

SENATE BILL 325

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1999 Regular Session  
9r2061  
CF 9r1581

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By: **Senator Baker**

Introduced and read first time: February 5, 1999

Assigned to: Economic and Environmental Affairs

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A BILL ENTITLED

1 AN ACT concerning

2 **Dredge Spoil - Open Water Dumping - Prohibition**

3 FOR the purpose of altering a certain definition to alter the restriction on certain  
4 open water dumping of material excavated from the Chesapeake Bay or its tidal  
5 tributaries; and generally relating to the dumping or deposition of dredge spoil  
6 in the Chesapeake Bay.

7 BY repealing and reenacting, with amendments,  
8 Article - Environment  
9 Section 5-1101(a)  
10 Annotated Code of Maryland  
11 (1996 Replacement Volume and 1998 Supplement)

12 BY repealing and reenacting, without amendments,  
13 Article - Environment  
14 Section 5-1102  
15 Annotated Code of Maryland  
16 (1996 Replacement Volume and 1998 Supplement)

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

19 **Article - Environment**

20 5-1101.

21 (a) In this subtitle the following words have the meanings indicated.

22 (1) "Spoil" means earth, rock, soil, waste matter, muck, or other material  
23 excavated or dredged from Baltimore Harbor and approach channels.

24 (2) "Baltimore County tributary spoil" means earth, rock, soil, waste  
25 matter, muck, or other materials excavated or dredged from an approved dredging  
26 project in any of the Baltimore County tributaries of the Chesapeake Bay.

1           (3)       "Redeposit" means to dump, scatter, pour, or otherwise deposit spoil  
2 or, if made applicable by the provisions of this subtitle or Title 5 of the Natural  
3 Resources Article, Baltimore County tributary spoil in a confined manner.

4           (4)       "Baltimore Harbor" means the waterway which consists of the tidal  
5 portions of Patapsco River and its tributaries lying westward of a line extending from  
6 Rock Point in Anne Arundel County to North Point in Baltimore County.

7           (5)       (i)       "Sewage sludge" means the accumulated semiliquid suspension  
8 of settled solids, or dried residue of these solids, that is deposited from sewage in  
9 wastewater treatment plant tanks or basins.

10           (ii)       "Sewage sludge" includes raw untreated sewage disposed from  
11 the Back River Sewage Treatment Plant.

12           (6)       "Deep trough" means any region that:

13           (i)       Is south of [the Chesapeake Bay Bridge] A LINE EXTENDING  
14 WESTERLY FROM LOVE POINT and north of a line extending westerly from Bloody  
15 Point; and

16           (ii)       Has a depth that exceeds [60] 30 feet.

17 5-1102.

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

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

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

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

37       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
38 July 1, 1999.

