

--- VARIANCE PERMIT APPLICATION ---

State of Montana  
Board of Water Well Contractors  
PO Box 201601  
Helena, MT 59620-1601  
(406) 444-6643  
[www.bwwc.mt.gov](http://www.bwwc.mt.gov)

BWWC USE ONLY	
Date received	_____
Date accepted	_____
Date denied	_____
Fee	_____

**VARIANCE PERMIT FROM THE BOARD OF WATER WELL CONTRACTORS**

Section 36.21.680 ARM provides for a variance from water well construction standards, provided the Board issues a permit.

The completed application must be returned to this Board, and the permit issued and received *before* the drilling or abandonment operation can be started.

**A fee of \$100 must accompany this application.** Please type or print:

**APPLICANT'S NAME:** \_\_\_\_\_

**MAILING ADDRESS:** \_\_\_\_\_  
(Street or box number) (City) (State) (Zip)

**TELEPHONE NUMBERS:** HOME \_\_\_\_\_ OFFICE \_\_\_\_\_  
CELL \_\_\_\_\_ FAX \_\_\_\_\_

**LICENSED DRILLER:** \_\_\_\_\_ LIC # \_\_\_\_\_  
Phone number: \_\_\_\_\_

**Use of well** (circle all that apply): stock domestic irrigation industrial

**WELL LOCATION:**  
ADDRESS: \_\_\_\_\_

\_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 of Section \_\_\_\_\_, Township \_\_\_\_\_, Range \_\_\_\_\_, County \_\_\_\_\_

GPS READING: Latitude \_\_\_\_\_ Longitude \_\_\_\_\_

Horizontal Datum: NAD 27  NAD 83  WGS84

**LANDOWNER** (if different from applicant): \_\_\_\_\_

Address: \_\_\_\_\_

*Explain in detail the method to be used in constructing/abandoning the well. Identify the existing standard that can not be complied with. Use and attach additional sheets of paper to fully describe the proposed design.*

I hereby certify that the information contained in this application is true and correct. I will comply with the provisions of the issued permit, and Montana Water Well Construction Standards.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
Permit Application Approval (BWWC)

\_\_\_\_\_  
(Date)

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**REQUIRED WELL INFORMATION**

1) Purpose of well construction/abandonment: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2) Distance in feet to nearest well: \_\_\_\_\_  
Distance to septic tank, drainfield, or other hazardous wastes (surface or subsurface): \_\_\_\_\_  
\_\_\_\_\_

3) The unusual condition(s) existing at the well site: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4) The reason that compliance with the rules for minimum well standards cannot be followed:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5) The proposed changes that the water well contractor believes will be adequate for his particular well: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

6) Attach a drawing with written explanation showing the pertinent features of the proposed well design and construction:

Drawing attached    Yes \_\_\_\_\_    No \_\_\_\_\_

## ADMINISTRATIVE RULE OF MONTANA

### 36.21.680 VARIANCES

(1) When, due to special circumstances beyond the control of the contractor, compliance with these minimum construction standards is impossible or otherwise unreasonably difficult, a variance may be requested from the board of water well CONTRACTORS prior to beginning or continuing construction of the well. The request for a variance shall be in writing and shall include:

- (a) the purpose of the well construction;
- (b) the location of the well;
- (c) name and address of the owner;
- (d) distance to the nearest well, septic tank, drainfield, or other hazardous wastes--surface or subsurface;
- (e) the unusual conditions existing at the well site;
- (f) the reasons that compliance with the rules for minimum standards will not result in a satisfactory well;
- (g) the proposed standards that the water well contractor believes will be adequate for his particular well; and
- (h) a drawing with written explanation showing the pertinent features of the proposed well design and construction.

(2) If the board finds that special circumstances beyond the control of the contractor make compliance with existing standards impossible or otherwise unreasonably difficult, and finds that the proposed variance will adequately protect the public and the ground water RESOURCES, the board may approve the proposed construction by prescribing a variance for the particular well under consideration.

(3) The board shall act in writing on any requests for variances within 30 days after receipt of the request.