heirs and assigns accepts full responsibility for any and all damages whatsoever and for injury to any person that may arise as a result of the variance or non-conformity for the conditions specified for the variance, to the complete exclusion of the Division of Oil and Public Safety-Boiler Inspection Branch and agrees to hold harmless and indemnify the Division of Oil and Public Safety-Boiler Inspection Branch for any action or claim including third-party claims and attendants cost."

Print Name and Title of Applicant's Signing Officer Signature of Signing Officer Date

Office Use Only

Variance Granted Signed By:

Variance Declined Title:

Date:

## **Application for a Variance**

### **Instructions**

In accordance with Colorado Revised Statute 9-4-108.5, Any owner or user may apply to the director for a rule or order for a variance from the standards, rules, regulations, or requirements of this article, upon providing such information as prescribed by the director. The director shall issue such rule or order if he determines that the proponent of the variance has demonstrated that the construction, installation, and operation of the boiler or pressure vessel will be as safe as if the standards, rules, regulations, or requirements were complied with. The rule or order so issued shall prescribe the construction, installation, operation, maintenance, and repair conditions that the owner or user must maintain. Such a rule or order may be modified or revoked upon application by an owner or user or by the director on his own motion at any time after six months from its issuance.

To avoid delays, please provide the following, to the Director, along with this completed variance application form.

#### 1. Variance Description, Type and Justification

##### Variance Description

Description of the variance requested including the circumstances and reasons which require the variance

##### Variance Types

- a) Permanent (variance remains valid until it is rescinded)
- b) Temporary (variance expires after the requested period is passed)  
For temporary variance application, include period of time requested and steps to be taken during period.

##### Variance Justification (attach additional information to this form)

- Assessment of every safety risk associated with the variance, based on safety engineering principles and recognized industry standards;
- Description of the measures that are proposed to make the installation equivalent in safety to the level of safety intended by the requirements in the regulation, standard, or code;
- A qualified individual, (e.g. P. Eng.) knowledgeable in the design or operation of the installation, must sign the technical documents;

#### 2. Description of component and system involved

Provide detailed information about the thing, process or activity involved. Attach supporting documents as applicable.

#### 3. Identify the Regulation, Code or Standard requirement from which the variance is requested. List all sections of the Statutes and Regulations that apply to the variance requested.

Note: An officer of the company must sign the application form.

An application for a variance can only be considered by the Boiler Inspection Branch after receipt of all relevant information. Please note that permission in writing must be received by the applicant from the Director or his delegate, prior to implementing the variance.