

(H) (1) "POLLUTION" MEANS EVERY CONTAMINATION OR OTHER ALTERATION OF THE PHYSICAL, CHEMICAL, OR BIOLOGICAL PROPERTIES, OF ANY WATERS OF THE STATE.

(2) "POLLUTION" INCLUDES CHANGE IN TEMPERATURE, TASTE, COLOR, TURBIDITY, OR ODOR OF THE WATERS OF THE STATE OR THE DISCHARGE OR DEPOSIT OF ANY ORGANIC MATTER, HARMFUL ORGANISM, OR LIQUID, GASEOUS, SOLID, RADIOACTIVE, OR OTHER SUBSTANCE INTO ANY WATERS OF THE STATE AS WILL RENDER THE WATERS OF THE STATE HARMFUL, DETRIMENTAL, OR INJURIOUS TO PUBLIC HEALTH, SAFETY, OR WELFARE, DOMESTIC, COMMERCIAL, INDUSTRIAL, AGRICULTURAL, RECREATIONAL, OTHER LEGITIMATE BENEFICIAL USES, OR LIVESTOCK, WILD ANIMALS, BIRDS OR FISH OR OTHER AQUATIC LIFE.

(I) "SECRETARY" MEANS SECRETARY OF THE DEPARTMENT OF THE ENVIRONMENT.

(J) "WATERS OF THE STATE" INCLUDES:

(1) BOTH SURFACE AND UNDERGROUND WATERS WITHIN THE BOUNDARIES OF THE STATE SUBJECT TO ITS JURISDICTION;

(2) THAT PORTION OF THE ATLANTIC OCEAN WITHIN THE BOUNDARIES OF THE STATE;

(3) THE CHESAPEAKE BAY AND ITS TRIBUTARIES;

(4) ALL PONDS, LAKES, RIVERS, STREAMS, PUBLIC DITCHES, TAX DITCHES, AND PUBLIC DRAINAGE SYSTEMS WITHIN THE STATE, OTHER THAN THOSE DESIGNED AND USED TO COLLECT, CONVEY, OR DISPOSE OF SANITARY SEWAGE; AND

(5) THE FLOODPLAIN OF FREE-FLOWING WATERS DETERMINED BY THE DEPARTMENT ON THE BASIS OF THE 100-YEAR FLOOD FREQUENCY.

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~~(A) THE DEPARTMENT OF THE ENVIRONMENT MAY ADOPT ANY REGULATION TO FURTHER ITS GENERAL POWERS OF REGULATIONS UNDER THIS TITLE FOR THE SUPERVISION OVER WATER RESOURCES OF THE STATE, AND FOR PROPER CONSERVATION FOR PUBLIC USE, ALLOCATION, AND DEVELOPMENT OF UNDERGROUND WATERS OF THE STATE.~~

(B) An appropriation or use permit under [§ 8-802] § 5-502 of this title may not be refused for domestic use of a well on a farm.

SUBTITLE 2. ORGANIZATION AND AUTHORITY OF UNIT PERTAINING TO WATER  
AND WATER RESOURCES - IN GENERAL.

5-201.

(a) There is a Water Resources MANAGEMENT Administration in the Department.