

Chapter 319

WELLS

[HISTORY: Adopted by the Village Board of the Village of Hustisford as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Water Utility — See Ch. 315.

ARTICLE I

Private Well Abandonment

[Adopted 3-28-1994 as § 9-1-51 of the 1994 Code; amended in its entirety 10-4-2004]

§ 319-1. Purpose.

The purpose of this article is to prevent contamination of groundwater and to protect public health, safety and welfare by assuring that unused, unsafe or noncomplying wells, wells which may serve as conduits for contamination, or wells which may be illegally cross-connected to the municipal water system are properly abandoned.

§ 319-2. Time frame for abandonment.

All private wells located on premises served by the public water system of the Village of Hustisford shall be properly abandoned in accordance with the terms of this article and Ch. NR 811, Wis. Adm. Code, by or no later than 90 days from the date of connection to the municipal water system, unless a well operation permit has been obtained by the well owner from the Hustisford Water Utility.

§ 319-3. Well operation permit.

The Hustisford Water Utility may grant a permit to a private well owner to operate a well for a period of ~~one~~ five years, provided that the conditions of this article are met. The fee for the ~~one~~ five year permit shall be as provided on the Village Fee Schedule.¹ Permit applications and renewals shall be made on a form provided by the Hustisford Water Utility.

- A. The permit for private well operation shall be issued to an individual owner and is not transferable. Upon transfer of ownership of the property by conveyance, death or devise (or a transfer of a majority of the beneficial ownership interests in the owner in the case of a corporation, association or cooperative), the existing property owner must abandon the well in accordance with the provisions of this article prior to the property closing date.

1. Editor's Note: See Ch. A330, Fee Schedule.

- B. The following conditions must be met for issuance or renewal of a well operation permit:

- (1) The well and pump installation meet or are upgraded to meet the requirements of Ch. NR 811, Wis. Adm. Code.

- (2) Before a permit shall be issued or renewed, the well construction and pump installation shall have a history of producing bacteriologically safe water as evidenced by at least two samplings taken a minimum of two weeks apart and not to exceed four weeks between samplings. After the issuance of a permit, on an ~~annual basis~~ **five year** basis, the well and pump installation shall produce bacteriologically safe water as evidenced by at least two samplings taken a minimum of two weeks apart. In the event a well produces three consecutive samplings which evidence that the water is not bacteriologically safe, or in the event the samplings are refused to be taken or the evidence from such samplings is refused to be provided, the permit shall be immediately revoked and, within 90 days of the date the permit is revoked, the well shall be abandoned in accordance with the terms of this article and Ch. NR 811, Wis. Adm. Code. No exception to this condition may be made for unsafe wells, unless the Department of Natural Resources approves, in writing, the continued use of the well.
- (3) There are no cross-connections between the well and pump installation and the municipal water system.