

(31) "Soil" means all earth material of whatever origin that overlies bedrock (including, but not limited to, the decomposed zone of bedrock which can be readily excavated by mechanical equipment).

(32) "Stripping" means any activity which removes the vegetative surface cover (including tree removal, clearing, grubbing, and ~~storage or~~ removal of top soil).

(33) "Structural Rock Fills" means fills constructed predominantly of rock materials for the purpose of supporting structures.

(34) "Watercourse" and/or "Drainageway" means any natural or artificial watercourse (including, but not limited to, streams, rivers, creeks, ditches, channels, canals, conduits, culverts, drains, waterways, gullies, ravines, or washes) in which water flows in a definite direction or course, either continuously or intermittently; and includes any area adjacent thereto which is subject to inundation by reason of overflow or flood water.

Section 12-2001. SCOPE-GRADING.

Except as set forth in Section 12-2002 of this Subtitle, no person shall do (NOR SHALL THE OWNER PERMIT) any grading, stripping, excavating or filling of land, or create borrow pits, spoil areas, quarries, material processing facilities or any other facility without first obtaining a grading permit from the Department of Inspections and Permits.

Section 12-2002. EXCEPTIONS.

A grading permit shall not be required for the following: ~~subject to compliance with~~, PROVIDED THAT all other provisions of this Subtitle and of State law ARE SATISFIED:

(1) Any right-of-way in a subdivision for which there is in effect a valid Public Works agreement providing for the installation and maintenance of sediment control measures.

(2) Excavations below finished grade ~~of~~ FOR basements and footings of buildings, retaining walls, or similar structures attendant to the principal building, provided:

(a) The ~~resulting~~ FINAL fill shall not exceed a vertical height of two feet (2') at its deepest point as measured from the natural ground surface; and

(b) The ~~resulting~~ FINAL fill shall not be placed on a surface having a slope more than five feet (5') horizontal to one foot (1') vertical; and

(c) The ~~resulting~~ FINAL fill shall not impair existing surface drainage, constitute a potential erosion hazard or source of sedimentation to any adjacent land or watercourse; and

(d) The ~~resulting~~ FINAL fill shall not have any final slopes more STEEP than ~~one foot (1') vertical in~~ three feet (3') horizontal TO ONE FOOT (1') VERTICAL; and