

**DODGE COUNTY LAND RESOURCES AND PARKS COMMITTEE  
MINUTES  
September 11, 2023**

The Dodge County Land Resources and Parks Committee met on September 11, 2023 at 7:00 p.m. on the 1<sup>st</sup> Floor of the Administration Building, Juneau, Wisconsin.

**Call to Order:** Chair Mary Bobholz called the meeting to order at 7:00 PM.

**Members present:** Mary Bobholz, Dale Macheel, Benjamin Priesgen and Dan Siegmann.

**Members excused:** Donna Maly

No other County Board members in attendance.

**Staff present:** Bill Ehlenbeck - Director, Joseph Giebel – Manager of Code Administration,

Others present: Members of the public for the public hearings.

The Chairman asked the staff to confirm compliance with the open meeting laws and the public hearing notice requirements. Mr. Giebel noted that the meeting was properly noticed in accord with the open meeting law and noted that the required notices for the public hearings listed on the agenda were posted, mailed and published in accord with the statute and code requirements.

1. The minutes from the August 28, 2023 meeting were reviewed by the Committee.

Motion by Ben Priesgen to approve the minutes as written.

Second by Dale Macheel      Vote: 4-0      Motion carried.

**The hearing procedures were read into the record.**

**PUBLIC HEARING**

**Dodge County Land Resources and Parks Committee** - Petition of the Town of Hubbard Town Board to amend the list of "Designated Streets or Roads" in Appendix 1 of the Dodge County Land Use Code to include an additional approximate 1320' section of Noble Road as a designated road. The portion of Noble Road to be added as a designated road starts approximately 1320' south of its intersection with County Road S continuing south for a distance of 1320'. The road is located in part of the SW ¼ of the NE ¼, Section 20, Town of Hubbard. The purpose of the amendment is to allow the reduction of the current required 75' setback to the centerline of this road to a 60' setback from the centerline of this road.

Motion by Mary Bobholz to submit a favorable recommendation on the petition of the Town of Hubbard Town Board to amend the list of "Designated Streets or Roads" in Appendix 1 of the Dodge County Land Use Code to include an additional approximate 1320' section of Noble Road as a designated road as proposed.

Second by Dan Siegmann      Vote 4-0      Motion carried.

**Park System**

- A. Committee review of a pending resolution of support for the Pelican Path Trail – Decision Laid over on August 28, 2023 by the Committee to allow the Pelican Path Trail group additional time to meet with the Hustisford Rod and Gun Club group to review their concerns with the proposed trail location.

Bill Ehlenbeck provided an update on the pending decision on the Pelican Path Trail support resolution.

E-mail correspondence from Bob Driebel, Treasurer of the Hustisford Rod & Gun Club was received by the Department and shared with the Committee stating they are withdrawing their objection. The Hustisford Rod & Gun Club met with the Pelican Path Trail Committee reps to discuss their concerns and reached an agreement.

Motion by Mary Bobholz to approve the Resolution Supporting the Pelican Path Project.

Second by Ben Priesgen                      Vote: 4-0                      Motion carried.

**Administration**

- A. Update on the Town of Emmet’s inquiry on adopting County Zoning.

Joe Giebel provided the Committee with an update on the Town of Emmet’s inquiry on adopting County Zoning. The Town currently has a Cooperative Boundary Agreement with the City of Watertown, through December 31, 2032, for the area shown on the zoning map. The Town and the City have agreed that the City of Watertown would have zoning and land division oversight over this area in addition to the Town Zoning and land division review authority. Under the agreement, the Town is required to obtain written approval from the City before the Town can approve any non-agricultural use or structure and before approval of any proposed land division request. The Town is required to submit a copy of any permit or land division request to the City for review if the permit falls within the City Growth Area. The City has 90-days to review the request and to provide the Town with an approval or denial letter. If they don’t act within 90-days, the Town can approve the request.

The Town Board has asked for a letter from the Department to explain how or if the County would be able to accommodate the current City/Town agreement if the Town decided to adopt County Zoning.

- B. Violation Report – August Update  
Joe Giebel provided the Committee with the list of violations issued by the Staff in the month of August for review. He also provided an update on the status of the Town of Theresa – North Pole road floodplain violation.
- C. Proposed 2024 Department Budget Update  
Bill Ehlenbeck provided the Committee with the Department’s initial 2024 budget proposal with preliminary list of projects and expenses. Some of the items are proposed CIP projects that may be removed due to lack of funding.
- D. No Committee Member Reports
- E. No additional Per Diems

Motion by order of the Chair to adjourn the meeting.

Meeting adjourned at 7:56 p.m.

Respectfully Submitted,

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Secretary

Disclaimer: The above minutes may be approved, amended or corrected at the next committee meeting.

# Land Resources and Parks Department

## Staff Report

### Sanitary Ordinance Amendment

#### **Applicant / Petitioner:**

Dodge County Land Resources and Parks Committee

**Filing Date: August 14, 2023**

**Hearing Date: September 25, 2023**

#### **Subject - Proposal**

A petition by the Dodge County Land Resources and Parks Committee has been submitted to amend the text of the Sanitary Ordinance, Dodge County, Wisconsin. The petition includes a series of amendments that are necessary in order to clarify the maintenance requirements, the required certification and reporting requirements and the maintenance fee requirements related to private onsite wastewater treatment systems and its components, for holding tanks and for alternative sanitation systems. The petition also includes definitions of certain terms used within the Ordinance.

The purpose of the public hearing is to receive public comment on the proposed amendments to the Sanitary Ordinance.

#### **Sanitary Ordinance Provisions:**

Subsection 2.3.12 of the Sanitary Ordinance states that County Board of Supervisors may from time to time, alter, supplement or change the regulations contained within this ordinance in accordance with the applicable requirements of 59.69(5)(e), Wisconsin State Statutes, Chapter 383.(5) Wisconsin Administrative Code and this Ordinance where applicable.

#### **Wisconsin State Statute Provisions:**

According to ss. 59.70(5)(a) of the Wisconsin State Statutes, every governmental unit responsible for the regulation of Private On-site Wastewater Treatment Systems (POWTS) as defined in s. 145.01 (12) Wis. Stats. is required to enact an ordinance governing POWTS which conforms with the state plumbing code. The ordinance shall apply to the entire area of the governmental unit. The governmental unit responsible for the regulation of a POWTS Ordinance shall administer said Ordinance in accord with the rules promulgated under s. 145.20 Wis. Stats.

#### **Wisconsin Administrative Code Provisions:**

In accord with Chapter 383(5)(b) Wisconsin Administrative Code, any proposed ordinance revision is required to be submitted to the department (Department of Safety and Professional Services) relating to a POWTS. The proposed revision shall be submitted for review a minimum of 30 calendar days prior to the first scheduled public hearing date regarding the ordinance.

On August 17, 2023, a copy of the proposed ordinance amendments were submitted to Travis Wagner, Department of Safety and Professional Services Wastewater Specialist for review as is required by SPS 383.03 (5)(b) Wisconsin Administrative Code.

- No comments were received by the DSPS as of September 14, 2023.

## **Purpose and Intent Statements**

The purpose and intent of the Sanitary Ordinance is to promote the health, safety, prosperity, aesthetics, and general welfare of the people and Communities within Dodge County, under the authority granted by the Wisconsin Statutes. It is the specific intent of this Ordinance to regulate the location, construction, installation, alteration, design, maintenance and use of all Private Onsite Wastewater Treatment Systems (POWTS), so as to protect the health of residents and transients; to assure safety from disease and pestilence; to prevent and control further pollution of surface and subsurface waters; to further the appropriate use and conservation of lands and water resources; and to preserve and promote the beauty of Dodge County, and its Communities. It is also further intended to provide for the administration and enforcement of this Code and to provide penalties for its violation.

## **Amendment Details**

Household wastewater contains disease causing bacteria and viruses and can contain high levels of nitrogen and phosphorus. If a septic system is well-maintained and working properly, the systems are designed to remove most of these pollutants to meet the state groundwater standards. Improper and insufficiently treated sewage from septic systems due to lack of maintenance of these systems can cause groundwater or surface water contamination, which can spread disease in humans and animals.

Section 2.3.6 of the Sanitary Ordinance contains the maintenance and reporting requirements for Private Onsite Wastewater Treatment Systems (POWTS). A POWTS means a sewage treatment and disposal system serving a single structure with a septic tank and soil absorption field located on the same parcel as the structure. This term also means an alternative sewage system approved by the Department of Safety and Professional Services including but not limited to a substitute for the septic tank or soil absorption field, a holding tank, a privy, a composting toilet, a gas fired or electric composting toilet, and a system serving more than one structure or a system located on a different parcel than the structure.

The Dodge County Land Resources and Parks Department is responsible for the administration and regulation of a Sanitary Ordinance in accord with the rules promulgated under s. 145.20 Wis. Stats. Wisconsin Administrative Code SPS 383.52 and Section 2.3.6 of the Dodge County Sanitary Ordinance requires that all septic systems in the State of Wisconsin be maintained by being inspected and/or pumped on a regular maintenance schedule. Most systems require service every three years, though some unique systems require maintenance at intervals of every 6 to 12 months. The Department sends reminders to homeowners when a required inspection is due and the owners of the property are given 90-days to have the maintenance completed. The owners are required to submit the required certification and a maintenance fee to the Department to document that the maintenance has been completed and the system is in operating properly. Such certification shall be made by a licensed Master/Journeyman Plumber or Master/Journeyman Plumber Restricted Service, a certified POWTS inspector, a certified septage servicing operator under ch. NR 114 or a registered POWTS maintainer. If the owner does not maintain the septic system in compliance with the Ordinance provisions and does not provide the required certification records and the maintenance fee, a violation order and citation can be issued by the Department in accord with the Ordinance Provisions in order to enforce the maintenance requirements.

The amendments being proposed are intended to clarify the maintenance requirements, the required certification and reporting requirements and the maintenance fee requirements related to the required maintenance of private onsite wastewater treatment systems and its components, for holding tanks and for alternative sanitation systems. The petition also includes definitions of certain terms that are used within the Ordinance.

## ***Proposed changes:***

***Additions in text are indicated by underline; deletions by ~~single strikethrough~~.***

*Amendment 1: Sections 2.3.6 and subsections 2.3.6.A through 2.3.6.C, of the Ordinance were amended to clarify that the POWTS maintenance requirements in the Ordinance are the maintenance requirements that apply to all types of POWTS regulated by this Ordinance in accord with the applicable state regulations. The applicable Wisconsin Administrative Code references (SPS 383-385 and SPS 391) were added to the appropriate subsections of the Ordinance. SPS 383-385 and SPS 391 Wis. Adm. Code are adopted by reference in Section 2.3.3 of the Ordinance.)*

*A reference to SPS 391 Wis. Adm. Code was added to Section 2.3.6 (A). SPS 391 Wis. Adm. Code refers to the minimum standards and criteria for the design, installation and maintenance of sanitation systems and devices which are alternatives to water carried waste plumbing fixtures and drain systems so that these sanitation system and devices are safe, will be maintained and serviced in accord with state requirements and will safeguard the public health and the waters of the state.*

1. Amend Section 2.3.6 of the Dodge County Sanitary Ordinance as follows:

### **2.3.6 POWTS and Alternative Sanitation System Maintenance Requirements**

All POWTS, POWTS components, holding tanks and alternative sanitation systems, including a POWTS, a holding tank and an alternative sanitation system existing prior to July 1, 2000, shall be maintained at all times so as not to create a human health hazard. Failure to maintain a POWTS a POWTS Component, a holding tank and/or an alternative sanitation system in accord with the following maintenance requirements shall be considered a human health hazard and a violation of this code and shall be subject to the remedies and penalties provided for in Section 2.3.10.D of this Code.

#### **2.3.6.A Responsibilities**

The owner of a POWTS, a POWTS component, a holding tank and/or an alternative sanitation system shall be responsible for ensuring that the operation, ~~and maintenance~~ and the reporting of the inspection, maintenance and servicing events of the POWTS, the POWTS components, the holding tanks and/or the alternative sanitation system occur in accordance with the provisions of this section, and in accordance with the applicable provisions of Wisconsin Administrative Code, Chapters SPS 381, 382, 383, 384, ~~and 385~~ and 391, ~~and or~~ as specified in a maintenance plan that was approved at the time of the issuance of a sanitary permit.

#### **2.3.6.B Maintenance**

~~POWTS Treatment components shall be maintained in accord with the servicing requirements listed in Wisconsin Administrative Code Chapter SPS 383.54(3) and (4), or as specified in a maintenance agreement that has been approved at the time of the issuance of the sanitary permit.~~

All POWTS, POWTS components, holding tanks and alternative sanitation systems shall be serviced in accordance with SPS 383, 384 and 391 of the Wisconsin Administrative Code, the Dodge County Sanitary Ordinance, or as specified in a maintenance agreement that was approved at the time the sanitary permit was issued.

*The existing reporting and maintenance fee requirements found within Subsections 2.3.6.C, 2.3.6.D, and 2.3.6.E were combined and renumbered as 2.3.6.C.2, C.3 and C.4. The proposed amendments are intended to clarify the reporting and maintenance fee requirements and to combine the reporting and maintenance fee requirements into one subsection.*

#### **2.3.6.C Reporting and Maintenance Fee Requirements**

~~The owner of a POWTS or the owner's agent shall comply with the reporting requirements of SPS 383.55 Wis. Adm. Code.~~ The owner of a POWTS, a POWTS Component, a holding tank, and/or an alternative sanitation system, or the owner's agent, shall report to the Department at the completion of each inspection, maintenance or servicing event, in accordance with the following requirements:

**2.3.6.C.1** All POWTS inspections, maintenance, or servicing shall be completed within 90 days from the date the owner is notified by the code enforcement office unless a more restrictive time frame for compliance is specified in the notice.

**2.3.6.C.2** Reports shall include all applicable inspection, servicing, certification and maintenance information required in SPS 383, 384 and 391 of the Wisconsin Administrative Code. Inspection, maintenance and servicing reports required under this subsection shall be submitted to the Department with the maintenance fee required under Subsection 2.3.6.C.3. The Department shall not be authorized to accept such reports without payment of the maintenance fee.

**2.3.6.C.3** A fee shall be assessed by this Department for the inspection, maintenance or servicing of a POWTS, POWTS component, holding tank or an alternative sanitation system. The fee shall be established by ordinance and may be amended from time to time. A fee schedule ordinance shall be kept by the Department. The owner of a POWTS, POWTS component, holding tank or alternative sanitation system, is responsible for submitting the required maintenance fee to the Department with the inspection, maintenance and servicing reports required by section 2.3.6 of this Ordinance.

**2.3.6.C.4** A POWTS, POWTS component, holding tank and/or an alternative sanitation system that is not maintained in accordance with SPS 383, 384 and 391 of the Wisconsin Administrative Code, Section 2.3.6 of this Ordinance, or as specified in a maintenance agreement, shall be considered a human health hazard and a violation of the Dodge County Sanitary Ordinance and shall be subject to the enforcement and penalty provisions of Section 2.3.10 of this Ordinance.

*Subsections 2.3.6.D and 2.3.6.E were deleted and Subsections 2.3.6.F through 2.3.6.K were renumbered as shown.*

#### **2.3.6.D Maintenance Fee Requirement**

~~A fee shall be assessed by this Department for each inspection, maintenance or servicing of a POWTS. The fee shall be established by ordinance and may be amended from time to time. A fee schedule ordinance shall be kept by the Department.~~

#### **2.3.6.E Report Filing**

~~Inspection, maintenance or servicing reports required under this section shall be submitted to the Department with the appropriate maintenance fee. The Department shall not be authorized to accept such reports without payment of the required maintenance fee.~~

#### **2.3.6.F 2.3.6.D Department Notification Procedures**

The Department shall transmit a notice by United States 1<sup>st</sup> Class mail, or post said notice on the property or deliver said notice in person to the owner of the property which contains a POWTS at 3 year intervals, or as specified in a maintenance plan that was approved at the time of the issuance of a sanitary permit, which requires the following certification:

**2.3.6.F.1 2.3.6.D.1** That the POWTS is in proper operating condition at the time of inspection, and

**2.3.6.F.2 2.3.6.D.2** That the septic tank, and pump chamber if applicable, was recently pumped and/or that it was inspected and was less than one third full of sludge and scum at the time of inspection and that any sludge or scum present was removed.

**2.3.6.F.3 2.3.6.D.3** That no effluent from the septic system was ponding on the ground surface.

### **2.3.6.G 2.3.6.E Certification**

Such certification shall be made by a licensed Master/Journeyman Plumber or Master/Journeyman Plumber Restricted Service, a certified POWTS inspector, a certified septage servicing operator under ch. NR 114 or a registered POWTS maintainer.

### **2.3.6.H 2.3.6.F Limits**

A 90 day period from the time of mailing of the form to the owner shall be allowed for return of the certification to the Department unless a more restrictive time frame for compliance is specified in the notice. An additional 30 days may be granted by the Department because of unusual circumstances.

### **2.3.6.I 2.3.6.G Testing**

The Department shall prepare and keep updated a list of persons who are certified to perform required tests.

### **2.3.6.J 2.3.6.H Servicing of POWTS, Holding Tanks and/or Alternative Sanitation Systems**

Septic tanks, holding tanks, pump chambers or tanks, POWTS treatment components, and other disposal facilities, and alternative sanitation systems shall be serviced in accordance with the applicable provisions of the Wisconsin Statutes and the Wisconsin Administrative Code.

### **2.3.6.K 2.3.6.I Posted Notice**

When the provisions of this Code require that a notice be posted on the subject property, the department shall (1) post the notice in a weatherproof container; (2) place the notice on the property that is the subject of the notice; and (3) place the notice in a manner that makes the notice clearly visible to the owner/occupant of the property.

*The following definitions will be added to the Ordinance with amendment 2:*

2. Amend Section 3.2 Terms Defined as follows:

Add the following definition:

#### **Alternative Sanitation System**

Systems and devices which are alternatives to water-carried waste plumbing fixtures and drain systems as defined in SPS 391.03 Wis. Stats. Alternative Sanitation Systems include but are not limited to composting toilet systems, incinerating toilets, pit privies, vault privies and portable restrooms.

#### **Private Onsite Wastewater Treatment System (POWTS)**

Private Onsite Wastewater Treatment System means a sewage treatment and disposal system serving a single structure with a septic tank and soil absorption field located on the same parcel as the structure. This term also means an alternative sewage system approved by the Department of Safety and Professional Services including a substitute for the septic tank or soil absorption field, a holding tank, a system serving more than one structure or a system located on a different parcel than the structure. A POWTS may be owned by the property owner or by a special purpose district.

#### **Wastewater**

Wastewater means clear water, stormwater, domestic wastewater, industrial wastewater, sewage or any combinations of these.



*The following definitions were modified with amendment 3:*

3. Modify the definition of “Sewage” and “POWTS” as follows:

**Sewage**

Sewage means the water-carried wastes containing fecal coliform bacteria exceeding 200 CFU, colony forming units, per 100 ml, created in and to be conducted away from residences, accessory buildings, industrial establishments, commercial establishments, and public buildings as defined in s. 101.01(12) Wis. Stats., with such surface water or ground water as may be present

**POWTS**

“POWTS” means a private onsite wastewater treatment system.

~~A Private Onsite Wastewater Treatment System has the meaning given for “private sewage system” under s. 145.01 (12) Stats.~~

Note: Section 145.01 (12) reads:

~~“Private sewage system” means a sewage treatment and disposal system serving a single structure with a septic tank and soil absorption field located on the same parcel as the structure. This term also means an alternative sewage system approved by the Department of Commerce including a substitute for the septic tank or soil absorption field, a holding tank, a system serving more than one structure or a system located on a different parcel than the structure. A private sewage system may be owned by the property owner or by a special purpose district.~~

**If there are specific questions at this hearing on any of the proposed amendments in this petition, we can provide specific discussion on the code section and language in question.**

**STAFF ADVISORY:**

***This staff advisory is only advice to the Land Resources and Parks Committee. The Committee may or may not consider the advice of the staff and decision making authority is vested in the Committee only.***

It is the staff's position that the amendments as proposed will clarify the maintenance, certification, reporting and the maintenance fee requirements in the Ordinance. It is also the staff's position that the amendments are consistent with the Dodge County Comprehensive Plan and the stated purposes of this Ordinance, the amendments will not result in significant adverse impacts on the natural environment and the amendments will protect the health, safety, and general welfare of the general public. The staff recommends that the Committee report favorably to the County Board of Supervisors on this petition

**PETITION TO AMEND THE SANITARY ORDINANCE OF DODGE COUNTY, WISCONSIN**

We, the Dodge County Land Resources and Parks Committee, petition to amend the Sanitary Ordinance, Dodge County Wisconsin as shown in "Exhibit A"

The petition includes a series of amendments that are intended to clarify the maintenance, reporting and maintenance fee requirements for the maintenance and management of a private onsite wastewater treatment system and its components, a holding tank and an alternative sanitation system. The petition also includes definitions of certain terms used within the Ordinance.

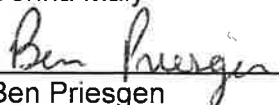
Respectfully submitted this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Dodge County Land Resources and Parks Committee:

  
\_\_\_\_\_  
Mary Bobholz

  
\_\_\_\_\_  
Dale Macheel

\_\_\_\_\_  
Donna Maly

  
\_\_\_\_\_  
Ben Priesgen

\_\_\_\_\_  
Dan Siegmann



## Exhibit A

### Proposed changes:

Additions in text are indicated by underline; deletions by ~~single strikethrough~~.

1. Amend Section 2.3.6 of the Dodge County Sanitary Ordinance as follows:

#### **2.3.6 POWTS and Alternative Sanitation System Maintenance Requirements**

All POWTS, POWTS components, holding tanks and alternative sanitation systems, including a POWTS, a holding tank and an alternative sanitation system existing prior to July 1, 2000, shall be maintained at all times so as not to create a human health hazard. Failure to maintain a POWTS a POWTS Component, a holding tank and/or an alternative sanitation system in accord with the following maintenance requirements shall be considered a human health hazard and a violation of this code and shall be subject to the remedies and penalties provided for in Section 2.3.10.D of this Code.

#### **2.3.6.A Responsibilities**

The owner of a POWTS, a POWTS component, a holding tank and/or an alternative sanitation system shall be responsible for ensuring that the operation, ~~and~~ maintenance and the reporting of the inspection, maintenance and servicing events of the POWTS, the POWTS components, the holding tanks and/or the alternative sanitation system occur in accordance with the provisions of this section, and in accordance with the applicable provisions of Wisconsin Administrative Code, Chapters SPS 381, 382, 383, 384, ~~and 385~~ and 391, ~~and or~~ as specified in a maintenance plan that was approved at the time of the issuance of a sanitary permit.

#### **2.3.6.B Maintenance**

~~POWTS Treatment components shall be maintained in accord with the servicing requirements listed in Wisconsin Administrative Code Chapter SPS 383.54(3) and (4), or as specified in a maintenance agreement that has been approved at the time of the issuance of the sanitary permit.~~

All POWTS, POWTS components, holding tanks and alternative sanitation systems shall be serviced in accordance with SPS 383, 384 and 391 of the Wisconsin Administrative Code, the Dodge County Sanitary Ordinance, or as specified in a maintenance agreement that was approved at the time the sanitary permit was issued.

#### **2.3.6.C Reporting and Maintenance Fee Requirements**

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**2.3.6.C.1** All POWTS inspections, maintenance, or servicing shall be completed within 90 days from the date the owner is notified by the code enforcement office unless a more restrictive time frame for compliance is specified in the notice.

**2.3.6.C.2** Reports shall include all applicable inspection, servicing, certification and maintenance information required in SPS 383, 384 and 391 of the Wisconsin

Administrative Code. Inspection, maintenance and servicing reports required under this subsection shall be submitted to the Department with the maintenance fee required under Subsection 2.3.6.C.3. The Department shall not be authorized to accept such reports without payment of the maintenance fee.

2.3.6.C.3 A fee shall be assessed by this Department for the inspection, maintenance or servicing of a POWTS, POWTS component, holding tank or an alternative sanitation system. The fee shall be established by ordinance and may be amended from time to time. A fee schedule ordinance shall be kept by the Department. The owner of a POWTS, POWTS component, holding tank or alternative sanitation system, is responsible for submitting the required maintenance fee to the Department with the inspection, maintenance and servicing reports required by section 2.3.6 of this Ordinance.

2.3.6.C.4 A POWTS, POWTS component, holding tank and/or an alternative sanitation system that is not maintained in accordance with SPS 383, 384 and 391 of the Wisconsin Administrative Code, Section 2.3.6 of this Ordinance, or as specified in a maintenance agreement, shall be considered a human health hazard and a violation of the Dodge County Sanitary Ordinance and shall be subject to the enforcement and penalty provisions of Section 2.3.10 of this Ordinance.

#### **~~2.3.6.D Maintenance Fee Requirement~~**

~~A fee shall be assessed by this Department for each inspection, maintenance or servicing of a POWTS. The fee shall be established by ordinance and may be amended from time to time. A fee schedule ordinance shall be kept by the Department.~~

#### **~~2.3.6.E Report Filing~~**

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#### **2.3.6.F 2.3.6.D Department Notification Procedures**

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Such certification shall be made by a licensed Master/Journeyman Plumber or Master/Journeyman Plumber Restricted Service, a certified POWTS inspector, a

certified septage servicing operator under ch. NR 114 or a registered POWTS maintainer.

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2. Amend Section 3.2 Terms Defined as follows:

Add the following definition:

**Alternative Sanitation System**

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3. Modify the definition of "Sewage" and "POWTS" as follows:

**Sewage**

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**POWTS**

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**Dodge County Land Resources and Parks Committee Decision**

**Sanitary Ordinance Amendment**

**Applicant / Petitioner:**

Dodge County Land Resources and Parks Committee

**Filing Date: August 14, 2023**

**Hearing Date: September 25, 2023**

**Subject - Proposal**

A petition by the Dodge County Land Resources and Parks Committee has been submitted to amend the text of the Sanitary Ordinance, Dodge County, Wisconsin. The petition includes a series of amendments that are necessary in order to clarify the maintenance requirements, the required certification and reporting requirements and the maintenance fee requirements related to private onsite wastewater treatment systems and its components, for holding tanks and for alternative sanitation systems. The petition also includes definitions of certain terms used within the Ordinance.

**CONCLUSIONS OF LAW**

**Based upon the facts presented in the application and at the public hearing the committee concludes that:**

Does the proposed amendment correct an error or meet the challenge of some changing condition, trend, or fact?

(Yes / No)

Comments

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Is the proposed amendment consistent with the Dodge County Comprehensive Plan and the stated purposes of the Sanitary Ordinance?

(Yes / No)

Comments

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Will the proposed amendment protect the health, safety, or general welfare of the general public;

(Yes / No)

Comments

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Will the proposed amendment result in significant adverse impacts on the natural environment, including air, water, wildlife and vegetation.

(Yes / No)

Comments

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Does the proposed amendment contain sufficient information necessary to make a decision?**

Yes;

No - the following additional information is needed before a decision can be made:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Committee Action**

Motion by \_\_\_\_\_ to submit a (favorable / unfavorable) recommendation to the County Board of Supervisors on the code amendment as proposed.

Motion second \_\_\_\_\_

**Vote**

Dale Macheel	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Not Present
Donna Maly	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Not Present
Ben Priesgen	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Not Present
Dan Siegmann	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Not Present
Mary Bobholz – Chair	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Not Present

**Motion (Carried / Denied)**

**ORDER AND DETERMINATION – CODE AMENDMENT**

On the basis of the above findings of fact, conclusions of law and the record in this Sanitary Ordinance Amendment matter, the committee:

- shall provide a favorable recommendation to the County Board on the code amendment as proposed. An ordinance shall also be drafted effectuating the recommendation of the committee and said code amendment shall be submitted to the Board for approval;
- shall provide a favorable recommendation to the County Board on the proposed code amendment petition as modified by the committee. An ordinance shall also be drafted effectuating the recommendation of the committee and said ordinance shall be submitted to the Board for approval;
- shall provide an unfavorable recommendation to the County Board on the code amendment petition as proposed;

Dodge County Land Resources and Parks Committee

Signed \_\_\_\_\_ Attest \_\_\_\_\_  
Chairperson Secretary

Dated: \_\_\_\_\_

Filed: \_\_\_\_\_