

**MECKLENBURG COUNTY BOARD OF COMMISSIONERS
RESOLUTION AMENDING THE CURRENT BOARD OF HEALTH RULE GOVERNING
GROUNDWATER WELLS AND PRIVATE DRINKING WATER SUPPLY WELLS IN MECKLENBURG
COUNTY**

WHEREAS, the Board of Commissioners of Mecklenburg County, as a Consolidated Human Services Agency (CHSA), exercising the powers and duties of a local Board of Health adopted Board of Health Rules regulating groundwater wells and private drinking water supply wells in 2004, which were most recently amended in 2011; and

WHEREAS, the purpose of the rule was to require registration, permitting and monitoring of certain wells in Mecklenburg County; and

WHEREAS, it has become necessary to revise the 2011 amended rules: and

WHEREAS, on January 13, 2026, the Mecklenburg County Health Director proposed the following amendments to the groundwater and private drinking water supply wells to better align with practice and regulations and requested the Board of Commissioners amend the rules at an upcoming meeting; and

Proposed the following amendments:

For Groundwater Wells -

- Divide the rules into 2 separate rules:
 - Private Drinking Water Supply Wells
 - Wells Other Than Drinking Water Supply Wells
 - Irrigation, Transient Non-Community (TNC) /Non-Transient Non-Community (NTNC) wells
- Update statutory references
- Add appeals procedures to each Rule consistent with state statute
- Clarify that these are Board of Health Rules, not local ordinances or regulations

For Private Drinking Water Supply Wells -

- Adopt State's well construction standards
- Area of Regulated Groundwater Usage (ARGU) reviews that require restrictions i.e. (requiring full grout or sampling requirements) will be required to be recorded with the Register of Deeds prior to issuing a well permit

For Other than Drinking Water Supply Wells

- Adopt State's well construction standards
- Eliminate exemption for sites designated at high-risk from monitoring well payments
 - Sites deemed "orphan" sites can still be exempted if monitoring wells are installed to determine responsible party for contamination

WHEREAS, notice of the proposed amendments has been published at least ten days prior to this meeting,

Now, therefore,

Be it RESOLVED by the Mecklenburg County Board of Commissioners that the proposed and recommended amendments to the rules governing Groundwater Wells and Private Drinking Water Supply Wells in Mecklenburg County are hereby amended as recommended by the Health Director, which amendments shall be effective as of March 18, 2026.

This 17th day of March 2026.

Mark Jerrell, Chairman

Clerk to the Board