

## **SECTION 15. RECHARGE FACILITIES**

### **RULE 15.1 - APPLICATION AND PERMITTING REQUIREMENTS.**

Applications shall be made to and permits must be obtained from the Board before installing and/or operating a recharge facility as defined herein. Such applications shall be on forms provided by the District and shall be in accordance with and contain the information called for in the form of application.

### **RULE 15.2 - RULES FOR FILING APPLICATIONS.**

The application shall be executed by a party having knowledge of the facts called for on the form.

### **RULE 15.3 - INFORMATION TO BE PROVIDED IN APPLICATION.**

The following information will be provided in or must be submitted with the application, along with any applicable application fee:

- (1) the name and address of the applicant;
- (2) the name and address of the fee owner(s) of the land upon which the recharged facility will be located;
- (3) the legal description of the exact proposed location of the recharge facility;
- (4) the time schedule for construction and/or operation of the facility;
- (5) the names and addresses of the property owners within one-half (1/2) mile of the proposed recharge facility location, and the location of any wells on those properties;
- (6) a complete construction and operations plan that will include, but is not limited to, information as to:
  - i. a technical description of the facility to be used for recharge;
  - ii. the source of the water to be recharged;
  - iii. the quality of the water to be recharged;
  - iv. the volume of water to be recharged;
  - v. the rate at which the water will be recharged; and
  - vi. the formation into which water will be recharged;
- (7) scientific evidence showing that the proposed operation will not:
  - (i) endanger the structural characteristics of the formation receiving the recharged water;
  - (ii) cause pollution; or
  - (iii) cause waste; and
- (8) any additional information that may be required by the Board.

### **RULE 15.4 - NOTICE OF HEARING.**

- (a) Not less than thirty (30) days before the date set for District consideration of an application, the District shall mail notice by first-class mail, postage prepaid to:
  - (1) the applicant, the records of whose application has been filed with the District; and
  - (2) the property owners within one-half (1/2) mile of the proposed recharge facility location.
- (b) Because of the potential to impact areas outside a one-half (1/2) mile radius, notice of the application shall be published by the District in a newspaper of general circulation in the District.
- (c) The notice shall contain the following:
  - (1) the name and address of the applicant;
  - (2) the date on which the application was filed;

- (3) the time and place of the hearing;
- (4) the location of the proposed recharge facility; and
- (5) a brief summary of the information included in the application.

**RULE 15.5 - HEARING**

A hearing on an application may be heard without the necessity of issuing further notice other than the time and place where the Board meeting is to take place. Hearings shall be conducted in accordance with provisions stipulated in these Rules.

**RULE 15.6 - MONITORING AND REPORTING.**

The operator of a recharge facility shall be required to keep records and make reports to the District regarding the operation of the recharge facility. Reports to the District shall be made on a monthly basis, beginning at the time a permit to operate is issued. Such reports shall include, but are not limited to:

- (1) volumes of water recharged through the recharge facility;
- (2) the source of the water recharged through the recharge facility;
- (3) the quality of the water recharged through the recharge facility; and
- (4) additional information as may be specifically required by a permit to operate a recharge facility.

**RULE 15.7 - RESPONSIBILITY**

The owner of a recharge facility shall assume and shall be charged with strict liability for the prevention of pollution and waste, as these terms are defined herein, from such facility, as well as damage to the recharged formation by reason of the operation of said facility.