



APPLICATION FOR WELL PERMIT AND PROCEDURES UNDER EXECUTIVE ORDER N-3-23

Governor Gavin Newsom has signed Executive Order N-7-22 (Executive Order) in response to extreme and expanding drought conditions. **Effective immediately**, San Bernardino County Environmental Health Services (EHS) is prohibited from issuing a construction permit for a new groundwater well or for alteration of an existing groundwater well unless certain requirements are met, or the permit falls within the limited exemption to the requirements. A complete copy of the Executive Order is available here: <https://www.gov.ca.gov/wp-content/uploads/2022/03/March-2022-Drought-EO.pdf> (refer to Paragraph 9). On February 13, 2023 via Executive Order N-3-23, Governor Newsom reaffirmed the provisions of the Executive Order except as modified therein (the modification to Paragraph 9 is the inclusion of an additional exemption identified below). A complete copy of the Executive Order is available here: <https://www.gov.ca.gov/wp-content/uploads/2023/02/Feb-13-2023-Executive-Order.pdf?emrc=b12708>.

Limited Exemption

Paragraph 4 of the Executive Order does *not* apply to permits for wells that will provide *less than two (2) acre-feet per year* of groundwater for *individual domestic users*, or that will exclusively provide groundwater to public water supply systems as defined in Health and Safety Code Section 116275 (code available here: https://oehha.ca.gov/media/health_saf_code_ss_116275.pdf). In addition, as modified by Executive Order N-3-23, Paragraph 4 also does not apply to permits for wells that are replacing existing, currently permitted wells with new wells that will produce an equivalent quantity of water as the well being replaced because it has been acquired by eminent domain or while under threat of condemnation.

If an Application for Well Permit for a new groundwater well, or for alteration of an existing groundwater well, identifies the intended use in the well proposal details as ***individual domestic use and produces less than two (2) acre feet per year of groundwater***, EHS will exempt the permit from the requirements of the Executive Order. For the permit to be exempt, the owner of the well must check the appropriate box and sign the declaration attached as **Exhibit A.1**. Exhibit A must be submitted with the Application for Well Permit and supporting written documentation.

If an Application for Well Permit for a new groundwater well, or for alteration of an existing groundwater well, identifies the intended use in the well proposal details as a ***public/community water system***, EHS will treat the permit as exempt from the requirements of the Executive Order. The authorized representative of the permitted public water system must provide the identification number and submit the declaration attached as **Exhibit B** with the Application for Well Permit for the permit to be exempted.

If an Application for Well Permit for a new groundwater well, or for alteration of an existing groundwater well identifies the well as a ***replacement well*** because it has been acquired by eminent domain or acquired while under threat of condemnation, EHS will exempt the permit from the requirements of the Executive Order. For the permit to be exempt, the owner of the well must check the appropriate box and sign the declaration attached as **Exhibit C.1**. Exhibit C must be submitted with the Application for Well Permit and supporting written documentation.



Licensed Professional Geologist Report Required for all Non-Exempt Wells

Regardless of the well's location, the Application for Well Permit for a non-exempt new or altered groundwater well must be accompanied by a report signed by a licensed California Professional Geologist with a Certified Hydrogeologist specialty certification. The specialist must conclude that extraction of groundwater from the well is not likely to interfere with the production and functioning of existing nearby wells **and** is not likely to cause subsidence that would adversely impact or damage nearby infrastructure (refer to Paragraph 4b of the Executive Order). The owner of a non-exempt well must check the appropriate box and sign the declaration attached as **Exhibit A.2 and C.2**. A copy of these exhibits and additional documents required by EHS must be submitted with the Application for Well Permit.

Verification from Groundwater Sustainability Agency for Certain Non-Exempt Wells

Additionally, EHS will not issue a water well construction permit for a non-exempt new groundwater well, or alteration of an existing groundwater well, located within the following areas: Upper Santa Ana Valley – Yucaipa (Basin Number 8-002.07), Indian Wells Valley (Basin Number 6-054) or Coachella Valley – Mission Creek (Basin Number 7-021.02) or a basin classified as medium- or high-priority as identified by the Department of Water Resources without first obtaining from the relevant Groundwater Sustainability Agency the verification required per Paragraph 4a of the Executive Order in addition to the report described above. For additional information visit: <https://gis.water.ca.gov/app/bp-dashboard/final/>.



EXHIBIT A

Exhibit A.1 - Executive Order Exempt

As the owner of the proposed well or existing well to be altered, and as a necessary condition on the issuance of a water well construction permit for a new groundwater well or alteration of an existing groundwater well, I hereby declare for myself or an authorized representative that **no more than two (2) acre-feet per year** will be pumped from the well **and** that all water pumped from the well will be **used only to supply water for the domestic needs** of an individual residence.

Note: Additional documentation required must be submitted upon review of Application for Well Permit.

Exhibit A.2 - Executive Order Non-Exempt

As the owner of the proposed well or existing well to be altered, I hereby declare that if the well does not meet the requirements above, I or an authorized representative must provide a report signed by a licensed California Professional Geologist with a Certified Hydrogeologist specialty certification.

Note: The report signed by a licensed California Professional Geologist with a Certified Hydrogeologist specialty certification must be submitted with the Application for Well Permit.

By checking the box and signing below, I acknowledge that I read, understand and accept any terms and conditions outlined in Exhibit A.

As the owner of the proposed well or existing well to be altered, I hereby declare that the well will not be used for illegal purposes.

SIGNATURE SECTION		
Printed Name:	Signature:	Date:
OFFICE USE ONLY		
APN:	SR:	



EXHIBIT B

Executive Order Limited Exemption - Well for a Public Water Supply System

The public water system name is: _____.

The public water system identification number is: _____.

As an authorized representative for the water system identified above, I hereby declare that the proposed well or existing well to be altered will be exclusively used to provide groundwater to the public water supply system for human consumption as defined in Health and Safety Code Section 116275. I further declare that a previously constructed public water supply system well will not be replaced by the proposed well such that the previously constructed well can be used for purposes other than human consumption.

By signing below, I acknowledge that I read, understand and accept any terms and conditions outlined in Exhibit B.

SIGNATURE SECTION	
Printed Name:	Title:
Signature:	Date:
OFFICE USE ONLY	
APN:	SR:

Note: If the proposed or existing well to be altered does not follow the requirements listed above, a report signed by a licensed California Professional Geologist with a Certified Hydrogeologist specialty certification must be accompanied in addition to the Application for Well Permit to determine the impact of the proposed or well to be altered for my property. As the owner or authorized representative of the proposed well or existing well to be altered, I will also need to abide with the requirements listed on the Executive Order.



EXHIBIT C

Exhibit C.1 – Executive Order Exempt

Well Replacing Existing Well Due to Eminent Domain: As the owner of the proposed well or existing well to be altered or as an authorized representative therefrom and as a necessary condition on the issuance of a water well construction permit for a new groundwater well or alteration of an existing groundwater well, I hereby declare for myself or an authorized representative that the well is replacing an existing, currently permitted well and will produce an equivalent quantity of water as the well being replaced **and** that the existing well is being replaced because it has been acquired by eminent domain or while under threat of condemnation referred to in Executive Order N-3-23, Paragraph 4.

Note: Additional documentation required must be submitted upon review of Application for Well Permit.

Exhibit C.2 – Executive Order Non-Exempt

As the owner of the proposed well or existing well to be altered, I hereby declare that if the well does not meet the requirements above, I or an authorized representative must provide a report signed by a licensed California Professional Geologist with a Certified Hydrogeologist specialty certification.

Note: The report signed by a licensed California Professional Geologist with a Certified Hydrogeologist specialty certification must be submitted with the Application for Well Permit.

By checking the box and signing below, I acknowledge that I read, understand and accept any terms and conditions outlined in Exhibit C.

As the owner of the proposed well or existing well to be altered, I hereby declare that the well will not be used for illegal purposes.

SIGNATURE SECTION		
Printed Name:	Signature:	Date:
OFFICE USE ONLY		
APN:	SR:	



APPLICATION FOR WELL PERMIT

THIS SECTION TO BE COMPLETED BY APPLICANT • HEALTH PERMITS ARE NOT TRANSFERABLE

SECTION 1 PROPERTY INFORMATION

Property Owner:			Phone Number:		
Site Address:		City:	State:	Zip:	
Assessor's Parcel Number:		Email:			
Township	North/South Tier:	East/West Range:	Section:		
Well Head	Latitude (decimal):	Longitude (decimal):			
Property Owner's Mailing Address:		City:	State:	Zip:	

SECTION 2 CONSULTANT INFORMATION

Name of Consultant:		Email:		Phone Number:	
Address:		City:	State:	Zip:	

SECTION 3 REGISTERED WELL DRILLER INFORMATION

Name of Driller:			Phone Number:		
Email:			C-57 License Number:		
Return Well Permit To: <input type="checkbox"/> Well Driller <input type="checkbox"/> Consultant <input type="checkbox"/> Property Owner			Return by: <input type="checkbox"/> Mail <input type="checkbox"/> Email		

SECTION 4 TYPE OF WORK

<input type="checkbox"/> New	<input type="checkbox"/> Reconstruction	<input type="checkbox"/> Destruction
Start Date:	Completion Date:	Estimated Groundwater Depth:

SECTION 5 WELL TYPE

<input type="checkbox"/> Agriculture – Specify Use:	<input type="checkbox"/> Geothermal	<input type="checkbox"/> Industrial
<input type="checkbox"/> Cathodic	<input type="checkbox"/> Horizontal	<input type="checkbox"/> Monitoring/Observation
<input type="checkbox"/> Community/PWS/City – Specify Use Below Use:	<input type="checkbox"/> Residential – cannot be used as a community well	<input type="checkbox"/> Test
		<input type="checkbox"/> Other:

SECTION 6 ANNULAR SEAL

Seal Depth (ft.):	Annular Seal Thickness:	Sealing Material (must be placed in one continuous pour):	
Driven Conductor Diameter (in.):	Wall (gauge) (in.):	Thickness (in.):	Drilling Method:

SECTIONS 7 THROUGH 10 TO BE ESTIMATED FOR NEW WELLS, EXACT FOR ALL OTHER WELLS

SECTION 7 DIMENSIONS

Proposed Depth of Well (ft.):	Existing Depth of Well (ft.):	Diameter of Bore (in.):
-------------------------------	-------------------------------	-------------------------

SECTION 8 CASING INSTALLED

<input type="checkbox"/> Casing Material:		<input type="checkbox"/> ATSM/AWWA/APPI	
From (ft.)	To (ft.)	Diameter (in.)	Wall (Gauge)
Gravel Pack: <input type="checkbox"/> Yes <input type="checkbox"/> No	From (ft.):	To (ft.):	
Specify Other Backfill Material:	From (ft.):	To (ft.):	

SECTION 9 PERFORATIONS (list all if applicable)

From (ft.):	To (ft.):	Well Screen Size:	Pumping Rate (gpm):
-------------	-----------	-------------------	---------------------

SECTION 10 SEALED ZONES (list all if applicable)

From (ft.):	To (ft.):
-------------	-----------

SECTION 11 PLOT PLAN

- A. In perspective to the well site, sketch and label the following items **on a separate paper**: well lot property lines, other wells (include abandoned wells), sewage disposal systems (sewers, septic tanks, leaching fields, seepage pits, cesspools), lakes and ponds, watercourses and animals or fowl kept.
- B. Indicate the distance in **feet**, of any of the above that are within 500 ft. of the well site. The plot plan needs to be drawn to scale (½ inch = 100 feet). Show the approximate drainage pattern of the property and show access roads to the well site within 500 feet.
- C. None of the above is within 500 feet.
- D. Solid or Liquid Disposal Site within Two Miles: Yes No Location:

SECTION 12 METHOD OF CONSTRUCTION OR DESTRUCTION

Provide the method of construction/destruction **on a separate sheet of paper** and submit it with the application. The method must be in accordance with the standards recommended in the California Department of Water Resources Bulletin No. 74-81 and 74-90. Title 22 standards must also be followed for public water supply wells.

I will submit water well drillers report to Environmental Health Services (EHS) within 30 days of completion and will construct or destroy well/borings in accordance with the Application for Well Permit and Water Well Standards Bulletin 74-81 & 74-90.

SECTION 13 AGREEMENT AND SIGNATURE

Indemnification – The Contractor agrees to indemnify, defend (with counsel reasonably approved by County) and hold harmless the County and its authorized officers, employees, agents and volunteers from any and all claims, actions, losses, damages, and/or liability arising out of this contract from any cause whatsoever, including the acts, errors or omissions of any person and for any costs or expenses incurred by the County on account of any claim except where such indemnification is prohibited by law. This indemnification provision shall apply regardless of the existence or degree of fault of indemnitees. The Contractor’s indemnification obligation applies to the County’s “active” as well as “passive” negligence but does not apply to the County’s “sole negligence” or “willful misconduct” within the meaning of Civil Code Section 2782.

I have read this application and agree to comply with all laws regulating the type of work being performed. I understand:

- This permit does not absolve or replace any obligations or requirements from applicable water districts/other agencies.
- That all completed work must meet the requirements as stated in this well application and that the property owner has given authorization to install the well on their property in accordance with all applicable laws and regulations.

Electronic Signature Only: By checking this box, I confirm I am submitting this application electronically and that the information on this form is true and correct. I also acknowledge that I have read, understand and accept any terms and conditions of this form.

C-57 Contractor’s Signature: _____ Date: _____

Print Contractor’s Name: _____

For Office Use Only – Disposition of Permit

<input type="checkbox"/> Sent to Water Agency <input type="checkbox"/> Approved subject to the following:	Permit Number:	
	Expiration Date:	
	WP Number:	

- A. Notify EHS at (800) 442-2283 at least 72 hours in advance to inspection. Failure to cancel or reschedule appointments may result in an additional hourly fee. Inspections are conducted Monday – Friday between 8:00 a.m. to 5:00 p.m. for the following operations:
 - Prior to sealing of the annular space or filling of the conductor casing.
 - After installation of the surface protective slab and pumping equipment.
 - After installation of the surface features.
 - During destruction of wells, prior to pouring the sealing material.
- B. Submit a copy of the Water Well Driller’s Report to EHS within 30 days of the completion of work.
- C. This parcel falls within _____ area. Contact _____ prior to construction.

Comments: _____

For Office Use Only

Fee:	FA Number:	Designated Employee:	PE Number:
Late Fee: Y N	Record ID:	Received By:	Date:
Check One: <input type="checkbox"/> New <input type="checkbox"/> Transfer <input type="checkbox"/> Reactivate		Changes (please specify):	