

4725.1848 WELL MAINTENANCE PERMITS.**Subpart 1. Permit required.**

A. Annual maintenance permits are required for monitoring wells and dewatering wells that were constructed after January 1, 1990, and are not permanently sealed within 14 months of construction.

B. Annual maintenance permits are required for wells, including monitoring wells, dewatering wells, and water-supply wells, that are not in use and not sealed.

Subp. 2. Permit application. The owner of the property where the well is located must submit to the commissioner a maintenance permit application on a form provided by the commissioner. The application must be legible, accompanied by the correct fee, and signed by the property owner where the well is located. The permit application shall include the following information for each well:

A. the name, telephone number, and address of the property owner and well owner, if different;

B. the legal description of the well location; and

C. the Minnesota unique well number. If the unique number is not known, the depth, diameter, and construction of the well must be reported.

The commissioner shall review a permit application upon submission. A permit shall be issued if the application is complete and is in compliance with this chapter. A permit shall not be issued for a well that is required to be sealed by this chapter or Minnesota Statutes, section 103I.301.

Subp. 3. Permit conditions. The conditions in this subpart apply to maintenance permits.

A. Maintenance permits are not transferable. If ownership of the property changes, an application must be made for a new maintenance permit.

B. A maintenance permit is valid for one year from the date it is issued.

C. A maintenance permit does not allow construction or repair that would require notification or a permit according to this chapter.

D. The commissioner may deny a permit application or revoke a permit for violation of this chapter. The commissioner shall give the applicant or permit holder written notice of the permit application denial or permit revocation. The notice shall state the reason for denial or revocation.

Subp. 4. Well maintenance permits. An annual well maintenance permit is required for an unsealed dewatering well, monitoring well, or water-supply well that is not in use or

that is inoperable. The owner of the property on which such a well is located must submit the annual permit fee along with the permit application, or have the well sealed.

Subp. 5. **Monitoring well maintenance permits.** The provisions in items A to C apply to monitoring wells constructed after January 1, 1990.

A. The owner of property on which an unsealed monitoring well is located must obtain a maintenance permit starting 14 months after construction of the well and must pay the required permit fee. The permit must be renewed annually until the well is sealed.

B. A maintenance permit application must be completed for each monitoring well. However, a single permit application may be completed for monitoring wells used as leak detection devices at a petroleum bulk storage site or a motor fuel retail outlet. The permit must list each well and include the well location and unique well number. A site or outlet consists of a single continuous piece of property on which the petroleum bulk storage or retail motor fuel outlet is located. The site does not include other properties on which monitoring wells are constructed to evaluate a spill or leak associated with the petroleum facility.

C. Monitoring wells that are inoperable or not in use, or for which no maintenance permit has been obtained 14 months after construction, must be permanently sealed.

Subp. 6. **Dewatering well maintenance permits.** The conditions in items A to C apply to dewatering wells constructed after January 1, 1990.

A. No later than 14 months after construction of a dewatering well, the owner of the property on which a dewatering well is located must obtain a maintenance permit for an unsealed dewatering well and must pay the required permit fee. The permit must be renewed annually for wells that are in use.

B. A maintenance permit for a dewatering project of ten or more dewatering wells must list each well and include the well location and unique well number.

C. Dewatering wells that are inoperable or not in use, or for which no maintenance permit has been obtained, must be permanently sealed.

Statutory Authority: *MS s 103I.101; 103I.111; 103I.205; 103I.221; 103I.301; 103I.401; 103I.451; 103I.501; 103I.525; 103I.531; 103I.535; 103I.541; 103I.621; 144.05; 144.12; 144.122; 144.383; 157.04; 157.08; 157.09; 157.13*

History: *15 SR 78; 17 SR 2773; 18 SR 1222; 33 SR 211*

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