

DEPARTMENT, SHALL PREPARE AND ADOPT RULES AND REGULATIONS FOR EROSION AND SILTATION CONTROL REQUIREMENTS FOR UTILITY CONSTRUCTION. THE RULES AND REGULATIONS SHALL BE ADOPTED AND ENFORCED AS ARE OTHERS OF THE COMMISSION UNDER AUTHORITY CONFERRED BY OTHER LAWS. THESE RULES AND REGULATIONS APPLY TO ANY CONTRACTOR DOING WORK FOR THE WASHINGTON SUBURBAN SANITARY COMMISSION. UTILITY CONSTRUCTION MAY NOT BE UNDERTAKEN IN MONTGOMERY COUNTY UNTIL AN EROSION AND SEDIMENT CONTROL PLAN IS SUBMITTED TO AND APPROVED BY THE WASHINGTON SUBURBAN SANITARY COMMISSION. AFTER THE COUNTY REVIEWS AND APPROVES THE PLANS, THE COMMISSION MAY ISSUE A PERMIT FOR CONSTRUCTION. IN EVERY CASE CONDITIONS OF ANY PERMIT GRANTED FOR WORK PERFORMED IN MONTGOMERY COUNTY BY ANY CONTRACTOR DOING WORK FOR THE WASHINGTON SUBURBAN SANITARY COMMISSION AND BY ANY PUBLIC SERVICE COMPANY, AS DEFINED IN §2, ARTICLE 78, OF THE CODE MAY NOT BE LESS STRINGENT THAN STANDARDS INCORPORATED INTO THE PROVISIONS OF ANY GRADING OR BUILDING LAW OR ORDINANCE ADOPTED PURSUANT TO §8-1103 OF THIS SUBTITLE. MONTGOMERY COUNTY SHALL INSPECT AND ENFORCE THE CONDITIONS OF THE APPROVED PLANS AND PERMITS. THE PROVISIONS OF THIS SUBSECTION DO NOT APPLY UNTIL THE SOIL CONSERVATION DISTRICT IN THE COUNTY APPROVES EROSION AND SILTATION CONTROL REQUIREMENTS FOR UTILITY CONSTRUCTION IN THAT COUNTY.

REVISOR'S NOTE: This subsection presently appears as Article 96A, section 106(k) of the Code, as amended by Chapter 711, Acts of 1972. The only changes made are in style.

8-1105. LAND CLEARING, SOIL MOVEMENT, OR CONSTRUCTION BY STATE AGENCY; REVIEW AND APPROVAL BY DEPARTMENT.

THE PROVISIONS OF § 8-1104 DO NOT APPLY TO ANY STATE UNIT. IF A STATE UNIT UNDERTAKES ANY LAND CLEARING, SOIL MOVEMENT, OR CONSTRUCTION ACTIVITY, THE DEPARTMENT SHALL REVIEW AND APPROVE THIS ACTION.

REVISOR'S NOTE: This section is new language derived from Article 96A, section 106(d) of the Code.

8-1106. DEPARTMENT TO ASSIST SOIL CONSERVATION DISTRICTS.

THE DEPARTMENT SHALL ASSIST SOIL CONSERVATION DISTRICTS IN PREPARING AND IMPLEMENTING A UNIFIED SEDIMENT CONTROL PROGRAM UNDER THIS SUBTITLE.