

(II) ALL ADVERSE ENVIRONMENTAL IMPACTS THAT MAY BE AVOIDED OR MITIGATED, TOGETHER WITH THE MEASURES THAT MAY BE TAKEN TO AVOID OR MITIGATE THESE IMPACTS;

(III) THE POTENTIAL DAMAGE RESULTING FROM THE LOSS OF THE BENEFICIAL USE OF PROPERTY, NATURAL RESOURCES, OR ECONOMIC LIVELIHOOD THAT MAY RESULT FROM A DISCHARGE OF OIL OR GAS OR OTHER PRODUCTION OR EXPLORATION ACTIVITIES;

(IV) THE MODES OF TRANSPORTATION THAT MAY BE USED TO TRANSPORT OIL OR GAS DISCOVERED AT THE PROPOSED SITE AND THE POTENTIAL ENVIRONMENTAL IMPACTS THAT MAY RESULT FROM THE USE OF THESE MODES OF TRANSPORTATION;

(V) THE MEANS OF STORAGE, TREATMENT, AND DISPOSAL OF ALL WASTE PRODUCTS GENERATED BY THE EXPLORATION OR PRODUCTION OF OIL OR GAS AT THE PROPOSED SITE;

(VI) THE POTENTIAL RISKS AND HARM TO THE CHESAPEAKE BAY AND ITS TRIBUTARIES THAT MAY RESULT FROM A DISCHARGE OF GAS OR OIL; AND

(VII) ANY OTHER RELEVANT INFORMATION THAT THE DEPARTMENT DEEMS NECESSARY.

(b) If a public hearing is requested, the Department shall:

(1) Notify the applicant and any person who requested the hearing of the date, time, and location of the hearing; and

(2) Publish the date, time, and location of the hearing in a newspaper of general circulation in the area of the proposed operation.

(c) (1) [The] WITHIN 30 DAYS AFTER THE CLOSE OF THE PUBLIC HEARING RECORD, THE Department shall:

(i) Approve or reject the permit application; and

(ii) Notify the applicant and any participants in the public hearing of the Department's decision.

(2) IF THE DEPARTMENT DECIDES TO DENY THE PERMIT, THE NOTIFICATION OF DENIAL SHALL STATE THE REASON, ANY MODIFICATION NECESSARY FOR APPROVAL OF THE APPLICATION, AND THE RIGHTS OF THE APPLICANT TO APPEAL THE DECISION AS PROVIDED IN TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

[(2)](3) Within 30 days of the Department's decision, any person adversely affected by the decision may request an adjudicatory hearing.

[(3)](4) The Department shall conduct the hearing in accordance with the provisions of Title 10, Subtitle 2 of the State Government Article.