

8-1808.9.

(A) THE PROVISIONS OF THIS SECTION APPLY TO A LOCAL JURISDICTION THAT IS LOCATED IN THE ATLANTIC COASTAL BAYS WATERSHED AND NOT IN THE ATLANTIC COASTAL BAYS CRITICAL AREA.

(B) ON OR BEFORE JULY 15, 2002, A LOCAL JURISDICTION SUBJECT TO THE PROVISIONS OF THIS SECTION SHALL SUBMIT TO THE COMMISSION A WRITTEN STATEMENT OF ITS INTENT EITHER:

(1) TO ADOPT PROVISIONS APPLYING A BUFFER TO PERENNIAL AND INTERMITTENT STREAMS THAT ARE WITHIN THE BOUNDARIES OF THE LOCAL JURISDICTION AND ARE NOTED ON THE MOST RECENT U.S. GEOLOGICAL SURVEY 7-1/2 MINUTE TOPOGRAPHIC QUADRANGLE MAPS (SCALE 1:24,000) OR ON MORE DETAILED MAPS OR STUDIES AT THE DISCRETION OF THE LOCAL JURISDICTION; OR

(2) NOT TO ADOPT THE PROVISIONS.

(C) IF A LOCAL JURISDICTION STATES THE LOCAL JURISDICTION'S INTENT TO ADOPT PROVISIONS MEETING THE REQUIREMENTS OF THIS SECTION, THE LOCAL JURISDICTION SHALL SUBMIT THE PROVISIONS TO THE COMMISSION AND ADOPT THE PROVISIONS IN ACCORDANCE WITH THE SCHEDULE OF SUBMISSIONS FOR THE ATLANTIC COASTAL BAYS CRITICAL AREA PROGRAM SET FORTH UNDER § 8-1809 OF THIS SUBTITLE.

8-1809.

(a) (1) Within 45 days after the criteria adopted by the Commission under § 8-1808 of this subtitle become effective, each local jurisdiction shall submit to the Commission a written statement of its intent either:

[(1)](I) To develop a critical area protection program to control the use and development of that part of the Chesapeake Bay Critical Area located within its territorial limits; or

[(2)](II) Not to develop such a program.

(2) ON OR BEFORE JULY 15, 2002, EACH LOCAL JURISDICTION IN THE ATLANTIC COASTAL BAYS CRITICAL AREA SHALL SUBMIT TO THE COMMISSION A WRITTEN STATEMENT OF ITS INTENT EITHER:

(I) TO DEVELOP A CRITICAL AREA PROTECTION PROGRAM TO CONTROL THE USE AND DEVELOPMENT OF THAT PART OF THE ATLANTIC COASTAL BAYS CRITICAL AREA LOCATED WITHIN ITS TERRITORIAL LIMITS; OR

(II) NOT TO DEVELOP SUCH A PROGRAM.

(b) If a local jurisdiction states the local jurisdiction's intent not to develop a program or fails to submit a timely statement of intent, the Commission shall prepare and adopt a program for the part of the Chesapeake Bay Critical Area OR ATLANTIC COASTAL BAYS CRITICAL AREA in that local jurisdiction.