


## 6.0 WATERCOURSE AND BASIN CROSSINGS

- 6.1 Policy.** It is the policy of the District to discourage the use of lake beds and beds of waterbodies for the placement of roadways, utilities, water control structures, and associated structures.
- 6.2 Regulation.** No person shall use the beds of any waterbody within the District for the placement of roadways, utilities, water control structures, and associated structures without first securing a permit from the District.
- 6.3 Criteria.** Use of the bed:
- 6.3.1 For all public waters, shall meet a demonstrated public benefit;
  - 6.3.2 Shall retain adequate hydraulic capacity;
  - 6.3.3 Shall retain adequate navigational capacity;
  - 6.3.4 Shall not adversely affect water quality;
  - 6.3.5 Shall represent the "minimal impact" solution to a specific need with respect to all other reasonable alternatives; and
  - 6.3.6 Shall preserve fish and wildlife passage.
- 6.4 Required Exhibits.** The following exhibits shall accompany the permit application: 
- 6.4.1 Construction plans and specifications;
  - 6.4.2 Analysis prepared by a professional engineer or qualified hydrologist showing the effect of the project on hydraulic capacity and water quality;
  - 6.4.3 An erosion control and restoration plan; and
  - 6.4.4 Copy of permit application to Department of Natural Resources, Army Corps of Engineers, and Wetland Conservation Act LGU, if required based on proposed activities.
- 6.5 Maintenance.** A declaration or other recordable instrument stating terms for maintenance of stability and hydraulic and navigational capacity shall be approved by the District shall be recorded in the office of the county recorder or registrar before permit issuance. In place of recordation, a public permittee or a permittee without a property interest sufficient for recordation may assume the maintenance obligation by means of a written agreement with the District. The agreement shall state that if the ownership of the structure is transferred, the owner shall require the transferee to comply with this subsection

**Coordination with other Government Agencies.** The District will communicate with the Department of Natural Resources and Wetland Conservation Act LGUs in the review and approval of proposed activities.