

*and being of a duration which, from any single source or in combination with other sources, are, or will be, injurious to human, plant or animal life or to property or which unreasonably interfere with the enjoyment of life and property throughout the State and in such areas* ANIMAL LIFE OR TO PROPERTY, OR WHICH UNREASONABLY INTERFERE WITH THE PROPER ENJOYMENT OF THE PROPERTY OF OTHERS BY REASON OF THE EMISSION OF ODORS, SOLIDS, VAPORS, LIQUIDS OR GASES, THROUGHOUT THE STATE AND IN SUCH AREAS *of the State as are affected thereby.*

(2) The term "Board" shall mean the State Board of Health and Mental Hygiene.

(3) The term "Council" shall mean the Air Pollution Control Council.

(4) The term "Department" shall mean the Maryland State Department of Health.

(5) The term "Person" shall mean any individual, group of individuals, firm, partnership, voluntary association, or private, public or municipal corporation, or political subdivision of the State, responsible for the use of property.

(6) The term "source" shall mean any property, real or personal, or person contributing to air pollution.

(7) The term "emergency" shall mean a sudden, unexpected and unforeseen condition of such public gravity and exigency as to require action forthwith.

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*(Responsibilities and Duties of the Board Under this Act).*

Consistent with the policy of the State as it is set forth in Section 690 hereof, the Board is hereby authorized to:

(1) Adopt, amend and repeal rules and regulations, ONLY in accordance with recommendations of the Council, for the control of air pollution in the State or in various areas; provided, however, that no such rule or regulation and no such amendment or repeal shall be adopted without prior approval of a majority of the Board; and provided, further, that no such rule or regulation and no such amendment or repeal shall be adopted except after public hearing to be held by the Council after thirty (30) days prior notice thereof by public advertisement of the date, time, place and purpose of such hearing, in a newspaper or newspapers of general circulation within the area or areas concerned, at which opportunity to be heard by the Council with respect thereto shall be given to the public; and provided, further, that no such rule or regulation and no such amendment or repeal shall become effective until ninety (90) days after the adoption thereof in the aforementioned manner. In the formulation of any rule or regulation for any area or areas within the State, there shall be considered among other things the residential, commercial or industrial nature of the area affected, zoning, the nature and source of various kinds of air pollution, the problems of various commercial and industrial establishments that may be affected by such rule or regulation, the environmental conditions, population density