

(4) Routine maintenance or repair of existing [bulkheads] BULKHEADS, provided that there is no addition or channelward encroachment.

9-204.

(b) Monetary compensation received by the State in conjunction with a wetlands license [shall not] MAY NOT be applied to the State annuity bond fund account.

(c) There is [hereby] created a special fund, known as the Wetlands Compensation Fund. Any monetary compensation paid to the State in conjunction with a wetlands license shall be credited to the Wetlands Compensation Fund.

(e) Funds appropriated in the budget for wetlands acquisition under this section:

(1) [shall] SHALL remain available until expended[,]; and

(2) [shall not] MAY NOT be reverted under any other provision of law.

9-301.

(b) The Secretary shall hold a public hearing in the county of the affected wetlands on completion of the boundary map required in subsection (a) OF THIS SECTION and adoption of proposed [rules and] regulations provided in § 9-302 OF THIS SUBTITLE. The Secretary shall give notice of the hearing by registered or certified mail not less than 30 days prior to the hearing date, to each owner shown on tax records as an owner of land designated on the map as a wetland. The notice shall include the proposed [rules and] regulations. The Secretary shall publish notice of the hearing at least once not more than 30 days and not fewer than [ten] 10 days before the date of the hearing in a newspaper published within and having a general circulation in every county where the wetlands are located.

(c) After considering the testimony at the hearing and any other pertinent fact, considering the rights of every affected property owner, and the purposes of this subtitle, the Secretary shall establish by order the landward bounds of each wetland and the [rules and] regulations applicable to [it] THE WETLAND. A copy of the order, together with a copy of the map depicting the boundary lines, shall be filed among the land records in accordance with subsection (d) of this section in every county affected after final appeal has been completed. The Secretary shall give notice of the order to each owner of record of any land designated as wetlands by mailing a copy of the order to the owner by registered or certified mail. The Secretary [shall also] ALSO SHALL publish the order in a newspaper published within and having a general circulation in every county where the wetlands are located.

9-302.

(a) To promote the public safety, health, welfare, wildlife, and marine fisheries, the Secretary may [promulgate rules and] ADOPT regulations governing dredging, filling, removing, or otherwise altering or polluting private wetlands. The [rules and] regulations may vary as to specific tracts of wetlands because of the character of the wetlands.