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**§3-130 MUNICIPAL WATER DEPARTMENT; UNSAFE PHYSICAL CONNECTION TO WATER DISTRIBUTION SYSTEM PROHIBITED; POTENTIAL BACKFLOW HAZARDS; CUSTOMER ASSESSMENT.** (1) No customer or other person shall cause, allow, or create any physical connection between the Municipal Water Distribution System and any pipes, pumps, hydrants, tanks, steam condensate returns, engine jackets, heat exchangers, other water supplies or any other connection whereby potentially unsafe or contaminating materials may be discharged or drawn into the Municipal Water Distribution System.

(2) At least one (1) time every five (5) years, customers of the Municipal Water Distribution and Supply System shall be required to assess and report potential backflow and backsiphonage hazards to the Municipality on a form supplied by the Municipality to the customer. The customer shall take any steps necessary for protection of public health and safety as determined by the Utilities Superintendent. (Ref. 17-537 RS Neb.)

**§3-131 MUNICIPAL WATER DEPARTMENT; DRILLING AND OPERATION OF WELLS, AND OTHER UNDERGROUND FACILITIES OR CONTAMINATING FACILITIES WITHOUT PERMIT; UNLAWFUL.** From and after the effective date of this Article, it shall be unlawful for any person, corporation or other legal entity to drill and/or operate any of the following facilities within the corporate limits of the Municipality without first having obtained the proper permit from the City Council: Potable water well; Any other well; Sewage lagoon; Absorption or disposal field for water; Cesspool; Dumping grounds; Feedlot; Livestock pasture or corral; Chemical product storage facility; Petroleum product storage facility; Pit toilet; Sanitary landfill; Septic tank; Sewage treatment plan; Sewage wet well.

**§3-132 MUNICIPAL WATER DEPARTMENT; PROCEDURE TO OBTAIN PERMIT.** In order to obtain a permit to drill and/or operate any of the facilities listed in section 3-133, the owner of property on which the proposed facility is to be located, must make application on the proper form provided by the City Council. Such application must be presented to the City Council at any regular or special meeting. After reviewing the application of any person desiring to drill or operate any of

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the above described facilities, then the City Council must approve or deny said permit.

**§3-133 MUNICIPAL WATER DEPARTMENT; DRILLING OR INSTALLATION OF OTHER FACILITIES WITHIN DESIGNATED DISTANCE FROM MUNICIPAL WATER SOURCES; PROHIBITED.** Under no circumstances shall the City Council approve any permit to drill or operate any of the below described facilities within the indicated number of feet from the Municipal water wells:

- Potable water well - within 1,000 feet;
- Sewage lagoon - within 1,000 feet;
- Absorption or disposal field for water - within 500 feet;
- Cesspool - within 500 feet;
- Dumping grounds - within 500 feet;
- Feedlot or feedlot runoff - within 500 feet;
- Livestock pasture or corral - within 500 feet;
- Chemical product storage facility - within 500 feet;
- Petroleum product storage facility - within 500 feet;
- Pit toilet - within 500 feet;
- Sanitary landfill - within 500 feet;
- Septic Tank - within 500 feet;
- Sewage treatment plant - within 500 feet;
- Sewage wet well - within 500 feet;

**§3-134 MUNICIPAL WATER DEPARTMENT; PENALTIES AND ABATEMENT PROCEDURES.** In the event any of the above describe facilities are installed or operated without first having obtained a permit from the Municipality and/or within a designated number of feet from the Municipal water supply, then such facilities shall be deemed a nuisance and the Governing Board shall abate such facility as a public nuisance pursuant to Chapter 4, section 4-303 of the Madison Municipal Code. In addition thereto, any person violating any of the terms of this Article is hereby determined to be guilty of an offense and subject to a fine pursuant to section 3-1101.