

**NOTICE OF PUBLIC HEARING
CITY OF BELFAST CITY COUNCIL
PROPOSED ORDINANCE AMENDMENT**

The City of Belfast City Council, at its meeting of Tuesday, March 19, 2019, beginning at 7:00 pm or as soon as practical thereafter, in the Council Chambers of Belfast City Hall that is located at 131 Church St, shall conduct a public hearing on proposed amendments to the City Code of Ordinances, Chapter 102, Zoning, Article VIII, Supplementary District Regulations, Division 7, Significant Groundwater Permit. The purpose of this amendment is to add a clause that was inadvertently omitted from the Second Reading of the amendments to the Groundwater Permit Ordinance standards that the Council adopted at its meeting of October 16, 2018,

Persons who may be affected by the proposed amendments are encouraged to attend the public hearing and to express your concerns to the City Council. Alternatively, you can submit comment in writing or via email. Written comment should be sent to: City of Belfast, Code & Planning Department, 131 Church St, Belfast, ME, 04915. Email comment should be sent to: public@cityofbelfast.org. The text of the proposed amendment is on the City website, cityofbelfast.org; reference planning and codes, Groundwater Permit amendments, Second Reading. A copy of the amendment also is available for inspection at the Code and Planning Department offices in City Hall, Monday - Friday, 8:00 am to 5:00 pm. Questions regarding the proposed amendment should be directed to Wayne Marshall, Director, Code and Planning, 338-1417 x 125 or by email at public@cityofbelfast.org.

**CITY OF BELFAST CITY COUNCIL
PUBLIC HEARING - SECOND READING
PROPOSED AMENDMENT - CITY CODE OF ORDINANCES
CHAPTER 102, ZONING, ARTICLE VIII, SUPPLEMENTARY DISTRICT
REGULATIONS
TUESDAY, MARCH 19, 2019 7:00 PM
COUNCIL CHAMBERS - BELFAST CITY HALL**

Notes to Public

1) Background Information and Explanation of Proposed Amendments

The City Council, at its meeting of October 16, 2018, adopted amendments to the City Code of Ordinances, Chapter 102, Zoning, Article VIII, Supplementary District Regulations, to establish a new Division, Division 7. Division 7 established specific City regulations and a permitting process that would apply to a request to install a significant groundwater well. The City, prior to the adoption of the Division 7 standards, did not have any specific local regulations for a significant groundwater well.

The Code and Planning Department recently reviewed the Ordinance language adopted by the City Council on October 16, 2018. In reviewing the Second Reading Ordinance language (public hearing on October 9), the Department found that one of the Sections included in the First Reading Ordinance language (public hearing on September 25), Section 102-1080, Independent Expert Assistance, was inadvertently omitted from the Second Reading language. The sole purpose of the amendment that is now being proposed at the March 19 public hearing and Second Reading is to restore Section 102-1080 to the adopted requirements identified in Division 7.

2) City Council Review and Public Hearings and How to Offer Public Comment

The City Council conducted the First Reading of the proposed amendments at its meeting of February 19. The Council has scheduled the Second Reading and an accompanying public hearing for the Council meeting of March 19. The Council, following the Second Reading, has the authority to adopt the amendments as presented, to reject the amendments as presented, to make changes to the proposed amendments, or to table action on the proposed amendments.

The public may offer comment to the City Council that will be considered as part of the March 19 public hearing process in one of three ways:

- You can attend the March 19 public hearing and offer verbal comment to the City Council at the hearing.
- You can submit comment in writing to: Wayne Marshall, Code and Planning, City of Belfast, 131 Church St, Belfast, ME, 04915. All written comment must be received by the March 19 public hearing.

- You can submit comment via email to: **public@cityofbelfast.org**. All email comment must be submitted by 3:30 pm on March 19 so that copies can be produced for that evening's Council meeting.

All comment that is submitted in writing or via email will be provided to the City Council at or before the hearing. The City Council gives equal consideration to all forms of comment offered by the public.

Questions regarding the proposed Ordinance amendment should be directed to Wayne Marshall, Director, Code & Planning, at 338-1417 x 125 or at wmarshall@cityofbelfast.org. The complete text of the Ordinance amendments can be viewed on the City website, cityofbelfast.org; reference planning and codes, Groundwater Permit amendments. A copy of the proposal also is available for public inspection during normal business hours at the Department's offices in Belfast City Hall.

- 3) **All text shown in black underlined font** is the text that is proposed to be added to Chapter 102, Zoning, Division 7. The only text shown for the amendment is the language proposed to be added to Division 7. The complete language for Division 7, Significant Groundwater Well Permit, that the City Council adopted on October 16, 2018 can be found on the City website (cityofbelfast.org); reference Planning and Codes, Div 7 Amend, Feb - March 2019.

TEXT OF PROPOSED AMENDMENTS

Chapter 102, Zoning

Article VIII, Supplementary District Regulations

Division 7. Significant Groundwater Well Permit.

Section 102-1080. Independent Expert Assistance.

The City Planning Board shall have the authority to engage the services of an independent expert(s) to assist in providing professional services such as but not limited to: the review of an application, particularly the hydro-geologic investigation report, the development of permit conditions, and preparing and implementing an ongoing monitoring program. The costs of such services shall be the responsibility of the applicant. The Code and Planning Department will collect and manage all fees and assist in determining the amount of the fees to assess the applicant.

AGENDA TOPIC 10.

TO: Mayor & Council
FROM: Wayne Marshall, Director, Code & Planning
DATE: March 8, 2019
RE: Ordinance Amendment - Chapter 102, Zoning, Division 7, Significant Groundwater Well Permit

REQUESTED ACTIONS

I am requesting that the Council take the following actions at its meeting of March 19 regarding the proposed clean-up/corrective amendment to Chapter 102, Zoning, Article VIII, Supplementary District Regulations, Division 7, Significant Groundwater Well Permit.

- 1) Provide me an opportunity to describe the purpose of the proposed amendments prior to conducting the scheduled public hearing.
- 2) Conduct a public hearing as part of the Second Reading of the proposed amendments.
- 3) The Council should vote to take one of the following actions regarding the proposed amendments:
 - Adopt the amendments as presented.
 - Reject the amendments as presented.
 - Make changes to the proposed amendments. If there are significant amendments, the Council will need to conduct a follow-up duly noticed public hearing.
 - Table action on the proposed amendments to a date certain.

BACKGROUND INFORMATION

The Council, at its meeting of October 16, 2018, adopted amendments to Chapter 102, Zoning, to establish a specific permitting process and standards that would apply to the regulation of a significant groundwater well(s). The standards were included in Article VIII, Supplementary District Regulations, Division 7, Significant Groundwater Well Permit Ordinance amendments. The Division 7 amendments were part of a larger package of amendments associated with the proposal to establish the Route One South Business Park zoning district for the Nordic Aquafarm project. Unfortunately, in presenting the final language for these amendments at the Second Reading on October 9, I inadvertently omitted one of the Sections/Clauses in the new Ordinance, Section 102-1080, Independent Expert Assistance, that was included in the First Reading language that the Council supported (as recommended by the Planning Board) at its meeting of September 25. I am now returning to the Council to correct this error and to restore Section 102-1080 to the adopted Ordinance.

Section 1080 is an important clause in the Ordinance. This clause provides the City the authority to charge fees of an applicant for a groundwater well permit so the City can hire independent

expert advice to review information in the permit application, and assist the Planning Board in establishing effective conditions of approval to regulate a significant groundwater well.

Also, after discovering this error, I reviewed the remainder of the Ordinance language that the Council adopted in October 2018 and determined that there were no similar errors.

I will do my best to answer any questions posed by the Council or public.

**AMENDMENTS TO CHAPTER 102, ZONING
ARTICLE VIII, SUPPLEMENTARY DISTRICT REGULATIONS
DIVISION 7. SIGNIFICANT GROUNDWATER PERMIT
ADOPTED BY CITY COUNCIL ON OCTOBER 16, 2018**

Notes to Public:

- 1) The City Council adopted the following amendments to Chapter 102, Zoning, Article VIII, Supplementary District Regulations, Division 7, Significant Groundwater Permit, at its meeting of October 16, 2018. The net effect of these amendments was to establish a specific City permit requirement for a significant groundwater well. The amendments made major changes to the standards regarding significant groundwater wells adopted by the City Council at its meeting of April 18, 2018.
- 2) All language shown in Black Font is language that was not changed by the adopted amendments. All language shown in **Red Font** is language that was adopted by the Council at its meeting of October 16, 2018. All language shown in ~~Blue and Strike-Through Font~~ is language that was deleted from the Ordinance by the amendments adopted on October 16, 2018. All language shown in **Green Font** is explanatory language to the public; said language will not be part of the final Ordinance.

CHAPTER 102, ZONING

ARTICLE VIII, SUPPLEMENTARY DISTRICT REGULATIONS

Division 7. Significant Groundwater Well Permit.

Sec 102-1075. Purpose and Applicability.

Any person who proposes to remove groundwater in the amounts identified in this Division as part of a residential, commercial, industrial or land excavation operation, where such is allowed under Chapter 82, Shoreland or Chapter 102, Zoning, shall be required to obtain approval by the City Planning Board. The Planning Board, through its review of a permit application, shall establish that the water extraction associated with the significant groundwater well or wells will not have a significant adverse impact on the ongoing sustainability and quality of water supplies, will avoid the interruption or degradation of water quality and quantity to members of the general public within the City, and will generally protect the health, safety and welfare of persons dependent upon such water supplies.

This Division shall not apply to the extraction of groundwater by the Belfast Water District for the purposes of providing a public water supply, or for any public fire suppression operation.

Sec. 102-1076. Definitions.

- a) Extraction (or "water extraction" or "extraction of water") means withdrawal, removal, diversion, taking or collection by any means of water from groundwater sources, aquifers, springs, wells, pumps or similar sources.**
 - b) Extraction point or extraction facility means the physical location where water is extracted, whether by well, pump, pipeline, catchment, or other similar method.**
 - c) Ground water means underground water located in an aquifer or unconsolidated sediment or rock below the water table.**
 - d) Significant Groundwater Well. A well, wellhead, excavation, or other structure, device method used by a private person to obtain groundwater that is:
 - (1) Withdrawing at least 75,000 gallons during any week or at least 50,000 gallons on any day and is located at a distance of 500 feet or less from a coastal or freshwater wetland, great pond, significant vernal pool habitat, water supply well not owned or controlled by the private person (applicant), or river, stream or brook; or**
 - (2) Withdrawing at least 216,000 gallons during any week or at least 144,000 gallons on any day and is located at a distance of more than 500 feet from a coastal or freshwater wetland, great pond, significant vernal pool habitat, water supply well now owned or controlled by the private person (applicant), or river, stream or brook.****
- Withdrawals of water for firefighting or preoperational capacity testing are not applied to the above thresholds.**
- e) Significant Groundwater Well Permit. A permit required from the City Planning Board from any private person who proposes to operate a significant groundwater well.**
 - f) Water table means the underground water surface at which the pressure is equal to that of the atmosphere. The water table changes throughout the year in response to precipitation recharge and the level of nearby surface waters. The water table fluctuates naturally in response to recharge by precipitation and discharge to surface water.**

Sec. 102-1077. Application and Information Requirements.

- a) A private person who proposes an activity that qualifies as a significant groundwater well shall submit the following information to the Belfast Planning Board for review, and shall pay the specific fees identified in this Section. Said fees shall be in addition to**

fees identified in Chapter 82, Shoreland for a Shoreland Permit, Chapter 90, Site Plan, for a Site Plan Permit, Chapter 94, Subdivision, for a Subdivision Permit, and in Chapter 102, Zoning for a Use Permit, if said application for a significant groundwater well is submitted in conjunction with one or more of the above permit applications.

b) Permit Fees.

- 1) The permit fee to establish one or more significant groundwater wells shall be \$500.00 for the first significant groundwater well and \$250.00 for each additional significant groundwater well identified in the application, plus the cost of any required advertising associated with a public hearing that may be required. The City may waive the advertising cost for any application that is submitted as a component of a request for a Shoreland Permit, Site Plan Permit, Subdivision Permit, or Use Permit that requires advertising for a public hearing, and for which the City collects a fee for advertising.
- 2) A request to amend a permit for a significant groundwater well granted by the Belfast Planning Board shall be \$250.00, plus the cost of any required advertising for a public hearing for said permit. The City may waive the advertising cost for any application that is submitted as a component of a request for a Shoreland Permit, Site Plan Permit, Subdivision Permit or Use Permit that requires advertising for a public hearing, and for which the City collects a fee for advertising.

c) Application Requirements

The application shall be in writing and be accompanied by site plans prepared by a licensed surveyor, licensed engineer, or similar appropriately licensed professional. The application shall include:

- 1) Evidence of the Applicant's right, title and interest in and to the properties from which water is to be extracted.
- 2) A statement of the total maximum quantity of water to be extracted, expressed as the annual total, the maximum monthly rate, the maximum weekly rate, and the maximum daily rate. The rate shall be provided for the total number of wells operated on the property and for each well involved in the operation.
- 3) A site plan that accurately identifies the location(s) of the points of extraction by the groundwater well(s). The site plan shall identify the location of the proposed wells in relation to other proposed project development.
- 4) A hydro-geologic investigation report stamped by a Maine certified professional geologist or Maine registered professional engineer. The report shall, at a minimum, include the following information:

- (a) A map of the entire topographic drainage basin associated with the water extraction well(s) that identifies the basin boundaries, sub-basin boundaries that may be of significance to the recharge of the water extraction well(s), and the location of the groundwater well(s). The map shall identify wetlands that are greater than .5 acre in size, all streams, and all open bodies of water located on the site and in the surrounding area. The identification of off-site resources may be based on the best publicly available information.
- (b) A map that identifies the location of all public and private wells located within 1,000 feet of the proposed extraction wells. The map also shall identify all properties located within 2,000 feet of the proposed extraction wells that are served by public water.
- (c) An assessment of how the short-term and long-term rate and amount of groundwater extraction are estimated to impact local and regional ground water levels, wetlands, pond or lake levels, base flow in streams and any water quality changes in ground water and in surface water.
- (d) The characteristics of the groundwater resource or aquifer from which groundwater is proposed to be extracted, the rates of drawdown and rebound, the sustainable yearly rates, any depression(s) which may develop about the proposed wells, and other impacts on the water table and private or public wells located within 1,000 feet of the proposed extraction facilities shall be assessed. This assessment also shall identify potential impacts that could occur to water table and public or private wells located greater than 1,000 feet from the proposed extraction facilities.
- (e) An assessment (calculation) of how the proposed rates of extraction will be sustainable during a drought and how such rates of extraction would affect groundwater supplies located within the watershed. In conducting this assessment, the following shall be considered: historical data on the amount of rainfall and the length and severity of drought conditions that have occurred in Belfast, and said impacts on the variability of groundwater supplies in the Little River watershed; information that projects how future levels of rainfall over the next 10 years, 20 years and 50 years may affect drought conditions in Belfast and in Maine, particularly the length and severity of future drought conditions, and impacts on the variability of groundwater supplies in the Little River watershed; and an assessment of how a drought that has a probability of occurring in both a one in ten year period and in a two year in ten year period would affect groundwater supplies in the Little River watershed.
- (f) The report that is prepared shall identify and consider impacts on groundwater supplies located in the Little River watershed, including impacts that may occur on land areas that are located outside the municipal boundaries of Belfast.

- 5) Identification of an effective monitoring program that the City could implement to assist in ensuring that the rate and amount of groundwater extraction does not adversely affect groundwater resources and public and private wells located within 1,000 feet of the proposed extraction facilities.
- 6) A copy of all required permit applications that are submitted to a state or federal agency that has jurisdiction over the extraction of groundwater from a significant groundwater well, and copies of all correspondence issued by said state or federal agency regarding the respective permit application.
- 7) An applicant/person who proposes any of the following shall be required to obtain an amendment to the approved groundwater permit application: increase the amount of groundwater that was approved to be extracted; develop and use groundwater wells that were not identified in the approved application; cease use of groundwater wells identified in the original application and to shift the amount of water extracted from said well to another well; or to change the purpose for which groundwater is being extracted. Any request to amend an approved permit for the above purposes shall require an applicant/person to obtain an amendment from the Planning Board to the approved permit, and any amendment shall be considered pursuant to the process identified in this Division.

Sec. 102-1078. Planning Board review of application.

The Planning Board shall use the following process to review an application for a permit for a significant groundwater well. The Planning Board, in conducting its review of an application for a significant groundwater well permit that is submitted to the Board as a component of a request for one or more of the following permits: a Shoreland Permit pursuant to Chapter 82, Shoreland, Site Plan Permit pursuant to Chapter 90, Site Plan, Subdivision Permit pursuant to Chapter 94, Subdivision, or a Use Permit pursuant to Chapter 102, Zoning, may choose to conduct the public hearing process for the significant groundwater well permit in conjunction with the public hearings that are held for one or more of the above permits, and shall not be required to conduct an independent public hearing on the request for a permit for a significant groundwater well.

- a) Applicant shall submit a permit application to the Code and Planning Department that addresses all information required in Sec 102-1077.
- b) The Code and Planning Department, within 45 days of receiving a permit application that addresses requirements of Sec 102-1077, shall schedule the application for review by the City Planning Board.
- c) The City Planning Board shall conduct a public hearing on any permit application that is submitted. The Code and Planning Department, a minimum of 13 calendar days prior to the Planning Board meeting, shall provide written notice of the application and hearing date by first class mail to all property owners located

within a radius of 1,000 feet of the proposed groundwater well(s), and shall publish notice of the hearing in a newspaper with local circulation and on the City website. The first notice in the newspaper shall occur a minimum of 13 days prior to the Board meeting and the second notice a maximum of 7 days prior to the hearing.

- d) The Planning Board shall review the application and determine if it complies with the performance standards identified in Sec. 102-1079. The Board may establish conditions of approval as a requirement to obtain applicant compliance with the performance standards. The Planning Board shall adopt findings of fact to identify how it determined that the applicant proposal did or did not comply with City requirements.**

Sec. 102-1079. Performance Standards.

The City Planning Board must determine that an applicant request to extract groundwater by a significant groundwater well(s) has and will meet the following performance standards to grant a permit for a significant groundwater well(s).

- a) The quantity of water to be taken from a ground water source will not substantially lower the water table beyond the property lines, cause saltwater intrusion that would affect groundwater located on a property not owned by the applicant, cause unreasonable impacts to ground water flow patterns, or cause unreasonable ground subsidence beyond the property lines.**
- b) Any proposed use shall not cause unreasonable adverse diminution in water quality or quantity of the aquifer or surrounding surface/ground water. This includes any impacts to the upwelling of a natural spring, ground water source, aquifer recharge area, or wetlands.**
- c) Safe and healthful conditions shall be maintained at all times within and about the proposed use and structures.**
- d) The proposed use shall require the applicant to provide a stormwater management plan prepared and stamped by a professional engineer registered in the State of Maine that details both construction and long-term controls associated with the groundwater wells. The Planning Board may accept a stormwater management plan submitted for its review as a component of a Site Plan Permit, Shoreland Permit or Use Permit that satisfactorily addresses this requirement.**
- e) The proposed extraction site is not within the defined aquifer or groundwater recharge area of a public water supply, unless public notice is provided to the operator thereof, and the Planning Board has considered any information supplied by the operator and finds that no adverse affect on a public water supply will result.**
- f) The operator shall keep monthly operating records of the quantity of water extracted and shall make said operating records available to representatives of the City Code and Planning Department or a designee upon request.**

- g) Nothing in this procedure, and no decision by the City Planning Board shall be deemed to create groundwater rights other than those rights that the applicant may possess under Maine law.**
 - h) The City Planning Board, based on its review of all information submitted and considered as part of a permit application, shall have the authority to establish the maximum daily, weekly, monthly and annual quantity of groundwater that may be extracted; said amount shall not exceed the amount specified by the Applicant in its application. If an Applicant exceeds said amounts, the City shall have the authority to require the Applicant to reduce the volume of water it is using to the maximum amounts established in the City Permit.**
 - i) The applicant shall demonstrate that it possesses the expertise and financial resources to construct and operate the requested significant groundwater wells and to adhere to the conditions of approval adopted by the City Planning Board.**
 - j) The City Planning Board shall consider conditions of approval established by a state or federal agency that has jurisdiction to regulate a significant groundwater well and the extraction of groundwater resources and how said permit conditions may interact with the City Significant Groundwater Well Permit. The Planning Board may choose to use conditions enacted by a state or federal agency as a method to identify and obtain applicant compliance with conditions identified by the Planning Board.**
 - k) The City Planning Board shall have the authority to require an applicant to prepare and implement a monitoring program of wells located within 1,000 feet of the boundary line of the applicant property, and to require that said monitoring program be in effect for the time period that any significant groundwater well is in operation. The monitoring program shall consider the rate and total amount of groundwater being extracted, and shall monitor potential adverse impacts on private or public wells located in the above identified area. The Board, in establishing the monitoring program, shall, at a minimum, consider the following: recommendations from a hydro-geologist engaged by the City, recommendations from a hydro-geologist engaged by the applicant, recommendations identified by a state or federal permitting authority, and information provided by the public. The Planning Board may consider requiring the applicant to implement a monitoring program for private or public wells located more than 1,000 feet of the boundary line of a property on which one or more wells is operating, if information identified in a hydro-geologic assessment establishes the value of requiring a larger area to be subject to monitoring. All information obtained from a monitoring program shall regularly be provided to the City Code and Planning Department and all such information shall be considered public records.**
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CHAPTER 102, ZONING

ARTICLE IX, PERFORMANCE STANDARDS

DIVISION 2. Environmental Standards.

[Ord. No. 28-1997, § 700.0, 3-4-1997; Ord. No. 48-2001, 1-23-2001; Ord. No. 75-2001, 6-5-2001; Ord. No. 76-2001; 6-5-2001; Ord. No. 77-2001, 6-5-2001; Ord. No. 78-2001, 6-5-2001; Ord. No. 80-2001, 6-7-2001; Ord. No. 81-2001, 6-7-2001]

Sec. 102-1121. Applicability.

These standards apply to all properties located within the City, except properties that are located in the Route 3 Commercial District, the Searsport Avenue Waterfront District, the Searsport Avenue Commercial District, the Route 141 and Mill Lane Commercial District, the Route 137 Commercial District, the Route One South Commercial District, and the Office Park District, that are used for nonresidential uses.

- (1) Properties in the Route 3 Commercial District that are used for a nonresidential use are subject to the nonresidential development performance standards found in article IX, division 3 of this chapter.
- (2) Properties in the Searsport Avenue Water-front District, the Searsport Avenue Commercial District, the Route 141 and Mill Lane Commercial District, the Route 137 Commercial District, and the Route One South Commercial District that are used for a nonresidential use are subject to the nonresidential development performance standards found in article IX, division 4 of this chapter.
- (3) Properties in the Office Park District that are used for a nonresidential use are subject to the nonresidential development performance standards found in article IX, division 5 of this chapter.

[NOTE TO READER:

The current language for the Division 2, Environmental Standards, Sec. 102-1122. Subsurface Wastewater Disposal - through - Sec 102-1136, Soils, is not shown in these amendments. The current language for these Sections are not proposed to be changed as part of this proposal and are intended to remain in effect as currently adopted. This proposal involves the addition of two new Environmental Standards, including: Sec 102-1137. Significant Groundwater Well, and Sec 102-1138. Significant Water Intake or Significant Water Discharge/Outfall Pipe. It is specifically noted that the City Council, at the September 25, 2018 First Reading, chose to accept two recommendations from the Belfast Planning Board and that the final language for the October 9 Second Reading is different than the language for these two Sections that the Council adopted on April 17, 2018.]

Sec. 102-1137. Significant Groundwater Well.

(a) Exploration to establish a significant groundwater well.

A person may conduct exploratory drilling and testing to identify the potential availability of significant groundwater resources in anticipation of establishing a significant groundwater well. A permit from the Code Enforcement Officer shall be required for all such exploratory drilling. All areas disturbed by such exploratory drilling shall be restored and revegetated to prevent erosion.

(b) Extraction of a significant groundwater resource.

A request to extract water from a significant groundwater resource by the development of one or more significant groundwater wells shall require the issuance of a permit by the Belfast Planning Board pursuant to the process and standards identified in Chapter 102, Zoning, Article VIII, Supplementary District Regulations, Division 7, Significant Groundwater Well Permit.

~~A significant groundwater well may be permitted under the following conditions:~~

- ~~(1) The groundwater well complies with the minimum structure setback requirement identified for a permitted use in the respective Shoreland district, and the respective minimum structure setback requirements identified for the zoning district in which the groundwater well is located.~~
- ~~(2) A person (applicant) who proposes to install one or more significant groundwater wells shall prepare and submit a hydrological assessment to the City that~~
- ~~(3) A person (applicant) who proposes to install one or more significant groundwater wells shall provide evidence to the City that they can or have obtained a State Department of Environmental Natural Resources Protection Act permit for any and all proposed significant groundwater wells.~~
- ~~(4) In keeping with the purposes of this chapter, the Planning Board may impose such conditions designed as are necessary to minimize the adverse impacts associated with the drilling and operation of a significant groundwater well on surrounding uses and resources.~~