

(A) APPLICATION OF SECTION.

THIS SECTION DOES NOT APPLY IF THE STATE WOULD LOSE OR BE DENIED ANY FEDERAL ASSISTANCE OR OTHER FUNDS BECAUSE OF ITS APPLICATION.

(B) REQUIRED USE OF FEDERAL OR OTHER FUNDS.

(1) IF FEDERAL GRANTS, LOANS, OR OTHER FUNDS ARE AVAILABLE FOR SEWERAGE SYSTEMS IN THE PATUXENT RIVER WATERSHED AREA, THE DEPARTMENT SHALL USE THEM TO UPGRADE AND FLOODPROOF EXISTING SEWERAGE SYSTEMS, COLLECTOR LINES, OR FACILITIES IN THE AREA TO MEET STANDARDS CURRENTLY IN EFFECT UNDER THIS SUBTITLE.

(2) IF FEDERAL-OR-OTHER AVAILABLE FUNDS CAN BE USED TO UPGRADE AND FLOODPROOF ANY EXISTING SEWERAGE SYSTEMS, COLLECTOR LINES, OR FACILITIES IN THE PATUXENT RIVER WATERSHED AREA, THE DEPARTMENT MAY NOT USE THE FUNDS TO CONSTRUCT ANY NEW SEWERAGE SYSTEM, COLLECTOR LINE, OR FACILITY IN THE AREA.

(C) PERMITTED APPROPRIATIONS.

NOTWITHSTANDING SUBSECTION (B) OF THIS SECTION, THE DEPARTMENT MAY USE FEDERAL-OR-OTHER AVAILABLE FUNDS TO CONSTRUCT A NEW SEWERAGE SYSTEM, COLLECTOR LINE, OR FACILITY THAT DOES NOT DISCHARGE INTO A RIVER, INCLUDING A NEW SEWERAGE SYSTEM THAT INCORPORATES LAND DISPOSAL OF TREATED SEWAGE EFFLUENT.

REVISOR'S NOTE: This section is new language derived without substantive change from former HE § 9-211.

In subsection (c) of this section, the clause "new sewerage system that incorporates land disposal of treated sewage effluent" is substituted for the former reference to "on land disposal systems", for clarity.

9-220. ORDER BY SECRETARY IF WATER SUPPLY SYSTEM, SEWERAGE SYSTEM, OR REFUSE DISPOSAL SYSTEM IS INEFFICIENT; ACTION BY SECRETARY IF RESULTS ARE NOT PRODUCED.

(A) ORDER BY SECRETARY -- IN GENERAL.

THE SECRETARY SHALL ORDER THE OWNER OR PERSON IN CHARGE OF A WATER SUPPLY SYSTEM, SEWERAGE SYSTEM, OR REFUSE DISPOSAL SYSTEM TO CORRECT THE FOLLOWING IMPROPER CONDITIONS, IF, AFTER INVESTIGATION, THE SECRETARY DETERMINES THAT, BECAUSE OF INCOMPETENT SUPERVISION OR INEFFICIENT OPERATION, THE WATER SUPPLY SYSTEM, SEWERAGE SYSTEM, OR REFUSE DISPOSAL SYSTEM:

(1) IS NOT PRODUCING REASONABLE RESULTS FROM A SANITARY VIEWPOINT;

(2) IS A MENACE TO HEALTH OR COMFORT; OR