

Former HE § 9-210(e)(1) and (2), as those paragraphs applied to the term of permits for sludge composting facilities, are deleted as unnecessary in light of the more comprehensive provisions of § 9-238 of this subtitle.

9-214. SAME -- REFUSING TO RENEW PERMIT.

THE DEPARTMENT MAY REVOKE OR REFUSE TO RENEW A PERMIT FOR A REFUSE-DISPOSAL LANDFILL SYSTEM IF:

(1) THE PERMIT HOLDER VIOLATES ANY PROVISION OF THIS SUBTITLE, ANY REGULATION ADOPTED UNDER THIS SUBTITLE, OR ANY CONDITION OF THE PERMIT;

(2) THE DEPARTMENT FINDS THAT CONTINUED OPERATION OF THE REFUSE DISPOSAL SYSTEM ~~COULD~~--HARM WOULD BE INJURIOUS TO PUBLIC HEALTH OR THE ENVIRONMENT; OR

(3) THE DEPARTMENT FINDS THAT THERE IS ANY OTHER GOOD CAUSE.

REVISOR'S NOTE: This section is new language derived without substantive change from former HE § 9-210(e)(3), as that subsection related to permits for landfill systems.

In the introductory language of this section, the term "landfill system" is substituted for the former reference to "landfill refuse disposal system" to avoid incorporating the defined term "refuse disposal system" into the provisions of this section.

In practice, the Department applies the Administrative Procedure Act to refuse to renew a permit for a landfill system.

9-215. SAME -- CLOSING AND COVERING WHEN OPERATIONS END.

(A) CLOSING AND COVERING REQUIRED.

WHEN LANDFILL OPERATIONS END, THE HOLDER OF A PERMIT ISSUED UNDER THIS SUBTITLE FOR A LANDFILL SYSTEM SHALL CLOSE AND COVER ALL OF THE LAND FOR WHICH THE PERMIT WAS ISSUED IN A MANNER THAT PREVENTS:

- (1) EROSION;
- (2) HEALTH AND SAFETY HAZARDS;
- (3) NUISANCES; AND
- (4) POLLUTION.