

USE BLACK INK

HOLDING TANK AGREEMENT

On this date _____, a Holding Tank Agreement is made between the

(check one) City Village Town of _____

and the land owner(s)/holding tank owner(s): _____

We acknowledge the application is being made for the installation of a holding tank(s) on the following property: (Provided legal description below or See Attached.)

Parcel Number: _____

Site Address: _____

Legal Description: _____

Document Number/Recording Area

Name and Return Address:

Pierce County Land Management Dept.
County Courthouse, 414 W Main St,
PO Box 647, Ellsworth, WI 54011

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 be served by a municipal sewer or any other type of private sewage system as permitted under Ch. COMM 83, Wis. Adm. Code, Ch. 145 Statutes, and Ch. 191 Pierce County Sewage Disposal Code.

As an inducement to the County of Pierce 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. COMM 83, Wis. Adm. Code and Ch. 191 Pierce County Sewage Disposal Code 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 County and/or local 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. 254.59 (2), Stats.
2. 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.
3. The owner agrees to contract with a person who is licensed under Ch. NR 113, Wis. Adm. Code, to have the holding tank serviced.
4. 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 191 General Code of Pierce 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.
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. COMM 83, 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: _____ _____	This instrument was acknowledged before me on this date _____ by _____	City / Village / Town Official Name - Please print: _____
Notarized Owner(s) Signature(s): _____ _____	_____ Notary Public- Pierce Co, State of Wisconsin. My commission expires: _____	City / Village / Town Official Title - Please print: _____ City / Village / Town Official Signature: _____