

(B) IN ORDER TO REQUEST THAT A STOP WORK ORDER BE LIFTED, THE PERSON TO WHOM THE STOP WORK ORDER HAS BEEN ISSUED SHALL NOTIFY THE DEPARTMENT WHEN THE REQUIRED APPROVAL HAS BEEN RECEIVED AND THE REQUIRED SEDIMENT CONTROL MEASURES HAVE BEEN IMPLEMENTED ~~TO REQUEST THAT THE STOP WORK ORDER BE LIFTED.~~

(C) THE DEPARTMENT SHALL ACT ON A REQUEST TO LIFT A STOP WORK ORDER AND SHALL NOTIFY THE REQUESTOR OF ITS APPROVAL OR DENIAL OF THE REQUEST WITHIN 48 HOURS OF THE RECEIPT OF THAT REQUEST. ANY DENIAL MUST BE IN WRITING, PROVIDING THE REASONS THEREFOR. A REQUEST TO LIFT A STOP WORK ORDER WHICH IS DENIED SOLELY FOR REASONS PERTAINING TO IMPLEMENTATION OR MAINTENANCE OF EROSION AND SEDIMENT CONTROL MEASURES SHALL BE BASED UPON AN INSPECTION OF THE CONSTRUCTION SITE BY THE DEPARTMENT. IF THE INITIAL REQUEST IS DENIED, THE DEPARTMENT SHALL ACT UPON EACH SUBSEQUENT REQUEST WITHIN 10 WORKING DAYS OF RECEIPT OF THAT SUBSEQUENT REQUEST.

(D) A STOP WORK ORDER IS EFFECTIVE IMMEDIATELY WHETHER OR NOT A REQUEST FOR A HEARING IS FILED, AND REMAINS IN EFFECT UNTIL LIFTED IN ACCORDANCE WITH THIS SUBSECTION.

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(A) ANY COMPLAINT, ORDER, NOTICE, OR OTHER INSTRUMENT ISSUED BY THE DEPARTMENT UNDER THIS SUBTITLE MAY BE SERVED ON THE PERSON TO WHOM IT IS DIRECTED:

- (1) PERSONALLY;
- (2) ~~BY PUBLICATION;~~ OR

(3) (2) BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, BEARING A POSTMARK FROM THE UNITED STATES POSTAL SERVICE, TO THE PERSON'S LAST KNOWN ADDRESS AS SHOWN ON THE DEPARTMENT'S RECORDS.

(B) IF SERVICE IS MADE BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, BEARING A POSTMARK FROM THE UNITED STATES POSTAL SERVICE, THE PERSON WHO MAILES THE DOCUMENT SHALL FILE WITH THE DEPARTMENT VERIFIED PROOF OF MAILING.

(C) ANY NOTICE THAT REQUIRES FILING OF A REPORT, ATTENDANCE AT A HEARING, OR BOTH SHALL BE SERVED AT LEAST 10 DAYS BEFORE THE EARLIER OF:

- (1) THE TIME SET FOR THE HEARING, IF ANY; OR
- (2) THE TIME SET FOR THE FILING OF THE REPORT, IF ANY.