



ORDINANCE 2005-14

AN ORDINANCE OF THE CITY OF TOM BEAN, TEXAS (“CITY”) PROHIBITING POTENTIAL POLLUTION SOURCES WITHIN SPECIFIED DISTANCES OF PUBLIC WATER SUPPLY WELLS; ESTABLISHING A PENALTY; AND PROVIDING FOR PUBLICATION.

WHEREAS: The Texas Commission on Environmental Quality, (“TCEQ”) has established rules and regulations for public water systems, which permit the substitution of ordinance prohibitions in place of sanitary control easements otherwise required for public water supply wells:

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TOM BEAN, TEXAS:

Section 1: Within 50 feet of a public water supply well owned by the City, there shall not be placed, installed, or established by any person or corporation:

- A. a tile or concrete sanitary sewer;
- B. sewerage appurtenances;
- C. septic tank;
- D. storm sewer;
- E. cemetery;
- F. livestock in pastures; or
- G. sanitary or storm sewers not constructed of ductile iron or PVC pipe meeting AWWA standards, not having a minimum working pressure of 150 psi or greater, and not equipped with pressure type joints.

Section 2: Within 150 feet of a public water supply well owned by the City, there shall not be placed, installed, or established by any person or corporation:

- A. a septic tank perforated drain field;
- B. areas irrigated by low dosage sewage disposal systems;
- C. low angle spray on-site sewage facilities;
- D. absorption bed;
- E. evapotranspiration bed;
- F. improperly constructed water well;
- G. underground petroleum storage tank;

- H. underground chemical storage tank; or
- I. Petroleum or chemical liquid transmission pipeline.

Section 3: Within 300 feet of a public water supply well owned by the City, there shall not be placed, installed, or established by any person or corporation:

- A. a sewage wet well;
- B. a sewage pumping station; or
- C. a drainage ditch that contains industrial waste discharges or the wastes from sewage treatment systems.

Section 4: Within 500 feet of a public water supply well owned by the City, there shall not be placed, installed, or established by any person or corporation:

- A. a sewage treatment plant;
- B. animal feed lot;
- C. solid waste disposal site;
- D. lands on which sewage plant or septic tank sludge is applied; or
- E. lands irrigated by sewage treatment plant effluent.

Section 5: Violation of this Ordinance is punishable by a fine not to exceed \$2,000. Or the maximum amount allowed by law if that amount is less than \$2,000. Each day any such violation shall continue shall constitute a separate offense punishable hereunder.

Section 6: The City Secretary shall cause the descriptive publication and penalty clauses hereof to be published.

**PASSED AND APPROVED BY THE CITY COUNCIL OF TOM BEAN, TEXAS
THIS 14TH DAY OF NOVEMBER, 2005.**

Mayor

Attest:

City Secretary