

DETERMINATION TO THE AGENCY'S BOARD OF REVIEW, OR, [[IF IT HAS NO BOARD OF REVIEW]] IN THE EVENT THAT THE AGENCY HAS NO BOARD OF REVIEW, OR IF THE BOARD OF REVIEW HAS NO JURISDICTION TO REVIEW THE PERMIT, THE MATTER MAY THEN BE APPEALED, TO THE BOARD OF PUBLIC WORKS ON THE GROUNDS THAT THE SPECIFIC INFORMATION, TEST, OR STUDY IS UNNECESSARY OR THAT THE TIME STATED BY THE AGENCY FOR ITS COMPLETION IS UNREASONABLE. THE APPEAL SHALL BE TAKEN WITHIN 30 DAYS AFTER THE DETERMINATION IS DELIVERED TO THE APPLICANT. THE BOARD OF REVIEW, OR THE BOARD OF PUBLIC WORKS, SHALL PROMPTLY CONSIDER THE APPEAL, AND MAY AFFIRM, MODIFY, OR REVERSE THE AGENCY'S DETERMINATION, AND DETERMINE A NEW HEARING DATE WITH RESPECT TO THE APPLICATION. THE BURDEN SHALL BE UPON THE APPLICANT TO SHOW THAT THE AGENCY'S DETERMINATION WAS IMPROPER. [[AN AGENCY SHALL COMMENCE THE TESTS AND STUDIES IT HAS DETERMINED TO BE REQUIRED, NOTWITHSTANDING AN APPEAL]] THE AGENCY SHALL CONTINUE ITS EVALUATION OF THE PROJECT, INCLUDING TESTS AND STUDIES, THROUGH THE APPEAL PROCEDURE.

65. ADMINISTRATIVE AND JUDICIAL REVIEW

ADMINISTRATIVE AND JUDICIAL REVIEW OF THE FINAL ACTION OF A LOCAL GOVERNMENT OR STATE AGENCY ON AN APPLICATION FOR A PERMIT SHALL BE IN ACCORDANCE WITH THE LAW AND PROCEDURES GOVERNING THE ISSUANCE OF PERMITS BY THE PARTICULAR LOCAL GOVERNMENT OR STATE AGENCY.

66. SCOPE OF SUBTITLE

(A) THIS SUBTITLE IS APPLICABLE ONLY TO PROJECTS AS DEFINED IN § 57 AND ONLY THROUGH THE COMPLETION OF FINAL DECISIONS UNDER § 63. IT IS NOT APPLICABLE TO APPLICATIONS FOR RENEWALS, AMENDMENTS, OR EXTENSIONS OF A PERMIT.

(B) THIS SUBTITLE SHALL NOT AFFECT OR LESSEN ANY EXCLUSIVE JURISDICTION GRANTED BY LAW TO A LOCAL GOVERNMENT OR STATE AGENCY TO CONSIDER AND ACT UPON APPLICATIONS FOR PARTICULAR PERMITS. EACH LOCAL GOVERNMENT AND STATE AGENCY HAVING SUCH JURISDICTION SHALL CONTINUE TO EXERCISE IT FREE FROM INTERFERENCE BY ANY OTHER AGENCY. THE PROCEDURES SET FORTH IN THIS SUBTITLE, HOWEVER, ARE EXCLUSIVE AND SHALL PREVAIL OVER ANY INCONSISTENT LAWS, RULES, REGULATIONS OR ORDERS.

(C) THIS SUBTITLE SHALL NOT AFFECT THE AUTHORITY OF A LOCAL GOVERNMENT OR STATE AGENCY TO ESTABLISH AND COLLECT APPLICATION, PERMIT OR OTHER FEES, AND ALL SUCH FEES SHALL BE PAID IN ACCORDANCE WITH THE LAW AND PROCEDURES PERTAINING TO THEM.

(D) THIS SUBTITLE SHALL NOT AFFECT THE AUTHORITY