

Sixty-first
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1286

Introduced by

Representative DeKrey

1 A BILL for an Act to create and enact a new section to chapter 61-04 of the North Dakota
2 Century Code, relating to a water permit exemption for small commercial gardens.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 61-04 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Small commercial gardens - Permit not required.** Notwithstanding section 61-04-02,
7 a water permit is not required for a commercial garden that uses fifteen gallons [56.7812 liters]
8 of water per minute or less and is no larger than fifteen acres [6.07 hectares]. A commercial
9 garden exempt under this section may not be closer than one mile [1.60 kilometers] to another
10 exempt commercial garden. A person may only operate one exempt commercial garden under
11 this section. A commercial garden established within one mile [1.60 kilometers] of an exempt
12 commercial garden must obtain a permit under this chapter.