

(II) IF THE STATE UNIT DOES NOT HAVE A BOARD OF REVIEW OR ITS BOARD OF REVIEW DOES NOT HAVE JURISDICTION TO REVIEW THE DEVELOPMENT PERMIT, TO THE BOARD OF PUBLIC WORKS.

(B) TIME.

THE APPEAL MUST BE TAKEN WITHIN 30 DAYS AFTER THE APPLICANT RECEIVES THE DETERMINATION.

(C) CONSIDERATION OF APPEAL.

(1) THE BOARD OF REVIEW OR THE BOARD OF PUBLIC WORKS:

(I) SHALL CONSIDER THE APPEAL PROMPTLY;

(II) MAY AFFIRM, MODIFY, OR REVERSE THE DETERMINATION OF THE STATE UNIT; AND

(III) MAY SET A NEW HEARING DATE WITH RESPECT TO THE APPLICATION.

(2) THE APPLICANT HAS THE BURDEN TO SHOW THAT THE DETERMINATION OF THE STATE UNIT WAS IMPROPER.

(3) THE STATE UNIT SHALL CONTINUE ITS EVALUATION OF THE DEVELOPMENT PROJECT, INCLUDING TESTS AND STUDIES, THROUGH THE APPEAL PROCEDURE.

REVISOR'S NOTE: This section formerly appeared as Art. 78A, § 64(c).

The only changes are in style.

Defined terms: "Applicant" § 11-101
 "Development permit" § 11-101
 "Development project" § 11-101
 "Includes"; "including" § 1-101
 "State unit" § 11-101

11-523. ADMINISTRATIVE AND JUDICIAL REVIEW OF FINAL ACTION.

ADMINISTRATIVE AND JUDICIAL REVIEW OF THE FINAL ACTION OF A LOCAL GOVERNMENT OR STATE UNIT ON AN APPLICATION FOR A DEVELOPMENT PERMIT SHALL BE IN ACCORDANCE WITH THE LAW AND PROCEDURES GOVERNING THE ISSUANCE OF DEVELOPMENT PERMITS BY THE LOCAL GOVERNMENT OR STATE UNIT.

REVISOR'S NOTE: This section formerly appeared as Art. 78A, § 65.

The only changes are in style.

Defined terms: "Development permit" § 11-101
 "Local government" § 11-101 "State unit" § 11-101