



City of Emmett  
Public Works Department

316 East Park Street (208)365-9569 Fax: (208)365-4651 E-mail: [bevans@cityofemmett.org](mailto:bevans@cityofemmett.org)

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Private Well Application Form

Name: \_\_\_\_\_

Address: \_\_\_\_\_ Phone: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ E-mail: \_\_\_\_\_

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Address for Private Well: \_\_\_\_\_ Date: \_\_\_\_\_

Property Owners Name: \_\_\_\_\_

Please provide reason for request for Private Well:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- Please provide a map of proposed location of new Private Well with your application:
  
  
  
  
  
  
  
  
  
  
- Please review carefully Emmett City Code: 7-5-7 PRIVATE WELLS for the following requirements (see attachment)
  1. No irrigation water is available
  2. Now drilling permit is required from State of Idaho Department of Water Resources up to 18 feet deep.
  3. Once past 18 feet of depth, you must obtain a water right & drilling permit from Idaho Department of Water Resources I.D.W.R. you cannot drill past 45 feet According to Emmett City Code 7-5-7C
  4. It is recommended to obtain a water right with I.D.W.R.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**7-5-7: PRIVATE WELLS:**

- A. For the purposes of this section a "private well" is a well that upon its completion is not owned and operated by the city of Emmett, Idaho.
- B. It shall be unlawful for any person to construct a private well in the city without first obtaining approval from the superintendent of public works or his designee.
- C. It shall be unlawful for any person to construct a private well in the city that is deeper than forty five feet (45').
- D. All applicants proposing to construct a well within the city shall first be required to use surface water, where reasonably available, as the primary water source for irrigation in accordance with the local land use planning act under the Idaho Code.
- E. All private wells shall obtain a water right from the Idaho department of water resources. A proof of water right must accompany application to the city of Emmett public works department as part of approval process.
- F. Any private well deeper than eighteen feet (18') must be constructed in conformance with the Idaho administrative procedures act rule 37-03-09, or its successor, which will require an application with Idaho department of water resources. A copy of the application is required for final approval from city of Emmett as part of the approval process.
- G. If property in the city is within two hundred fifty feet (250') of city potable water service, it shall be unlawful to use any private well on such property to provide water for any purpose except irrigation water or water for a heating and/or cooling system. The measurement of the distance from the property to the potable water service shall be a straight line from the potable water service to the part of the property closest to the potable water service.
- H. The owner of any house, building or property used for human occupancy, employment, recreation or other purposes situated within the city shall at the owner's expense connect such improvements to city potable water in accordance with existing application procedures if city potable water service is available within two hundred fifty feet (250') of

the owner's property. The measurement shall be the same as set forth in subsection G of this section.

- I. Upon connection to city potable water, it shall be unlawful to use any private well on such property to provide water for any purpose except irrigation water or water for a heating and/or cooling system.
- J. Any provision of this chapter that may allow the use of private wells in the city for any use other than to supply irrigation water or water for a heating and/or cooling system is hereby repealed.
- K. Unless waived by the city council, the applicant will install and maintain in good working condition a backflow prevention device according to article A, "Cross Connection And Backflow Prevention Requirements", of this chapter on the city's potable water service as a condition of using a private well. The backflow device shall be reviewed for requirements by the superintendent of public works or his designee and shall be installed directly behind the potable water meter service.
- L. The superintendent of public works or his designee may condition the use of a private well upon the applicant satisfying such other requirements as the superintendent of public works or his designee determines are reasonable to protect the city's potable water and sewer systems.
- M. If an applicant fails to satisfy the conditions for using a private well, the superintendent of public works or his designee may revoke the applicant's permission to use the private well.
- N. Any decision of the superintendent of public works or his designee may be appealed to the Emmett city council. In order to appeal the decision of the superintendent of public works or his designee, the user must give written notice of appeal to the city clerk within ten (10) calendar days of the date the decision was given. The city council shall hold a hearing on the appeal not less than ten (10) nor more than sixty (60) days after receipt of notice of the appeal. The city council may approve, amend, or reverse the decision of the superintendent of public works or his designee, and the decision of the city council will be final. (Ord. O2014-1, 2-11-2014)