

CHAPTER 53: WELLHEAD PROTECTION

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§ 53.01 SHORT TITLE AND PURPOSE.

(A) This chapter shall be known as the “wellhead protection ordinance.”

(B) The purpose of this chapter is to ensure the provision of a safe and sanitary drinking water supply for the city by the establishment of wellhead protection zones surrounding the wellheads for all wells which are the supply sources for the city water system and by the designation and regulation of property uses and conditions which may be maintained within such zones.

(Prior Code, § 13.16.010)

§ 53.02 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

HAZARDOUS WASTE OR MATERIAL. Any waste or material which because of its quantity, concentration or physical, chemical or infectious characteristics may:

(1) Cause or significantly contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness; or

(2) Pose a substantial present or potential hazard to human health or to the environment when improperly treated, stored, transported, disposed of or otherwise managed.

REGULATORY AGENCY. Any governmental agency with jurisdiction over hazardous waste as defined herein.

SANITARY LANDFILL. A disposal site where solid wastes, including putrescible wastes, or hazardous wastes, are disposed of on land by placing earth cover thereon.

WELLHEAD. The upper terminal of a well, including adapters, ports, seals, valves and other attachments.
(Prior Code, § 13.16.020)

§ 53.03 ESTABLISHMENT OF WELLHEAD PROTECTION ZONE.

There is established a use district to be known as a wellhead protection zone, identified and described as all the area within a circle the center of which is the center of any city water supply wellhead and the radius of which is 500 feet, or any part thereof which the city has jurisdiction.

(Prior Code, § 13.16.030)

§ 53.04 PERMITTED USES.

The following uses shall be permitted within wellhead protection zones:

(A) Any use permitted within existing agricultural, single-family residential, multi-family residential and commercial districts so long as uses conform to the rules and regulations of the regulatory agencies; and

(B) Any other open land use where any building located on the property is incidental and accessory to the primary open land use.

(Prior Code, § 13.16.040)

§ 53.05 PROHIBITED USES.

The following uses or conditions shall be and are prohibited within wellhead protection zones, whether or not such use or condition may otherwise be ordinarily included as a part of a use permitted under § 53.04 unless such uses are approved or permitted by state and federal regulatory agencies:

(A) Surface use or storage of hazardous material, including commercial use of agricultural pesticides;

(B) Septic tanks or drain fields appurtenant thereto;

(C) Impervious surfaces other than roofs of buildings, and streets, parking lots, driveways and walks serving buildings permitted under § 53.04;

(D) Sanitary landfills;

(E) Hazardous waste disposal sites;

(F) Storm water infiltration basins;

(G) Underground storage tanks; and

(H) Sanitary sewer lines within 100 feet of a wellhead.

(Prior Code, § 13.16.050)

§ 53.06 ADMINISTRATION.

The policies and procedures for administration of any wellhead protection zone established under this chapter, including without limitation those applicable to nonconforming uses, exceptions, enforcement and penalties, shall be the same as provided in the existing zoning ordinances for the city, as the same is presently enacted or may from time to time be amended.

(Prior Code, § 13.16.060)