

2-503. NOTICE AND HEARING.

(A) SCHEDULING HEARING.

IF A PETITION FOR A TEMPORARY FUEL VARIANCE IS FILED IN ACCORDANCE WITH § 2-502 OF THIS SUBTITLE, THE DEPARTMENT SHALL SCHEDULE A PUBLIC HEARING ON THE PETITION TO BE HELD AS SOON AS POSSIBLE BUT NO EARLIER THAN 10 DAYS AFTER PUBLICATION OF THE NOTICE REQUIRED BY THIS SECTION.

(B) PUBLICATION OF NOTICE.

THE PETITIONER SHALL PUBLISH A PROMINENT NOTICE OF THE HEARING IN A NEWSPAPER OF GENERAL CIRCULATION IN THE COUNTY WHERE THE SOURCE FOR WHICH THE TEMPORARY FUEL VARIANCE IS SOUGHT IS LOCATED.

(C) CONTENTS OF NOTICE.

EXCEPT AS OTHERWISE PROVIDED BY THE DEPARTMENT, THE NOTICE SHALL CONTAIN:

- (1) THE NAME AND ADDRESS OF THE PETITIONER;
- (2) THE LOCATION AND A DESCRIPTION OF THE OPERATIONS FOR WHICH THE TEMPORARY FUEL VARIANCE IS SOUGHT;
- (3) A REFERENCE TO THE SPECIFIC RULE, REGULATION, OR ORDER FROM WHICH THE TEMPORARY FUEL VARIANCE IS SOUGHT;
- (4) A BRIEF STATEMENT EXPLAINING WHY THE TEMPORARY FUEL VARIANCE IS SOUGHT;
- (5) A STATEMENT THAT ANY PERSON MAY OPPOSE THE PETITION AT A PUBLIC HEARING ON A SPECIFIC DATE AND AT A SPECIFIC TIME AND LOCATION; AND
- (6) ANY ADDITIONAL INFORMATION THAT THE DEPARTMENT REQUIRES.

(D) EMERGENCY TEMPORARY FUEL VARIANCE.

(1) THE DEPARTMENT MAY GRANT AN EMERGENCY TEMPORARY FUEL VARIANCE BEFORE THE PUBLIC HEARING IF:

(I) THE PETITIONER SHOWS TO THE DEPARTMENT AN IMMEDIATE NEED FOR THE TEMPORARY FUEL VARIANCE; AND

(II) THE AIR MANAGEMENT ADMINISTRATION RECOMMENDS THAT THE DEPARTMENT GRANT THE TEMPORARY FUEL VARIANCE BEFORE THE HEARING.

(2) IF THE DEPARTMENT GRANTS AN EMERGENCY TEMPORARY FUEL VARIANCE BEFORE THE PUBLIC HEARING: