

**Rules of the
South Florida Water Management District**

**GENERAL PERMITS FOR
WATER WELLS
Chapter 40E-30, F.A.C.**



New January 10, 1985

CHAPTER 40E-30 GENERAL PERMITS FOR WATER WELLS

40E-30.011 General Permit for Wells.

40E-30.031 Implementation.

40E-30.042 General Permit for Construction, Repair or Abandonment of Wells.

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40E-30.302 Thresholds for South Dade County.

Editorial Note: Rules 40E-3.800--40E-3.825 were repealed effective 1-10-85 and were repromulgated as Rules 40E-30.011--40E-30.302 effective 1-10-85. The references to parts in Rules 40E-30.011 and 40E-30.042 are to the parts found in Chapter 40E-3.

40E-30.011 General Permit for Wells.

The rules in this Part grant general permits for certain specified well construction, repair or abandonment activities which have been determined by the District to exist in unique geographic areas. The purpose of this part is to set forth the requirements for qualifying for a general permit and the conditions under which it may be exercised. Non-exempt wells not qualifying for a general permit are required to obtain permits under Parts I and II.

The District reserves the right to require permits under Parts I and II of this Chapter if the proposed construction, repair or abandonment of the well does not comply with the provisions of this Part or may be harmful to the water resources of the District, inconsistent with the intent and purpose of Part III of Chapter 373, Florida Statutes, or with the overall objectives of this rule or may be otherwise contrary to the public interest. Specific Authority 373.044, 373.113 FS.

Law Implemented 373.309, 373.313, 373.326, 373.342 FS.

History--New 1-10-85.

40E-30.031 Implementation.

The effective date for the rules established in this Chapter is January 7, 1985.

Specific Authority 373.044, 373.113 FS.

Law Implemented 373.309, 373.313, 373.326, 373.342 FS.

History--New 1-10-85.

40E-30.042 General Permit for Construction, Repair or Abandonment of Wells.

(1) The construction, repair or abandonment of wells in accordance with Rule 40E-30.302 are authorized subject to the requirements of this Part.

(2) No construction, repair or abandonment of wells shall be commenced until the permittee has received a written authorization to proceed from the District.

(3) The District shall issue the authorization to proceed within 30 days of receipt of the completed Notice of Intent and all requested additional information.

Specific Authority 373.044, 373.113 FS.

Law Implemented 373.309, 373.313, 373.326, 373.342 FS.

History--New 1-10-85.

40E-30.112 Notice of Intent.

At least 30 days prior to the commencement of the construction, repair or abandonment of any well authorized in Rule 40E-30.302 the permittee shall file with the District, a written Notice of Intent to Construct, Repair or Abandon Wells Pursuant to General Permits. The notice shall include the following information:

- (1) The name, address, telephone number and license number of the licensed contractor who will be constructing the wells,
- (2) The name, address and telephone number of the property owner and his agent, if applicable, on whose property the well is to be drilled,
- (3) The total acreage and location of the property (to the nearest section or one-quarter section) and a map showing the location of the property,
- (4) The number, diameter and depth of proposed wells,
- (5) The proposed interval of spacing between wells,
- (6) The type of crop proposed,
- (7) The description of casing, grout or seals to be used in construction or repair, and
- (8) The signature of the owner, leasee or his agent and the licensed water well contractor.

Specific Authority 373.044, 373.113 FS.

Law Implemented 373.309, 373.313, 373.326, 373.342 FS.

History--New 1-10-85.

40E-30.141 Request for Additional Information.

If the information submitted is not in accordance with Rule 40E-30.112, the District may request the permittee to submit additional information within 30 days of receipt of the Notice of Intent.

Specific Authority 373.044, 373.113 FS.

Law Implemented 373.309, 373.313, 373.326, 373.342 FS.

History--New 1-10-85.

40E-30.302 Thresholds for South Dade County.

(1) It is determined that compliance with Rules 40E-3.101, 40E-3.201, 40E-3.301, 40E-3.321, 40E-3.411, 40E-3.507, 40E-3.512, 40E-3.517 and 40E-3.531 will create an undue hardship to those persons proposing to construct, repair or abandon wells used for agricultural water use within South Dade County. It is further determined that the continued existence of these wells and method of well construction has not been shown to impair the ground water resources. However, if the continued existence of the rule is determined in any way to impair the purpose and intent of Part III of Chapter 373, Florida Statutes, adversely impact the water resources, not be in the public interest, or for any other reason the District may delete the General Permit threshold at any time in accordance with applicable law.

(2) The wells which are included in the threshold area are those intended for agricultural use which do not exceed 25 feet in depth and which are located within the area depicted on Figure 30-1 and described as follows:

BEGINNING at the intersection of the centerline of South Florida Water Management District's Levee 31 West and the south line of Section 7, Township 58 South, Range 38 East; Thence Easterly along the south line of said Section 7 to the centerline of South Florida Water Management District's Canal 111; Thence, Southeasterly, Southerly and Southeasterly along said centerline of Canal 111 to the centerline of State Road 5 (U.S. Highway 1); Thence, Southerly along said centerline of State Road 5 (U.S. Highway 1) to the Dade-Monroe County line and Florida Bay; Thence, Northeasterly along the Dade-Monroe County line to the Western shore of Little Card Sound; Thence, Northeasterly and Northerly along the Western shore of Little Card Sound and Biscayne Bay to the south line of Section 14, Township 56 South, Range 40 East; Thence, Westerly along the section lines to the centerline of State Road 821; Thence, Northerly along said centerline of State Road 821 to the South line of the North one-half of Section 17, Township 56 South, Range 40 East; Thence, Westerly along the one-quarter section lines to the Southwest corner of the Northwest one-quarter of said Section 18; Thence, Northerly to the Southeast corner of Section 12, Township 56 South, Range 39 East; Thence, Westerly along the south line of said Section 12 to the Southwest corner of said Section 12; Thence, Northerly along the West line of said Section 12 to the centerline of South Florida Water Management District's Canal 1 West; Thence, Northwesterly and Westerly along said centerline of Canal 1 West and its Westerly Extension to the centerline of South Florida Water Management District's Levee 31 North; Thence, Southerly along the centerline of said Levee 31 North and the centerline of South Florida Water Management District's Levee 31 West to the POINT OF BEGINNING.

Specific Authority 373.044, 373.113 FS.

Law Implemented 373.309, 373.313, 373.326, 373.342 FS.

History--New 1-10-85.

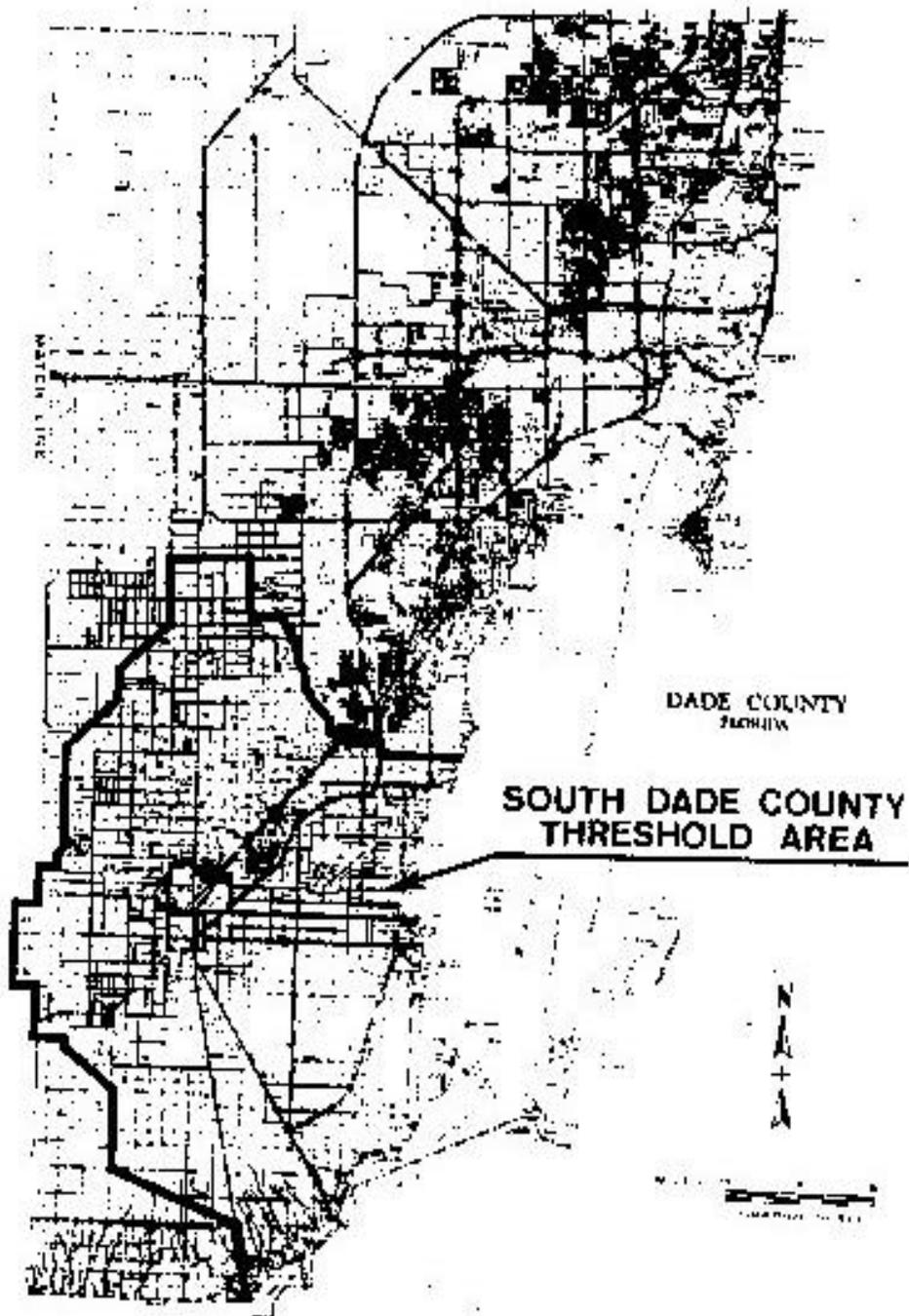


Figure 30-1