

**HB1266/940316/1**

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1266  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Dorchester County” and substitute “Exception”; in line 3, strike beginning with “exempting” through “limiting” and substitute “authorizing the Board of Public Works to issue a license for”; in line 5, strike “or private”; in the same line, strike “in Dorchester County” and substitute “under certain circumstances; authorizing the Secretary of the Environment to issue a license for the construction of a dwelling unit or other non-water dependent structure on a pier located on State wetlands under certain circumstances”; in line 19, strike “**DORCHESTER AND**”; in the same line, strike the brackets; in the same line, strike “**COUNTIES**”; in line 20, strike “and” and substitute a comma; and in the same line, after “(3)” insert “, and (4)”.

AMENDMENT NO. 2

On page 2, after line 4, insert:

**“(3) THE BOARD OF PUBLIC WORKS MAY ISSUE A LICENSE FOR A PROJECT INVOLVING THE CONSTRUCTION OF A NON-WATER DEPENDENT STRUCTURE ON A PIER LOCATED ON STATE WETLANDS IF:**

**(I) THE PROJECT IS LOCATED IN A MARINA OWNED BY THE STATE, A COUNTY, OR A MUNICIPAL CORPORATION;**

**(II) THE PROJECT WILL ENHANCE MARITIME TRANSPORTATION, THE PRESERVATION OF HISTORIC LIGHTHOUSES, OR THE CONSTRUCTION OF HISTORICALLY ACCURATE REPLICAS;**

(Over)

**(III) THE PROJECT IS APPROVED BY LOCAL PLANNING AND ZONING AUTHORITIES;**

**(IV) THE PROJECT IS LOCATED IN A PRIORITY FUNDING AREA AS DESIGNATED UNDER TITLE 5, SUBTITLE 7B OF THE STATE FINANCE AND PROCUREMENT ARTICLE; AND**

**(V) THE PROJECT IS LOCATED IN AN AREA THAT HAS BEEN EXCLUDED FROM A LOCAL CRITICAL AREA PROGRAM ADOPTED OR APPROVED BY THE CRITICAL AREA COMMISSION FOR THE CHESAPEAKE AND ATLANTIC COASTAL BAYS UNDER § 8-1807(C)(1)(I)1 OF THE NATURAL RESOURCES ARTICLE.”;**

in lines 5 and 29, strike “(3)” and “(4)”, respectively, and substitute “(4)” and “(5)”, respectively.

On page 3, in line 8, strike “paragraph” and substitute “PARAGRAPHS”; in the same line, after “(2)” insert “AND (3)”; after line 11, insert:

**“(2) THE SECRETARY MAY ISSUE A LICENSE FOR A PROJECT INVOLVING THE CONSTRUCTION OF A NON-WATER DEPENDENT STRUCTURE ON A PIER LOCATED ON PRIVATE WETLANDS IF:**

**(I) THE PROJECT IS LOCATED IN A MARINA OWNED BY THE STATE, A COUNTY, OR A MUNICIPAL CORPORATION;**

**(II) THE PROJECT WILL ENHANCE MARITIME TRANSPORTATION, THE PRESERVATION OF HISTORIC LIGHTHOUSES, OR THE CONSTRUCTION OF HISTORICALLY ACCURATE REPLICAS;**

**(III) THE PROJECT IS APPROVED BY LOCAL PLANNING AND ZONING AUTHORITIES;**

**(IV) THE PROJECT IS LOCATED IN A PRIORITY FUNDING AREA AS DESIGNATED UNDER TITLE 5, SUBTITLE 7B OF THE STATE FINANCE AND PROCUREMENT ARTICLE; AND**

**(V) THE PROJECT IS LOCATED IN AN AREA THAT HAS BEEN EXCLUDED FROM A LOCAL CRITICAL AREA PROGRAM ADOPTED OR APPROVED BY THE CRITICAL AREA COMMISSION FOR THE CHESAPEAKE AND ATLANTIC COASTAL BAYS UNDER § 8-1807(C)(1)(I)1 OF THE NATURAL RESOURCES ARTICLE.”;**

in line 12, strike “(2)” and substitute “**(3)**”; and in line 37, strike “October” and substitute “**June**”.