

ORDINANCE 1187

AN ORDINANCE TO THE CITY OF ASHLAND, NEBRASKA TO ESTABLISH SECTION 3-123 OF THE ASHLAND MUNICIPAL CODE DESIGNATING A WELLHEAD PROTECTION AREA, AS APPROVED BY THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY, WELLHEAD PROTECTION PROGRAM, DATED OCTOBER 2018, TO PROVIDE FOR THE REPEAL OF ORDINANCES INCONSISTENT HERewith; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHLAND, NEBRASKA:

Section 1. Definitions. Wellhead Protection Area means the surface and subsurface area surrounding a public water supply well or wellfield, supplying a public water supply system, through which contaminants are reasonably likely to move toward and reach such water well or well field.

Section 2. The City Council designates a Wellhead Protection Area for the purpose of protecting the public water supply system. The boundaries of the Wellhead Protection Area are based upon the delineation map published by the Nebraska Department of Environment and Energy on October 2018. The boundaries of the Wellhead Protection Area are:

A PARCEL OF LAND LOCATED IN SECTIONS 33, 34 AND 35 IN TOWNSHIP 13 NORTH, RANGE 9 EAST OF THE SIXTH P.M., AND SECTIONS 1, 2, 3 AND 4 IN TOWNSHIP 12 NORTH, RANGE 9 EAST OF THE SIXTH P.M., ALL IN SAUNDERS COUNTY, NEBRASKA, BEING DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 33; THENCE EAST ON THE NORTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 2640 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID SECTION 34; THENCE EAST ON THE NORTH LINE OF SAID SECTION 34, A DISTANCE OF 5280 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID SECTION 35; THENCE EAST ON THE NORTH LINE OF SAID SECTION 35, A DISTANCE OF 5280 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF SAID SECTION 35; THENCE SOUTH ON THE EAST LINE OF SAID SECTION 35, A DISTANCE OF 5280 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF SAID SECTION 35; THENCE EAST ON THE NORTH LINE OF SAID SECTION 1, A DISTANCE OF 2000 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF TRACT 22 OF THE NORTHWEST QUARTER OF SAID SECTION 1; THENCE SOUTH ON THE WEST LINE OF SAID TRACT 22, A DISTANCE OF 1584 FEET, MORE OR LESS, TO THE NORTH LINE OF STAMBAUGH'S ADDITION TO THE CITY OF ASHLAND; THENCE EAST ON SAID NORTH LINE, A DISTANCE OF 536 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF SAID STAMBAUGH'S ADDITION;

THENCE SOUTH ON THE EAST LINE OF SAID STAMBAUGH'S ADDITION, A DISTANCE OF 545 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF BLOCK 14 OF SAID STAMBAUGH'S ADDITION; THENCE SOUTHEASTERLY ON THE CURRENT CORPORATE LIMITS LINE OF ASHLAND, A DISTANCE OF 100 FEET, MORE OR LESS TO THE NORTHWESTERLY RIGHT OF WAY LINE OF THE BURLINGTON NORTHERN RAILROAD; THENCE NORTHEASTERLY ON SAID NORTHWESTERLY RIGHT OF WAY LINE AND ON SAID CORPORATE LIMITS LINE, A DISTANCE OF 350 FEET, MORE OR LESS; THENCE SOUTHEASTERLY ON SAID CORPORATE LIMITS LINE, A DISTANCE OF 300 FEET, MORE OR LESS, TO THE SOUTHERLY RIGHT OF WAY LINE OF THE BURLINGTON NORTHERN RAILROAD; THENCE NORTHEASTERLY ON SAID SOUTHEASTERLY RIGHT OF WAY LINE AND SAID CORPORATE LIMITS LINE, A DISTANCE OF 2100 FEET, MORE OR LESS, THENCE SOUTHEASTERLY ON SAID CORPORATE LIMITS LINE, A DISTANCE OF 260 FEET, MORE OR LESS, TO THE SOUTHEASTERLY RIGHT OF WAY LINE OF UNITED STATES HIGHWAY 6; THENCE SOUTHWESTERLY ON SAID SOUTHEASTERLY RIGHT OF WAY LINE, A DISTANCE OF 2500 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF TRACT "A" OF HULL'S COMMERCIAL TRACTS AS PLATTED IN THE CITY OF ASHLAND; THENCE SOUTH ON THE WEST LINE OF SAID TRACT "A", A DISTANCE OF 306 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF SAID TRACT "A"; THENCE EAST ON THE NORTH LINE OF BIRCH STREET, A DISTANCE OF 590 FEET, MORE OR LESS, TO THE EAST LINE OF 4TH STREET; THENCE SOUTH ON THE EAST LINE OF 4TH STREET, A DISTANCE OF 1865 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF BEETISON'S ADDITION TO THE CITY OF ASHLAND; THENCE WEST ON THE SOUTH LINE OF GROVE STREET AND ITS WESTERLY EXTENSION, A DISTANCE OF 1900 FEET, MORE OR LESS, TO THE CURRENT CORPORATE LIMITS LINE OF ASHLAND; THENCE NORTH ON SAID CORPORATE LIMITS LINE, A DISTANCE OF 360 FEET, MORE OR LESS; THENCE WESTERLY ON SAID CORPORATE LIMITS LINE, A DISTANCE OF 1570 FEET, MORE OR LESS, TO THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 2; THENCE SOUTH ON THE EAST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 1300 FEET, MORE OR LESS TO THE SOUTHEAST CORNER OF SAID SECTION 2; THENCE WEST ON THE SOUTH LINE OF SAID SECTION 2, A DISTANCE OF 5280 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF SAID SECTION 2; THENCE WEST ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 3, A DISTANCE OF 2640 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER; THENCE NORTH ON THE WEST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 2640 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID SOUTHEAST QUARTER; THENCE WEST ON THE SOUTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 3, A DISTANCE OF 2640 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE WEST ON THE SOUTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 4, A DISTANCE 2640 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF SAID NORTHEAST QUARTER; THENCE NORTH ON THE WEST LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 2640 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER; THENCE WEST ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 33,

A DISTANCE OF 1000 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF THE WEST 11 ACRES OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER; THENCE NORTH ON THE EAST LINE OF SAID WEST 11 ACRES, A DISTANCE OF 1320 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF SAID WEST 11 ACRES; THENCE EAST ON THE NORTH LINE OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER, A DISTANCE OF 1000 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER; THENCE NORTH ON THE WEST LINE OF THE EAST HALF OF SAID SECTION 33, A DISTANCE OF 3960 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

Section 3. That a copy of the map of the Wellhead Protection Area for the City of Ashland, Nebraska is on file and shall be kept in the office of the City Clerk for the City of Ashland, Nebraska.

Section 4. That all Ordinances previously adopted by the City of Ashland, Nebraska, which are inconsistent and in conflict herewith this Ordinance are hereby repealed and without further force of effect.

Section 5. That this ordinance shall be in full force and take effect from and after its passage, approval, and publication as required by law.

PASSED AND APPROVED this 17th day of December, 2020.

CITY OF ASHLAND
SAUNDERS COUNTY, NEBRASKA

BY: *Richard Grauerholz*
Richard Grauerholz, Mayor

ATTTEST:

Kathleen Sliva
Kathleen Sliva, City Clerk



