

# Article 13. “EBP” Equus Beds Aquifer Protection District

Section 13.01	Purpose and Intent
Section 13.02	Boundaries of District
Section 13.03	Prohibited Uses
Section 13.04	Definitions

## Section 13.01 **PURPOSE AND INTENT.**

The “EBP” overlay district is intended to provide supplemental development regulation in the area so designated to protect the quality of the Equus Beds Aquifer, which serves as the region’s water resources, so as to ensure a safe supply of drinking water for present and future generations. Restrictions shall apply to land use activities, which have the potential to contaminate water resources. This article applies to any person, firm or corporation within the EBP overlay district that establishes or proposes to establish new, expanded, enlarged or different land use or activity. The EBP overlay district is an overlay whose boundaries are superimposed on all districts established by this resolution. It is not intended that these regulations interfere with, abrogate, or annul any other rules or regulations of this Unified Development Code, except that if the EBP district imposes a greater restriction than the underlying zoning district regulations, they shall control.

## Section 13.02 **BOUNDARIES OF DISTRICT.**

The boundaries of the Equus Beds Protection Overlay District are shown upon the official zoning map that have been made a part hereof by reference.

## Section 13.03 **PROHIBITED USES.**

1. Sanitary landfill, solid waste transfer facility.
2. Waste disposal (e.g., septic tank sludge disposal), except the spreading of solid and liquid animal waste.
3. Hazardous waste treatment, storage and disposal facilities.
4. Disposal of snow containing de-icing chemicals.
5. Injection well (unless approved by GWD #2).
6. Underground storage tanks for petroleum products or other hazardous materials.
7. Junk or salvage yard.
8. Manufacture of a hazardous substance.
9. Unenclosed storage of road salt.

10. Storage and primary electrical battery processing and reprocessing.
11. Chemical or biological laboratories.
12. Reserved.

Section 13.04 **DEFINITIONS.**

1. Hazardous materials means a material which is defined in one or more of the following categories:
  - a. Ignitable: A gas, liquid, or solid which may cause fires through friction, absorption of moisture, or which has low flash points. Examples: White phosphorous and gasoline.
  - b. Carcinogenic: A gas, liquid, or solid which is normally considered to be cancer causing or mutagenic. Examples: PCB's in some waste oils.
  - c. Explosive: A reactive gas, liquid, or solid that will vigorously and energetically react uncontrollably if exposed to heat, shock, pressure, or combinations thereof. Examples: dynamite, organic peroxides, and ammonium nitrates.
  - d. Highly toxic: A gas, liquid, or solid so dangerous to humans as to afford an unusual hazard to life. Examples: parathion and chlorine gas.
  - e. Moderately toxic: A gas, liquid, or solid that through repeated exposure or in a single large dose can be hazardous to humans. Example: atrazine.
  - f. Corrosive: Any material, whether acid or alkaline, which will cause severe damage to human tissue, or in case of leakage might damage or destroy other containers of hazardous materials and cause the release of their contents. Examples: battery acid and phosphoric acid.