

EXCEPT AS PROVIDED IN THIS SUBTITLE AND SUBTITLE 14 OF TITLE 8 OF THE NATURAL RESOURCES ARTICLE AND THE RULES AND REGULATIONS ADOPTED UNDER THOSE SUBTITLES, A PERSON MAY NOT DISCHARGE ANY POLLUTANT INTO THE WATERS OF THIS STATE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 27, § 583 and former NR § 8-1413(a).

The detailed descriptions of forms of pollution and the penalties that appeared in former Article 27, § 583 are deleted as obsolete. Later enactments, from which this subtitle is derived, provided for different, and more elaborate, regulation of forms of pollution and for different, and more severe, penalties.

9-323. DISCHARGE PERMIT REQUIRED.

(A) IN GENERAL.

A PERSON SHALL HOLD A DISCHARGE PERMIT ISSUED BY THE DEPARTMENT BEFORE THE PERSON MAY CONSTRUCT, INSTALL, MODIFY, EXTEND, ALTER, OR OPERATE ANY OF THE FOLLOWING IF ITS OPERATION COULD CAUSE OR INCREASE THE DISCHARGE OF POLLUTANTS INTO THE WATERS OF THIS STATE:

(1) AN INDUSTRIAL, COMMERCIAL, OR RECREATIONAL FACILITY OR DISPOSAL SYSTEM.

(2) A STATE-OWNED TREATMENT FACILITY.

(3) ANY OTHER OUTLET OR ESTABLISHMENT.

(B) ADDITIONAL REQUIREMENTS BY RULE OR REGULATION.

BY RULE OR REGULATION, THE DEPARTMENT MAY REQUIRE A DISCHARGE PERMIT FOR ANY OTHER ACTIVITY.

REVISOR'S NOTE: This section formerly appeared as NR § 8-1413(b).

The only changes are in style.

9-324. ISSUANCE OF DISCHARGE PERMIT.

(A) IN GENERAL.

SUBJECT TO THE PROVISIONS OF THIS SECTION, THE DEPARTMENT MAY ISSUE A DISCHARGE PERMIT IF THE DEPARTMENT FINDS THAT THE DISCHARGE MEETS:

(1) ALL APPLICABLE STATE AND FEDERAL WATER QUALITY STANDARDS AND EFFLUENT LIMITATIONS; AND