

The Department may require the submission of such plans, specifications, and other information as it deems necessary to carry out the provisions of this subtitle or to carry out the rules and regulations adopted pursuant to the provisions of this subtitle.1

NOTWITHSTANDING SUBSECTION (A) OF THIS SECTION, ANY PERSON INTENDING TO CONSTRUCT, INSTALL, MODIFY, EXTEND, ALTER, OR OPERATE ANY INDUSTRIAL COMMERCIAL OR RECREATIONAL FACILITY OR DISPOSAL SYSTEM OR ANY STATE-OWNED TREATMENT FACILITY OR ANY OTHER OUTLET, OR ESTABLISHMENT, THE OPERATION OF WHICH WOULD RESULT IN OR BE CAPABLE OF CAUSING A DISCHARGE OF POLLUTANTS OR AN INCREASE IN THE DISCHARGE OF POLLUTANTS INTO THE WATERS OF THE STATE, ~~[[MAY]]~~ MUST OBTAIN A PERMIT FROM THE ADMINISTRATION. THE ADMINISTRATION ~~[[MUST]]~~ MAY REQUIRE A DISCHARGE PERMIT FROM ANY OTHER ACTIVITY BY RULE OR REGULATION.

(C) THE ADMINISTRATION, AFTER PUBLIC NOTICE AND OPPORTUNITY FOR PUBLIC HEARING, MAY ISSUE A PERMIT FOR THE DISCHARGE OF ANY POLLUTANT OR COMBINATION OF POLLUTANTS INTO STATE WATERS UPON CONDITION THAT THE DISCHARGE MEETS OR WILL MEET ALL APPLICABLE STATE AND FEDERAL WATER QUALITY STANDARDS AND EFFLUENT LIMITATIONS AND ALL OTHER REQUIREMENTS OF THIS SUBTITLE.

(D) EACH PERMIT ISSUED UNDER THIS SUBTITLE SHALL HAVE A FIXED TERM NOT TO EXCEED FIVE YEARS. UPON EXPIRATION OF A PERMIT, A NEW PERMIT MAY BE ISSUED BY THE ADMINISTRATION, AFTER REVIEW BY THE ADMINISTRATION IN ACCORDANCE WITH RULES AND REGULATIONS IT PRESCRIBES, AFTER NOTICE AND OPPORTUNITY FOR PUBLIC HEARING, AND UPON CONDITION THAT THE DISCHARGE MEETS OR WILL MEET ALL APPLICABLE STATE AND FEDERAL WATER QUALITY STANDARDS, EFFLUENT LIMITATIONS AND ALL OTHER REQUIREMENTS OF THIS SUBTITLE. ADMINISTRATIVE REVIEW PROCEEDINGS SHALL BE COMPLETED AT LEAST SIXTY (60) DAYS PRIOR TO THE DATE OF EXPIRATION OF A PERMIT.

(E) THE ADMINISTRATION MAY ESTABLISH RULES AND REGULATIONS REGARDING THE APPLICATION FOR, ISSUANCE, RESCISSION, OR MODIFICATION OF DISCHARGE PERMITS, INCLUDING REQUIRING SUBMISSION OF SUCH PLANS, SPECIFICATIONS, AND OTHER INFORMATION AS IT DEEMS NECESSARY TO CARRY OUT THE PROVISIONS OF THIS SUBTITLE. THE REGULATIONS SHALL INCLUDE PROVISION FOR A REASONABLE APPLICATION FEE.

(F) ISSUANCE OF THE PERMIT MAY BE CONTINGENT UPON CONDITIONS THE ADMINISTRATION DEEMS NECESSARY TO PREVENT VIOLATIONS OF THIS SUBTITLE~~[[,]],~~[[AND]] MAY INCLUDE POSTING OF SUFFICIENT PERFORMANCE BOND IN FAVOR OF THE STATE OF MARYLAND. THE AMOUNT OF THE BOND, FROM TIME TO TIME, MAY BE INCREASED OR DECREASED BY THE ADMINISTRATION AS CIRCUMSTANCES VARY. LIABILITY UNDER EACH BOND SHALL CONTINUE UNTIL THE ADMINISTRATION DETERMINES NO FURTHER SIGNIFICANT RISK OF POLLUTION EXISTS. FAILURE TO POST BOND SHALL BE