

(II) THE DEPARTMENT MAY RENEW A SEWAGE SLUDGE UTILIZATION PERMIT IF THE PERMIT HOLDER:

1. IS IN COMPLIANCE WITH ALL APPROPRIATE RULES AND REGULATIONS OF THE DEPARTMENT;

2. SUBMITS TO THE DEPARTMENT A RENEWAL APPLICATION OF THE FORM THAT THE DEPARTMENT REQUIRES; AND

3. PAYS THE PERMIT RENEWAL APPLICATION FEE REQUIRED BY THE DEPARTMENT.

(6) THE DEPARTMENT SHALL DENY AN APPLICATION FOR A SEWAGE SLUDGE UTILIZATION PERMIT IF THE DEPARTMENT FINDS THAT :

(I) THE SEWAGE SLUDGE UTILIZER CANNOT UTILIZE SEWAGE SLUDGE WITHOUT IMPOSING AN UNDUE RISK TO THE ENVIRONMENT OR THE PUBLIC HEALTH, SAFETY, OR WELFARE, OR WITHOUT OTHERWISE VIOLATING THE PROVISIONS OF THIS SECTION----; OR

(II) THE SEWAGE SLUDGE GENERATOR FROM WHICH THE SLUDGE ORIGINATED HAS FAILED TO PAY THE APPLICABLE GENERATOR FEES.

(7) AS A REQUIREMENT FOR KEEPING THE SEWAGE SLUDGE UTILIZATION PERMIT, THE SEWAGE SLUDGE UTILIZER SHALL:

(I) MAINTAIN A PERFORMANCE BOND OR OTHER SECURITY THAT THE DEPARTMENT CONSIDERS SUFFICIENT TO COVER ANY COST THAT GUARANTEES THE FULFILLMENT OF ANY REQUIREMENT RELATED TO THE SEWAGE SLUDGE UTILIZATION PERMIT; AND

(II) COMPLY WITH ANY OTHER REQUIREMENT THAT THE DEPARTMENT SETS.

(8) A SEWAGE SLUDGE UTILIZATION PERMIT IN EFFECT ON JULY 1, 1984 WILL REMAIN IN EFFECT UNTIL THE EXPIRATION DATE OF THE PERMIT.

(9) (I) UPON RECEIPT OF THE PERMIT APPLICATION BY THE DEPARTMENT, A COPY SHALL BE IMMEDIATELY FORWARDED TO THE COUNTY AND MUNICIPAL CORPORATION, IF ANY, IN WHICH THE SITE FOR THE UTILIZATION OR DISPOSAL OF SEWAGE SLUDGE IS LOCATED.

(II) IF THAT SITE IS WITHIN A RADIUS OF 2-MILES 1 MILE OF ANOTHER COUNTY, THE ADJACENT MARYLAND COUNTY SHALL ALSO BE SENT A COPY OF THE PERMIT APPLICATION AND ALL RELEVANT NOTICES SENT UNDER SUBSECTION (B) OF THIS SECTION.

(III) THE COUNTY AND THE MUNICIPAL CORPORATION SHALL BE PROVIDED AN OPPORTUNITY TO CONSULT WITH THE DEPARTMENT REGARDING THE DECISION TO ISSUE OR DENY OR PLACE RESTRICTIONS ON THE PERMIT.