

ILLINOIS DEPARTMENT OF NATURAL RESOURCES  
OFFICE OF WATER RESOURCES  
ONE NATURAL RESOURCES WAY  
SPRINGFIELD, ILLINOIS 62702-1271

STATEWIDE PERMIT NO. 4

AUTHORIZING THE CONSTRUCTION OF AERIAL UTILITY CROSSINGS  
OF ILLINOIS WATERWAYS

Permission is hereby granted for the construction of aerial utility crossings which, by being in compliance with the terms and conditions of this permit, are determined to have insignificant impact on those factors which are under the jurisdiction of the Department of Natural Resources, Office of Water Resources. Subsequent to the effective date of this permit, it will not be necessary to submit applications for permit to, or obtain individual permits from, the Department of Natural Resources, Office of Water Resources, for aerial utility crossings meeting the specified terms and conditions.

**APPLICABILITY**

This permit applies to aerial utility crossings over the floodways (areas required to store and convey the one-hundred [100] year frequency flood discharge with no significant increase in stage, velocity, or discharge) of all Illinois rivers, lakes and streams under the Department's jurisdiction except Lake Michigan and those in Lake, McHenry, Cook, DuPage, Kane and Will Counties for which regulatory floodways have been designated pursuant to 17 Illinois Administrative Code 3708. This permit does not apply to aerial utility lines which would cross a river, lake or stream more than once in a five mile reach or to aerial utility lines parallel to a river or stream. In order to be authorized by this permit, aerial utility crossings must meet the following special conditions.

**SPECIAL CONDITIONS**

1. The utility line shall be constructed above the estimated 100- year flood elevation or attached to an existing bridge (with the bridge owner's permission).
2. A utility line attached to an existing bridge shall be constructed above low chord elevation of the bridge.
3. No supporting towers or poles shall be located in a river, lake or stream.

4. Supporting towers, including foundations, and poles shall be designed and located so as to not cause or create an obstruction of flood flows by trapping debris.
5. All disturbed areas shall be returned to pre-construction grades and immediately revegetated.
6. All Illinois Commerce Commission, National Electrical Safety Code, and federal requirements for clearances must be met.

#### **GENERAL CONDITIONS OF THE STATEWIDE PERMIT**

1. This permit is granted in accordance with the Rivers, Lakes and Streams Act, 615 ILCS 5 (1996 State Bar Edition).
2. This permit does not convey or recognize any title of the permittee to any submerged or other lands, and further more, does not convey, lease or provide any right or rights of occupancy or use of the public or private property on which the proposed project or any part thereof will be located, or otherwise grant to the permittee any right or interest in or to said property whether said property is owned or possessed by the State of Illinois or by any private or public party or parties.
3. This permit does not release the permittee from any liability for damage to persons or property caused by or resulting from the work covered by this permit and does not sanction any injury to private property or invasion of private rights, or infringement of any federal, state or local laws or regulations.
4. This permit shall remain in effect until such time as it is modified, suspended, or revoked by the Department of Natural Resources.
5. If a project authorized by this permit is located in or along a meandered lake, the owner of any work authorized by this permit shall make no claim whatsoever to any interest in any accretions caused by the construction of the project.

6. In issuing this permit, the Department of Natural Resources does not approve the adequacy of the design or structural strength of any work authorized by this permit.

This Statewide Permit was issued on April 26, 1982 and last modified or corrected June 15, 1998.

**APPROVED:**

Brent Manning, Director  
Department of Natural Resources

**EXAMINED AND RECOMMENDED:**

Martin J. Stralow, Manager  
Division of Water Resource Management

**APPROVAL RECOMMENDED:**

Donald R. Vonnahme, Director  
Office of Water Resources