

**Guthrie County Board of Health
Regulations**

**Chapter II
Non-Public Water Supply Wells**

Chapter 137 of the 2005 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 Guthrie County Board of Health have been promulgated and shall become effective. These regulations shall supersede and replace other regulations of the Guthrie County Board of Health which have been in effect to date.

Section 1 Adoption by reference

The Guthrie 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 Guthrie 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 Guthrie 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 Guthrie County Board of Health at the December 21, 2005 meeting

The Guthrie County Board of Health held a public meeting on these regulations at its January 18, 2006 meeting. The regulations were approved at this meeting.

The regulations received final approval at the January 26, 2006 meeting of the Guthrie County Board of Supervisors.