

(b) Prior to establishing, amending, or repealing water quality or effluent standards the Department shall, after due notice, conduct public hearings thereon. Notice of public hearings shall specify the waters for which standards are sought to be adopted, amended, or repealed and the time, date, and place of the hearing.

28.

(a) Whenever the Department has reason to believe that a violation of any provision of this Subtitle or of any regulation or order of the Department has occurred, it shall cause a written complaint to be served upon the alleged violator or violators. The complaint shall specify the provision of law, regulation or order alleged to be violated, the facts alleged to constitute a violation thereof, and may order that necessary corrective action be taken within the time prescribed in such order. Said order contained in the complaint shall become final on the date specified therein unless the person or persons named therein request in writing a hearing before the Department no later than ten (10) days after the date such order is served. If a hearing before the Department is requested as hereinbefore specified, the Department shall hold said hearing no later than thirty (30) days from the date it receives said request. The Department shall render its decision accompanied by an appropriate order within ten (10) days from the date of the hearing. Said decision and order shall be final and must be complied with in accordance with the time as specified therein. Any person aggrieved by the aforementioned decision or order shall not have the right to appeal said decision to the board of review of the Department of Natural Resources as provided in Article 41, Section 237 of this code. However, any person aggrieved by a decision of the Department shall have the right to have said decision reviewed in accordance with the provisions of the Administrative Procedures Act and the Maryland Rules of Procedure.

An appeal under the provisions of the Maryland Administrative Procedures Act shall not operate as a stay of the order issued by the Department. Any request to a court for a stay of the Department's order pending judicial review shall be applied for and acted upon as prescribed in the Maryland Rules of Procedure. However, no court shall issue such a stay unless the court shall find both that the person appealing said order is likely to prevail in such appeal and upon as prescribed in the Maryland Rules of Procedure. However, damage to the person appealing said order.

(b) The Department, prior to the aforementioned hearing, may require that the alleged violator file a written report regarding the alleged violation.

(A) WHENEVER THE DEPARTMENT HAS REASON TO BELIEVE THAT A VIOLATION OF ANY PROVISION OF THIS SUBTITLE OR OF ANY REGULATION OF THE DEPARTMENT HAS OCCURRED, IT SHALL CAUSE A WRITTEN COMPLAINT TO BE SERVED UPON THE ALLEGED VIOLATOR OR VIOLATORS. THE COMPLAINT SHALL SPECIFY THE PROVISION OF LAW OR REGULATION ALLEGED TO BE VIOLATED, AND THE FACTS ALLEGED TO CONSTITUTE A VIOLATION THEREOF.