

CHAPTER 91

PRIVATE WELLS WITHIN THE CITY

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91.01 SCOPE. The provisions of this chapter shall apply to drinking (potable) and non-drinking (non-potable) private wells located within the City limits. This chapter shall not apply to test or monitoring wells used for soil and groundwater investigation.

91.02 PRIVATE WELLS PROHIBITED. No person shall construct a private well within the City unless permitted by Section 91.03.

91.03 PRIVATE WELLS PERMITTED. A potable private well may be constructed within the corporate limits in the event there is no public water supply within 1000 feet of any property line of the property upon which the well is to be located. Such well shall remain separate from any public water supply. Such well shall not be constructed in an area the City considers to be contaminated or otherwise unsuitable for a private well.

A non-potable private well may be constructed within the corporate limits solely for the purpose of irrigation. Such well shall not be utilized to obtain water for drinking or other purposes. Such well shall be located at least 500 feet from the public water supply and shall remain separate from any public water supply. Any non-potable private well to be located in a City-owned park may, upon approval of the City Council, be released from the 500 foot requirement. No well shall be constructed in an area the City considers to be contaminated or otherwise unsuitable for a private well.

(Ord. 816 – Jan. 09 Supp.)

91.04 PERMIT REQUIRED. No person shall construct a private well unless the person obtains a permit from the City.

1. Any person wanting a potable private well permit shall make application to the City on the prescribed form. Prior to the issuance of the permit, a representative of the Glenwood Municipal Utilities Board shall inspect the proposed location to ensure the potable well is at least 1000 feet from the public water supply. The City's permit shall be in addition to any permit required by the County and/or State.

2. Any person wanting a non-potable private well permit shall make application to the City on the prescribed form. Prior to the issuance of the permit, a representative of the Glenwood Municipal Utilities Board shall inspect the proposed location to ensure the non-potable well is at least 500 feet from the public water supply. The City's permit shall be in addition to any permit required by the County and/or State.

91.05 PERMIT FEE. There shall be a permit fee set by the City in the amount of \$50.00. A person applying for a permit shall pay the fee upon submission of the application. The applicant shall be responsible for any additional expenses associated with the private well.

91.06 REGISTRATION OF PRE-EXISTING WELLS. A person owning property in the City that contains a well constructed prior to the effective date of the ordinance codified by this chapter, shall register the well with the City. Any property owner registering a pre-existing well shall obtain a registration form from the City. The property owner shall provide all information requested by the City, but not limited to the following:

1. Exact location;
2. Well history;
3. Separation from public water supply; and
4. Vulnerability status.

There shall be no fee to register a pre-existing well.

91.07 ABANDONED WELLS AND WELLS LOCATED IN CONTAMINATED AREAS.

1. A pre-existing well located within what the City considers a contaminated area shall be required to be plugged and sealed in accordance with the Department of Natural Resources regulations.
2. Any abandoned well located within the City shall be required to be plugged and sealed in accordance with the Department of Natural Resources regulations.

91.08 PENALTY. Any person found guilty of a violation of any provisions of this chapter shall be subject to the penalty provisions applicable. Each day that a violation is allowed to continue shall constitute a separate and distinct violation. At the discretion of the City Attorney, any violation of the provisions of this chapter may be pursued.

(Ch. 91 – Ord. 733 – Oct. 03 Supp.)

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