

455B.147 Failure — procedure.

If the director fails to take action within sixty days after an application for a variance is made, or if the department fails to enter a final order or determination within sixty days after the final argument in hearing on appeal, the person seeking the action may treat the failure to act as a grant of the requested variance, or of a finding favorable to the respondent in hearing on appeal, as the case may be.

[C71, §136B.17; C73, 75, 77, 79, 81, §455B.26]

C83, §455B.147

[86 Acts, ch 1245, §1899, 1899B](#); [93 Acts, ch 137, §6](#); [2014 Acts, ch 1010, §6](#)

Subsection 2 stricken and subsection 1 redesignated as an unnumbered paragraph