

Patapsco River Watershed --Jones-Falls -  
Permit for Construction

FOR the purpose of directing the Department of Natural Resources to adopt regulations limiting construction or reconstruction in ~~the Jones--Falls--floodplain~~ certain floodplains until a flood management plan is prepared and implemented by certain dates; and making a certain exception; exceptions; making this Act contingent upon the passage of certain Acts; and relating generally to Flood Management Plans.

BY repealing and reenacting, with amendments,

Article - Natural Resources  
Section 8-803(a) and 8-9A-03(b) ~~7-(d)7-and-(g)~~ and (d)  
Annotated Code of Maryland  
(1974 Volume and 1980 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article - Natural Resources

8-803.

(a) (1) A person is required to obtain a permit from the Department to construct, reconstruct, or repair any reservoir, dam, or waterway obstruction or make, construct, or permit to be made or constructed, any change or addition to any reservoir, dam or waterway obstruction, or make, or permit to be made, any change in, addition to, or repair of, any existing waterway obstruction, or in any manner to change in whole or part the course, current, or cross section of any stream or body of water, within the State except tidal waters. The permit is obtained upon written application to the Department.

(2) (I) BY SEPTEMBER 1, 1981 IF BY MARCH 1, 1982, A FLOOD MANAGEMENT PLAN FOR JONES FALLS IS NOT PREPARED AND APPROVED AND IMPLEMENTATION BEGUN UNDER SECTION 8-9A-03 OF THIS ARTICLE, THE DEPARTMENT SHALL ADOPT REGULATIONS LIMITING CONSTRUCTION, RECONSTRUCTION, OR CHANGES IN THE COURSE, CURRENT, OR CROSS SECTION OF THE CHANNEL AND FLOODPLAIN OF THE JONES FALLS IN THE PATAPSCO RIVER WATERSHED UNTIL SUCH TIME AS A FLOOD MANAGEMENT PLAN FOR JONES FALLS IS PREPARED, APPROVED, AND IMPLEMENTED UNDER SUBTITLE 9A OF THIS TITLE.

(II) REGULATIONS ADOPTED PURSUANT TO THIS PARAGRAPH SHALL MAY NOT APPLY:

1. TO FLOODPROOFING OF ANY EXISTING STRUCTURE, OR