

Chapter 3-12

PRIVATE WELLS

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Section 3-12-1 Purpose

The purpose of this chapter is to protect the public health, safety, and welfare and assure an adequate and safe water supply to the residents of the City of Storm Lake by prohibiting the construction of private wells within the corporate limits that could become possible points of entry of pollutants into the City's water supply or otherwise interfere with the municipal water system maintained and controlled by the City of Storm Lake.

(Ord. 12-O-2008-2009, Add, 06/01/2009)

Section 3-12-2 Potable Water Wells Prohibited

No person shall construct a well to be used as a potable water supply within the corporate City Limits. For the purposes of this chapter, "person" means private citizen, corporation, or any other entity excluding the City of Storm Lake.

(Ord. 12-O-2008-2009, Add, 06/01/2009)

Section 3-12-3 Permit Required

No person shall construct a well used for other than drinking water (such as monitoring wells greater than 20' deep, geo thermal wells, heat pump wells, and wells used for irrigation systems) unless a permit has been issued for the well by the Buena Vista County Sanitarian. The County Sanitarian will consult with the City prior to issuing permits for wells inside the corporate City limits to determine if the well will interfere with the City's water supply. If the City of Storm Lake's water supply will be negatively impacted by the construction of the well then the application shall be denied.

Wells shall not be connected directly or indirectly to the City water supply.

(Ord. 12-O-2008-2009, Add, 06/01/2009)

Section 3-12-4 Special Exceptions

The City of Storm Lake may, upon written request to the City Administrator, grant a special exception to the prohibition set forth in Section 3-12-2 upon such conditions and limitation as the City, in its sole discretion, may prescribe. The City is under no obligation to grant any special exceptions whatsoever, and the authority to grant such special exception includes the authority to set appropriate fees for administration, oversight, and monitoring as the City Council shall deem appropriate.

(Ord. 12-O-2008-2009, Add, 06/01/2009)

Section 3-12-5 Existing Wells

Any person who owns property in the City of Storm Lake which has a well which was constructed prior to the effective date of this ordinance shall register said well with the City. There will be no fee charged for the registration of pre-existing wells.

(Ord. 12-O-2008-2009, Add, 06/01/2009)

Section 3-12-6 Violation

A violation of any of the provisions of this chapter shall constitute a Municipal Infraction subject to the penalties and alternative relief authorized by Title 1, Chapter 10 of this Code and by Section 364.22 of the Code of Iowa.

(Ord. 12-O-2008-2009, Add, 06/01/2009)