Spacing Waiver Instructions

Rule 3.2(a) Spacing Requirement for All New Wells (Exempt and Non-Exempt)

All New Wells (Exempt and Non-Exempt) for which a registration or permit application is filed after the Effective Date may not be drilled within 50 feet of the nearest adjacent property line.

Rule 3.3(a) Spacing Requirements for All New Non-Exempt Wells

New, non-exempt wells shall be spaced from all registered and permitted wells completed in the same Aquifer of the District based upon the capacity of the proposed new, non-exempt well. New, non-exempt wells will be spaced from registered and permitted wells completed in the same Aquifer of the District as follows:

If your proposed well does not meet the above spacing requirements, you will need to submit to the District a Spacing Exception Request Form.

You will declare on this form your exception options:

1. Property Owner/Permit Holder who is requesting the spacing exception or variance also owns the property or well(s) within the applicable spacing distance. (District Rule 3.4.b)
    a. Attach proof of ownership with the submission of this form.
2. Property Owner/Permit Holder has or will obtain a certified waiver(s) from adjacent landowner(s) or registered well(s) owners who are within the applicable spacing distance and from which the spacing exception or variance is requested. (District Rule 3.4.c)
    a. Attach signed waiver(s) with the submission of this form.
3. Property Owner/Permit Holder is requesting the District Board of Directors grant the variance at a properly noticed public hearing. (District Rule 3.4.d)
    a. You are required to coordinate with the District on a Permit Hearing date and all requirements listed in Section V must be submitted within the timeframe specified in the District Rule 3.4.d. Proof of certified mailing with return receipt of the notice shall be given to the General Manager no less than twenty (20) days prior to the date of the public hearing as assigned by the District.

Option #1

If the affected neighboring property and/or well owner does not object to the spacing variance you will need to submit to the District the Spacing Exception Waiver Letter for each affected neighboring property and/or well owner consenting to the well being drilled.

Option #2

If you are unable to provide this form and/or written consent to the well being drilled, you will need to provide proof of certified mailing to the District via a certified receipt showing that the attempt to retrieve the waiver was made.

Mailings should include the following:

- Copy of the waiver letter
- Copy of the well-location map

Option #3

Once the application has been deemed administratively complete, our staff will advise of the upcoming board meeting date and time for your application. At that time the 20-day Notice of Hearing letter will need to be completed by the applicant and mailed out certified, with return receipt submitted to the District no later than 20 calendar days before the board meeting date.

Mailings should include the following:

- Copy of the waiver letter
- Copy of the well-location map