

(B)---IF---A---PERSON---DOES---NOT---MAKE---ANY---ADDITION---TO---A---BULKHEAD MOVING---AWAY---FROM---THE---LAND---AND---TOWARDS---THE---DIRECTION---OF---ANY---OPEN BODY---OF---WATER---ON---THE---CHESAPEAKE---BAY---OR---ITS---TRIBUTARIES,---THE PERSON---IS---EXEMPT---FROM---ANY---STATE---OR---LOCAL---PERMIT---REQUIREMENT---TO PERFORM---ANY---NORMAL---MAINTENANCE---ON---OR---TO---REPAIR---THE---BULKHEAD.

(C)---THE---DEPARTMENT,---THE---CHESAPEAKE---BAY---CRITICAL---AREA COMMISSION,---AND---A---UNIT---OF---LOCAL---GOVERNMENT---MAY---NOT---REQUIRE---A PERSON---TO---OBTAIN---A---PERMIT---TO---PERFORM---ANY---NORMAL---MAINTENANCE---OR---TO REPAIR---A---BULKHEAD---AS---PROVIDED---UNDER---SUBSECTION---(B)---OF---THIS SECTION.

9-202.

(d) The provisions of this section do not apply to any operation for:

(1) Dredging and filling being conducted as of July 1, 1970, as authorized under the terms of an appropriate permit or license granted under the provisions of existing State and federal law;

(2) Dredging of seafood products by any licensed operator, harvesting of seaweed, or mosquito control and abatement as approved by the Department of Agriculture; [or]

(3) Improvement of wildlife habitat or agricultural drainage ditches as approved by an appropriate unit; OR

(4) ROUTINE MAINTENANCE OR REPAIR OF EXISTING BULKHEADS PROVIDED THAT THERE IS NO ADDITION OR CHANNELWARD ENCROACHMENT.

9-202.1.

NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A LANDOWNER SHALL BE EXEMPT FROM ALL LOCAL PERMIT REQUIREMENTS TO PERFORM ROUTINE MAINTENANCE AND REPAIR OF A BULKHEAD.

9-303.

Notwithstanding any rule or regulation promulgated by the Secretary to protect private wetlands, the following uses are lawful on private wetland:

(1) Conservation of soil, vegetation, water, fish, shellfish, and wildlife;

(2) Trapping, hunting, fishing, and catching shellfish if otherwise legally permitted; [and]