

6116.0010 DEFINITIONS.

Subpart 1. **Scope.** For purposes of this chapter, the following terms have the meanings given them.

Subp. 2. **Aeration system.** "Aeration system" means a bubbler, water circulation, or similar system used to increase dissolved oxygen or maintain open water. The purpose of the system includes, but is not limited to:

- A. preventing fish winterkill;
- B. keeping areas free of ice to aid navigation, keeping mooring facilities open, or protecting structures in the water from ice damage;
- C. maintaining open water for captive waterfowl;
- D. rehabilitating lake water quality by methods such as destratification and hypolimnetic aeration; and
- E. protecting shoreline from damage due to ice expansion.

Subp. 3. **Commissioner.** "Commissioner" means the commissioner of the Department of Natural Resources, or a duly authorized representative.

Subp. 4. **Management plan.** "Management plan" means a plan approved by the commissioner that specifies actions related to water aeration systems.

Subp. 5. **Protected waters.** "Protected waters" means those waters of the state identified as public waters or wetlands under Minnesota Statutes, section 103G.005, subdivision 15, or 103G.201.

Subp. 6. **Public access.** "Public access" means any designated public access or any public riparian lands where public access to the protected water is not prohibited.

Subp. 7. **Structure.** "Structure" means any building, footing, foundation, slab, roof, boathouse, deck, wall, or any other object extending over, anchored, or permanently attached to the bed or bank of a protected water.

Statutory Authority: *MS s 103G.611; 378.22*

History: *13 SR 1235*

Published Electronically: *June 11, 2008*