

(8) To require that, before issuance of a permit for construction of ~~EITHER~~ a community or multiuse sewerage system, ~~OR A COMMUNITY WATER SUPPLY SYSTEM~~, a financial management plan sufficient to ~~insure~~ ENSURE the dependable and safe operation of the system has been adopted within the county plan and approved by the Department; AND

(9) TO REQUIRE THAT:

(I) BEFORE ISSUANCE OF A PERMIT FOR CONSTRUCTION OF A PRIVATELY OWNED COMMUNITY WATER SUPPLY SYSTEM THAT WILL SERVE 4 OR MORE RESIDENTIAL LOTS OR 2 OR MORE OTHER LOTS, THE APPLICANT HAS PROPOSED A FINANCIAL MANAGEMENT PLAN SUFFICIENT TO ENSURE THE DEPENDABLE AND SAFE OPERATION OF THE SYSTEM, AND THE PLAN HAS BEEN APPROVED BY THE DEPARTMENT; AND

(II) THE APPLICANT SHALL COMPLY WITH THE PLAN AS APPROVED BY THE DEPARTMENT.

9-521.

(a) A State or local authority that violates any provisions of § 9-512(b) or (d) of this subtitle is liable to a civil penalty not exceeding \$100 to be collected in a civil action brought by the Department in the circuit court for any county. Each day a violation continues is a separate violation under this section.

(b) A civil penalty imposed under this section does not bar any other applicable relief or penalty.

(C) (1) AN APPLICANT WHO VIOLATES § 9-510(B)(9) OF THIS SUBTITLE, OR WHO VIOLATES ANY REGULATION ADOPTED UNDER § 9-510(B)(9) OF THIS SUBTITLE, IS LIABLE FOR A CIVIL PENALTY NOT TO EXCEED \$500 PER VIOLATION TO BE COLLECTED IN A CIVIL ACTION FILED BY THE DEPARTMENT IN THE CIRCUIT COURT FOR ANY COUNTY.

(2) EACH DAY A VIOLATION CONTINUES UNDER THIS SUBSECTION CONSTITUTES A SEPARATE VIOLATION OF THIS SUBSECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1992.

Approved May 12, 1992.