

Ordinance No. 2019-267

AN ORDINANCE AMENDING THE CITY OF KEOTA, IOWA, 2017 MUNICIPAL CODEBOOK OF ORDINANCES BY AMENDING PROVISIONS PERTAINING TO WATER SERVICE MANDATORY CONNECTIONS/PRIVATE WELLS.

**BE IT ENACTED** by the City Council of the City of Keota, Iowa:

**SECTION 1.** Title VI, Chapter 2, Section 3 of the City of Keota, Iowa, 2017 Municipal Codebook of Ordinances, is hereby repealed and the following adopted in lieu thereof:

6-9-3: Mandatory Connections/Private Wells:

1. Connection to Public Water System. Except as otherwise provided herein, all residences and business establishments within the City limits intended or used for human habitation, occupancy or use shall be connected to the public water system.

2. Exceptions. A residence or business establishment within the City limits intended or used for human habitation, occupancy or use may obtain its water from a private well only in accordance with the following exceptions:

a. Existing Wells. Private wells in use on the effective date of Ordinance No.2019-267 may continue to be used but may not be enlarged, extended, reconstructed or substituted.

b. New Wells. A new well may be drilled only upon property that does not have access to the public water system within 300 feet of the property lines.

c. Remediation Wells. Remediation wells, wells used for ground water monitoring, may be drilled upon obtaining special permission from the Council. Permission for a remediation well shall be considered upon receipt of documentation to the City of the need for such a well.

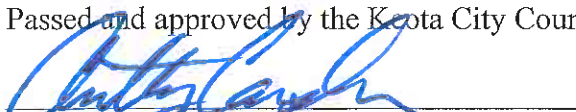
d. Geo Thermal Wells. Geo thermal wells, wells used for heating and cooling purposes, may be drilled upon obtaining special permission from the Council.

**SECTION 2. REPEALER.** That all other ordinances or parts of ordinances in conflict herewith are repealed.

**SECTION 3. SEVERABILITY CLAUSE.** That if any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Keota, Iowa, hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**SECTION 4. WHEN EFFECTIVE.** This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed and approved by the Keota City Council on the 10<sup>th</sup> day of ~~August~~<sup>September</sup>, 2019.

  
ANTHONY CANSLER, MAYOR

1<sup>st</sup> Reading: August 19, 2019  
2<sup>nd</sup> Reading: September 3, 2019  
3<sup>rd</sup> Reading: September 16, 2019

TEST:  
  
TOMISHA HAMMES, CITY CLERK