

USE BLACK INK ONLY

# Holding Tank Maintenance Agreement

Property Owner(s):	Governmental Unit: <b>BARRON COUNTY</b>	Agreement Date
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This agreement is made between the governmental unit and the owner(s).

I (We) acknowledge that application is being made for the installation of(a) holding tank(s) on the following described property, or that continued use of the existing premises requires that a holding tank be installed on the property, for the purpose of proper containment of sewage. Also, at this time, the property cannot be served by a municipal sewer or any other type of private onsite wastewater treatment system as permitted under SPS 383, Wis. Adm. Code, or Ch. 145, Wis. Stats.

### Legal Description:

\_\_\_\_\_ 1/4, \_\_\_\_\_ 1/4, Section \_\_\_\_\_, T \_\_\_\_\_ N, R \_\_\_\_\_ W,  
 Described as: \_\_\_\_\_  
 \_\_\_\_\_, Town of \_\_\_\_\_,  
 Barron County, Wisconsin.

Return to:

**Barron County Zoning Office**

\_\_\_\_\_-\_\_\_\_\_-\_\_\_\_\_-\_\_\_\_\_  
Parcel Identification Number

As an inducement to **Barron County** to issue a sanitary permit for the above described property, we agree to do the following:

1. Owner agrees to conform to all applicable requirements of SPS 383, Wis. Adm. Code, relating to holding tank installation and maintenance. If the owner fails to have the holding tank properly serviced in response to orders issued by Barron County or the Department of Commerce to prevent or abate a human health hazard as described in Ch. 254.59, Wis. Stats., the governmental unit may enter upon the property and service the tank or cause to have the tank to be serviced and charge the owner by placing the charges on the tax bill as a special assessment for current services rendered. The charges will be assessed as prescribed by Ch. 145.20(4), Wis. Stats.
2. Owner agrees to pay all charges and costs incurred by the governmental unit for inspection, pumping, hauling, or otherwise servicing and maintaining the holding tank in such a manner as to prevent or abate any human health hazard caused by the holding tank. The governmental unit shall notify the owner of any costs which shall be paid by the owner within thirty (30) days from the date of notice. In the event the owner does not pay the costs within thirty (30) days, the owner specifically agrees that all the costs and charges may be placed on the tax roll as a special assessment for the abatement of a human health hazard, and the tax shall be collected as provided by law.
3. The owner agrees to contract with a person who is licensed pursuant Ch. 281.17 (3) Wis. Stats., and Ch. NR 114 Wis. Adm. Code, to have the holding tank serviced in accordance with Ch. NR 113, Wis. Adm. Code, and to file a copy of the contract with Barron County. The owner further agrees to file a copy of any changes to the service contract, or a copy of a new service contract, with the county within 30 days from the date of change to the service contract.
4. The owner agrees to contract with a person licensed pursuant Ch. 281.48 (3) Wis. Stats., and Ch. NR 114, Wis. Adm. Code who shall submit to the county within 30 days a report detailing the servicing of the holding tank. The county may enter upon the property to investigate the condition of the holding tank when pumping reports and meter readings may indicate that the holding tank is not being properly maintained.
5. This agreement will remain in effect only until Barron County certifies that the property is served by either a municipal sewer or a private onsite wastewater treatment system that complies with SPS 383, Wis. Adm. Code. In addition, this agreement may be cancelled by executing and recording said certification with reference to this agreement in such manner which will permit the existence of the certification to be determined by reference to the property.
6. This agreement shall be binding upon the owner, the heirs of the owner, and assignees of the owner. The owner shall submit this agreement to the register of deeds, and the agreement shall be recorded by the register of deeds in a manner which will permit the existence of the agreement to be determined by reference to the property where the holding tank is installed.

Owner's Name – Please Print	Subscribed and sworn to before me on this date:
Owner's Signature	Notary Signature:
Governmental Unit Official Name, Title – Please Print	My Commission Expires:
Governmental Unit Official Signature	Drafted By:

Personal information you provide may be used for secondary purposes(Privacy Law, s.15.04(1)(m))