

SOLE JUDGE OF WHAT CONSTITUTES "OPPOSITE SHORE" FOR THE PURPOSES OF THIS SUBSECTION. WHERE CIRCUMSTANCES REQUIRE AND WITH REGARD FOR THE RIGHTS OF ADJOINING OWNERS, THE SECRETARY MAY DESIGNATE THE POINTS WITH RESPECT TO DISTANCES FROM SHORE WHERE THE BLINDS MAY BE PLACED. ANY RESIDENT NONOWNER OF SHORELINE MAY NOT ERECT A BLIND SITE WITHIN 150 YARDS OF THE NEAREST DWELLING.

(B) EXCEPTION FOR BALTIMORE COUNTY AND THE TRIBUTARIES OF POTOMAC RIVER IN CHARLES COUNTY. - HOWEVER, IN THE WATERS OF BALTIMORE COUNTY AND IN THE TRIBUTARIES OF THE POTOMAC RIVER IN CHARLES COUNTY, A PERSON MAY NOT ERECT OR MAINTAIN A STATIONARY BLIND OR BLIND SITE AT A GREATER DISTANCE THAN 150 YARDS FROM THE SHORELINE.

(C) EXCEPTION FOR THE CHESAPEAKE BAY IN ANNE ARUNDEL AND CALVERT COUNTIES AND IN PROSPECT BAY. - IN THE WATERS OF THE CHESAPEAKE BAY OPPOSITE THE SHORELINE OF ANNE ARUNDEL AND CALVERT COUNTIES AND PROSPECT BAY IN QUEEN ANNE'S COUNTY, A PERSON MAY NOT ERECT OR MAINTAIN A STATIONARY BLIND OR BLIND SITE AT A GREATER DISTANCE THAN 1,000 YARDS FROM THE SHORELINE OF THE COUNTIES OR IN WATER OVER EIGHT FEET IN DEPTH.

(D) EXCEPTION FOR JAMES ISLAND. - IN THE WATERS OF DORCHESTER COUNTY ADJACENT TO JAMES ISLAND, A PERSON MAY NOT ERECT OR MAINTAIN A STATIONARY BLIND OR BLIND SITE AT A GREATER DISTANCE THAN 1,000 YARDS FROM THE SHORELINE.

REVISOR'S NOTE: Subsection (a) presently appears as Article 66C, section 154(e) of the Code. The reference to the exceptions in present section 157 is proposed for deletion because the exceptions of this section are set forth in proposed subsection (c) of this proposed section. This and subsequent subsections are phrased in the negative to maintain consistency with the majority of sections of this title. The present references to the distance between stakes is proposed for deletion because this provision appears in proposed section 10-617.

Subsection (b) is new language derived from a similar provision in Article 66C, section 156(b) of the code.