

Secretary of State
Certificate and Order for Filing
PERMANENT ADMINISTRATIVE RULES

I certify that the attached copies* are true, full and correct copies of the PERMANENT Rule(s) adopted on May 30, 2008 by the Water Resources Commission.

Oregon Water Resources Department, Technical Services Division
Agency and Division

Date prior to or same as filing date
OAR Chapter 690

Administrative Rules Chapter Number

Ruben Ochoa
Rules Coordinator

725 Summer St. NE, Suite A, Salem, OR 97301
Address

(503) 986-0874
Telephone

to become effective July 1, 2008. Rulemaking Notice was published in the February 1, 2008 Oregon Bulletin.**
Date upon filing or later Month and Year

RULE CAPTION

Special area standards for water supply well construction and maintenance.

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

List each rule number separately (000-000-0000)

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

ADOPT: OAR 690-215-0200

AMEND: OAR 690-200-0028; OAR 690-200-0050(3); OAR 690-210-0280; OAR 690-215-0060; OAR 690-215-0080

REPEAL: n/a

RENUMBER: n/a

AMEND & RENUMBER: n/a

Stat. Auth.: ORS 537.780, 536.027, 536.090

Other Auth.: ORS 537.505 through 537.795, 537.780(1)

Stats. Implemented: ORS

RECEIVED

JUN 27 2008

WATER RESOURCES DEPT.
SALEM, OREGON



RULE SUMMARY

The Water Resources Commission (Commission) adopted rules that establish special area standards for water supply well construction and maintenance in the Eola Hills Ground Water Limited Area and Pete's Mountain Area. Specifically, the rules require that all wells within both areas have a minimum of ¼-inch dedicated measuring tube installed at the time of pump installation, pump repair or pump replacement to give the Department access necessary to gather essential water level data. Additionally, these standards require that all new and deepened water supply wells that develop water from basalt within the Eola Hills Ground Water Limited Area be constructed with casing and seal to within 100 feet of the bottom of the well. Additionally, in both areas new wells require a six inch diameter casing.

Ruben F. Ochoa
Authorized Signer

RUBEN F. OCHOA
Printed name

6/18/2008
Date

*With this original, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules. **The Oregon Bulletin is published the 1st of each month and updates rules found in the OAR Compilation. For publication in Bulletin, rule and notice filings must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, when filings are accepted until 5:00 pm on the preceding workday.

ARC 930-2005

OREGON WATER RESOURCES DEPARTMENT

DIVISION 215

Maintenance, Repair and Deepening of Water Supply Wells

690-215-0005

Prevention of Groundwater Contamination, Health Hazard, and Waste

The landowner of the property on which the water supply well is constructed is ultimately responsible for the maintenance and use of the water supply well. All water supply wells should be disinfected following the installation of pumping equipment. Refer to OAR 690-210-0380, Appendix 2 for recommendations on well disinfection. The landowner shall maintain all water supply wells in a condition where they are not a health threat, a health hazard, a source of contamination or a source of waste of the ground water resource by allowing loss of artesian pressure or commingling of aquifers. If, in the opinion of the Director, a water supply well is a health threat, a health hazard, a source of contamination, or a source of waste of the ground water resource, the Director may order discontinuance of, or impose conditions upon, the use of the water supply well. In addition, the Director may order that the well be repaired or permanently abandoned in accordance with OAR chapter 690, divisions 215 and 220 of the Standards for Construction and Maintenance of Water Supply Wells in the State of Oregon.

[ED. NOTE: The Appendix referenced in this rule is available from the agency.]

Stat. Auth.: ORS 536.090 & ORS 537.505 - ORS 537.795

Stats. Implemented:

Hist.: WRD 3, f. & ef. 2-18-77; WRD 9-1978, f. 12-12-78, ef. 1-1-79; WRD 3-1983, f. & ef. 4-28-83; WRD 13-1986, f. 10-7-86, ef. 11-1-86, Renumbered from 690-062-0005; WRD 7-1988, f. & cert. ef. 6-29-88; WRD 21-1990, f. & cert. ef. 12-14-90; WRD 8-1993, f. 12-14-93, cert. ef. 1-1-94; WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0010

Maintenance of an Existing Well Following Construction of Replacement Well

Any time a new water supply well is constructed to replace an existing well which is a source of contamination, or is wasting the ground water resource by allowing loss of artesian pressure or commingling of aquifers, the existing well shall be repaired in compliance with these rules or abandoned in accordance with OAR 690-220-0030 through 690-220-0140.

Stat. Auth.: ORS 536.090 & ORS 537.505 - ORS 537.795

Stats. Implemented:

Hist.: WRD 7-1988, f. & cert. ef. 6-29-88; WRD 8-1993, f. 12-14-93, cert. ef. 1-1-94; WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0015

Accessibility to Well for Reconditioning, Repair or Abandonment

To enable drilling equipment future access to the water supply well for reconditioning, repair, or abandonment, the property owner should maintain a minimum five-foot separation distance between the well and any permanent structure.

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 7-1988, f. & cert. ef. 6-29-88; WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0016

Maintaining Well Setback Requirements

Within the boundaries of their own property, property owners are responsible for maintaining the applicable minimum setback distances for any well on their property. Refer to OAR 690-210-0030 for current minimum setback distances.

Stat. Auth.: ORS 536.090 & ORS 537.505 - ORS 537.795

Stats. Implemented: ORS 536.090 & ORS 537.505 - ORS 537.795

Hist.: WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0017

Down Well Continuous Water Treatment and Back-Siphon Prevention Devices

(1) If a chemical is used to treat well water, it shall not be allowed to come into contact with the inside of the well casing. Down well treatment of well water will only be allowed if a commercial water treatment system is used. Delivery pipes or tubes designed for use with the treatment chemicals shall be used to place the chemicals into the water in the well. This rule does not apply when disinfecting the well and the pumping equipment.

(2) In no event shall agricultural pesticides and fertilizers be allowed to enter a well.

(3) Back-siphon prevention equipment shall be installed on any irrigation system connected to a ground water source when fertilizers or any other chemicals are applied through the system. The landowner or other responsible parties shall be responsible for assuring that the back-siphon prevention equipment is installed and functions properly. (See Figure 215-1.) The landowner or other responsible parties shall inspect the device at least once per year, prior to the first use of the year, to ensure that the device is installed and functions properly.

(a) The irrigation system shall contain:

(A) An automatic low-pressure drain which shall:

(i) Be installed between the irrigation pump and the irrigation line check valve at the lowest point of the horizontal water supply pipeline;

(ii) Be designed to drain all incidental leakage from the check valve out of the irrigation pipeline before that leakage enters the water supply;

(iii) Be at least 3/4 inch in diameter with a closing pressure of not less than 5 psi;

(iv) Use a corrosion-resistant tube, pipe, or similar conduit to discharge the solution at least 20 feet away and down-slope from the irrigation water source and any other water sources. At the discharge point there shall be an air gap between the discharge pipe and the discharged solution;

(v) Not have any valves located on the outlet side of the drain tube; and

(vi) Have a dam or collection reservoir to prevent the discharged solution from pooling and draining back toward the water source.

(B) An inspection port which shall:

(i) Be located on top of the pipeline between the irrigation pump and the irrigation pipeline check valve, directly overhead of the low-pressure drain;

(ii) Have a minimum diameter opening of four inches from which the check valves and low-pressure drain shall be visible.

(C) An irrigation line check valve which shall:

(i) Consist of at least a single check valve;

(ii) Be located in the pipeline between the irrigation pump and the point of chemical injection into the irrigation pipeline, and downstream from a vacuum relief valve and automatic low-

pressure drain;

(iii) Be of heavy-duty construction with all materials resistant to corrosion or protected to resist corrosion;

(iv) Be spring-loaded and provide a watertight seal against reverse flow;

(v) Be labeled with the following information: manufacturer's name and model, working pressure in pounds per square inch (psi), maximum flow rate, and direction of flow;

(vi) Not consist of metal-to-metal seal surfaces; and

(vii) Be designed and rated for pressures expected to be encountered, including those caused by pumping, water hammers, back-pressure, or other sources. Installation shall be according to design and manufacturer's specifications and recommendations.

(D) An air/vacuum relief valve which shall:

(i) Be located on top of the horizontal irrigation pipeline between the irrigation pump and the irrigation line check valve; and

(ii) Have a total (individually or combined) orifice size of at least 3/4-inch diameter for a 4-inch pipe, a 1-inch diameter for a 5- to 8-inch pipe, a 2-inch diameter for 9- to 18-inch pipe, and a 3-inch diameter for a 19-inch and greater pipe.

(E) A chemical injection line check valve which shall:

(i) Be located between the chemical injection pump and the point of chemical injection into the irrigation line;

(ii) Be made of chemical-resistant material;

(iii) Prevent irrigation water under operating pressure from entering the chemical injection line; and

(iv) Prevent leakage from the chemical supply tank on system shutdown.

(F) A system interlock which shall: mechanically or electrically connect the water supply pump and the chemical injection unit for the purpose of automatically shutting down the chemical injection unit in the event of water supply pump shutdown or failure.

(b) If modifications or changes in design, technology, irrigation practices, or other reasons warrant the use or placement of equipment in lieu of that specified herein, the Director may allow for such changes. Requests for modifications shall be in writing, detailing the existing system and uses, and shall include specifications on the proposed changes. The modification shall provide protection to the ground water resource that is equal to or greater than that provided by the equipment required in this regulation;

(c) These regulations are in addition to equipment requirements for pesticide application under the Federal Insecticide, Fungicide and Rodenticide Act, and are not intended to replace those regulations;

(d) Irrigation systems that are subject to OAR 690-215-0017(3) and are connected to a public water system, shall meet the cross-connection control requirements in OAR chapter 333;

(e) Whenever the Director deems it appropriate, the Department may investigate alleged violation of statutes, standards or rules governing back-siphon prevention devices to determine whether a violation has occurred. Violations of OAR 690-215-0017 may be administered under ORS 536.900(1)(c), 537.990(3), or OAR chapter 690, division 260, as appropriate to gain compliance.

[ED. NOTE: Figure referenced in this rule are available from the agency.]

Stat. Auth.: ORS 536.090 & ORS 537.505 - ORS 537.795

Stats. Implemented:

Hist.: WRD 7-1988, f. & cert. ef. 6-29-88; WRD 1-1991, f. & cert. ef. 2-8-91; WRD 8-1993, f. 12-14-93, cert. ef. 1-1-94; WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0020

Valves and Casing on Artesian Wells

Valves and casing on all artesian wells shall be maintained in a condition so that the flow of water can be completely stopped when the water is not being put to beneficial use. All casing, liner pipe, and casing seals shall be maintained in a condition that will prevent surface or subsurface leakage of ground water. Valves shall be closed when water is not being put to beneficial use. During periods of subfreezing temperatures, a valve may be partially opened to prevent damage due to freezing.

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 3, f. & ef. 2-18-77; WRD 9-1978, f. 12-12-78, ef. 1-1-79; WRD 13-1986, f. 10-7-86, ef. 11-1-86, Renumbered from 690-062-0010 by WRD

690-215-0030

Casing and Liner Pipe

All casing and/or liner pipe used in the repair or deepening of water supply wells shall meet the minimum standards in OAR 690-210-0190 through 690-210-0290.

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 9-1978, f. 12-12-78, ef. 1-1-79; WRD 13-1986, f. 10-7-86, ef. 11-1-86, Renumbered from 690-061-0221; WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0040

Sealing of Casing after Disturbance

If in repair or deepening of a drilled well the old casing is withdrawn or advanced, the well shall be recased and resealed in accordance with the rules set forth in OAR 690-210-0020 through 690-210-0510.

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 9-1978, f. 12-12-78, ef. 1-1-79; WRD 13-1986, f. 10-7-86, ef. 11-1-86, Renumbered from 690-061-0226; WRD 7-1988, f. & cert. ef. 6-29-88; WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0045

Deepening of Wells

(1) The static water level shall be recorded prior to and after deepening a well. Both readings shall be recorded on the well log.

(2) The deepening of a water supply well shall not result in the commingling of aquifers.

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0050

Well Cover

All water supply wells shall be securely covered to prevent any foreign substance from entering the well, including any material which might contaminate the ground water. The well cover shall meet the requirements of OAR 690-220-0005.

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 13-1986, f. 10-7-86, ef. 11-1-86; WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0055

Well Identification Label Maintenance

The well label shall not be removed from the wellhead and shall be maintained by the landowner in an accessible location and in a readable condition. See OAR 690-200, Appendix 200-2 for well identification label placement instructions.

[ED. NOTE: Appendix referenced in this rule is available from the agency.]

Stat. Auth.: ORS 536.090 & ORS 537.505 - ORS 537.795

Stats. Implemented: ORS 536.090 & ORS 537.505 - ORS 537.795

Hist.: WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0060

Access Ports, Dedicated Measuring Tubes or Airlines

All water supply wells shall be equipped with ~~[a useable]~~ **an unobstructed** access port with a minimum diameter of 1/2 inch[-]. ~~[In addition, an airline with a pressure gauge adequate to determine]~~ **for the purpose of determining** the water level in the well at any time ~~[may be installed]~~. **Dedicated measuring tubes are recommended to be installed on all wells at the time of pump installation. Where required, dedicated measuring tubes shall be a minimum of 3/4-inch diameter schedule 40 PVC and shall extend to the top of the pump. The dedicated measuring tube shall be vented above and below the well cap and shall be attached to the pump column at 10 foot intervals with 10 mil plastic tape. The lower five feet of the dedicated measuring tube shall be either 0.020 inch machine slotted well screen or the lower 20 feet of the dedicated measuring tube shall be extensively perforated with 1/8 inch holes. The dedicated measuring tube shall be plugged or capped at the bottom (Figure 200-5). The dedicated measuring tube shall not be reduced in size over the length of the pipe and shall remain free from wire or other obstruction. An airline is not a substitute for a required dedicated measuring tube and, if installed, must enter the well in a location other than the access port. [Unless it is located inside the well casing,] A[~~a~~]ccess ports, dedicated measuring tubes or airlines shall be capped and a minimum of twelve inches above finished ground surface or pumphouse floor. [If an airline is installed and cannot be used as an access port, it must enter the well in a location other than the access port.] If the well has a pitless adaptor then the dedicated measuring tube shall terminate within six inches of the top of the well casing. The access port, ~~[or]~~ airline and dedicated measuring tube on all water supply wells required by OAR 690-210-0280 shall be maintained in a condition that will prevent contamination of the ground water[-], and ~~[Access ports and airlines]~~ shall remain **unobstructed and be maintained by the landowner so that the water level can be determined at any time.****

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 3, f. & ef. 2-18-77; WRD 9-1978, f. 12-12-78, ef. 1-1-79; WRD 13-1986, f. 10-7-86, ef. 11-1-86, Renumbered from 690-062-0015; WRD 7-2001, f. & cert. ef. 11-15-01; WRD May-2008, f & cert. ef. 7-1-08

690-215-0070

Pressure Gauge

The pressure gauge and petcock valve required by OAR 690-210-0155 shall be maintained so

that the artesian pressure can be accurately determined at any time (See Figure 210-7).

[ED. NOTE: Figures referenced in this rule are available from the agency.]

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 3, f. & ef. 2-18-77; WRD 9-1978, f. 12-12-78, ef. 1-1-79; WRD 13-1986, f. 10-7-86, ef. 11-1-86, Renumbered from 690-062-0020; WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0080

Flowmeters and Dedicated Measuring Tubes

The Director may require the landowner to install totalizing flowmeters or dedicated measuring tubes on any water supply well, either as a condition of a water right permit or at a later date as circumstances may warrant. The landowner may be required to install totalizing flowmeters or dedicated measuring tubes on existing permitted wells and on wells which are exempted by ORS 537.545.

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 13-1986, f. 10-7-86, ef. 11-1-86; WRD 7-2001, f. & cert. ef. 11-15-01; WRD May -2008 f & cert. ef. 7-1-08

690-215-0090

Conversion to an Artesian Well

If a water supply well becomes artesian upon deepening, the well shall be cased, sealed and completed in accordance with OAR 690-210-0155.

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 9-1978, f. 12-12-78, ef. 1-1-79; WRD 13-1986, f. 10-7-86, ef. 11-1-86, Renumbered from 690-061-0236; WRD 7-2001, f. & cert. ef. 11-15-01

690-215-0100

Drilling in a Dug Well

In no case shall a dug well be deepened by drilling methods.

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD 9-1978, f. 12-12-78, ef. 1-1-79; WRD 13-1986, f. 10-7-86, ef. 11-1-86, Renumbered from 690-061-0241

690-215-0200

Dedicated Measuring Tube

A dedicated measuring tube as described in 690-215-0060 shall be installed in any water supply well at the time of pump installation, pump repair or pump replacement in the following areas (See Figures 200-4, 200-5 and 200-7):

- 1. Petes Mountain Area of Clackamas County (See OAR 690-200-0028(2));**
- 2. Eola Hills Ground Water Limited Area of Polk and Yamhill Counties (See OAR 690-200-0028(3)).**

Stat. Auth.: ORS 183, ORS 536, ORS 537 & ORS 540

Stats. Implemented:

Hist.: WRD May-2008 cert. & f. ef. 7-1-08