

(b) If a building exceeds the heat loss of par. (a) above, the building may receive gas service provided that it demonstrates additional innovative building or system designs that will reduce fuel consumption to a level equal to or less than fuel consumption which results from complying with par. (a) above;

(c) All exterior windows and doors shall be designed to limit leakage into or from the building and shall be weatherstripped; and

(d) Special use buildings such as greenhouse, inflatable structures, and the like, or any building exempt from the heating and ventilating requirements of ch. Ind 63, Wis. Adm. Code, are exempt from these requirements.

History: Emerg. cr. eff. 5-2-80; cr. Register, January, 1981, No. 301, eff. 2-1-81.

**PSC 136.05 Nonessential uses of natural gas.** (1) A utility or other person shall not install, connect, or cause to be installed or connected to the distribution system any device which constitutes a nonessential use of natural gas, in accordance with sub. (3), unless such device has been received by any person prior to the effective date of this rule, including item inventories held by retailers and wholesalers.

(2) For purposes of determining a nonessential use of natural gas, the public service commission shall consider the following criteria:

(a) Necessity of use;

(b) Availability and reasonableness of alternative fuel to provide a substitute service;

(c) Public health, safety and unusual hardship factors; and

(d) Compatibility of natural gas use with energy policy.

(3) In accordance with the preceding criteria, the use of natural gas in the following devices or for the following purposes is considered to be nonessential:

(a) Gas lights;

(b) Snowmelting equipment;

(c) Residential swimming pool heaters, unless provided with a passive solar blanket which covers the entire surface of the pool or an active solar system which uses a solar collector with a surface area of at least 50% of the pool's surface area; and

(d) Heating areas containing swimming pools, porches, workshops, garages or other areas of marginal or seasonal use unless insulated to energy conservation standards as specified in chs. Ind 22 and 63, Wis. Adm. Code.

(4) The rule designating a nonessential use of natural gas may be modified or waived by the commission for reasons of health, safety or unusual hardship.

(5) Prior to rendering natural gas spaceheating service to an existing rental unit, as defined in s. ILHR 67.04 (16), which is converting to natural gas spaceheating, each utility shall inform the rental unit owner of the

additional conservation requirements of s. ILHR 67.05. The requirement of this subsection is in addition to subs. (3) and (4).

History: Cr. Register, February, 1980, No. 290, eff. 3-1-80; am. (3) (c), Register, January, 1982, No. 313, eff. 2-1-82; am. (3) (c), r. (3) (d), renum. (3) (e) to be (3) (d), Register, March, 1982, No. 315, eff. 4-1-82; cr. (5), Register, December, 1983, No. 336, eff. 1-1-84.

**PSC 136.10 Disconnection or refusal of service.** Gas service may be disconnected or refused for failure to comply with the regulations contained in this chapter as specified in PSC 134.062.

History: Emerg. cr. eff. 11-1-79; cr. Register, February, 1980, No. 290, eff. 3-1-80.

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