

Ordinance No. 23-102 - Exhibit "A"

1040.06 WATER WELLS PROHIBITED WHERE MUNICIPAL WATER SERVICE AVAILABLE; EXCEPTIONS.

- ~~– (a) No person shall~~(1) Where City of Hudson (City) water service is available on the street to which a premises fronts or has access, it shall be prohibited to drive, drill, dig or use any water well within the corporate limits of the Municipality ~~in sections where Municipal water lines are available except with Council approval upon demonstration to Council that the requested~~unless, on or before the date when City water service becomes available, the premises was utilizing an existing water well is for other than as its source of potable water, that the water is used in connection with heating and cooling systems and is necessary to maintain such systems in times of emergency or disruption of the Municipal.
- (2) Where a premises as described in section (a)(1) utilizes an existing well to supply potable water supply, and that no cross-connections to the Municipal, it may continue to utilize that well as its water system are possible under plans submitted to and approved by the City Managersource as long as that well remains viable, but may not drill, drive dig or use any new well for potable water.

(Ord. 91-48. Passed 7-1-91.)

~~–(b)– Municipal water lines shall be deemed to be available where they are installed and are accessible into the street upon which the structure fronts or to which it has access. However, if a Municipal water line is made available to an existing dwelling being served by well water from or after the effective date of this section, (Ordinance 74-33, passed April 29, 1974), such property owner shall have the option to retain the well or to connect to the Municipal water line, it being the intent hereof to require connection with Municipal water lines for new developments but not to require connections for those structures and dwellings served by wells at the time of the installation of the Municipal water line.~~

(b) With the approval of the City Manager or their designee an existing or new well may be utilized to supply water for uses other than for potable supply to the premises. In determining whether to grant such approval, the City Manager or their designee shall consider the uses of such water consistent with maintaining heating or cooling systems in times of emergency or disruption of municipal supply, agricultural uses and that any approval requires that no cross-connection is possible under plans submitted to the City and that the user maintains compliance with section 1040.12 of the City of Hudson Codified Ordinances.

(c) The City shall have free access at all reasonable times of the day to enter or inspect portions of any premises to which municipal water is supplied.

(Ord. 74-33. Passed 4-29-74.)