

to be published at least once not more than thirty days and not fewer than ten days before the date set for such hearing in a newspaper or newspapers published within and having a general circulation in the county or counties where such wetlands are located. After considering the testimony given at such hearing and any other facts which may be deemed pertinent and after considering the rights of affected property owners and the purposes of this subheading, the Secretary shall establish by order the bounds of each of such wetlands and the rules and regulations applicable thereto. A copy of the order, together with a copy of the map depicting such boundary lines, shall be filed among the land records in all counties affected after final appeal of such, if any, has been completed. The Secretary shall give notice of such order to each owner of record of all lands designated as such wetlands by mailing a copy of such order to such owner by registered mail. The Secretary shall also cause a copy of such order to be published in a newspaper or newspapers published within and having a general circulation in the county or counties where such wetlands are located.

725.

Any person having a recorded interest in land affected by any such rules and regulations, may appeal the rules and regulations and the designation of his land within the inventory to the Board of Review of the Department of Natural Resources as provided by Section 237 of Article 41 of the Annotated Code. This proceeding shall be held in the county in which the land is located, and the Board shall view the land in question. If such person is dissatisfied with the decision of the Board, he may, within ~~ninety~~ THIRTY days after receiving notice thereof, petition the circuit court in the county in which the land is located to determine whether such rules or regulations so restrict the use of his property as to deprive him of the practical uses thereof and are therefore an unreasonable exercise of the police power, because the order constitutes the equivalent of a taking without compensation. The court in a jury trial at the election of either party shall hear the case de novo without the right of removal and the appeal shall not be subject to the provisions of the Administrative Procedure Act. In weighing the appropriate exercise of the police power, the court shall consider the importance of the land to marine life, shell fish, wildlife, prevention of siltation, floods and other natural ~~disasters~~ DISASTERS, the public health and welfare, and the public policy set forth in this subheading. If the court find the ruling to be an unreasonable exercise of the police power, as aforesaid, the court shall enter a finding that such ruling shall not apply to the land of the petitioner; provided, however, that such finding shall not affect any other land than that of the petitioner. The Secretary shall cause a copy of such finding to be recorded forthwith in the land records. The decision of the Circuit COURT may be appealed by either party to the Court of Appeals.

726.

Any person proposing to conduct an activity ~~not permitted upon any wetland~~ UPON ANY WETLAND WHICH IS NOT PERMITTED BY RULES AND REGULATIONS ADOPTED UNDER THE PROVISIONS OF SECTION 722 shall file an application for a permit with the Secretary, in such form and with such in-