

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 roads, trails, and utilities. This policy is intended to avert the transport of pollutants into the waterbody, minimize flood damage, and limit disturbance of the lake or streambed.

6.2 Regulation. No person shall use the beds of any waterbody within the District for agricultural activity or for any other activity including, but not limited to the placement of roads, trails, and utilities without first securing a permit from the District.

6.3 Criteria. Use of the bed shall:

- 6.3.1 Meet a demonstrated public benefit;
- 6.3.2 Retain adequate hydraulic capacity;
- 6.3.3 Retain adequate recreational navigation capacity;
- 6.3.4 Not adversely affect water quality;
- 6.3.5 Represent the "minimal impact" solution to a specific need with respect to all other reasonable alternatives; and
- 6.3.6 Maintain the natural substrate of the stream bed.

6.4 Required Exhibits. The following exhibits shall accompany the permit application (one set - full size; one set - reduced to maximum size of 11"x17"):

- 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 plan; and
- 6.4.4 A restoration and mitigation plan.

6.5 Maintenance. An instrument stating terms for maintenance of hydraulic and navigational capacity and approved by the District shall be recorded in the office of the county recorder or registrar before permit issuance. In place of recording, a public permittee, or a permittee without a property interest sufficient for recording 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 obtain agreement by the transferee to assume all duties and responsibilities of the transferor, that the person's predecessor in interest.