

ORDINANCE NO. 2023 – 42

AN ORDINANCE UPDATING WELL CODE STANDARDS TO BE CONSISTENT WITH CHANGES TO MINNESOTA STATUTES FOR TEMPORARY BORINGS; AND MISCELLANEOUS UPDATES FOR CLARITY, THEREBY AMENDING CHAPTER 15 AND APPENDIX A OF THE CITY CODE.

The City Council of the City of Bloomington, Minnesota ordains:

Section 1. That Chapter 15 of the City Code is hereby amended by deleting those words that are contained in brackets [] with ~~strike through~~ text and adding those words that are underlined, to read as follows:

CHAPTER 15: BUILDINGS AND STRUCTURES

ARTICLE VIII: PLUMBING

DIVISION D: WELLS

§ 15.159 INCORPORATION OF STATE LAW; WELL CONSTRUCTION, RECONSTRUCTION, REPAIR, OPERATION, MAINTENANCE AND SEALING; DEFINITIONS.

(c) For the purposes of this Division D, the following terms shall have the described meanings.

EMERGENCY CONDITIONS. Exceptional circumstances where a delay in starting the construction, reconstruction or sealing of a well poses an immediate and significant danger to health or safety and there is no time for prior notification or to obtain the required permit. Exceptional circumstances include, but are not limited to, cases where well failure should leave livestock or persons without drinking water, where inaction presents an imminent threat of contamination of the well~~[-boring]~~ or groundwater, where delay would result in the endangerment of health or safety (such as in an unstable excavation) or where such work is court ordered.

§ 15.160 PERMITS REQUIRED.

(a) No person shall construct or reconstruct a dewatering well, environmental well, ~~[temporary boring,]~~ or water supply well without a permit and inspection at a time designated by the city.

(c) Annual maintenance permits shall be obtained and renewed:

(1) By the owner of property containing any unsealed water supply well not in use; and

(2) By the owner of property containing an environmental well or dewatering well remaining unsealed 14 months after completion of its construction.

§ 15.161 REPORTS.

Any person who constructs, reconstructs, or seals an environmental well, ~~temporary boring,~~ dewatering well, or water supply well shall submit to the city within 60 days of completion of the work the reports and records required by state law and regulations.

Section 2. That Appendix A of the City Code is hereby amended by deleting those words that are contained in brackets [] with ~~strike through~~ text and adding those words that are underlined, to read as follows:

APPENDIX A: ADMINISTRATIVE RELIEF AND FEE SCHEDULE

This appendix contains the various fees adopted by ordinance in the listed sections of the City Code.

Chapter 15: Buildings and Structures			
CODE SECTION	CROSS-REF	DESCRIPTION	FEE

§ 15.160		Wells	

		[(C) Temporary boring or site with multiple borings on the same property where the depth of the borings is 25 feet or more and sealed within 72 hours of construction	\$138/well or site]
		([D]C) Maintenance	

Passed and adopted this 18th day of December, 2023.

/s/ Tim Busse
Mayor

ATTEST:

APPROVED:

/s/ Matt Brillhart
Secretary to the Council

/s/ Melissa J. Manderschied
City Attorney