

City of Seward, NE

Tuesday, July 19, 2016

Regular Session

Item G9

**CONSIDERATION OF AN ORDINANCE (SECOND READING)
SUSPENDING SEWARD MUNICIPAL CODE SECTION 3-141
FOR A PERIOD OF TWO YEARS AND ISSUING A STAY FOR
THIS TIME FOR DIGGING, DRILLING OR CONSTRUCTION
OF PRIVATE WELLS WITHIN THE CORPORATE LIMITS OF
THE CITY - Bruce Smith**

Administrative Report: This is the second reading of the ordinance. Council considered this ordinance on first reading on July 5, 2016.

Staff Contact:

ORDINANCE NO. 2016

AN ORDINANCE TO SUSPEND SEWARD MUNICIPAL CODE SECTION 3-141 FOR A PERIOD OF TWO YEARS, AND TO ISSUE A STAY FOR THE SAME PERIOD OF TIME FOR THE DIGGING, DRILLING OR CONSTRUCTION OF PRIVATE WELLS WITHIN THE CORPORATE LIMITS OF THE CITY; TO PROVIDE FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM AND TO PROVIDE FOR A TIME WHEN THIS ORDINANCE SHALL TAKE EFFECT.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SEWARD, NEBRASKA:

Section 1. The management, conservation, and beneficial use of ground water is essential to the continued economic prosperity of the City.

Section 2. Long-term solutions should be implemented and efforts should be made to prevent further reduction in the levels of ground water, and the City Council, as a local entity, is the preferred regulator of activities which may contribute to reduction of ground water levels.

Section 3. Seward Municipal Code Section 3-141 is hereby suspended for a period of two years from the effective date of this Ordinance.

Section 4. There is hereby a stay on the digging, drilling, or construction of new private wells within the corporate limits of the City during the period of suspension of Seward Municipal Code Section 3-141. This stay shall be imposed (a) on the digging, drilling or construction of new private wells, unless such digging, drilling or construction has commenced prior to the effective date of this ordinance; (b) on the use of an existing private water well to increase the number of households served, or for a new use; and (c) heating and cooling purposes only, such as a geothermal heat pump.

Section 5. Pamphlet Form; Publication, When Operative. This ordinance shall be published in pamphlet form and shall be in full force and effective from after its passage, approval, and publication or posting as required by law and city ordinance.

Passed and approved this 5th day of July, 2016

CITY OF SEWARD, NEBRASKA

ATTEST:

Joshua Eickmeier, Mayor

Bonnie Otte
Administrators Assistant/
Clerk-Treasurer
Budget & Human Resource Director

(SEAL)