

698. 697.

*(Assistance of Political Subdivisions).*

*It shall be the responsibility of the political subdivisions of the State* THE SEVERAL COUNTIES AND BALTIMORE CITY ARE AUTHORIZED AND ENCOURAGED to cooperate with the Board, the Council and the Department and to assist them in carrying out their respective powers and duties under this subtitle when requested so to do.

699. 698.

*(Hearings).*

(a) *Whenever the Department shall determine that compliance with any rule or regulation promulgated by the Board has not been obtained from any person by conference, cooperation and persuasion, it may give written notice to such person specifying the rule or regulation said to be violated and the manner and extent in and to which such person is said to violate the same. Such notice shall require that the matters of complaint be corrected within a reasonable period of time specified therein or that the person complained against appear before the Council at a time and place specified in the notice and answer the charges. The notice shall be served on such person as summonses are served or by certified mail not less than twenty (20) days before the time set for the hearing.*

(b) *Prior to the hearing the person complained against shall be given an opportunity to examine all documents, papers, and technical and analytical reports regarding the nature of the alleged offense. At the hearing, such person may be represented by counsel and produce evidence in his behalf in answer to the aforesaid charges. On the basis of the evidence produced at the hearing the Council may recommend to the Board that it grant an exception from such rule or regulation (in which case the Board shall grant such exception) or enter a special order or orders directing such person to secure within such reasonable time as the Council may specify (which time shall be extended by the Board in accordance with recommendations of the Council) such operating results as are practicable of attainment toward the reduction, control, abatement and prevention of air pollution in order to comply with such rule or regulation of the Board and the Board shall thereupon enter such order and shall promptly give written notice, either by service as summonses are served or by certified mail, to the person or persons affected by such order.*

(c) *At any hearing, any member of the Council, or any employee of the Department designated by the Board, shall be authorized to administer oaths. On his own initiative, the Commissioner of the Department may, and at the request and expense of any respondent to a complaint shall, subpoena and compel the attendance of such witnesses as he may desire, or as the respondent may reasonably designate and shall require the production for examination of any required books, records, papers or documents relating to any matter involved in such hearing. In case of refusal to obey a notice of hearing or subpoena issued under this Section, the Circuit Court of the county or the Baltimore City Court, as the case may be, in which the person*