

Late Backup

Item #145

(N) Bad Actor.

(1) The director may revoke an approved application granted under this section if an operator provides false information on an application or commits repeated violations of applicable law.

(2) In determining whether to revoke an approved application, the director shall consider the frequency of any repeated violations, whether a violation was committed intentionally or knowingly, and any other information relevant to the degree to which an operator has endangered the public health, safety, or welfare.

(3) An operator may appeal the director's decision to revoke an approved application to the Planning Commission.

(4) An operator must file an appeal under this section with the director no later than the 20th day following the date of the director's decision. The appeal must be on a form approved by the director.

(5) After notice and public hearing, the Planning Commission shall either uphold or overturn the decision of the director. In making its decision, the Planning Commission shall consider the criteria contained within this Subsection (N). The Planning Commission's decision shall be final on this matter.