

(II) AN INTRA-FAMILY TRANSFER AUTHORIZED UNDER § 8-1808.2 OF THIS SUBTITLE; AND

(2) THE REDUCTION WILL OCCUR IN ACCORDANCE WITH LOCAL PROGRAM PROCEDURES APPROVED BY THE COMMISSION.

8-1808.11.

(A) IMPROVEMENTS OTHER THAN IN AREAS DESIGNATED BY THE DEPARTMENT OF THE ENVIRONMENT MAPPING AS APPROPRIATE FOR STRUCTURAL SHORELINE STABILIZATION MEASURES, IMPROVEMENTS TO PROTECT A PERSON'S PROPERTY AGAINST EROSION SHALL CONSIST OF NONSTRUCTURAL SHORELINE STABILIZATION MEASURES THAT PRESERVE THE NATURAL ENVIRONMENT, SUCH AS MARSH CREATION, EXCEPT IN AREAS WHERE THE PERSON CAN DEMONSTRATE TO THE SATISFACTION OF THE DEPARTMENT OF THE ENVIRONMENT THAT THESE MEASURES ARE NOT FEASIBLE, INCLUDING AREAS OF EXCESSIVE EROSION, AREAS SUBJECT TO HEAVY TIDES, AND AREAS TOO NARROW FOR EFFECTIVE USE OF NONSTRUCTURAL SHORELINE STABILIZATION MEASURES.

(B) (1) IN CONSULTATION WITH THE DEPARTMENT, THE DEPARTMENT OF THE ENVIRONMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SUBSECTION.

(2) THE REGULATIONS SHALL INCLUDE A WAIVER PROCESS THAT EXEMPTS A PERSON FROM THE REQUIREMENTS OF SUBSECTION (A) OF THIS SECTION ON A DEMONSTRATION TO THE SATISFACTION OF THE DEPARTMENT OF THE ENVIRONMENT THAT NONSTRUCTURAL SHORELINE STABILIZATION MEASURES ARE NOT FEASIBLE FOR THE PERSON'S PROPERTY.

8-1809.

~~(h) (1) As often as necessary but not more than 4 times per calendar year, each local jurisdiction may propose program amendments and program refinements to its adopted program.~~

~~(2) (i) 1. Except for program amendments or program refinements developed during program review under subsection (g) of this section, a [zoning] CRITICAL AREA map amendment may be [granted] PROPOSED TO THE CRITICAL AREA COMMISSION by a local [approving authority] JURISDICTION only on proof of a mistake in the existing [zoning] CRITICAL AREA CLASSIFICATION.~~

~~2. THE COMMISSION SHALL:~~