

The provisions of this subsection do not apply until the soil conservation district in the county approves erosion and siltation control requirements for utility construction in that county.

8-1105. Same -- Approval by Department when undertaken by State unit.

The provisions of § 8-1104 do not apply to any State unit. If a State unit undertakes any land clearing, soil movement, or construction activity, the Department OF NATURAL RESOURCES shall review and approve this action.

8-1105.1. Beach erosion control district.

(a) There is a Beach Erosion Control District, 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, and bordered on the west by a line which coincides, more or less, with the west crest of the existing natural dune on Assateague Island, and in Ocean City, is a mutually approved line to be known as the State-Ocean City building limit line which coincides, more or less, with the existing Ocean City building limit line and on occasion may coincide with the crest of the littoral system. The Department OF NATURAL RESOURCES, after surveying, platting and recording the State-Ocean City building limit line, has the authority to describe by regulation the State-Ocean City building limit line. The Department OF NATURAL RESOURCES shall perform the survey, platting and recording at its own expense within 30 days of July 1, 1975.

(b) For the purposes of maintaining the Atlantic Coast beaches of the State and the Beach Erosion Control District, the integrity and continuity of the dunal system and assuring adequate maintenance thereof, to provide for shore erosion and sediment control and storm protection, and to minimize structural interference with the littoral drift of sand and any anchoring vegetation, any land clearing, construction activity, or the construction or placement of permanent structures within the Beach Erosion Control District is prohibited. This prohibition does not apply to any project or activity approved by the Department OF NATURAL RESOURCES and the appropriate soil conservation district specifically for storm control, beach erosion and sediment control, and maintenance projects designed to benefit the Beach Erosion Control District.

8-1106. Department OF HEALTH AND MENTAL HYGIENE to assist soil conservation districts.