

# **Title 7 – Utilities**

## **Chapter 1 Water Use & Service**

### **ARTICLE A. DRINKING WATER SOURCE PROTECTION**

#### **7-1A-1: ADMINISTRATION:**

#### **7-1A-2: ESTABLISHMENT OF PROTECTION ZONES:**

#### **7-1A-3: PERMITTED USES:**

#### **7-1A-4: PROHIBITED USES:**

#### **7-1A-1: ADMINISTRATION:**

The policies and procedures for administration of any source protection zone established under this article, including, without limitation, those applicable to nonconforming uses, exception, enforcement and penalties, shall be the same as provided in the existing zoning ordinance for the Town, as the same is presently enacted or may from time to time be amended. (Ord. 09-012, 7-28-2009)

#### **7-1A-2: ESTABLISHMENT OF PROTECTION ZONES:**

There are hereby established use districts to be known as zones one, two, three and four of the drinking water source protection area identified and described below:

- A. Zone one: The area within a one hundred-foot (100') radius from the wellhead.
- B. Zone two: The area within the two hundred fifty (250) day groundwater line of trade, whichever is closer.
- C. Zone three; waiver criteria zone: The area within a three (3) years groundwater time of travel to the wellhead or margin of the collection areas, the boundary of the aquifer(s) which supplies water to the groundwater source, or the groundwater divide, whichever is closer.
- D. Zone four: The area within a fifteen (15) years groundwater time of travel to the wellhead, the boundary of the aquifer(s) which supplies water to the groundwater source, or the groundwater divide, whichever is closer. (Ord. 09-012, 7-28-2009)

### **7-1A-3: PERMITTED USES:**

The following uses shall be permitted within drinking water source protection zones:

- A. Any use permitted within existing agricultural, single-family residential, multi-family residential and commercial districts, so long as the use conforms to the rules and regulations of the regulatory agencies.
- B. Any other open land use where any building located on the property is incidental and accessory to the primary open land use. (Ord. 09-12, 7-28-2009)

### **7-1A-4: PROHIBITED USES:**

The following uses or conditions shall be and are hereby prohibited within drinking water source protection zones, whether or not such use or condition may otherwise be permitted under this article:

- A. Zone one: The location of "potential contamination sources", as defined in section [7-1-2](#) of this title, unless they are controlled with design standards.
- B. Zone two: The location of "pollution sources", as defined in section [7-1-2](#) of this title, unless the pollution source implements design standards which prevent contaminated discharges to groundwater.
- C. Zones three and four: The location of potential contamination sources unless they are controlled through land management strategies. (Ord. 09-012, 7-28-2009)