
By: **Delegates Walkup and D'Amato**
Introduced and read first time: February 11, 1999
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Dumping of Dredge Spoil - Prohibitions**

3 FOR the purpose of prohibiting a person from dumping, depositing, or scattering
4 certain material excavated or dredged from certain areas of the Chesapeake Bay
5 into or onto the area known as Site 104; prohibiting a person from dumping,
6 depositing, or scattering certain material excavated or dredged from certain
7 areas of the Chesapeake Bay into or onto certain areas of the Chesapeake Bay,
8 subject to a certain exception; and generally relating to prohibitions of dumping
9 dredge spoil into or onto Site 104 and other areas of the Chesapeake Bay.

10 BY repealing and reenacting, with amendments,
11 Article - Environment
12 Section 5-1102
13 Annotated Code of Maryland
14 (1996 Replacement Volume and 1998 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Environment**

18 5-1102.

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

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

1 (c) A person may not dump, deposit, scatter, or release sewage sludge by any
2 means, including discharge from a sewer or pipe, into or onto any portion of the water
3 or bottomland of the Chesapeake Bay or of the tidewater portions of any of the
4 Chesapeake Bay's tributaries within 5 miles of the Hart-Miller-Pleasure Island
5 chain in Baltimore County.

6 (d) A person may not dump, deposit, or scatter any earth, rock, soil, waste
7 matter, muck, or other material excavated or dredged from the Chesapeake Bay or its
8 tidal tributaries into or onto the area of the bottomlands or waters of the Chesapeake
9 Bay known as the deep trough.

10 (E) A PERSON MAY NOT DUMP, DEPOSIT, OR SCATTER ANY EARTH, ROCK, SOIL,
11 WASTE MATTER, MUCK, OR OTHER MATERIAL EXCAVATED OR DREDGED FROM THE
12 CHESAPEAKE BAY OR ITS TIDAL TRIBUTARIES INTO OR ONTO THE AREA OF THE
13 BOTTOMLANDS OR WATERS OF THE CHESAPEAKE BAY KNOWN AS SITE 104.

14 (F) A PERSON MAY NOT DUMP, DEPOSIT, OR SCATTER ANY EARTH, ROCK, SOIL,
15 WASTE MATTER, MUCK, OR OTHER MATERIAL EXCAVATED OR DREDGED FROM THE
16 CHESAPEAKE BAY OR ITS TIDAL TRIBUTARIES INTO OR ONTO THE BOTTOMLANDS OR
17 WATERS OF THE CHESAPEAKE BAY, EXCEPT WITHIN A 5 MILE RADIUS OF POOLES
18 ISLAND.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 1999.