

Approved May 17, 1976.

CHAPTER 659

(House Bill 506)

AN ACT concerning

Flood Control - Measures in State Construction Projects

FOR the purpose of requiring the Department of Natural Resources to analyze State construction projects before they are ~~[[funded]]~~ constructed and to determine if flood control measures should be included in the project~~[[; permitting the Secretary of Natural Resources to consult with other concerned officials and issue regulations on flood control measures]]~~.

BY adding to

Article - Natural Resources
Section 8-905
Annotated Code of Maryland
(1974 Volume and 1975 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 8-905 be and it is hereby added to Article - Natural Resources, of the Annotated Code of Maryland (1974 Volume and 1975 Supplement) to read as follows:

Article - Natural Resources

8-905.

(A) BEFORE ACTUAL CONSTRUCTION ~~[[FUNDS ARE AUTHORIZED IN]]~~ OF ALL STATE PLANNED OR FINANCED CONSTRUCTION PROJECTS, THE DEPARTMENT SHALL DETERMINE WHETHER A PROJECT CREATES A SURFACE WATER RUNOFF WHICH MAY CAUSE OR ADD TO ON-SITE OR DOWNSTREAM FLOODING HAZARDS, TAKING INTO CONSIDERATION NATURAL CONDITIONS, EXISTING STORM DRAINAGE, FUTURE DEVELOPMENT OF THE WATERSHED AND FLOOD CONTROL STRUCTURES.

(B) IF THE DEPARTMENT DETERMINES THAT AN ADDITIONAL FLOODING HAZARD WILL BE CREATED BY A PROJECT, AND CANNOT BE TAKEN CARE OF BY NATURAL FEATURES, THE DEPARTMENT ~~[[SHALL PRESCRIBE]]~~ [[MAY]] SHALL REQUIRE ~~[[AND APPROVE]]~~ STORM WATER MANAGEMENT OR RETENTION MEASURES TO BE INCLUDED IN THE PROJECT.

~~[[(C) THE SECRETARY OF THE DEPARTMENT OF NATURAL~~