

(3) THE WSSC SHALL:

(I) INSPECT THE OPERATIONS OF ANY PROJECT AND SHALL REQUIRE THE OWNERS OR OPERATORS OF THE PROJECT TO MAINTAIN AND OPERATE THE PROJECT IN COMPLIANCE WITH THE WSSC'S REASONABLE REQUIREMENTS AND WITH DUE REGARD TO PUBLIC HEALTH, SAFETY, AND COMFORT;

(II) FIX AND COLLECT FROM THE OWNERS OR OPERATORS OF ANY SYSTEM A REASONABLE FEE FOR THE SUPERVISION AND INSPECTION OF THE SYSTEM; AND

(III) MAKE THE CORRECTION OR TAKE OVER FOR ANY PERIOD NECESSARY FOR THE OPERATION OF THE SYSTEM AND COLLECT THE COSTS FOR THE SYSTEM FROM THE OWNER OR OPERATOR IF THE OWNER OR OPERATOR FAILS OR REFUSES TO MAKE ANY CORRECTION OR TO MAINTAIN AND OPERATE THE SYSTEM IN COMPLIANCE WITH THE WSSC'S REQUIREMENTS.

(4) THE WSSC IS NOT REQUIRED TO DUPLICATE AN ANALYSIS AND SHALL ADJUST ITS INSPECTION FEES ACCORDINGLY WHERE A MUNICIPALITY IN EITHER COUNTY:

(I) OWNS OR OPERATES A WATER SUPPLY OR SEWAGE COLLECTION OR DISPOSAL SYSTEM;

(II) PERFORMS OR HAS PERFORMED BACTERIOLOGICAL AND CHEMICAL ANALYSES ON THE SYSTEM BY QUALIFIED PERSONNEL, AS APPROVED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE AND THE WSSC; AND

(III) FILES A REPORT MONTHLY OF THESE ANALYSES WITH THE WSSC SHOWING THAT SATISFACTORY OPERATING CONDITIONS CURRENTLY EXIST IN THE SYSTEM.

COMMITTEE NOTE: Even though there was no reference to the duplication of analyses and fees for Montgomery County in former Article 67, § 8-3, this paragraph is revised to apply to Montgomery County since it conforms to the current practice in Montgomery County.

(5) AFTER CONSTRUCTION OF A WATER OR SEWAGE TREATMENT FACILITY UNDER A WSSC PERMIT, AND IF THE OPERATION OF THE WATER OR SEWAGE TREATMENT FACILITY IS SUBJECT TO INSPECTION BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, THE WSSC IS NOT REQUIRED TO DUPLICATE THOSE OPERATIONAL INSPECTION FUNCTIONS, AND THE WSSC MAY ELIMINATE OR REDUCE ITS OPERATION AND INSPECTION FEE IN PROPORTION TO THE ELIMINATED INSPECTION ACTIVITIES. ALL OTHER ASPECTS OF THE WSSC PERMIT FOR THE FACILITY SHALL CONTINUE.

(E) A CONVICTION UNDER THIS SECTION DOES NOT RELIEVE ANY PERSON OF THE NECESSITY OF SECURING AND PAYING FOR A