

AMENDING CHAPTER 45 OF THE DANE COUNTY CODE OF ORDINANCES,
UPDATING LANGUAGE TO REFLECT MERGER WITH MADISON AND AMENDING FEES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 45.08(1) is amended to read as follows:

45.08 DEFINITIONS. As used in this ordinance, the following words and phrases have the meanings indicated:

(1) *Administrator* means the county employee designated by the county executive to issue permits for private well location and to administer ch. NR 812, Wis. Admin. Code, in the county as authorized by the department. The administrator is hereby empowered to delegate his or her authority under this ordinance to any or all of the certified well inspectors employed by the Department of Public Health for Madison and Dane County.

ARTICLE 3. Section 45.22 is amended to read as follows:

45.22 APPEALS. Persons seeking to appeal a decision of the administrator under this ordinance shall file written letters of appeal with the administrator. The administrator shall place the appeal on the agenda of the Board of Health for Madison and Dane County and the appeal shall be given a due process proceeding in accord with s. 46.17. The board shall decide whether to uphold, uphold with modifications or reverse the administrator's decision based upon the terms and intent of this ordinance and of relevant state laws and administrative rules. No appellate decision of the committee shall have the effect of approving an existing or proposed condition that would violate this ordinance or state law or administrative rule. Appeals that may only be approved by the granting of a variance to ch. NR 812, Wis. Admin. Code, shall be referred to the department pursuant to ch. NR 845, Wis. Admin. Code. Board appellate decisions shall be made in writing and shall be filed in the administrator's office. Appeals of decisions made by authorized agents on behalf of the administrator shall be made first to the administrator and then be appealable as provided herein.

ARTICLE 4. Section 45.51 is amended to read as follows:

45.51 FEE SCHEDULES.

- (1) The fee for a well siting permit shall be \$100.00.
- (2) The fee for a transfer of a well siting permit shall be \$42.00.
- (3) The fee for a re-inspection of a well site shall be \$32.00.