

(1) TO THE DEPARTMENT OF NATURAL RESOURCES FOR ADVICE ON NATURAL RESOURCES MATTERS;

(2) TO THE DEPARTMENT OF STATE PLANNING FOR ADVICE ON THE CONSISTENCY OF THE PROPOSAL WITH THE LOCAL MASTER PLAN AND OTHER APPROPRIATE MATTERS; AND

(3) TO THE DEPARTMENT OF AGRICULTURE FOR ADVICE ON THE IMPACT OF WATER AND SEWERAGE SERVICE AND SOLID WASTE FACILITIES ON PRODUCTIVE OR POTENTIALLY PRODUCTIVE AGRICULTURAL LAND.

(C) REVIEW PERIOD.

(1) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, THE DEPARTMENT SHALL APPROVE, DISAPPROVE, OR PARTIALLY APPROVE AND PARTIALLY DISAPPROVE EACH PROPOSED COUNTY PLAN OR PROPOSED REVISION OR AMENDMENT TO A COUNTY PLAN WITHIN 90 DAYS AFTER THE PROPOSAL IS SUBMITTED TO THE DEPARTMENT.

(2) FOR GOOD CAUSE AND AFTER NOTICE TO THE COUNTY INVOLVED, THE DEPARTMENT MAY EXTEND THE 90-DAY REVIEW PERIOD OF PARAGRAPH (1) OF THIS SUBSECTION FOR AN ADDITIONAL 90 DAYS.

(D) FAILURE OF DEPARTMENT TO ACT WITHIN REVIEW PERIOD.

IF THE DEPARTMENT DOES NOT DISAPPROVE, IN WHOLE OR IN PART, A PROPOSED COUNTY PLAN OR A PROPOSED REVISION OR AMENDMENT OF A COUNTY PLAN WITHIN THE REVIEW PERIOD PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE PROPOSAL IS APPROVED.

(E) EFFECT OF COUNTY PLANS AFTER ADOPTION BY COUNTY GOVERNING BODY.

(1) BEFORE THE DEPARTMENT TAKES ANY ACTION UNDER SUBSECTION (A) OF THIS SECTION, A COUNTY MAY USE ITS PROPOSED COUNTY PLAN OR PROPOSED REVISION OR AMENDMENT OF ITS COUNTY PLAN AT THE COUNTY'S OWN RISK, IF THE COUNTY GOVERNING BODY HAS ADOPTED THE PROPOSED COUNTY PLAN, REVISION, OR AMENDMENT.

(2) AFTER THE COUNTY GOVERNING BODY ADOPTS THE PROPOSED COUNTY PLAN, A PERSON SHALL FOLLOW THE PROVISIONS OF THAT PLAN EXCEPT TO THE EXTENT THAT THE DEPARTMENT MODIFIES OR DISAPPROVES THAT PLAN.

REVISOR'S NOTE: This section is new language derived without substantive change from former HE § 9-506(8) and the first and second clauses of (9) and § 9-511(a) and the first clause of the first sentence of (b).

As to subsection (a) of this section, the term "county governing body" is substituted for "approving authority", since a county governing body must approve the proposed county plan before it is submitted to the