

Document Number/Plan I.D. No.

HOLDING TANK AGREEMENT

This agreement is made between the local governmental unit and the holding tank owner(s)

Parcel Identification Number

Agreement date

Governmental Unit

Holding Tank Owner(s)

We acknowledge that application is being made for the installation of (a) holding tank(s) on the following property: (Provide legal land description. Attach full legal description if necessary)

**Return to:
Sauk County Land Resources & Environment Dept.**

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, the property cannot now be served by a municipal sewer, or any other type of private sewage system as permitted under Ch. SPS 383, Wis. Adm. Code, Ch. 145, Stats. and Chapter 25 Private Sewage System Code of Sauk County.

As an inducement to the County of Sauk 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 Ch. SPS 383, Wis. Adm. Code and Chapter 25 Private Sewage System Code of Sauk County relating to holding tanks. If the owner fails to have the holding tank properly serviced in response to orders issued by the County to prevent or abate a human health hazard as described in s. 254.59, 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 s. 66.60, Stats.
2. The owner agrees to contract with a person who is licensed under Ch. NR 113, Wis. Adm. Code, to have the holding tank serviced. Through this contract, the owner/pumper agrees to submit to the local governmental unit which has signed the pumping agreement required by SPS 383.18(4)(B) Wis Code and to the County, a report for the Servicing of the holding tank(s) each time the tank is serviced, or at a minimum on an annual basis.
3. The owner agrees to contract with a person licensed under Ch. NR 113, Wis. Adm. Code, who shall submit to the County a report in accordance with Chapter 25 Private Sewage System Code of Sauk County for 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.
4. The owner agrees to pay all charges and cost incurred by the governmental unit and/or County 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.
5. This agreement will remain in effect only until the County certifies that the property is served by either a municipal sewer or a soil absorption system that complies with Ch. SPS 383, Wis. Adm. Code. In addition, this agreement may be canceled 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 the 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(s) - Please Print

Governmental Unit Official Name - Please Print

Subscribed and sworn to before me on this date:

Notarized Owner(s) Signature(s)

Governmental Unit Official Title - Please Print

Notary Public

Governmental Unit Signature

My commission expires