

AN EMERGENCY ORDINANCE OF THE VILLAGE OF SPENCER, MEDINA COUNTY, OHIO, REGULATING THE DRILLING OF PRIVATE WATER WELLS IN AREAS SUPPLIED BY THE VILLAGE WATER DISTRIBUTION SYSTEM, AND DECLARING AN EMERGENCY

WHEREAS, the public health and welfare of the Village of Spencer and its inhabitants and of all consumers receiving their water supply from the municipal water distribution system of the Village of Spencer requires that this Council enact appropriate legislation to regulate installation, drilling or development of private water wells,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF SPENCER, MEDINA COUNTY, OHIO:

SECTION I: From and after the effective date of this Ordinance, no person, firm or corporation now, or hereafter, receiving its water supply from the municipal water distribution system shall install, drill or develop a water well for domestic use, unless the same shall be used exclusively for any one or more of the following purposes:

- A. - Irrigation;
- B. Auxiliary fire protection;
- C. Lake supplement;
- D. Emergency purposes, such as civil defense.

SECTION II: Any person, firm or corporation desiring to install, drill or develop a water well for any of the purposes set forth in Section I, above, shall, prior to such installation, drilling or development, apply to the Mayor of the Village of Spencer for a preliminary permit therefor. Such application shall set forth such facts as may be necessary to a determination that the applicant will only use the proposed well for the purposes set forth in Section I, above; such application shall further specify that such well will be installed and plumbed pursuant to Medina County Health Department rules and regulations so that cross-connections will not exist between the municipal water supply and the water well installed pursuant hereto.

SECTION III: Nothing contained herein shall be interpreted as usurping the power and authority of the County Health Department, the intent of this Council being only to indicate certain situations wherein a private water well may be developed if the same is approved by appropriate action to and by the County Health Department prior to such proposed installation, drilling or development.

SECTION IV: The Mayor of the Village of Spencer is hereby authorized to receive applications for the installation, drilling or development of private wells and to issue preliminary permits therefor, SUBJECT to final approval by the Medina County Health Department.

SECTION V: Any person, firm or corporation found to be violating any of the provisions of this Ordinance shall be subject to immediate termination of Village water service and shall also be liable for such other and further penalties as may be specified from time to time.

SECTION VI: This Ordinance is hereby determined to be an emergency measure necessary to the immediate preservation of the public peace, health and safety of this Village and its inhabitants, and for the further reason that immediate regulation of private water wells is necessary to prevent contamination of the municipal water supply, and shall go into immediate operation and effect upon its adoption.

ADOPTED AS AN EMERGENCY MEASURE-Aug. 25, 1966.

ATTEST: Melford L. Taylor -Clerk Donald L. Brown Mayor