

RULE 52 - REGISTRATION REQUIRED

All existing or new Wells located within a Groundwater charge zone shall be registered by the Owner or Operator with the District or the District's delegated registrar. All existing Wells shall be registered pursuant to Rule 52-A. All new Wells shall be registered pursuant to Rule 52-B.

A. EXISTING WELL REGISTRATION

On or about January 9, 1981, the Owner or Operator of any existing Well shall register such Well by filing with the District or the District's delegated registrar, for each such Well:

1. A completed registration statement, in the form prescribed by the General Manager;
2. An executed Water Well Registration Form; and
3. The fee prescribed in Rule 60.

Registration of existing Wells after the above date must be submitted to the District along with the fee prescribed in Rule 60.

B. NEW WELL REGISTRATION

No later than thirty (30) days following the Completion of a Well, the Owner or Operator of any new Well shall register such Well by filing with the District or the District's delegated registrar for each such Well:

1. The completed application form(s) required by the Monterey County Department of Health prior to the issuance of a well construction permit pursuant to County Ordinance No. 1967;
2. An executed Water Well Registration Form; and
3. The fee prescribed in Rule 60. Registration of new Wells later than thirty (30) days following Completion of a Well must be submitted to the District along with the fee prescribed in Rule 60.

C. FEES FOR DELINQUENT WELL REGISTRATION

The District shall impose the following schedule of fees and charges on or after July 1, 1992, upon the registration of each Well to defray the costs of administration and enforcement of the Well registration requirement set forth by Regulation V.

<u>Date of Registration</u>	<u>Delinquent Registration Fee</u>
July 1, 1992 to September 30, 1992:	\$ 250.00
October 1, 1992 and thereafter:	\$ 500.00

The delinquent registration fee required by this rule shall not apply to the registration of any new Well, provided that Well is registered within 90 days of its completion, or within 90 days of its first use, or within 90 days of the date the Well first becomes operable, whichever date occurs first.

D. USE OF UNREGISTERED WELLS IS PROHIBITED

On and after October 1, 1992, the General Manager shall use the best efforts of the District to enforce Section 357 of the Water Management District Act as applied to each Well that has been completed for at least 90 days, and which has not been registered with the District as required by this regulation. Section 357 states, in part,

“The superior court... may issue a temporary restraining order prohibiting operation of any water producing facility upon the filing by the District with such court of a petition or complaint setting forth that... (the) water-producing facility... has not been registered with the District...”

In each such action, the District shall also request that the court award fees to the Water Management District in accord with Section 348 and Section 360 of the Water Management District Act, in addition to the schedule of fees and charges set forth in Paragraph C of this rule for the administrative costs of delinquent Well registration.

Prior to initiating any action under this provision, in addition to any other notice required by law, the District shall first publish the name of the Owner or Operator (if known) and location of the unregistered Well on the District's Consent Calendar.

Rule added by Ordinance No. 3 (7/11/80); formerly Rule 503, renumbered by Ordinance No. 6 (5/11/81); amended by Ordinance No. 56 (11/25/91); Ordinance No. 96 (3/19/2001); Ordinance No. 120 (3/21/2005); Ordinance No. 122 (8/15/2005); Ordinance No. 124 (7/17/2006)