


Gen. Ord. No. 40 - 21 - 22. By Alderpersons Felde and Ackley.
February 21, 2022.

AN ORDINANCE amending Sections 26-1007 and 122-14 of the Sheboygan Municipal Code regarding private well abandonment.

WHEREAS, the Sheboygan Municipal Code currently contains two sections regarding private well abandonment: Section 26-1007 and Section 122-14; and

WHEREAS, because the two sections are not currently entirely consistent with each other, it is appropriate to resolve the inconsistency by amending Sections 26-1007 and 122-14 as set forth in this Ordinance.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Section 26-1007 of the Municipal Code entitled "Private well abandonment" is hereby amended to read as follows:

"Sec. 26-1007. *Private well abandonment.*

(a) *Filling and sealing required.* All private wells located on any premises which is served by the city public water system shall be properly filled at time of connection to the city's water system. Only those wells for which a well operation permit has been granted by the common council may be exempted from this requirement. Wells to be abandoned shall be filled in accordance with the procedures outlined in chapter NR 812 of the Wis. Admin. Code. All pumps and piping must be removed and the well checked for obstructions prior to filling. Any obstruction or liner must be removed prior to filling.

(b) *Well operation permit.* A permit may be granted to a well owner to operate a well for a period not to exceed five years if the following requirements are met. Application shall be made on forms provided by the plumbing inspector:

(1) The well and pump installation meet the requirements of chapter NR 812 of the Wis. Admin. Code, and a letter from a licensed well and pump installer accompanies the application and provides that the well meets the requirements of chapter NR 812 of the Wis. Admin. Code.

(2) The well has a history of producing safe water, and presently produces bacteriologically safe water, as evidenced from laboratory tests by a laboratory certified by the State of Wisconsin.

AHPS

(3) The proposed use of the well can be justified as being necessary in addition to water provided by the public water system.

(4) No physical or cross connection shall exist between the piping of the public water system and the private well.

(c) *Reports and inspection.* A well abandonment report must be submitted by the well owner to the Wisconsin Department of Natural Resources on forms provided by that agency. The report shall be submitted immediately upon completion of the filling of the well."

Section 2. Section 122-14 of the Municipal Code entitled "Private well abandonment" is hereby amended to read as follows:

"Sec. 122-14. *Private well abandonment.*

Sheboygan Municipal Code § 26-1007 addresses the requirement that private wells on premises served by the city public water system be abandoned, and is incorporated into this chapter by reference."

Section 3. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication. This shall not affect any well operation permits granted prior to the effective date of this ordinance.

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor