

1 **22-42010**

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3 **ORDINANCE: Create Section 16.05(1)(e) of**
4 **the General Code of**
5 **Winnebago County (Establish**
6 **Regulations for Holding Tanks**
7 **at Large Festivals)**
8

9 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

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11 **WHEREAS**, the Winnebago County Planning and Zoning Committee
12 recommends the adoption of Section 16.05(1)(e) of the General Code of
13 Winnebago County in that it will:

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15 A. Promote the installation upon festival/event grounds of a septic
16 system more suitable for such events than is permitted under the current
17 Ordinance;

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19 B. Address situations that are unique to Winnebago County that are
20 not addressed by the State Plumbing Code or current Winnebago County
21 Sanitary Ordinance; and

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23 C. Reduce the potential for a human health hazard caused by a septic
24 system failure due to overload.

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26 **NOW, THEREFORE**, the County Board of Supervisors of the County of
27 Winnebago does ordain as follows:

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29 That Section 16.05(1)(e) of the General Code of Winnebago County be
30 amended to read as follows:

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32 16.05 HOLDING TANKS. ...

33
34 (1)(e) The installation and use of holding tanks, or alternative systems as
35 approved by Wisconsin Department of Commerce and Winnebago County as a
36 private sewage system for festival or event grounds is permitted regardless of
37 whether there is a suitable site that allows for the installation of a private sewage
38 system that provides onsite treatment and disposal of domestic wastewater. In
39 addition to complying with all applicable provisions of the Wisconsin
40 Administrative Code, the holding tank installation shall comply with the following:

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42 (1) The festival or event shall provide evidence, typically in the form of
43 ticket sales or recorded gate attendance, that the festival or event has exceeded
44 an attendance of more than 100,000 for five (5) or more consecutive years.
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46 (2) Grounds shall be owned or bound by a lease with a term of ten (10)
47 or more years, with the festival or event utilizing the grounds.

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49 (3) The property owner shall provide written approval of the holding
50 tanks or alternative system installation prior to permit issuance.

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52 (4) Influent flows to the holding tank(s) shall be metered in accordance
53 with Wis. Admin. Code Ch. 83.54(2)(d). The water meter shall include a remote
54 reading device for each meter. The remote reader(s) shall be mounted in a
55 conspicuous location on the exterior of the building(s) served by the holding
56 tank(s) and shall have a numerical display of gallons used to the nearest 100
57 gallons.

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59 (5) Inspection, evaluation, maintenance, and servicing reports,
60 including water meter readings, shall be submitted to the Department within thirty
61 (30) calendar days from the date of inspection, evaluation, maintenance, or
62 servicing.

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64 (6) Holding tanks shall be abandoned in accordance with Wis. Admin.
65 Code Ch. 83.33 at the time the lease expires, the property is sold, or municipal
66 sewer becomes available.

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68 (7) Financial Security for Removal. For each tank installed, a minimum
69 \$5,000 (Five thousand dollar) bond, letter of credit, or other similarly approved
70 financial guarantee shall be filed with the County at the time of permit application
71 and shall be maintained until the lease of the property expires, property is sold,
72 municipal sewer becomes available, or at a time that is mutually agreed to by the
73 applicant or owner and the County.

74
75 **BE IT FURTHER ORDAINED** by the County Board of Supervisors of the
76 County of Winnebago that this Ordinance shall take effect on the date following
77 the date of the publication of said Ordinance.

78
79 Submitted by:

80
81 **PLANNING & ZONING COMMITTEE**

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83 _____
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86 _____

87 Committee Vote:

88 **5-0**

89
90 Vote Requirement for Passage:

91 **Majority of those present**

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Approved by Winnebago County Executive this _____ day of
_____, 2010.

Mark L. Harris
County Executive