Document Number

HOLDING TANK AGREEMENT

Between property owner and governmental unit

Property owner(s):

Governmental Unit:
☐ City ☐ Village ☐ Town of

Agreement Date:

We acknowledge that application is being made for the installation of a holding tank or tanks on the following described property: (Provide legal description below or on a separate page)

Recording Area

Drafted By:
CRAWFORD COUNTY ZONING

Return to:
CRAWFORD COUNTY ZONING

Parcel #

We acknowledge that the continued use of the described property requires the installation of a holding tank on the property for the containment of wastewater. We also acknowledge that the described property cannot now be served by a publicly owned wastewater treatment work (POTW) as defined in Ch. NR 211 Wis. Adm. Code, or by any other type of privately owned wastewater treatment system (POWTS) permitted under Ch. SPS 383, Wis. Adm. Code or Ch. 145, Wis. Stats.

As an inducement to the County of CRAWFORD (hereafter referred to as county) to issue a sanitary permit for the installation of a holding tank on the above described property and to undertake inspection of the holding tank at the time of installation, we agree to the following:

The owner is responsible for the operation and maintenance of the holding tank, locking device, alarm and access, and agrees to conform to all applicable requirements of Ch. SPS 383, Wis. Adm. Code. If the owner fails to have the holding tank properly serviced in response to orders issued by the governmental unit or county to prevent or abate a human health hazard as described in s. 254.59, Wis. Stats, the governmental unit or county may enter upon the property and service the tank or cause the tank to be serviced.

The owner agrees to pay all charges and costs incurred by the governmental unit 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 or county 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 next tax roll in a column headed "For Abatement of a Nuisance" as a special tax on the lands upon which the human health hazard was abated, and the tax shall be collected as prescribed by s. 66.0703 and s. 254.59(2), Wis. Stats.

The owner, except as provided by s. NR 113.05, Wis. Adm. Code, agrees to contract with a person who is licensed under s. NR 113, Wis. Adm. Code, to have the holding tank serviced and to submit to the county a service report in accordance with s. SPS 383.55, Wis. Adm. Code, for each service event. In the case of registration under s. NR 113.05, Wis. Adm. Code, the owner shall submit the reports to the county. The governmental unit or county may enter upon the property to investigate the condition of the holding tank when service reports and/or meter readings may indicate that the holding tank is not being properly maintained.

This agreement will remain in effect only until the governmental unit and/or county certifies that the property is served by either a publicly owned wastewater treatment work (POTW) as defined in Ch. NR 211 Wis. Adm. Code, or by another type of privately owned wastewater treatment system (POWTS) permitted under Ch. SPS 383, Wis. Adm. Code or Ch. 145, Wis. Stats. 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.

This agreement shall be binding upon the owner and any heirs, successors or assignees of the owner until released from the agreement as described above. 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 that will permit the existence of the agreement to be determined by reference to the property where the holding tank is installed.

_____ **Signature of Government Official**	_____ **Owner(s) Notarized Signature**	**STATE OF** _____ **COUNTY OF** _____ } ss **Subscribed and sworn before me**
_____ **Name of Government Official**	_____ **Owner(s) Name**	**This** _____ **day of** _____, _____ _____ **Notary Public, State of** _____
_____ **Title of Government Official**		**My commission expires** _____