

(Code 1982, § 15.12) [Amended via Ord. No 15-027, 11/18/2015]

Sec. 86.145. Building and construction water service.

Metered service rates shall apply to all building and construction water service.

(Code 1982, § 15.13) [Amended via Ord. No 15-027, 11/18/2015]

Sec. 86.146. Private fire protection service.

- (a) Private fire protection service shall consist of connections for automatic sprinkler systems, standpipes (where they are connected permanently or continuously to the mains), and private hydrant systems.
- (b) Quarterly demand charges for private fire protection service are as outlined by the public service commission, on file with the water utility clerk.

(Code 1982, § 15.14) [Amended via Ord. No 15-027, 11/18/2015]

ARTICLE III. WELLS

Sec. 86.147. Authority.

Whereas, [NR 810.16](#), Wisconsin Administrative Code, directs suppliers of water for municipal water systems to require the abandonment of all unused, unsafe or noncomplying wells located on the premises served by their system, and to provide a permit system to allow retention of safe and code complying wells, by local ordinance or water utility rule, to eliminate sources of unsafe water and to prevent such wells from becoming channels for vertical movement of contaminated water and to eliminate all existing cross-connections and prevent all future cross-connections.

[Created via Ord. No 16-024, 4/20/2016]

Sec. 86.148. Purpose.

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

[Created via Ord. No 16-024, 4/20/2016]

Sec. 86.149. Applicability.

This Ordinance applies to all wells located on premises served by the Weston Water Utility municipal water system. Utility customers outside the jurisdiction of the municipal system may be required under contract agreement, or utility rule, to adopt and enforce equivalent ordinances within their jurisdictions for purpose stated in Sec. 86.147 above.

[Created via Ord. No 16-024, 4/20/2016]

Sec. 86.150. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Municipal water system means a community water system owned by a city, village, county, town, town sanitary district, utility district, public inland lake and rehabilitation district, municipal water district or a federal, state, county, or municipal owned institution for congregate care or correction, or a privately owned water utility serving the foregoing.

Noncomplying, means a well or pump installation which does not comply with [NR 812.42](#), Wisconsin Administrative Code, Standards for Existing Installations, and which has not been granted a variance pursuant to [NR 812.43](#), Wisconsin Administrative Code.

Pump installation, means the pump and related equipment used for withdrawing water from a well, including the discharge piping, the underground connections, pitless adapters, pressure tanks, pits, sampling faucets and well seals or caps.

Unsafe, means a well or pump installation which produces water which is bacteriologically contaminated or contaminated with substances which exceed the drinking water standards of Wisconsin Administrative Code Chapters [NR 140](#) or [NR 809](#), or for which a Health Advisory has been issued by the Department of Natural Resources.

Unused, means a well or pump installation which is not used or does not have a functional pumping system.

Well, means a drillhole or other excavation or opening deeper than it is wide that extends more than 10 feet below surface, constructed for the purpose of obtaining groundwater.

Well abandonment, means the proper filling and sealing of a well according to the provisions of Wisconsin Administrative Code Chapter [NR § 812.26](#).

(Ord. of 7-1-1991, § 1(3)) [Amended via Ord. No 15-027, 11/18/2015; Ord. No 16-024, 4/20/2016]

Sec. 86.151. Abandonment required.

All wells on premises served by the municipal water system shall be properly abandoned in accordance with Sec. 86.153 of this ordinance by [insert adoption date], or not later than 30 days from the date of connection to the municipal water system, unless a valid well operation permit has been issued to the well owner by Weston Municipal Utilities under the terms of Sec. 86.152 of this ordinance.

[Created via Ord. No 16-024, 4/20/2016]

Sec. 86.152. Well operation permit.

Owners of wells on premises served by the municipal water system wishing to retain their wells for any use shall make application for a well operation permit for each well no later than 30 days after connection to the municipal water system. Weston Municipal Utilities shall grant a permit to a well owner to operate a well for a period not to exceed 5 years providing all conditions of this section are met. A well operation permit may be renewed by submitting an application verifying that the conditions of this section are met. Weston Municipal Utilities, or its agent, shall conduct inspections and water quality tests, or require inspections and water quality tests, to be conducted at the applicant's expense to obtain or verify information necessary for consideration of a permit application or renewal. Permit applications and renewals shall be made on forms provided by the Utility Clerk.

- (a) The following conditions must be met for issuance or renewal of a well operation permit:
 - (1) The well and pump installation shall meet the Standards for Existing Installations described in [NR 812.42](#), Wisconsin Administrative Code. The well and pump system shall be evaluated by a licensed well driller or pump installer and certified on the [Wisconsin Well and Pressure System Inspection Form 3300-221](#) to comply with Chapter [NR 812 Subchapter. IV](#), prior to issuing the initial permit and no less than every 10 years afterwards.
 - (2) The well and pump shall have a history of producing safe water evidenced by at least 1 coliform bacteria sample. In areas where the Department of Natural Resources has determined that groundwater aquifers are contaminated with substances other than bacteria, additional chemical tests may be required to document the safety of the water.
 - (3) There shall be no cross-connections between the well's pump installation or distribution piping and the municipal water system.
 - (4) The water from the private well shall not discharge into a drain leading directly to a public sewer utility unless properly metered and authorized by the sewer

utility.

- (5) The private well shall have a functional pumping system.
 - (6) The proposed use of the private well shall be justified as reasonable in addition to water provided by the municipal water system.
- (b) A property owner may request issuance of a well operation permit for a newly constructed drilled or driven-point well, for a period not to exceed five years, provided the following conditions are met:
- (1) The owner of the proposed private well must provide evidence of the DNR issued well notification number; and
 - (2) Following completion of the new private well construction, the well owner must furnish a copy of the DNR approved well construction report, which also indicates the assigned [Wisconsin Unique Well Number \(WUWN\)](#) and the owner must comply with all conditions described in (a)(1) through (a)(6) of this section.

(Ord. of 7-1-1991, § 1(5); Ord. of 2-18-2002, § 1; Ord. of 4-9-2008; Ord. of 4-10-2009)
[Amended via Ord. No 15-027, 11/18/2015; Ord. No 16-024, 4/20/2016]

Sec. 86.153. Well abandonment procedures.

- (a) All wells abandoned under the jurisdiction of this section shall be abandoned according to the procedures and methods of Wisconsin Administrative Code Chapter [NR 812.26\(3\)](#). All debris, pump, piping, unsealed liners and any other obstructions which may interfere with sealing operations shall be removed prior to abandonment.
- (b) The owner of the well, or the owner's agent, shall notify the Weston Municipal Utilities at least 48 hours in advance of any well abandonment activities. The abandonment of the well may be observed or verified by personnel of the municipal system.
- (c) [An abandonment report form](#), supplied by the Department of Natural Resources, shall be submitted to the Utility Clerk and the Department of Natural Resources within 30 days of the completion of the well abandonment. The form must be completed by the licensed well driller, pump installer, or certified operator performing the abandonment.

(Ord. of 7-1-1991, § 1(1), (2), (6)) [Amended via Ord. No 15-027, 11/18/2015; Ord. No. 16-024, 4/20/2016]

Sec. 86.154. Penalties.

- (a) ***Violations, Injunctions, Abatement, and Removal.*** It shall be unlawful to violate any of the provisions of this section. In case of any violation, the Village Board may institute appropriate legal action or proceedings to enjoin a violation of this section, or seek abatement or removal. In addition, those actions commenced by the Village may seek a forfeiture or penalty as outlined in this section.
- (b) Any person, firm, or corporation, or agent, employee, or contractor of such, who violates, disobeys, omits, neglects, or refuses to comply with, or who resists enforcement of any provision of this section, shall upon conviction, pay forfeiture not to exceed \$500.00 for each offense, together with the costs of prosecution. Each day that a violation continues to exist shall constitute a separate offense.

(Ord. of 7-1-1991, § 1(7); Ord. of 4-9-2008; Ord. of 4-10-2009) [Amended via Ord. No 16-024, 4/20/2016]

ARTICLE IV. SEWERAGE UTILITY*

Sec. 86.155. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Equivalent meter, means one unit per meter. One unit is defined as one residential housing unit or 210 gallons per day and which utilizes a meter size of either five-eighths inch or three-fourths inch. The number of equivalent units multiplied by the fee prescribed shall determine the hookup charge for each connection.

(Ord. of 1-18-1988(1), § 1(2)) [Amended via Ord. No 15-027, 11/18/2015; Ord. No 16-024, 4/20/2016]

Cross References--Definitions generally, § 1.101.

Sec. 86.156. Hookup charges.

A sewer hookup charge per the village fee schedule <http://westonwi.gov/documentcenter/view/931> for each equivalent meter shall be paid by the owner of any building for each connection to the sanitary sewer system occurring after

Editor's note—The village presently contributes to the Rib Mountain sewage treatment facilities.