

CHAPTER 428

(House Bill 215)

AN ACT concerning

Appropriation-or-Use-of-State-Waters--
Applications for State Waterway Construction Permits -
Waiver of Certain Public Hearing Requirements

FOR the purpose of providing that the Department of Natural Resources may waive certain public hearing requirements for water-appropriation--or--use waterway construction permit applications on certain roads, bridges, and culverts that meet certain design standards and do not result in adverse impacts, on certain utility projects that meet certain design standards and certain construction conditions, and on certain clearing and grading projects that do not exceed certain limits of disturbance; and requiring the Department of Natural Resources to supply certain information to interested persons.

BY repealing and reenacting, with amendments,

Article - Natural Resources
Section 8-806(d)
Annotated Code of Maryland
(1983 Replacement Volume and 1985 Supplement)

BY adding to

Article - Natural Resources
Section 8-806(e)
Annotated Code of Maryland
(1983 Replacement Volume and 1985 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Natural Resources

8-806.

(d) The Department may waive holding a public hearing on any permit application under the following conditions:

(1) If there is an emergency or a request to make minor repairs, the Department, upon written or oral application, may grant an application to repair any reservoir, dam, or waterway obstruction without notice or hearing. Repair necessary to save life or property may be made without an application, but notice shall be given promptly to the Department.