

(4) DELIVERS THE WRITTEN DETERMINATION TO THE COORDINATOR AND TO THE APPLICANT AT LEAST 10 DAYS BEFORE THE EXPIRATION OF THE TIME SPECIFIED IN § 11-520 OF THIS SUBTITLE.

(C) LENGTH OF EXTENSION.

(1) SUBJECT TO § 11-522 OF THIS SUBTITLE, ON TIMELY DELIVERY OF THE WRITTEN DETERMINATION, THE TIME LIMIT SHALL BE EXTENDED UNTIL 30 DAYS AFTER THE INFORMATION REQUIRED FROM THE APPLICANT IS RECEIVED OR 30 DAYS AFTER THE TIME SPECIFIED IN THE DETERMINATION FOR THE COMPLETION OF THE OTHER INFORMATION, TESTS, AND STUDIES NOT REQUIRED FROM THE APPLICANT, AS THE CASE MAY BE.

(2) IF NEW INFORMATION IS OBTAINED FROM A PUBLIC HEARING, THE COORDINATOR AND THE STATE UNIT INVOLVED SHALL JOINTLY AGREE TO A REASONABLE EXTENSION OF TIME BEFORE THE UNIT MUST ACT ON THE DEVELOPMENT PERMIT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 78A, § 64(a) and (b).

Subsections (a) and (b) of this section are revised separately, to avoid the apparent error in the former law, which allowed an extension for the time in which to make a determination, on the basis of new information obtained at the hearing, yet required the State unit to give notice at least 10 days before the hearing date. Therefore, in subsection (b)(4) of this section, the time limit is based on the time limit for the determination.

Defined terms: "Applicant" § 11-101
"Coordinator" § 11-101 "Development permit" § 11-101
"State unit" § 11-101

11-522. APPLICANT'S APPEAL OF EXTENSION.

(A) FORUM.

(1) AN APPLICANT FOR A DEVELOPMENT PERMIT MAY APPEAL THE DETERMINATION OF A STATE UNIT UNDER § 11-521 OF THIS SUBTITLE ON THE GROUNDS THAT:

(I) THE SPECIFIC INFORMATION, TEST, OR STUDY IS UNNECESSARY; OR

(II) THE TIME STATED BY THE STATE UNIT FOR COMPLETION IS UNREASONABLE.

(2) THE APPEAL SHALL BE MADE:

(I) TO THE BOARD OF REVIEW OF THE STATE UNIT;
OR