

4709-1-07

Adjudication hearings.

~~The board shall determine the need for adjudication of hearings in accordance with sections 119.06 to 119.13 of the Revised Code.~~

~~(A) Prior to the denial, revocation, or suspension of a permit, the board shall notify the applicant/permit holder in writing by registered mail, return receipt requested, of a statement of the charges against him/her and a notice of the time and place for the hearing on the charges prior to the issuance of the order denying, revoking, or suspending the permit.~~

~~(B) Such notice shall include:~~

~~(1) The charges or other reasons for the proposed action;~~

~~(2) The law or rule(s) directly involved; and~~

~~(3) A statement informing the party that:~~

~~(a) He/she is entitled to a hearing if he/she requests a hearing within thirty days of the time of the mailing of the notice;~~

~~(b) That at the hearing, he/she may appear in person, by his/her attorney, or by such other representative;~~

~~(c) May present his/her position, arguments or contentions in writing; and~~

~~(d) At the hearing, he/she may present evidence and examine witnesses appearing for or against him/her.~~

~~(C) The date set for such hearing shall be within fifteen days, but not earlier than seven days, after the notice is mailed to the applicant/permit holder unless otherwise agreed to by both the board and the party requesting such hearing. The board may continue the date set for the hearing at its own discretion.~~

~~(D) The hearing shall be conducted in accordance with section 119.09 of the Revised Code.~~

~~(E) Following the hearing, and after such order is entered on the board's journal, a certified copy of the board's order to revoke, suspend or deny a permit shall be served by certified mail, return receipt requested, upon the party affected thereby. Such order shall notify the party adversely affected by such order of his/her right to appeal the decision of the board to the court of common pleas as provided in section 119.12 of the Revised Code.~~