

party to the disagreement, shall assume jurisdiction for the purpose of arbitrating the disagreement, and its determination shall be final and binding on all parties concerned; provided, however, that any party shall have the right to appeal such determination to the Circuit Court of any county within which the municipality or person is located or carries on business or resides, or in any equity court in Baltimore City. In such appeal the decision of the Commission shall be prima facie correct and shall be affirmed unless clearly shown to be (1) in violation of constitutional provisions, or (2) made upon unlawful procedure, or (3) arbitrary or capricious, or (4) affected by other error of law.

27. Penalties.

Any ~~municipality~~ or person violating any provision of this Article, or any rule or regulation lawfully promulgated and adopted by the Service, is deemed guilty of a misdemeanor, and upon conviction thereof shall be subject to a fine not to exceed one thousand dollars (\$1,000) for each violation. Each day on which a violation occurs constitutes a separate violation under this section.

28.

This Article shall constitute full and complete authority, without regard to the provisions of any other law for the doing of the acts and things herein authorized, and shall be liberally construed to effect the purposes hereof; provided however, that nothing herein contained shall be taken as restricting any control which the Department of Health and Mental Hygiene and the Department of Natural Resources, or any of the departments or agencies included therein, are empowered to exercise over any wastewater purification or solid waste disposal project authorized by this Article. PROVIDED FURTHER THAT NOTHING HEREIN CONTAINED SHALL BE TAKEN AS AUTHORITY OR POWER TO INTERFERE WITH, RESTRICT OR OTHERWISE AFFECT THE OPERATION OF EXISTING WASTEWATER PURIFICATION OR SOLID WASTE DISPOSAL PROJECTS FOUND BY THE SECRETARY OF HEALTH AND MENTAL HYGIENE TO BE ADEQUATELY AND LAWFULLY OPERATED BY MUNICIPALITIES HAVING JURISDICTION OR RESPONSIBILITY FOR THEM, EXCEPT BY THEIR EXPRESS CONSENT AND AGREEMENT.

29.

Nothing in this Article shall be construed to alter, change, modify, or restrict the zoning or land use planning authority of any municipality or public instrumentality.

30.

The Board of Review of the Department of Natural Resources shall not have jurisdiction over any proceedings arising under or pursuant to this Article, and Sections 236 and 237 of Article 41 of this Code shall not be applicable to decisions of the Service.