

AN ORDINANCE TO ESTABLISH WELLHEAD PROTECTION FOR THE CITY OF ODUM; TO PROVIDE PROVISIONS FOR THE SAFE AND SANITARY DRINKING WATER SUPPLY AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE MAYOR & COUNCIL OF THE CITY OF ODUM, as follows:

Section 1. Purpose.

- (a) This Ordinance shall be known as the "Wellhead Protection Ordinance."
- (b) The purpose of the Ordinance is to ensure the provision of a safe and sanitary drinking water supply for the City by the establishment of wellhead protection zones surrounding the wellheads for all wells which are the supply sources for the City water system and by the designation and regulation of property uses and conditions which may be maintained within such zones.

Section 2. Definitions.

When used in this Ordinance, the following words and phrases shall have the meanings given in this section:

- (a) Hazardous waste or material -any waste or material which because of its quantity, concentration or physical, chemical, or infectious characteristics may:
 - (1) Cause or significantly contribute to an increase in mortality or an increase in the serious irreversible or reversible illness of incapacitation.
 - (2) Pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported disposed of or otherwise managed.
- (b) Sanitary landfill -A disposal site where solid wastes, including putrescible wastes, or hazardous wastes, are disposed of on land by placing earth cover thereon.
- (c) Wellhead -The upper terminal of a well, including adapters, ports, seals, valves, and other attachments.

Section 3. Establishment of Wellhead Protection Zone.

There is hereby established a use district known as a Wellhead Protection Zone, identified, and described as all the area within a circle the center of which is the center of any City water supply wellhead and the radius of 250 feet for well located at 217 S. Church Street, City of Odum and 1000 feet for 295 S. Church Street, City of Odum.

Section 4. Permitted uses. The following uses shall be permitted within Wellhead Protection Zones:

(a) Any use permitted within existing agricultural or single family residential districts, except that the minimum residential lot size for a lot any portion of which lies within the Wellhead Protection Zone shall not be less than one acre; and

(b) Any other open land use where any building located on the property is incidental and accessory to the primary open land use.

Section 5. Prohibited uses.

The following uses or conditions shall be and are hereby prohibited within Wellhead Protection Zones, whether or not such use or condition may otherwise be ordinarily included as a part of a use permitted under Section 4. Of this Ordinance:

(a) Surface use or storage of hazardous material, expressly including commercial use of agricultural pesticides or herbicides;

(b) Septic tanks or drain fields appurtenant thereto;

(c) Impervious surfaces other than roofs of buildings, streets, driveways, walkways serving buildings permitted under Section 4. Of the Ordinance;

(d) Sanitary landfills;

(e) Hazardous waste disposal sites;

(f) Storm water infiltration basins;

(g) Underground storage tanks;

(h) Sanitary sewer lines within 150 feet of a wellhead.

Section 6. Administration.

The policies and procedures for administration of any Wellhead Protection Zone established under this Ordinance, including without limitation those applicable to non-conforming uses, exceptions, enforcement and penalties, shall be the same as provided in the existing zoning ordinance for the City of Odum, as the same is presently enacted may from time to time be amended.

Section 7. Severability.

Should any section or provision of this ordinance be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not affect the validity of the ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

Section 8. Repeal of conflicting ordinances.

All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 9. Effective date.

This ordinance shall take effect and be in force from and after the date of its adoption, the public welfare demanding it.

Adopted by the Mayor & Council of the City of Odum,

FIRST READING September, 3 2024

SECOND READING October, 15 2024

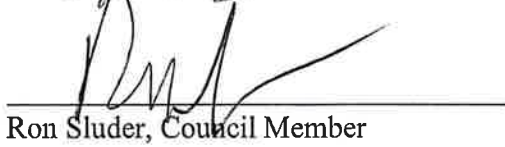
Passed by the Mayor and City Council this 15 day of October, 2024.

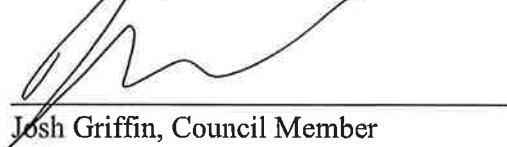

Greg Leggett, Mayor


Kevin Higgs, Council Member


Kathy Rezier, Council Member


Clay Teston, Council Member


Ron Sluder, Council Member


Josh Griffin, Council Member