

(B) (1) IN ADDITION TO THE PROVISIONS OF § 8-1103 AND § 8-1104, ANY LAND CLEARING, SOIL MOVEMENT OR CONSTRUCTION ACTIVITY UNDERTAKEN BY ANY PERSON WITHIN THE BEACH EROSION CONTROL DISTRICT FIRST SHALL BE REVIEWED AND APPROVED, APPROVED CONDITIONALLY, OR DISAPPROVED BY THE DEPARTMENT AND THE APPROPRIATE SOIL CONSERVATION DISTRICT. THE BEACH EROSION CONTROL DISTRICT CONSISTS OF THAT LAND BORDERED ON THE NORTH BY THE BOUNDARY LINE BETWEEN THE STATE OF MARYLAND AND THE STATE OF DELAWARE, BORDERED ON THE EAST BY THE WATERS OF THE ATLANTIC OCEAN, BORDERED ON THE SOUTH BY THE BORDERLINE BETWEEN THE STATE OF MARYLAND AND THE STATE OF VIRGINIA, AND BORDERED ON THE WEST BY A LINE WHICH COINCIDES, MORE OR LESS, WITH THE WEST CREST OF THE EXISTING NATURAL OR ARTIFICIAL DUNE.

(2) IN REVIEWING PROPOSED PLANS, THE DEPARTMENT SHALL CONSIDER AT LEAST THE FOLLOWING CRITERIA:

(I) THE OVERALL INTEGRITY AND CONTINUITY OF THE NATURAL DUNE AND BEACH SYSTEM, INCLUDING EXISTING CONDITIONS IN THE DEVELOPED, PARTIALLY DEVELOPED, AND UNDEVELOPED REACHES OF THE SYSTEM;

(II) THE DYNAMICS OF THE COASTLINE PROCESSES;

(III) THE RELATIONSHIP OF DEVELOPMENT TO NATURAL AND PROPOSED PROTECTIVE SYSTEMS; AND

(IV) THE NATURE AND LOCATION OF THE PROTECTIVE MEASURES TO BE UTILIZED.

(3) THE DEPARTMENT SHALL ADOPT CRITERIA AND PROCEDURES TO IMPLEMENT THE NECESSARY BEACH PROTECTION PROGRAM, INCLUDING THE ESTABLISHMENT OF SPECIAL DISTRICTS OR ORGANIZATIONS. ]]

SECTION 2. BE IT FURTHER ENACTED, That new Section 8-1105.1 be and it is hereby added to Article - Natural Resources, of the Annotated Code of Maryland (1974 Volume and 1974 Supplement), to read as follows:

Article - Natural Resources

8-1105.1. BEACH EROSION CONTROL DISTRICT

(A) A BEACH EROSION CONTROL DISTRICT IS CREATED WHICH CONSISTS OF THAT LAND BORDERED ON THE NORTH BY THE BOUNDARY LINE BETWEEN THE STATE OF MARYLAND AND THE STATE OF DELAWARE, BORDERED ON THE EAST BY THE WATERS OF THE ATLANTIC OCEAN, BORDERED ON THE SOUTH BY THE BORDERLINE BETWEEN THE STATE OF MARYLAND AND THE STATE OF VIRGINIA,