

**6105.0440 PUBLIC ROADS.**

A permit from the commissioner is required pursuant to Minnesota Statutes, section 103G.245 before construction, reconstruction, removal, or abandonment of any road or railroad crossing of public waters. In reviewing permit applications required for road or railroad crossings, consideration shall be given to crossings with or adjacent to existing facilities, such as roads and utilities.

Rules of the Department of Natural Resources relating to the wild, scenic, and recreational rivers system, part 6105.0200 shall apply to road crossings of public waters. The performance standards in these rules as they relate to public roads shall also apply when securing approval from the local authority to cross other lands in the Saint Croix Riverway.

Prior to the issuance of a permit for road crossing of public waters in the Saint Croix Riverway, the commissioner may hold a public hearing in the manner provided by Minnesota Statutes, section 103G.311.

**Statutory Authority:** *MS s 104.25; 103F.351*

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