

ORDINANCE NO. 20-01

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF AUBURN, IOWA, BY AMENDING PROVISIONS PERTAINING TO WATER WELL PROTECTION

BE IT ENACTED by the City Council of the City of Auburn, Iowa:

SECTION 1. SECTION MODIFIED. Chapter 93 of the Code of Ordinances of the City of Auburn, Iowa, is repealed and the following adopted in lieu thereof:

CHAPTER 93

WELL PROTECTION

93.01 Regulations
93.02 Distances

93.03 Application

93.01 REGULATIONS. The City hereby adopts by reference 567 IAC 43.3(7) and 567 IAC 43.3(7) Table A.

1. The City maintains legal control of the land within a 200-foot radius from a well site for the life of the well.
2. All separation distances listed in 567 IAC 43.3(7)“b” shall be maintained for the life of the well.
3. Ground surface drainage shall be directed away from the well for a minimum distance of 15 feet in all directions.

93.02 DISTANCES. No structure or facility of the enumerated types set out in 567 IAC 43.3(7) Table A shall be located within the distances set forth in the table from any public well within the City.

93.03 APPLICATION. The distances set forth in Table A, as amended, shall apply to all public wells existing and proposed within the City, except for public water wells formerly abandoned for use by resolution of the City Council.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and posting as provided by law.

Passed by the Council the 14th day of September, 2020, and approved this 14th day of September, 2020.

Richard Heim
Richard Heim, Mayor

ATTEST:

Tamara Nuckolls
Tamara Nuckolls City Clerk

First Reading: 07/14/2020

Second Reading: 08/10/2020

Third Reading: 09/14/2020

I certify that the foregoing was posted as Ordinance No. 20-01 on the 14th day of September 2020.

Tamara Nuckolls
Tamara Nuckolls, City Clerk