

HOLDING TANK ORDINANCE FOR THE TOWN OF PERU

SECTION 1. PURPOSE

The purpose of this Ordinance is to establish procedures for the use and maintenance of a holding tank for any systems designed to receive and retain wastewater from residential or commercial uses.

It is hereby declared that the enactment of this Ordinance is necessary for the protection, benefit, and preservation of the health, safety, and welfare of the inhabitants of this municipality and highly recommended by the State which has come in effect as of May 1, 1995.

SECTION 2. DEFINITIONS

In general, words and terms used in this Ordinance shall have their customary dictionary meanings.

More specifically, unless the context specifically and clearly indicates otherwise, the meaning of terms used in this Ordinance shall be as follows:

"Agent" shall mean any person or persons officially designated by the Authority to act in its behalf.

"Authority" shall mean the municipal officers of the Town of Peru, County of Oxford, Maine.

"Holding tank" A closed, water-tight structure designed and used to receive and store wastewater or septic tank effluent. A holding tank does not discharge wastewater. Holding tanks are designed and constructed to facilitate ultimate disposal of wastewater at another site.

"Improved property" shall mean any property within the municipality upon which there is a structure intended for continuous or periodic habitation, occupancy, or use by humans or animals and from which structure wastewater shall or may be discharged.

"Municipality" shall mean the Town of Peru, Oxford County, Maine.

"Owner" shall mean any person vested with ownership, legal or equitable, sole or partial, of any property located in the municipality.

"Person" shall mean any individual, partnership, company, association, corporation, or other group or entity.

"Records" shall mean all information pertinent to the holding tank, specifically the name of the installer of, the date of the installation of, the individual components of, the pumping dates

SECTION 5. RATES AND CHARGES

The Authority shall have the right and power to fix and alter, charge if necessary, and collect reasonable fees, and other charges in the area served by its facilities at reasonable and uniform rates as authorized by applicable law. (See Table 5-1).

SECTION 6. COLLECTION AND DISPOSAL

The collection, transportation and disposal of all wastewater from any improved property utilizing a holding tank shall be done, after notification is given to the Authority or its agent that the pumping is to occur, only by those persons or businesses licensed by the Maine Department of Environmental Protection to perform that service. The disposal thereof shall be made at such sites as have been licensed and approved by the Maine Department of Environmental Protection.

SECTION 7. DUTIES OF OWNER OF IMPROVED PROPERTY

The owner of an improved property that utilizes a holding tank shall:

A. Maintain the holding tank system in conformance with this or any other Ordinance of the Town of Peru, the provisions of any applicable law, the rules and regulations of the Authority, the Maine State Plumbing Code, and any administrative agency of the State of Maine; and

B. Notify the Authority or its agent when it becomes necessary for the holding tank to be pumped, and when and by whom that will occur; and

C. Permit only those persons or businesses licensed and approved by the Maine Department of Environmental Protection to collect, transport, and dispose of the contents of a holding tank to collect, transport, and dispose of the contents therein; and

D. Maintain records relating to the collection of the contents of the holding tank, submit those records to the Authority or its agent quarterly, and retain all records pertaining to their holding tank for a period of three (3) years.

SECTION 8. VIOLATIONS

Any person who violates any provision of this Ordinance shall be subject to the penalties outlined in M.R.S.A. Title 30-A Section 4452, plus costs.

This Holding Tank Ordinance was originally adopted 7-28-1995 and was revised to state that it will remain consistent with applicable law on June 13th, 2017

A true copy attest: Vera Parent Vera Parent, Town Clerk Date: 6-13-17

This Town has amended this Ordinance on: 6/13/2017 Vera Parent

Select persons: Raquel Welch _____
Raquel Welch Carol Roach

Kevin Taylor John Witherell Larry Snowman
Kevin Taylor John Witherell Larry Snowman