

1. ANY PERSON AGGRIEVED BY A FINAL ADMINISTRATIVE DECISION MAY OBTAIN REVIEW OF THE DECISION BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS AFTER THE COMMISSION'S FINAL DECISION.

2. IN THE EVENT THAT REVIEW IS SOUGHT OF THE COMMISSION'S DECISION RELATIVE TO THE DESIGNATION OF A HOST STATE, THE COURT OF APPEALS SHALL ACCORD THE MATTER AN EXPEDITED REVIEW, AND, IF THE COURT DOES NOT RULE WITHIN 90 DAYS AFTER A PETITION FOR REVIEW HAS BEEN FILED, THE COMMISSION'S DECISION SHALL BE DEEMED TO BE AFFIRMED.

3. THE COURTS SHALL NOT SUBSTITUTE THEIR JUDGMENT FOR THAT OF THE COMMISSION AS TO THE DECISIONS OF POLICY OR WEIGHT OF THE EVIDENCE ON QUESTIONS OF FACT. THE COURT MAY AFFIRM THE DECISION OF THE COMMISSION OR REMAND THE CASE FOR FURTHER PROCEEDINGS IF IT FINDS THAT THE PETITIONER HAS BEEN AGGRIEVED BECAUSE THE FINDINGS, INFERENCES, CONCLUSIONS OR DECISION OF THE COMMISSION ARE:

(A) IN VIOLATION OF THE CONSTITUTION OF THE UNITED STATES;

(B) IN EXCESS OF THE AUTHORITY GRANTED TO THE COMMISSION BY THIS COMPACT;

(C) MADE UPON UNLAWFUL PROCEDURE TO THE DETRIMENT OF ANY PERSON;

(D) ARBITRARY OR CAPRICIOUS OR CHARACTERIZED BY ABUSE OF DISCRETION OR CLEARLY UNWARRANTED EXERCISE OF DISCRETION.

4. THE COMMISSION SHALL BE DEEMED TO BE ACTING IN A LEGISLATIVE CAPACITY EXCEPT IN THOSE INSTANCES WHERE IT DECIDES, PURSUANT TO ITS RULES AND REGULATIONS, THAT ITS DETERMINATIONS ARE ADJUDICATORY IN NATURE.

7-305.

ARTICLE V.
HOST STATE SELECTION AND DEVELOPMENT AND
OPERATION OF REGIONAL FACILITIES

A. THE COMMISSION SHALL DEVELOP, ADOPT, MAINTAIN AND IMPLEMENT A REGIONAL MANAGEMENT PLAN TO ENSURE THE SAFE AND EFFICIENT MANAGEMENT OF WASTE WITHIN THE REGION. THE PLAN SHALL INCLUDE THE FOLLOWING:

1. A CURRENT INVENTORY OF ALL GENERATORS WITHIN THE REGION;

2. A CURRENT INVENTORY OF ALL FACILITIES WITHIN THE REGION, INCLUDING INFORMATION ON THE SIZE, CAPACITY, LOCATION, SPECIFIC WASTE BEING HANDLED, AND PROJECTED USEFUL LIFE OF EACH FACILITY;