

UNDER ARTICLE 96A OF THE ANNOTATED CODE OF MARYLAND (1964 REPLACEMENT VOLUME AND 1969 SUPPLEMENT).

(D) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, THE DEPARTMENT OF NATURAL RESOURCES SHALL REVIEW AND APPROVE ALL LAND CLEARING, SOIL MOVEMENT AND CONSTRUCTION ACTIVITY UNDERTAKEN BY ANY AGENCY OF THE STATE GOVERNMENT.

107.

*The provisions of this subtitle shall not apply to the construction of agricultural structures AGRICULTURAL LAND MANAGEMENT PRACTICES, THE CONSTRUCTION OF AGRICULTURAL STRUCTURES OR TO THE CONSTRUCTION OF SINGLE-FAMILY RESIDENCES AND/OR THEIR ACCESSORY BUILDINGS ON LOTS OF TWO ACRES OR MORE. Regardless of planning, zoning or subdivision controls, no permits shall be issued by any county OR MUNICIPALITY for grading or for the construction of any building, other than those MATTERS exempted above, unless such grading or construction is in accordance with plans approved as provided in this subtitle.*

108.

*Each of the counties shall [have the power and authority to] issue grading permits and building permits only after the developer submits a plan of development approved by the appropriate soil conservation district, and approved by the Department of Natural Resources in those cases where the Secretary of Natural Resources by regulations provides for approval by said Department, and after certification by the developer that any construction or development will be done pursuant to said plan. Violation by the developer of his certification shall render all permits issued pursuant to such certification void. The county agency responsible for on site inspection and enforcement of the provisions of this subtitle shall send a copy of each notice of violation to the Maryland Department of Natural Resources and to the appropriate soil conservation district.*

(A) THE COUNTIES AND MUNICIPALITIES SHALL HAVE THE POWER AND AUTHORITY TO ISSUE GRADING AND BUILDING PERMITS AS OTHERWISE PROVIDED BY LAW. NO GRADING OR BUILDING PERMIT SHALL BE ISSUED UNTIL THE DEVELOPER SUBMITS A GRADING AND SEDIMENT CONTROL PLAN DESIGNED BY A PROFESSIONAL ENGINEER REGISTERED IN THE STATE OF MARYLAND, APPROVED BY THE APPROPRIATE SOIL CONSERVATION DISTRICT, AND THE DEVELOPER CERTIFIES THAT ALL LAND CLEARING, CONSTRUCTION AND DEVELOPMENT WILL BE DONE PURSUANT TO THE SAID PLAN. CRITERIA FOR SEDIMENT CONTROL AND FOR REFERRAL OF AN APPLICANT TO THE APPROPRIATE SOIL CONSERVATION DISTRICT SHALL BE ACCEPTABLE TO THE SOIL CONSERVATION DISTRICT AND THE DEPARTMENT OF NATURAL RESOURCES. THE COUNTY AGENCY RESPONSIBLE FOR ON-SITE INSPECTION AND ENFORCEMENT OF THE PROVISIONS OF THIS SUBHEADING SHALL MAKE A FINAL INSPECTION AND FORWARD ITS REPORT TO THE