

ORDINANCE NO.: 2020-04

AN ORDINANCE TO REPEAL, AND RECREATE SECTION 9.18 OF THE VILLAGE OF ARLINGTON CODE OF ORDINANCES

WHEREAS, The Village Board of the Village of Arlington, Columbia County, Wisconsin, does hereby ordain as follows:

1. Section 9.18 of the Village Code of Ordinances is repealed in its entirety and recreated to now read as follows:
 - (a) **Local Well Regulation Program.**
 - (1) Water suppliers for municipal water systems and communities served by a municipal water system are required to implement a program for the regulation of wells which are not part of the municipal water system and are located on premises served by the municipal water system. This ordinance is implemented to prevent unused, unsafe and non-complying wells from acting as vertical conduits for aquafer contamination or as sources of unsafe water that could enter the public water system through cross connections.
 - (2) All water supply wells that do not have valid operational permits issued pursuant to sub. 3. below, wells which are not routinely used, wells which are not in compliance with Chapter NR 812 as amended from time to time, or wells which test bacteriologically unsafe, shall be properly sealed and abandoned in accordance with the requirements of Chapter NR 812 by an established date not to exceed one year from date of connection to the public system, or date of discovery or construction.
 - (3) A Well Operation Permit may be granted by the Director or his designee to a well owner to continue to operate a well for a period not to exceed 5 years after municipal water service is available if application is made on forms provided by the Director and the following requirements are met:
 - a. Retention and operation of the well must be safe and in compliance with Chapter NR 812 with the limitation that the well shall be functional and the owner shall demonstrate a need for use.
 - b. A minimum of one safe sample be taken prior to issuing or re-issuing the Permit to establish that the water is bacteriologically safe.
 - c. That the well and pump system be evaluated by a licensed well driller or pump installer and certified to comply with

Chapter NR812, Subchapter IV, prior to issuing the initial permit and no less than every 10 years afterwards.

d. Unapproved cross connections between any private well and pump installations and the municipal water system are prohibited.

(4) The owner of any well shall provide the Director, or his designee, with written documentation of the well and pump inspection indicating compliance with Chapter NR 812 requirements using standardized forms provided by the Department.

(5) The owner of any well to be abandoned shall provide notice to the Director of the intent to abandon such well at least 96 hours before the well is sealed. The Director or his designee shall observe and inspect the filling and sealing of all wells to be abandoned to ensure the abandonment methods utilized conform to Chapter NR 812.

2. Severability of Provisions. Should any section, sentence, phrase or other portion of this Ordinance be declared invalid, such portion shall be deemed as a separate and distinct provision and shall not affect the validity of the remaining portions of this Ordinance.

3. Effective Date. This Ordinance shall take effect and be enforced upon its passage and publication or posting as provided by law. Village Board took action on December 14, 2020.

Dated this ____ day of _____, 2020.

VILLAGE OF ARLINGTON

By: _____
Bryan Bjorge, President

Attest: _____
PJ Monson, Clerk-Treasurer