

**TYPE III SEWAGE TREATMENT SYSTEM
MONITORING/MITIGATION AGREEMENT FORM**

Property Owner(s): _____

Property Address: _____

It is hereby acknowledged that the individual sewage treatment system which has been designed and installed on this property located in Section _____ of _____ Township, Benton County, Parcel Identification Number: _____ is considered a Type III sewage treatment system as defined in Minn. Rules 7080, and the performance of this system cannot be guaranteed. There shall be no liability incurred by any party, other than the owner of the property, for the life of the system.

A water meter or event counter MUST be installed to measure flow to the Type III sewage treatment system and proof of installation* must be submitted to the Department of Development within thirty (30) days startup of the ISTS system. It is the responsibility of the owner to record the Type III sewage treatment system's water flow and report the results to Benton County annually.

Record keeping shall consist of:

- 1) Recording daily water flow readings for the 1st thirty (30) days of use, then monthly thereafter;
- 2) Checking for the presence of water in the inspection pipe(s) of the soil treatment system; and
- 3) Any other recommendations as described on the Benton County Sewage Treatment System Permit.

Annual reports are to be submitted to the Department of Development on or before January 30th, following the installation date of the sewage treatment system. Benton County and/or the designer of a Type III sewage treatment system reserve the right to revise and/or conduct additional monitoring of the Type III sewage treatment system as deemed necessary to determine its performance.

Should the Type III sewage treatment system fail or discharge sewage to the surface of the ground, it will be the responsibility of the property owner to inform the Benton County Department of Development within thirty (30) days of the date of failure. The property owner also agrees to upgrade the system to meet all requirements as described in Section 9.6 of the Benton County Development Code. It is the responsibility of the property owner to inform buyers of the property that the sewage treatment system is classified as a Type III sewage treatment system, and of their responsibilities associated with it as part of septic system disclosure laws.

Property Owner Date

ISTS Designer Date

- *To verify proof of installation the owner must do one of the following: (1) provide to the county a letter from a licensed installer or plumber certifying installation of the water meter or event counter; (2) provide to the county a copy of the receipt for the purchase and installation of the event counter or water meter and a photograph of the installed product or the owner must allow; or (3) permit the County to do an on-site inspection. By signing this agreement the property owner expressly agrees to permit the County to enter the property at a mutually agreeable time to verify installation of the water meter or event counter."*

