

## CHAPTER XI

### HOLDING TANKS

SECTION 11.00 Purpose of Chapter. In order that owners of real estate in the Town of Brighton, Kenosha County, Wisconsin, are able to obtain a building permit for premises which fail to meet the minimum standards for percolation tests of septic tank drainage and in order to assure that holding tanks are properly installed and maintained in those areas where septic tanks cannot be installed, the following provisions are established in the Town of Brighton, Kenosha County, Wisconsin, which will promote the public health, safety and welfare.

SECTION 11.10. Restrictions. Any owner of real estate in the Town of Brighton who applies for a permit to install or have installed a holding tank in lieu of other septic systems required by the Building Code of said Town and/or the Wisconsin Administrative Code as revised, shall conform to all rules and regulations of said Building Code in the construction and installation of their building or structure and holding tank. Said owner shall keep said holding tank in a good state of repair and maintenance and shall pump out said holding tank on a regular basis. If at any time the Building Inspector or health officer of the Town of Brighton deems it necessary that the holding tank be pumped out, written notice shall be given to the owner of the land on which the holding tank is located, and the owner shall have the same pumped out within 24 hours of receipt of said notice. In the event the owner fails to comply with said notice, the Town may have said work done and charge the cost of

the same back to the owner and place the same on the real estate tax bill of the owner as a special charge.

SECTION 11.20. Conditions on Issuance of Permit.

11.21. Access to Premises. As a condition to issuance of any building permit for premises where a holding tank is installed or is proposed to be installed, the owner shall grant the right, license and authority for the Town of Brighton or its agents and officials, specifically including the Building Inspector, to enter upon the property of the owner to inspect, pump and haul, if necessary, from the said holding tank.

11.22. Sanitary Sewer. As a further condition to issuance of any building permit as set forth above, the owner of real estate on which any holding tank is to be installed shall agree that in the event sanitary sewer becomes available to the premises, he shall connect to the same, discontinue use of the holding tank, and pay and charge for assessment lawfully made relative thereto. In such event, said owner will not at the time of installation of any sanitary sewer assert any claim as to lack of benefit by reason of the fact that he has been permitted to install a holding tank; and he will be precluded from asserting any defense in that respect as to any charge or assessment made for installation of the sanitary sewer.

11.23. Agreement. As a further condition to issuance of any building permit as set forth above, the Town may require the said owner of real estate to enter into an Agreement, in form approved by the Town Board, relative to the conditions and restrictions set forth herein, which Agreement may require the said owner to make a cash deposit in order to assure this performance of the terms and conditions of that Agreement.