

(3) THE DEPARTMENT SHALL CONDUCT THE HEARING IN ACCORDANCE WITH THE PROVISIONS OF TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

(D) IF AN APPLICANT OR A PERSON WITH AN INTEREST WHICH IS OR MAY BE ADVERSELY AFFECTED HAS PARTICIPATED IN THE ADMINISTRATIVE PROCEEDINGS PROVIDED UNDER SUBSECTION (C) OF THIS SECTION AS AN OBJECTOR AND IS AGGRIEVED BY THE DECISION OF THE DEPARTMENT TO ISSUE OR DENY A PERMIT, THE APPLICANT OR PERSON SHALL HAVE THE RIGHT TO JUDICIAL REVIEW IN ACCORDANCE WITH THE PROVISIONS OF TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

6-104.2.

(A) IN ADDITION TO OTHER APPLICABLE PROVISIONS OF LAW, A PERSON MAY NOT OBTAIN A PERMIT FOR THE DRILLING OF AN OIL OR GAS WELL UNDER § 6-104 OF THIS SUBTITLE IN THE CHESAPEAKE BAY CRITICAL AREA, AS DEFINED UNDER § 8-1807 OF THIS ARTICLE, AND MAY NOT DRILL FOR OIL OR GAS EXPLORATION IN THE CHESAPEAKE BAY CRITICAL AREA UNLESS:

(1) THE CHESAPEAKE BAY CRITICAL AREA COMMISSION PROVIDES WRITTEN APPROVAL OF THE PROPOSED DRILLING;

(2) THE APPLICANT COMPLETES AN ENVIRONMENTAL IMPACT STUDY THAT INCLUDES A COMPREHENSIVE ANALYSIS OF THE POTENTIAL FOR ANY ADVERSE ENVIRONMENTAL EFFECTS AS A RESULT OF THE DRILLING;

(3) THE DEPARTMENT CONSULTS THE GOVERNING BODY OF THE COUNTY IN WHICH THE DRILLING WILL OCCUR; AND

(4) THE DEPARTMENT CONSIDERS ANY WRITTEN RECOMMENDATIONS OF THE CHESAPEAKE BAY CRITICAL AREA COMMISSION AND THE GOVERNING BODY OF THE COUNTY IN WHICH THE DRILLING WILL OCCUR.

(B) BY JANUARY 1, 1991, THE CHESAPEAKE BAY CRITICAL AREA COMMISSION SHALL ADOPT CRITERIA THAT ASSURES THE PROTECTION OF LAND AND WATER RESOURCES IN THE CRITICAL AREA AND THAT SHALL APPLY THROUGHOUT THE CHESAPEAKE BAY CRITICAL AREA FOR:

(1) PRODUCTION OF OIL OR NATURAL GAS ON LANDS OR WATERS LEASED BY THE STATE; AND

(2) EXPLORATION OR PRODUCTION OF OIL OR NATURAL GAS ON ANY LANDS IN THE CRITICAL AREA.

(C) (1) IN ADDITION TO OTHER APPLICABLE PROVISIONS OF LAW, AN APPLICANT FOR ANY PRODUCTION OR EXPLORATORY DRILLING THAT WILL OCCUR ON, IN, UNDER, OR THROUGH THE CHESAPEAKE BAY CRITICAL AREA, INCLUDING WELLS DRILLED OUTSIDE THE CRITICAL AREA BY A METHOD KNOWN AS SLANT DRILLING THAT WILL PASS THROUGH THE CRITICAL AREA,