

WORKS, OR INSTALL A NEW SYSTEM OR WORKS AS THE SECRETARY OF HEALTH AND MENTAL HYGIENE DEEMS NECESSARY TO CORRECT THE IMPROPER CONDITIONS.

(2) UPON RECEIPT OF THE DIRECTIVE FROM THE SECRETARY OF HEALTH AND MENTAL HYGIENE, THE SERVICE SHALL ASSUME JURISDICTION OVER THE SYSTEMS OR WORKS AND MAKE THE ALTERATIONS, EXTENSIONS, OR NEW CONSTRUCTION REQUIRED TO COMPLY WITH THE DIRECTIVE OF THE SECRETARY OF HEALTH AND MENTAL HYGIENE. ALL COSTS, INCLUDING LEGAL FEES INCIDENTAL TO ASSUMING JURISDICTION OVER THE SYSTEM OR WORKS, SHALL BE CHARGED TO THE MUNICIPALITY OR PERSON AGAINST WHICH OR WHOM THE ORDER OF THE SECRETARY OF HEALTH AND MENTAL HYGIENE WAS ISSUED.

(3) FUNDS TO PAY THE SERVICE FOR COSTS INCURRED AS A RESULT OF ACTIONS TAKEN UNDER THIS SUBSECTION MAY BE RAISED AS PROVIDED IN ARTICLE 43, § 395 OF THE CODE. IF THE ORDER WAS AGAINST A PERSON, THE SERVICE SHALL CHARGE THE PERSON WITH THE COST OF MAKING THE NECESSARY IMPROVEMENTS TO COMPLY WITH THE DIRECTIVE OF THE SECRETARY OF HEALTH AND MENTAL HYGIENE. IF THE PERSON FAILS TO PAY WITHIN 60 DAYS, THE COST BECOMES A LIEN AGAINST THE PROPERTY SERVED IF IT IS RECORDED AND INDEXED AS PROVIDED IN THIS SUBTITLE, AND THE MATTER SHALL BE REFERRED TO THE ATTORNEY GENERAL FOR COLLECTION.

REVISOR'S NOTE: This subsection is new language derived from Article 33B, section 8(d) of the Code. As to the lien provision of paragraph (3) of this subsection, see revisor's note to section 3-126.

3-111. POLLUTION ABATEMENT PROJECTS TO BE PROVIDED UPON DIRECTIVE OF SECRETARY OF DEPARTMENT OF NATURAL RESOURCES.

(A) UPON THE FAILURE OF A PERSON TO COMPLY WITH AN ORDER TO ABATE POLLUTION PROVIDED FOR IN TITLE 8 OF THIS ARTICLE, THE SECRETARY OF NATURAL RESOURCES, IF NO REMEDY PROVIDED IN TITLE 8 OF THIS ARTICLE IS SOUGHT AGAINST THAT PERSON, MAY DIRECT THE SERVICE TO PROVIDE PROJECTS NECESSARY TO ABATE THE POLLUTION.

(B) UPON RECEIPT OF THE DIRECTIVE FROM THE SECRETARY OF NATURAL RESOURCES, THE SERVICE SHALL PROVIDE THE PROJECT NECESSARY TO ABATE THE POLLUTION, AND THE PERSON SHALL DISCHARGE OR DELIVER HIS WASTES ONLY TO A SERVICE PROJECT OR AVAIL HIMSELF OF THE