(9) DESIGNATION OF SHORELINE AREAS, IF ANY, THAT ARE SUITABLE FOR PORTS, MARINAS, AND INDUSTRIES THAT USE WATER FOR TRANSPORTATION OR DERIVE ECONOMIC BENEFITS FROM SHORE ACCESS;

(10) PROVISIONS REQUIRING THAT ALL HARVESTING OF TIMBER IN THE CHESAPEAKE BAY CRITICAL AREA BE IN ACCORDANCE WITH PLANS APPROVED BY THE DISTRICT FORESTRY BOARD; AND

(11) PROVISIONS ESTABLISHING THAT THE CONTROLS IN A PROGRAM WHICH ARE DESIGNED TO PREVENT RUNOFF OF POLLUTANTS WILL NOT BE REQUIRED ON SITES WHERE THE TOPOGRAPHY PREVENTS RUNOFF FROM DIRECTLY OR INDIRECTLY REACHING TIDAL WATERS.

(D) (1) THE COMMISSION SHALL PROMULGATE BY REGULATION ON OR BEFORE DECEMBER 1, 1985, CRITERIA FOR PROGRAM DEVELOPMENT AND APPROVAL, WHICH ARE NECESSARY OR APPROPRIATE TO ACHIEVE THE STANDARDS STATED IN SUBSECTION (B) OF THIS SECTION. PRIOR TO DEVELOPING ITS CRITERIA AND ALSO PRIOR TO ADOPTING ITS CRITERIA, THE COMMISSION SHALL HOLD AT LEAST 6 REGIONAL PUBLIC HEARINGS, ONE IN EACH OF THE FOLLOWING AREAS:

(I) HARFORD, CECIL, AND KENT COUNTIES;

(II) QUEEN ANNE'S, TALBOT, AND CAROLINE COUNTIES;

(III) DORCHESTER, SOMERSET, AND WICOMICO COUNTIES;

(IV) BALTIMORE CITY AND BALTIMORE COUNTY;

(V) CHARLES, CALVERT, AND ST. MARY'S COUNTIES; AND

(VI) ANNE ARUNDEL AND PRINCE GEORGE'S COUNTIES. DURING THE HEARING PROCESS, THE COMMISSION SHALL CONSULT WITH EACH AFFECTED LOCAL JURISDICTION.

(2) THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE SHALL APPOINT 5 SENATORS AND 5 DELEGATES RESPECTIVELY TO SERVE AS THE JOINT COMMITTEE ON CHESAPEAKE BAY CRITICAL AREAS. THE JOINT COMMITTEE SHALL BE STAFFED BY THE DEPARTMENT OF LEGISLATIVE REFERENCE. THE COMMISSION SHALL MEET WITH THE JOINT COMMITTEE ON CHESAPEAKE BAY CRITICAL AREAS PERIODICALLY AS THE COMMITTEE REQUESTS TO REVIEW DEVELOPMENT AND IMPLEMENTATION OF THE CRITERIA FOR PROGRAM DEVELOPMENT.

(E) NOTHING IN THIS SECTION SHALL IMPEDE OR PREVENT THE DREDGING OF ANY WATERWAY IN A CRITICAL AREA. HOWEVER, DREDGING IN A CRITICAL AREA IS SUBJECT TO OTHER APPLICABLE FEDERAL AND STATE LAWS, RULES, AND REGULATIONS.

8-1809.