

(B) REQUIRED CONSIDERATIONS.

IN ADOPTING ANY RULE OR REGULATION UNDER THIS TITLE, THE DEPARTMENT SHALL CONSIDER, AMONG OTHER THINGS:

(1) THE RESIDENTIAL, COMMERCIAL, OR INDUSTRIAL NATURE OF THE AREA AFFECTED;

(2) ZONING;

(3) THE NATURE AND SOURCE OF VARIOUS KINDS OF AIR POLLUTION;

(4) THE PROBLEMS OF ANY COMMERCIAL OR INDUSTRIAL ESTABLISHMENT THAT MAY BE AFFECTED BY THE RULE OR REGULATION; AND

(5) THE ENVIRONMENTAL CONDITIONS, POPULATION DENSITY, AND TOPOGRAPHY OF ANY AREA THAT MAY BE AFFECTED BY THE RULE OR REGULATION.

(C) GRAIN DRYING OPERATIONS.

ANY RULE OR REGULATION ADOPTED UNDER THIS TITLE THAT RELATES TO GRAIN DRYING OPERATIONS SHALL BE ADOPTED WITH THE ADVICE AND CONSENT OF THE STATE DEPARTMENT OF AGRICULTURE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 693(d), § 697(a) and (c), and the first sentence of § 696.

In subsection (a)(1) of this section, the former words "or in various areas" are deleted as unnecessary.

2-302. SAME -- AIR QUALITY CONTROL AREAS.

(A) AIR QUALITY CONTROL AREAS DESIGNATED.

THE DEPARTMENT SHALL DETERMINE AND MAY ALTER AIR QUALITY CONTROL AREAS INTO WHICH THIS STATE IS DIVIDED.

(B) STANDARDS IN AIR QUALITY CONTROL AREAS.

THE DEPARTMENT SHALL ADOPT RULES AND REGULATIONS THAT SET EMISSION STANDARDS AND AMBIENT AIR QUALITY STANDARDS FOR EACH OF THE AIR QUALITY CONTROL AREAS IN THIS STATE.

(C) AMBIENT AIR QUALITY STANDARDS.

(1) UNLESS A POLITICAL SUBDIVISION REQUESTS A MORE RESTRICTIVE STANDARD UNDER § 2-104 OF THIS TITLE, THE DEPARTMENT SHALL SET AMBIENT AIR QUALITY STANDARDS FOR