

ORDINANCE No. 728 N.S.

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF EL PASO DE ROBLES AMENDING
SECTIONS 14.06.132 AND 14.06.136 OF
TITLE 14 OF THE MUNICIPAL CODE**

The CITY COUNCIL of the City of El Paso de Robles, California, does ordain as follows:

Section 1.

Sections 14.06.132 and 14.06.136 are hereby amended as follows:

Section 2.

Sections:

14.06.010	Purpose	14.06.090	Inspections
14.06.020	Definitions and interpretation	14.06.091	Initial inspection
14.06.030	Violation	14.06.092	Inspection of well seal
14.06.032	Notice of violation	14.06.093	Required notice
14.06.034	Penalties for violation	14.06.094	Final inspection
14.06.036	Removal of violation notice	14.06.095	Well inspected by other agencies
14.06.040	Permits	14.06.100	Completion reports
14.06.041	Conformance to chapter	14.06.102	Submittal of state report of completion
14.06.042	Applications	14.06.104	Confidentiality of report
14.06.043	Permit Conditions	14.06.106	Other agency's requirements
14.06.044	Prohibition	14.06.110	Public nuisance
14.06.045	Bonds	14.06.112	Immediate abatement
14.06.046	Persons permitted to work on wells	14.06.120	Abatement of abandoned wells
14.06.047	Proper disposal of drilling fluids	14.06.132	Restrictions on noncity wells within boundaries of city
14.06.048	Abandoned wells	14.06.134	Permit required
14.06.049	Permit—General Requirements	14.06.136	Permit eligibility
14.06.052	Appeals procedure	14.06.138	Approval conditions
14.06.060	Wells standards	14.06.140	Reports to the regional board
14.06.070	Variances		
14.06.080	Special groundwater protection		

*Prior ordinance history: Ord. 351 N.S.

14.06.132 Restrictions on noncity wells within boundaries of city.

It is the goal of the City of Paso Robles to supply water to all premises within the boundaries of the city. Nevertheless, it is recognized that some agricultural users may be located in an area that will be without city water service for a period of time. Therefore, permission to construct noncity wells for supply of potable and irrigation water may be approved by the Public Works Director and when such wells are installed in accordance with the rules, regulations and requirements of any federal, state or local agency. (Ord. 596 N.S. (part), 1990)

14.06.136 Permit eligibility.

No permit approval for noncity wells shall be granted after five years from the adoption of this chapter, except for agricultural uses, and immediately upon adoption permit approval may be granted only to owners of residential, commercial, or industrial establishments which meet all of the following criteria:

ABJ657

- A. Noncity well to provide water to only that establishment so listed in the permit application;
- B. Be a residential, commercial or industrial establishment with no access to city water supplies because of lack of facilities in the area;
- C. Establishment location and/or well location within the city boundaries; and
- D. Be able to physically construct well within applicable guidelines and requirements of this chapter, and without jeopardizing the integrity of the city's groundwater supply and the health and safety of its citizens. (Ord. 596 N.S. (part), 1990)

Section 3.

Publication. The City Clerk shall cause this ordinance to be published once within fifteen (15) days after its passage in a newspaper of general circulation, printed, published and circulated in the city in accordance with Section 36933 of the Government Code.

Section 4.

Effective Date. This ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the 31st day after its passage.

Section 5.

Inconsistency. To the extent that the terms of provision of this ordinance may be inconsistent or in conflict with the terms of conditions of any prior city ordinance(s), motion, resolution, rule, or regulation governing the same subject, the terms of this ordinance shall prevail with respect to the subject matter thereof and such inconsistent and conflicting provisions of prior ordinance, motions, resolution, rules and regulations are hereby repealed.

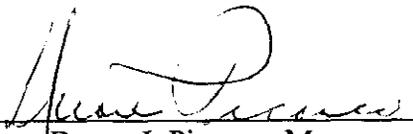
Section 6.

Severability. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, found to be invalid or unconstitutional, such finding shall not affect the remaining portions of this ordinance.

The City Council hereby declares that it would have passed this ordinance by section, subsection, sentence, clause, or phrase irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases are declared invalid.

Introduced at a regular meeting of the City Council held on June 3, 1997, and passed and adopted by the City Council of the City of El Paso de Robles on the 17th day of June, 1997 by the following roll call vote:

AYES: Baron, Iversen, Macklin, and Picanco
 NOES: None
 ABSENT: Swanson


 Duane J. Picanco, Mayor

ATTEST:


 Madelyn Paasch, City Clerk

ABJ657