

(4) UPON DEFAULT, THE APPLICANT SHALL CONTINUE TO BE FIRMLY BOUND UNDER A CONTINUING OBLIGATION FOR PAYMENT OF ONE (1) OF THE FOLLOWING, AT THE ELECTION OF THE SURETY:

(i) ALL COSTS AND EXPENSES NECESSARY TO COMPLETE THE WORK IN ACCORDANCE WITH THE APPROVED PLANS AND SPECIFICATIONS (OR ANY APPROVED MODIFICATION THEREOF); OR

(ii) ALL NECESSARY COSTS AND EXPENSES OR LIABILITIES WHICH MAY BE INCURRED TO STABILIZE IN ACCORDANCE WITH THE STABILIZATION PLAN FOR EROSION CONTROL PRESENTED BY THE APPLICANT TO AND APPROVED BY ANNE ARUNDEL COUNTY; OR

(iii) PAYMENT TO THE COUNTY IN CASH OR BY CERTIFIED CHECK IN A SUFFICIENT AMOUNT TO EQUAL THE COST OF PERFORMING THE NECESSARY WORK. IF THE COST FOR RESTORATION OF A SITE TO MEET THE MINIMUM REQUIREMENTS OF THIS SUBTITLE (WITH PARTICULAR EMPHASIS ON STABILITY, SAFETY, DRAINAGE AND EROSION CONTROL) EXCEEDS THE AMOUNT OF THE CASH OR CERTIFIED CHECK, THE PERMITTEE SHALL CONTINUE TO BE BOUND UNDER A CONTINUING OBLIGATION FOR PAYMENT OF ALL EXCESS COSTS AND EXPENSES INCURRED BY THE COUNTY.

(iv) THE BOND AND/OR OTHER SECURITY SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL A CERTIFICATE OF COMPLETION HAS BEEN ISSUED BY THE DEPARTMENT OF INSPECTIONS AND PERMITS CERTIFYING THAT THE WORK HAS BEEN PERFORMED IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS, OR CERTIFYING THAT THE PERMIT HAS BEEN UNUSED. UPON ISSUANCE OF SUCH CERTIFICATE, ANY UNUSED PORTION OF ANY CASH OR CERTIFIED CHECK SHALL BE RETURNED TO THE APPLICANT, AND THE APPLICANT AND/OR HIS SURETY SHALL BE RELEASED FROM ALL FURTHER OBLIGATIONS UNDER THIS SUBTITLE (PROVIDED THAT A DEFAULT HAS NOT OCCURRED). THE CERTIFICATE OF COMPLETION SHALL BE ISSUED WITHIN SIXTY (60) DAYS FROM THE DATE THE DEPARTMENT OF INSPECTIONS AND PERMITS RECEIVES WRITTEN NOTICE OF COMPLETION, PROVIDED THAT DURING SAID SIXTY (60) DAY PERIOD, SAID DEPARTMENT SHALL INSPECT THE WORK PERFORMED, AND IS SATISFIED THAT THE PERMITTEE HAS COMPLIED WITH THE PROVISIONS OF THIS SUBTITLE.

(c) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (A) OF THIS SECTION, A PUBLIC UTILITY FRANCHISED BY THE GENERAL ASSEMBLY OF MARYLAND TO OPERATE IN ANNE ARUNDEL COUNTY MAY SUBMIT A