

3745-515-06

Resolution of conflicts among authorities.

- (A) When a direct conflict occurs between rules adopted under this chapter and an authorizing document approved prior to the effective date of the rule adopted under this chapter, the owner or operator of a sanitary landfill facility or solid waste transfer facility subject to this chapter shall comply with the rules adopted under this chapter.
- (B) When a direct conflict occurs between rules adopted under this chapter and an order issued by the director, approved board of health, or court having competent jurisdiction prior to the effective date of the rule adopted under this chapter, the owner or operator shall comply with the order until the order is terminated or until the obligation in the order ceases. After the obligation in the order has ceased, the owner or operator shall comply with the rules adopted under this chapter.
- (C) Nothing in this chapter is intended nor shall be construed to limit or infringe upon any authority granted by statute to the director or a board of health, including but not limited to issuing orders, conducting inspections, and enforcing the standards and requirements of statutes and rules adopted thereunder.