

*Adair County Board of Health
Regulations*

Non-Public Water Supply Wells

Chapter 137 of the 2007 Code of Iowa specifies in Section 137.7 the following powers of the County Board of Health to include:

- 1. May provide such personal and environmental health services as may be deemed necessary for the protection and improvement of the public health.*
- 2. May charge reasonable fees for personal health services.*
- 3. May issue licenses and permits and charge reasonable fees therefore in relation to the collection or disposal of solid waste and the construction of private water supplies or sewage disposal facilities.*

Under the authority granted by Chapter 137 therefore the following regulations of the Adair County Board of Health have been promulgated and shall become effective. These regulations shall supersede and replace other regulations of the Adair County Board of Health which have been in effect to date.

Section 1 Adoption by reference

The Adair County Board of Health hereby adopts by reference Chapter 49 Non-Public Water Supply Wells of the Dept. of Natural Resources (DNR), Iowa Administrative Code 567 (455B).

Section 2 Well inspection and inventory at property sale

- a. Prior to the time of sale of any property within Adair County all wells on that parcel must be brought into compliance with Iowa Administrative Code 567 (455B) Chapter 49 "Non-Public Water Wells" and Chapter 39 "Properly Plugging Abandoned Wells" and applicable Adair County Board of Health regulations.
- b. Upon receipt of the Iowa Groundwater Hazard Statement from the seller, real estate agent, lawyer, or other responsible party, the sanitarian staff shall conduct an inspection to determine that all wells are in-use, standby, or abandoned; and are properly maintained, repaired, or plugged as prescribed by State Code and County regulations. Upgrading, repairs, and plugging as a part of the sale is to insure that standby and abandoned wells comply with Chapters 39 and 49 and applicable County regulations.
- c. Each well determined to be an in-use well shall have a coliform bacteria and nitrate test sample collected by the sanitarian staff with DNR Form 542-1207, or equivalent, completed. The results of this test shall be provided prior to the sale to the buyer of the property for information purposes only.

These regulations were submitted to the Adair County Board of Health at the May 19, 2009 meeting.

The Adair County Board of Health held a public hearing on these regulations at its September 15, 2009 meeting. The regulations were tabled at this meeting. The regulations were approved at the January 19, 2010 meeting.

The regulations received final approval at the Jan 27 2010 meeting of the Adair County Board of Supervisors.