6115.0160 SCOPE.

To achieve the purpose declared in part 6115.0150, parts 6115.0160 to 6115.0280 set forth minimum standards and criteria for the review, issuance, and denial of permits for proposed projects affecting public waters. Permits are required for any activity affecting the course, current, or cross-section of public waters unless specifically exempted within parts 6115.0160 to 6115.0280.

These standards and criteria apply to the public waterbasins, public watercourses, and public water wetlands identified on public water inventory maps authorized by Minnesota Statutes, section 103G.201. The designation of waters of the state as public waters does not grant the public additional rights or grant right of access to the waters, diminish the right of ownership or usage of the beds underlying the designated public waters, affect state law forbidding trespass on private lands, or require the commissioner to acquire access to the designated public waters under Minnesota Statutes, section 97A.141.

These standards and criteria apply to any and all work that will cause or result in the alteration of the course, current, or cross-section of public waters except for the following:

A.   utility crossings of public waters that are regulated under Minnesota Statutes, section 84.415, and rules adopted thereunder;

B.   planting, destruction, and control of aquatic vegetation that is regulated under Minnesota Statutes, section 103G.615, and rules adopted thereunder;

C.   water aeration systems that are regulated under Minnesota Statutes, section 103G.611, and rules adopted thereunder;

D.   watercraft, buoys, or other structures that are regulated under Minnesota Statutes, section 86B.111, 86B.211, or 86B.401, and rules adopted thereunder; or

E.   water appropriations that are regulated under Minnesota Statutes, section 103G.271, and rules adopted thereunder.

Statutory Authority: *MS s 103G.315; 105.415*

History: *8 SR 533; L 1986 c 386 art 4 s 11; 25 SR 143; 27 SR 529*

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