

ORDINANCE NO. 2-2008

AN ORDINANCE OF THE TOWN BOARD
OF THE TOWN OF ROANN, INDIANA
REGARDING DRILLING OF POTABLE WATER WELLS

WHEREAS, the Town Board has determined that it is necessary and proper to establish an ordinance regarding the drilling of potable water wells.

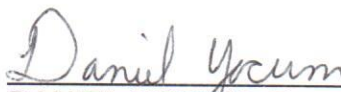
NOW, THEREFORE, BE IT ORDAINED by the Town Board of the Town of Roann, Indiana, as follows:

- a. The term water well means any system used to pump, access, or otherwise bring to the surface underground sources of water existing under, upon or within the confines of any premises located within the corporate limits of the Town, for the purpose of human consumption or other use, and which system or device is installed after the effective date of this section.
- b. Hereafter, the installation of any private water well upon any premises which is located within three (300) feet from any existing and available water line of the Town of Roann water utility and within the Town is hereby prohibited. Provided, however, that this provision shall not prohibit the installation of a non-potable water well to be used exclusively in connection with a geothermal heating and cooling system, or for lawn irrigation only, nor the re-drilling of any well existing at the time of the passage of this section, subject to the provisions of subsection d herein.
- c. No person, including any corporation, partnership, or association, shall drill or otherwise install any water well in violation of this section. Violations of this section shall be punishable by a fine not to exceed Five Hundred Dollars (\$500.00). Each day that such person continues to operate any such water well which has been installed in violation of the terms of this section is deemed to be a continuing and separate violation.
- d. Any water well not intended for human potable purpose, the re-drilling of any existing well, or any potable private water well not otherwise provided for within subsection b hereinabove of this section, may be installed within the Town of Roann, subject to the following requirements: Such water wells installed and screened in the deep aquifer beneath the regional till must meet the Indiana Department of Natural Resources (IDNR) specifications for well construction, such wells reaching the deep aquifer must also contain a check valve preventing backflow of water from reaching the aquifer. Drilling techniques to prevent drawing potentially impacted ground water from the shallow aquifer to a deeper depth must be used when installing any such water well. Geological observations must be made and supported with written documentation to confirm that the well complies with IDNR specifications if installed and screened below the confining till.

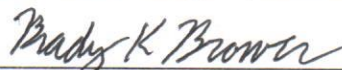
e. Nothing in this section shall be construed as requiring the Town of Roann water utility to install or provide any water improvements or service to any person or premises which are not otherwise currently in existence at the time of passage of this section.

Dated this 28th day of July, 2008.

TOWN OF ROANN



DANIEL YOCUM, Board Member

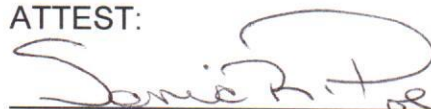


BRADY BROWER, Board Member



STEVE JOHNSON, Board Member

ATTEST:



SONIA POE, Clerk-Treasurer
Town of Roann