

Prior to the discontinuance of service to any domestic subscriber by a Municipal Utility, the domestic subscriber, upon request shall be provided a conference with the Board of Trustees. The Board of Trustees has established procedures to resolve utility bills when a conference is requested by a domestic subscriber. These procedures, three (3) copies of which are on file in the office of the Village Clerk, are hereby incorporated by reference in addition to any amendments thereto and are made a part hereof as though set out in full. A copy of such procedures shall be furnished upon the request of any domestic subscriber. The Board of Trustees shall notify the domestic subscriber of the time, place, and date scheduled for such conference. (Ref. 19-2601 et seq. RS Neb.) (Ord. No. 16, 4/17/80)

**§3-122 PLUMBING CODE: ADOPTED BY REFERENCE.**

To provide certain minimum standards, provisions, and requirements for safe and stable installation, methods of connection, and uses of materials in the installation of plumbing and heating, the National Standard Plumbing Code 1987 Edition, published by the plumbing, heating, cooling contractors, and printed in book or pamphlet form, is hereby incorporated by reference in addition to all amended editions as though printed in full herein insofar as said code does not conflict with the Statutes of the State of Nebraska. One (1) copy of the Plumbing Code is on file at the office of the Municipal Clerk and is available for public inspection at any reasonable time. The provisions of the Plumbing Code shall be controlling throughout the Municipality and throughout its zoning jurisdiction. (Ref. 17-1001, 18-132, 19-902, 19-922 RS Neb.)

**§3-123 MUNICIPAL WATER DEPARTMENT: LOCATIONS OF WELLS.**

(1) The intent of this section is to establish control by the Village of Junlata over the location of future potential sources of contamination within the proximity of the Village's drinking water system, so as to prevent or minimize any hazard to the safety of the Village's drinking water.

(2) For purposes of this section, "water well" shall mean any excavation that is drilled, cored, bored, washed, driven, dug, jetted, or otherwise constructed for the purpose of exploring for ground water, monitoring ground water, utilizing the geothermal properties of the ground or extracting water from or

injecting water into the underground water reservoir. Water well shall not include any excavation made for obtaining prospecting for oil, natural gas, minerals, or products mined quarried or inserting media to repressure oil or natural gas bearing formation.

(3) It shall be unlawful to place, maintain, construct, replace any of the following structures or conduct any of the following activities within the distance specified below from an existing Municipal water well:

<u>Category</u>	<u>Distance</u>
Water Well	1,000 feet
Sewage Lagoon	1,000 feet
Cesspool	1,000 feet
Dump	1,000 feet
Feedlot or Feedlot Runoff	1,000 feet
Corral	1,000 feet
Chemical Storage	1,000 feet
Petroleum Storage	1,000 feet
Pit Toilet	1,000 feet
Sanitary Landfill	1,000 feet
Septic Tank	1,000 feet
Sewage Treatment Plant	1,000 feet
Sewage Wet Well	1,000 feet
Absorption or Disposal Field for Waste	1,000 feet

(4) The Governing Body may consider allowing placement of water wells, as defined by Nebraska Regulations governing public water supply systems (Title 179, NAC 2) and Nebraska Regulations governing water well construction, pump installation and water well abandonment standards (Title 179, NAC 12) as amended from time to time, closer to a Municipal water well than the limitations set forth in section (2) hereof. Closer placement shall be allowed only under the following conditions:

- A. An application must first be filed with the Village showing the type of water well to be installed, the materials used, the operation of the proposed unit and the person responsible for the activity.

installation of the water well. Preference, for approval, will be given to installations that do not disturb any water bearing strata.

The Village shall refer the application to its engineer for evaluation and report. The estimated cost of the engineer's fees must be paid at the time of filing the application. Any additional costs, which are reasonably incurred by the engineer in making their examination and report, shall be paid by the applicant, in addition to any previously paid estimated costs.

- B. The Governing Body shall consider the engineer's report and any additional information submitted by the applicant. In reaching its decision on whether to allow the placement of a water well, as above defined, the Governing Body must act to prevent all sources of possible or likely water contamination.

If the Governing Body approves the installation, it shall submit the application, together with the engineer's report, to the Department of Health of the State of Nebraska for final approval or denial.

No installation shall be made without the approval of both the Governing Body and the Department of Health of the State of Nebraska.

(5) Water wells in existence and use, as of the effective date of this section, shall continue to be permitted unless such continued existence or use presents a hazard to the quality or quantity of the drinking water available for public use to the Village's drinking water. The owner of any water well shall have the burden of establishing the existence and use of such well at the time of the effective date of this section.

(6) Any person found violating any provisions of this section shall be subject to a fine, not to exceed one hundred dollars (\$100.00). The continuation of a violation of this section shall be deemed an additional crime for every twenty-four (24) hours of such continued violation. In addition, the Village may obtain injunctive relief, and sue for damages and remediation, and pursue any other remedy available to it under the laws of the State of Nebraska or other authority having jurisdiction over such matters. (Ord. No. 177, 11/12/92)