

dures set out in this section prior to enforcement of this subtitle by injunctive relief or civil penalty as provided hereinafter in Section 703 of this subtitle.

703. *Violations and Enforcement.*

(a) *Injunctive Relief.*—If any person violates the provisions of this subtitle or any standard, rule or regulation or order promulgated or issued under this subtitle, the Department may institute an action for injunctive relief to prohibit or prevent such violations.

(b) *Civil Penalty.*—Any person who violates the provisions of this subtitle or any standard, rule or regulation or order promulgated or issued pursuant to this subtitle shall be liable to a civil penalty of not more than \$10,000 to be collected in a civil action brought in the Circuit Court of any county or of Baltimore City. Such action may be brought in conjunction with, and be included in, any complaint for injunctive relief or may be brought separately at the option of the Department. Each day during which a violation continues shall be a separate violation under this section.

(c) *Compromise of Civil Penalty.*—With the concurrence and approval of the Attorney General, the Secretary is hereby authorized and empowered to compromise and settle any claim for penalty in such a manner as may appear appropriate and equitable under all circumstances, including a rebate of any such penalty paid to the extent of 75 percent thereof where the person against whom such penalty is asserted satisfies the Department within one year that the violation has been eliminated or removed or that the order has been met or satisfied as the case may be.

(d) *Plans for Compliance.*—Any violator who has submitted a plan for compliance with any provision of this subtitle or rule or regulation promulgated pursuant thereto and has had that plan or amendments to it approved by the Secretary upon the recommendation of the Division of Air Quality Control shall not be considered to be in violation of such provision of this subtitle or rule or regulation promulgated pursuant thereto as long as he acts in accordance with the original or amended plan. The Secretary shall act upon any plan within ninety (90) days after such plan has been submitted to him.

(e) *Violations Caused By Certain Conditions Excepted.*—Violations of any standards or rules or regulations adopted under this subtitle shall not be construed to include any violation which was caused by an act of God, strike, riot, catastrophe, or any condition over which the alleged violator has no control.

705. *County or Municipal Ordinances.*

(a) *Nothing in this subtitle shall preclude the right of any county or municipality to adopt ordinances or regulations providing for emissions control requirements and standards provided that said ordinances or regulations are no less stringent than those embodied in State regulations promulgated pursuant to this act. AND THE MORE STRINGENT REGULATIONS SHALL BE APPLIED.*

706. *Permits and Registration.*

The Department may require by regulation that before any person either builds, erects, alters, replaces, operates, sells, rents, or