

(II) OBTAIN THE WRITTEN CONSENT OF THE LANDOWNER WHERE THE SEWAGE SLUDGE WILL BE APPLIED, INCLUDING AN AGREEMENT THAT THE LANDOWNER MAY NOT VIOLATE APPLICABLE PROVISIONS OF THE PERMIT;

(III) AGREE TO PERMIT ACCESS TO THE SEWAGE SLUDGE UTILIZATION SITE FOR THE PURPOSES OF ANY INSPECTION PERMITTED UNDER THIS SECTION;

(IV) SATISFY THE OTHER REQUIREMENTS OF THIS SECTION; AND

(V) PAY THE PERMIT APPLICATION FEE REQUIRED BY THE DEPARTMENT.

(5) (I) UNLESS IT IS RENEWED FOR ANOTHER TERM, A SEWAGE SLUDGE UTILIZATION PERMIT EXPIRES ON THE EXPIRATION DATE THE DEPARTMENT SPECIFIES AT ISSUANCE OR RENEWAL.

(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 ON 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 ORIGINATES 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.