

~~(A) EXCEPT FOR AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER ARTICLE 78, § 54A OF THE CODE, BEFORE THE DEPARTMENT ISSUES A PERMIT OR REGISTRATION REQUIRED BY THIS SUBTITLE, THE DEPARTMENT SHALL:~~

~~(1) GIVE NOTICE OF THE APPLICATION FOR A PERMIT, AND~~

~~(2) PROVIDE AN OPPORTUNITY FOR A PUBLIC HEARING, AS PROVIDED IN THIS SECTION.~~

~~(B) BEFORE THE DEPARTMENT ISSUES A PERMIT OR REGISTRATION REQUIRED BY THIS SUBTITLE, THE DEPARTMENT SHALL HOLD A PUBLIC HEARING IN THE COUNTY IN WHICH THE PROPOSED SOURCE THAT MAY CAUSE OR CONTROL EMISSIONS IS TO BE LOCATED.~~

(A) THE DEPARTMENT SHALL COMPLY WITH THE PROVISIONS IN SUBSECTION (B) OF THIS SECTION BEFORE ISSUING A PERMIT TO CONSTRUCT:

(1) ANY SOURCE WHICH IS REQUIRED TO OBTAIN A PERMIT TO OPERATE UNDER REGULATIONS ADOPTED UNDER THIS SUBTITLE; OR

(2) ANY SOURCE WHICH IS SUBJECT TO FEDERAL STANDARDS UNDER 40 CFR PART 60 (NEW SOURCE PERFORMANCE STANDARDS), 40 CFR PART 61 (NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS), OR 40 CFR 52.21 (PREVENTION OF SIGNIFICANT DETERIORATION).

(B) BEFORE ISSUING A PERMIT TO CONSTRUCT FOR ANY SOURCE LISTED IN SUBSECTION (A) OF THIS SECTION, THE DEPARTMENT SHALL:

(1) GIVE PUBLIC NOTICE OF THE INTENDED ISSUANCE OF THE PERMIT; AND

(2) PROVIDE AN OPPORTUNITY FOR A PUBLIC HEARING IN THE COUNTY IN WHICH THE PROPOSED SOURCE WILL BE LOCATED.

(C) IF THE DEPARTMENT RECEIVES A WRITTEN REQUEST FOR A PUBLIC HEARING WITHIN 10 DAYS OF THE PUBLIC NOTICE REQUIRED UNDER SUBSECTION (B) OF THIS SECTION, THE DEPARTMENT SHALL SCHEDULE A PUBLIC HEARING AND GIVE PUBLIC NOTICE OF THE DATE, TIME, LOCATION, AND SUBJECT OF THE HEARING, AT LEAST 30 DAYS BEFORE THE SCHEDULED HEARING.

(D) EXCEPT FOR A NOTICE IN THE MARYLAND REGISTER, ANY NOTICE REQUIRED UNDER SUBSECTION (B) OR (C) OF THIS SECTION SHALL BE IN A FORM APPROVED BY THE DEPARTMENT AND PUBLISHED IN A NEWSPAPER OF GENERAL CIRCULATION IN THE AREA CONCERNED AT THE EXPENSE OF THE APPLICANT.

(E) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION AND SUBJECT TO THE PROVISIONS OF THIS SECTION, THE DEPARTMENT SHALL ISSUE OR DENY A PERMIT OR REGISTRATION WITHIN
-120- 60 DAYS AFTER THE LATTER OF THE: