

(ii) "Sewage sludge" includes raw untreated sewage disposed from the Back River Sewage Treatment Plant.

(6) "Deep trough" means any region that:

(i) Is south of the Chesapeake Bay Bridge and north of a line extending westerly from Bloody Point; and

(ii) Has a depth that exceeds 60 feet.

(7) "BENEFICIAL USE OF DREDGED MATERIAL" MEANS ANY OF THE FOLLOWING USES OF DREDGED MATERIAL FROM THE CHESAPEAKE BAY AND ITS TRIBUTARY WATERS PLACED INTO WATERS OR ONTO BOTTOMLAND OF THE CHESAPEAKE BAY OR ITS TIDAL TRIBUTARIES, INCLUDING BALTIMORE HARBOR:

(I) THE RESTORATION OF UNDERWATER GRASSES;

(II) THE RESTORATION OF ISLANDS;

(III) THE STABILIZATION OF ERODING SHORELINES;

(IV) THE CREATION OR RESTORATION OF WETLANDS; AND

(V) THE CREATION, RESTORATION, OR ENHANCEMENT OF FISH OR SHELLFISH HABITATS.

(8) "INNOVATIVE REUSE" INCLUDES THE USE OF DREDGED MATERIAL IN THE DEVELOPMENT OR MANUFACTURING OF COMMERCIAL, INDUSTRIAL, HORTICULTURAL, AGRICULTURAL, OR OTHER PRODUCTS.

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(a) A person may not [dump, deposit, or scatter] REDEPOSIT in an unconfined manner [spoil] DREDGED MATERIAL from Baltimore Harbor into or onto any portion of the water or bottomland of the Chesapeake Bay or of the tidewater portions of any of the Chesapeake Bay's tributaries outside of Baltimore Harbor. However, the [spoil] DREDGED MATERIAL may be redeposited in contained areas approved by the Department.

(b) A person may not [dump, deposit, or scatter] REDEPOSIT in an unconfined manner Baltimore County tributary [spoil] DREDGED MATERIAL into or onto any portion of the water or bottomland of the Chesapeake Bay or of the tidewater portions of any of the Chesapeake Bay's tributaries within 5 miles of the Hart-Miller-Pleasure Island chain in Baltimore County.

(C) EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, A PERSON MAY NOT REDEPOSIT IN AN UNCONFINED MANNER DREDGED MATERIAL INTO OR ONTO ANY PORTION OF THE WATER OR BOTTOMLAND OF THE CHESAPEAKE BAY OR OF THE TIDEWATER PORTION OF ANY OF THE CHESAPEAKE BAY'S TRIBUTARIES EXCEPT WHEN USED FOR A BENEFICIAL USE PROJECT UNDERTAKEN IN ACCORDANCE WITH STATE AND FEDERAL LAWS. HOWEVER, THE DREDGED MATERIAL MAY BE REDEPOSITED IN CONTAINED AREAS APPROVED BY THE DEPARTMENT.