

(5) Any parking garage; or

(6) Any parking lot.

2-405.

(a) (1) Whenever the Public Service Commission notifies the Secretary of an application for a certificate of public convenience and necessity under § 7-207 of the Public Utility Companies Article, the Secretary shall prepare a recommendation in connection with the permit or registration required by this subtitle. The recommendation shall be presented at the hearing required by § 7-207 of the Public Utility Companies Article.

(2) The recommendation shall identify the requirements of all applicable federal and State environmental laws and standards and shall recommend and evaluate various methods and conditions for compliance.

(3) If [an electric company] A PERSON files an application for an operating permit UNDER THIS SUBTITLE simultaneously with an application for a certificate, the Department shall consolidate its procedures for the issuance of the operating permit with the Public Service Commission's proceedings for issuance of the certificate and shall issue the operating permit simultaneously with the certificate unless consolidation would be inconsistent with the procedures set forth in the federal Clean Air Act.

(4) The Department shall incorporate into the initial operating permit the conditions of the certificate which relate to air quality control.

(b) Subject to judicial review as provided under Title 3, Subtitle 2 of the Public Utility Companies Article, the decision of the Public Service Commission in connection with a certificate of public convenience and necessity or a filing under § 7-206 of the Public Utility Companies Article is binding on the Secretary.

(c) [Any electric company upon application] WHEN A PERSON THAT IS REQUIRED TO OBTAIN A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY APPLIES for an operating permit for a generating station under this [subtitle] SUBTITLE, THE PERSON shall send a copy of the application, at the time of filing, to the Public Service Commission.

(d) The Department shall consolidate procedures for the issuance of the operating permit with procedures of the Public Service Commission for the approval of the installation of pollution control equipment or a change in the method of operation unless consolidation would be inconsistent with the procedures set forth in the federal Clean Air Act.

(e) (1) Before issuing an operating permit which requires the installation of pollution control equipment or a change in the method of operation of the generating station or unit TO A ANY PERSON THAT IS REQUIRED TO OBTAIN A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY, the Secretary shall notify the applicant and the Public Service Commission and request that the Public Service Commission institute a hearing as required by § 7-206 of the Public Utility Companies Article.