

CITY OF FERTILE

ORDINANCE NO. 2014-01

AN ORDINANCE AMENDING CHAPTER 52 OF THE FERTILE CITY CODE CONCERNING USE OF PRIVATE WELLS WITHIN THE CITY

The City Council of the City of Fertile hereby ordains as follows:

Chapter 52 of the Fertile City Code is hereby amended as follows: (Additions to the ordinance are underlined and deletions to the ordinance are stricken):

§ 52.68 PRIVATE WATER SYSTEM UNLAWFUL CONNECTION TO SYSTEM REQUIRED; USE OF PRIVATE WELLS

(A) ~~It shall be unlawful for any person or business to install a new private or community water system and/or well in the city limits.~~ It shall be unlawful to construct, reconstruct, or repair any private water system or well within the city limits without a permit. Any private water system or well must be isolated and not connected to any pump, well, pipe, tank or other device that is connected with another source of water. A permit for a private water system or well may be granted by the City only if:

- (1) city water is not available; and
- (2) the City Council determines that providing city water is not reasonably practicable under the circumstances.

The application for the permit shall be made on a form furnished by the City, which the applicant shall supplement by any plans, specifications, and other information deemed necessary by the City.

(B) ~~In newly platted areas, only lots that have city water and sewer extended can be issued a building permit. In no circumstances will new private wells be allowed.~~ All new homes and buildings shall connect to the city water system if water is reasonably available to the property. When city water becomes reasonably available to existing homes or buildings, a direct connection shall be made to the public system within a reasonable period of time as determined by the City Council. If the connection is not made pursuant to this chapter, a charge shall be made in an amount established by § 52.50.

All other sections shall remain unchanged.

This Ordinance becomes effective upon its passage and publication according to law.

ADOPTED by the Fertile City Council on this 8th day of September, 2014.

Signed: _____
Brian Nephew, Mayor

Attest: _____
Lisa Liden, City Administrator