

HARVEST, CUT, OR OTHERWISE REMOVE OR ERADICATE SUBMERGED AQUATIC VEGETATION IN A STRIP UP TO 20 60 FEET WIDE EXTENDING FROM THE PIER OR DOCK, DOCK, OR RAMP TO THE NAVIGABLE CHANNEL WITHOUT THE APPROVAL OF THE DEPARTMENT.

(II) A PERSON WHO OWNS OR RENTS ANY MARINA ON THE CHESAPEAKE BAY OR ITS TRIBUTARIES OR THE AGENT OF THE PERSON MAY HARVEST, CUT, OR OTHERWISE REMOVE OR ERADICATE SUBMERGED AQUATIC VEGETATION IN A STRIP UP TO 50 60 FEET WIDE EXTENDING FROM EACH INDIVIDUAL BOAT SLIP TO THE COMMON POINTS OF INGRESS AND EGRESS OF THE NAVIGABLE CHANNELS SERVICING THE MARINA WITHOUT THE APPROVAL OF THE DEPARTMENT.

~~(III) A PERSON WHO CONSTRUCTS A MARINA AFTER JULY 1, 1986 ON THE CHESAPEAKE BAY OR ITS TRIBUTARIES SHALL OBTAIN A PERMIT FROM THE DEPARTMENT TO HARVEST, CUT, OR OTHERWISE REMOVE OR ERADICATE SUBMERGED AQUATIC VEGETATION IN THE CONSTRUCTION OF THE MARINA, EXCEPT FOR THE 50 FOOT WIDE STRIP UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH (I).~~

(III) A PUBLIC UTILITY COMPANY OR TELECOMMUNICATIONS CARRIER MAY HARVEST, CUT, OR OTHERWISE REMOVE OR ERADICATE SUBMERGED AQUATIC VEGETATION IN A STRIP UP TO 60 FEET WIDE IN ORDER TO MAINTAIN UTILITY CROSSINGS IN THE WATERS OF THE STATE WITHOUT THE APPROVAL OF THE DEPARTMENT. HOWEVER, THERE IS NO LIMITATION TO A 60 FOOT WIDE STRIP FOR A UTILITY COMPANY OR TELECOMMUNICATIONS CARRIER WHEN:

1. PERFORMING AN EMERGENCY INVESTIGATION;

OR

2. PERFORMING REPAIR WORK.

(2) BEFORE A PERSON HARVESTS, CUTS, OR OTHERWISE REMOVES OR ERADICATES SUBMERGED AQUATIC VEGETATION UNDER THIS SUBSECTION, THE PERSON IS ENCOURAGED:

(I) TO CONTACT THE DEPARTMENT FOR INFORMATION ON BEST HARVESTING METHODS; AND

(II) TO USE BEST HARVESTING METHODS.

(3) (I) THIS PARAGRAPH (3) DOES NOT APPLY TO:

1. ANY PERSON WHO HAS A NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PERMIT; OR

2. ANY PUBLICLY OR PRIVATELY OWNED SEWAGE TREATMENT PLANT.

(II) A PERSON MAY NOT USE ANY CHEMICAL TO HARVEST, CUT, OR OTHERWISE REMOVE OR ERADICATE SUBMERGED AQUATIC VEGETATION UNDER THIS SUBSECTION.