

**TOWN OF CEDARBURG
ORDINANCE NO. 2012-14**

**An Ordinance amending Chapter 267 Sewage Disposal, of the Town of Cedarburg
Code of Ordinances regarding holding tanks.**

- WHEREAS,** The Town of Cedarburg is a body corporate and politic; and
- WHEREAS,** the Town Board exercises village powers by Ch. 61, Wis. Stats.; and
- WHEREAS,** Chapter 267 regulates the installation, use and maintenance of holding tanks as private sewage systems within the Town of Cedarburg; and,
- WHEREAS,** The installation, use and maintenance of holding tanks shall be permitted only under the terms and conditions set forth in the Town Code of Ordinances; and,
- WHEREAS,** The Town of Cedarburg deems it necessary to have a holding tank ordinance as an acceptable measure for the replacement of an existing inadequate sanitary facility presently in use or for a new facility that was unable to obtain an on-site soil absorption system for domestic sewage;

NOW, THEREFORE, BE IT ORDAINED by the Town Board of the Town of Cedarburg, Ozaukee County, Wisconsin, that Chapter 267 of the Town of Cedarburg Code of Ordinances is hereby amended to read as follows:

(The text modified with a strikethrough shall be deleted).
(The text modified with an underline shall be added).

CHAPTER 267. SEWAGE DISPOSAL

§ 267-4. Administrative Code requirements.

All holding tanks shall fully comply with the requirements of ~~Ch. Comm-83~~ SPS 383, Wis. Adm. Code, the provisions of which are adopted by reference and made a part of this article.

§ 267-6. ~~County~~ State permit required.

Prior to the installation of any holding tank for private sewage purposes within the Town, the owner of the premises desiring to install the holding tank shall apply ~~(through a properly credentialed contractor)~~ to the Ozaukee County ~~Environmental Director~~ Land and Water Management Department for a State of Wisconsin permit authorizing the installation of the holding tank.

§ 267-7. Holding tank agreement.

Prior to the issuance of a permit by the Ozaukee County ~~Environmental Director~~ Land and Water Management Department, the applicant must consent to and sign a holding tank agreement as provided in the attached document Exhibit A and incorporated in this article by reference. Editor's Note: The holding tank agreement is on file at the Town Clerk's office. The holding tank agreement shall be signed by the Town Chairperson and Town Clerk on behalf of the Town of Cedarburg upon proper approval and recommendation of the Town Board as provided herein.

§ 267-9. Tests.

Before application is made for a holding tank agreement, the following tests shall be made and information documented:

- A. A bona fide soil test, as defined in ~~Ch. Comm 83~~ SPS 383, Wis. Adm. Code, shall be made on said property.
- B. A copy of the ~~Report of Soil Boring and Percolation Tests (115) on Form Number COMM SBD-6395~~ soil test on Wisconsin SPS Form SBD-8330 Soil Evaluation Report (R11/11) shall be submitted to the Town.
- C. The results of the above shall show that no other type of on-site wastewater disposal system is available or can be used on said property.

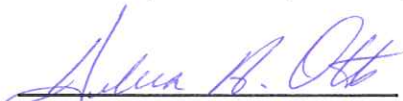
§ 267-13. Pumping report.

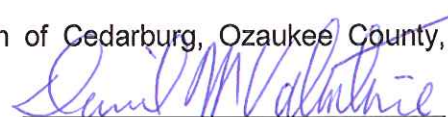
Pursuant to ~~Ch. Comm 83~~ SPS 383, Wis. Adm. Code, and the holding tank agreement, the ~~owner~~ a properly credentialed service provider, on behalf of the owner, shall submit a ~~semiannual~~ pumping a service report through the electronic reporting system of the Ozaukee County Land and Water Management Department within thirty (30) days of any service event. The properly credentialed service provider shall also submit a report to the Town Building Inspector which shall state the following:

- A. The owner's name.
- B. The pumper's name.
- C. Location of property where the holding tank is located.
- D. Dates and volumes pumped.
- E. Disposal site of the volume pumped.
- F. Sanitary permit number issued for the holding tank.

This ordinance shall be in full force and effect upon its passage and posting as provided by law.

PASSED AND ADOPTED by the Town Board of the Town of Cedarburg, Ozaukee County, Wisconsin, this 6th day of June, 2012.


Debra Otto
Town Clerk


David M. Valentine
Town Chairman