

**ORD. AMDT. 38, 09-10**

**AMENDING CHAPTER 46 OF THE DANE COUNTY CODE OF ORDINANCES,  
REGARDING COLLECTION OF FEES FOR PRIVATE SEWAGE SYSTEM  
MAINTENANCE PROGRAM**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 46.11(5)1. is amended to read as follows:

46.11 INSPECTIONS. (5) 1. The department shall place all septic tanks on a periodic maintenance program. Private sewage systems including aerobic treatment units or other technology intended to treat wastewater shall be placed on an inspection program cycle appropriate to the component per Ch. COMM 83.54(4), Wisconsin Administrative Code. Pumping reports for holding tanks shall be submitted semi-annually per s. 46.06(5)(b). All other private sewage systems shall be placed on a three-year inspection program in conformance with WIS. ADMIN. CODE s. COMM 83.54(4). Notices of the maintenance due shall be sent by the department to the system owner at least 30 days prior to the due date. All such owners, or their successors or assigns, shall demonstrate compliance with this chapter by returning report forms prepared by the department, or certifications approved by the department, prior to the due date identified in the notice, duly signed by a person authorized in s. 145.245(3), Wis. Stats., or Ch. COMM 5, Wis. Admin. Code.

ARTICLE 3. Section 46.23(12) is amended to read as follows:

46.23 FEES. (12) Each owner of a private sewage system shall annually be charged a fee of \$8.67 for administration of the inspection programs required by s. 46.11(5). Such fee is authorized by WIS STAT. S. 145.20(4) and will be collected in the same manner that municipalities may make property assessments pursuant to WIS STAT s. 66.0703.

ARTICLE 4. Section 46.40 is rescinded.

ARTICLE 5. Section 46.42 is rescinded.

ARTICLE 6. NON-CODE PROVISION. The amendments made herein shall first take effect on January 1, 2010, or the day after publication, whichever comes later.