**Section 240.815 Permanent Well Site Equipment Setback**

No permanent well site equipment installed on a new well permitted after July 1, 2016, including flares, shall be located less than 200 feet from the nearest occupied dwelling existing at the time the initial permit application for that well is filed with the Department, unless the permittee obtains a written agreement with the surface owner of the land upon which the dwelling is located, specifically allowing for a closer well site equipment location.

(Source: Added at 40 Ill. Reg. 7051, effective April 22, 2016)