

TITLE 6

Health and Sanitation

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CHAPTER 1

Health and Sanitation

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SEC. 6-1-1 RULES AND REGULATIONS.

The Board of Health may make reasonable and general rules for the enforcement of the provisions of this chapter and for the prevention of the creation of health nuisances and the protection of the public health and welfare, and may, where appropriate, require the issuance of licenses and permits. All such regulations shall have the same effect as ordinances and any person violating any of such regulations and any lawful order of the Board shall be subject to the general penalty provided for in this Code.

SEC. 6-1-2 HEALTH NUISANCES; ABATEMENT OF.

- (a) **DEFINED.** A health nuisance is any source of filth or cause of sickness.
- (b) **DUTY TO ABATE.** The Board of Health shall abate health nuisances pursuant to sec. 146.14, Wis. Stats., which is adopted by reference and made a part of this section.

State Law Reference: Section 146.14, Wis. Stats.

SEC. 6-1-3 KEEPING OF LIVESTOCK.

- (a) **SANITARY REQUIREMENTS.** All structures, pens, buildings, stables, coops or yards wherein animals or fowl are kept shall be maintained in a clean and sanitary condition, free of rodents, vermin and objectionable odors.
- (b) **ANIMALS EXCLUDED FROM FOOD HANDLING ESTABLISHMENTS.** No person shall take or permit to remain any dog, cat or other live animal on or upon any premises where food is sold, offered for sale or processed for consumption by the general public.

SEC. 6-1-4 DEPOSIT OF DELETERIOUS SUBSTANCES PROHIBITED.

No person shall deposit or cause to be deposited in any public street or on any public ground or on any private property not his own, any refuse, garbage, litter, waste material or liquid or any other objectionable material or liquid. When any such material is placed on the person's own private property, it shall be properly enclosed and covered so as to prevent the same from becoming a public nuisance.

SEC. 6-1-5 DESTRUCTION OF NOXIOUS WEEDS.

- (a) The Village Clerk shall annually on or before May 15th publish as required by state law a notice that every person is required by law to destroy all noxious weeds on lands in the Village which he owns, occupies or controls. A joint notice with other towns or municipalities may be utilized.
- (b) If the owner or occupant shall neglect to destroy any weeds as required by such notice, then the Weed Commissioner of the Village shall give five (5) days' written notice by mail to the owner or occupant of any lands upon which the weeds shall be growing to the effect that the said Weed Commissioner after the expiration of five (5) days' period will proceed to destroy or cause to be destroyed all such weeds growing upon said lands and that the cost thereof will be assessed as a tax upon the lands upon which such weeds are located under the provisions of Section 66.96 of the Wisconsin Statutes. In case the owner or occupant shall further neglect to comply with such five (5) day notice, then the Weed Commissioner shall destroy such weeds or cause them to be destroyed in the manner deemed to be the most economical method and the expense thereof, including the cost of billing and other necessary administrative expenses, shall be charged against such lots and be collected as a special tax thereon.
- (c) As provided for in Sec. 66.96(2), Wis. Stats., the Village shall require that all noxious weeds shall be destroyed prior to the time in which such plants would mature to the bloom or flower state. The growth of noxious weeds in excess of eight (8) inches in height from the ground surface shall be prohibited within the Village corporate limits. Noxious weeds shall include any weed, grass or similar plant growth which if allowed to pollinate would cause or produce hayfever in human beings or would cause a skin rash through contact with the skin. Noxious weeds, as defined in this Section and in Section 6-1-7, shall include but not be limited to the following:

- Cirsium Arvense (Canada Thistle)
- Ambrosia artemisiifolia (Common ragweed)
- Ambrosia trifida (Great ragweed)
- Euphorbia esula (Leafy spurge)
- Convolvulus arvensis (Creeping Jenny) (Field Bind Weed)
- Tragopogon dubius (Goat's Beard)
- Rhus radicans (Poison ivy)
- Cirsium vulgaries (Bull thistle)
- Pastinaca sativa (Wild parsnip)
- Arctium minus (Burdock)
- Xanthium strumarium (Cocklebur)
- Amaranthus retroflexus (Pigweed)
- Chenopodium album (Common lambsquarter)
- Rumex Crispus (Curled dock)
- Cannabis sativa (Hemp)
- Plantago lanceolata (English plantain)

Noxious grasses, as defined in this Section and in Section 6-1-8, shall include but not be limited to the following:

Agrostia alba (Redtop)
Dactylis glomerata (Orchard)
Phleum pratensis (Timothy) Poa
pratensis (Kentucky blue)
Sorghum halepense (Johnson)
Setaria (Foxtail)

State Law Reference: Section 66.96, Wis. Stats.

SEC. 6-1-6 REGULATION OF NATURAL LAWNS.

- (a) NATURAL LAWNS DEFINED. Natural lawn as used in this Section shall include common species of grass and wild flowers native to North America which are designed and purposely cultivated to exceed eight (8) inches in height from the ground. Specifically excluded in natural Lawns are the noxious grasses and weeds identified in Section 6-1-5 of this Chapter. The growth of a natural lawn in excess of eight (8) inches in height from the ground surface shall be prohibited within the Village corporate limits unless a Natural Lawn Management Plan is approved and a permit is issued by the Village as set forth in this Section. Natural lawns shall not contain litter or debris and shall not harbor undesirable wildlife.
- (b) NATURAL LAWN MANAGEMENT PLAN DEFINED.
- (1) Natural Lawn Management Plan is used in this Section shall mean a written plan relating to the management and maintenance of a lawn which contains a legal description of lawn upon which the planted grass will exceed eight (8) inches in length, a statement of intent and purpose for the lawn, a detailed description of the vegetational types, plants and plant succession involved, and the specific management and maintenance techniques to be employed.
 - (2) Property owners who wish to plant and cultivate a natural lawn must submit their written plan and related information on the form provided by the Village. "Property Owner" shall be defined to include the legal title holder and/or the beneficial owner of any such lot according to most current Village records. Natural Lawn Management Plans shall only indicate the planting and cultivating of natural lawns on property legally owned by the property owner. Applicants are strictly prohibited from developing a natural lawn on any Village-owned property including street rights-of-way. This shall include at a minimum property located between the sidewalk and the street or a strip not less than ten (10) feet adjacent to the street where there is no sidewalk whether the area is under public or private ownership. In addition, natural lawn shall not be permitted within ten (10) feet of the abutting property owners property unless waived in writing by the abutting property owner on the side so affected. Such waiver to be affixed to the Lawn Management Plan.
 - (3) Any subsequent property owner who abuts an approved natural lawn may revoke the waiver thereby requiring the owner of the natural lawn to remove the natural lawn that is located in the ten (10) foot section abutting the neighboring property owner. Such revocation shall be put in writing and presented to the Village Clerk by the subsequent abutting property owner. Upon receiving the written request to revoke the original waiver, the Village shall contact the owner of the approved natural lawn and direct the owner to remove the natural lawn located in the ten (10) foot section abutting the neighboring property owner. The Village shall revise

the approved Natural Lawn Management Permit accordingly. The owner of the approved natural lawn shall be required to remove the ten (10) foot section abutting the neighboring property owner within twenty (20) days of receipt of the written notification from the Village provided the notification is received sometime between May 1 and November 1. Property owners who receive notification from the Village between November 2 and April 30 shall be required to remove the ten (10) foot section abutting the neighboring property owner no later than May 20 following receipt of the notification.

(c) APPLICATION PROCESS.

- (1) Property owners interested in applying for permission to establish a natural lawn shall obtain and complete an application form available from the Village Clerk. The completed application shall include a Natural Lawn Management Plan. Upon submitting a completed application, a Twenty-five (\$25.00) Dollars non-refundable filing fee will be assessed by the Village. Upon receiving payment, copies of the completed application shall be mailed by the Village to each of the owners of record, as listed with the Village Assessor, who are owners of the property situated wholly or in part within three hundred (300) feet of the boundaries of the properties for which the application is made. If within fifteen (15) calendar days of mailing the copies of the complete application to the neighboring property owners the Village receives written objections from fifty-one (51%) percent or more of the neighboring property owners, the Clerk shall immediately deny the application. Neighboring property owners shall be defined as all those property owners who are located within three hundred (300) feet of the proposed natural lawn site.
- (2) If the property owner's application is in full compliance with the Natural Lawn Management Plan requirements and less than fifty-one (51%) percent of the neighboring property owners provide written objections, the Village Clerk shall issue permission to install a natural lawn.

(d) APPLICATION FOR APPEAL. The property owner may appeal the Clerk's decision to deny the natural lawn permit request to the Village Board at an open meeting. All applications for appeal shall be submitted within fifteen (15) calendar days of the notice of denial of the Natural Lawn Management Plan. The decision rendered by the Village Board shall be final and binding.

(e) SAFETY PRECAUTIONS FOR NATURAL GRASS AREAS.

- (1) When in the opinion of the Fire Chief, the presence of a natural lawn may constitute a fire or safety hazard, due to weather and/or other conditions the Fire Chief may order the cutting of natural lawns to a safe condition. As a condition of receiving approval of the natural lawn permit the property owner shall be required to cut the natural lawn within the three (3) days upon receiving written direction from the Fire Chief.
- (2) Natural lawns shall not be removed through the process of burning unless stated and approved as one of the management and maintenance techniques in the Lawn Management Plan. The Fire Chief shall review all requests to burn natural lawns and shall determine if circumstances are correct and all applicable requirements have been fulfilled to insure public safety. Burning of natural lawns shall be strictly prohibited unless a written permit to burn is issued by the Fire Chief. The Fire Chief shall establish a written list of requirements for considering each request to burn natural lawn thereby insuring the public safety. In addition, the property owner requesting permission to burn the natural lawn shall produce evidence of property damage and liability insurance identifying the Village as a party insured. A minimum amount of acceptable insurance shall be Three Hundred Thousand (\$300,000.00) Dollars.

- (f) **REVOCAION OF AN APPROVED NATURAL LAWN MANAGEMENT PLAN PERMIT.** The Village Clerk shall have the authority to revoke an approved Natural Lawn Management Plan Permit if the owner fails to maintain the natural lawn or comply with the provisions set forth in the approved Natural Lawn Management Plan permit or any requirements set forth in this Section. Notice of intent to revoke an approved Natural Lawn Management Plan Permit shall be appealable to the Village Board. All applications for appeal shall be submitted within fifteen (15) calendar days of receipt of the written Notice of Intent to revoke the approved Natural Lawn Management Plan. Failure to file an application for appeal within the fifteen (15) calendar days shall result in the revoking of the Natural Lawn Management Plan Permit. All written applications for appeal filed within the fifteen (15) calendar day requirement shall be reviewed by the Village Board in an open meeting. The decision rendered by the Village Board shall be final and binding.
- (g) **PUBLIC NUISANCE DEFINED - ABATEMENT AFTER NOTICE.**
 - (1) The growth of a natural lawn as defined in this Section shall be considered a public nuisance unless a Natural Lawn Management Plan has been filed and approved and a permit is issued by the Village as set forth in this Section. Violators shall be served with a notice of public nuisance by certified mail to the last known mailing address of the property owner.
 - (2) If the person so served with a notice of public nuisance violation does not abate the nuisance within ten (10) days, the Enforcement Officer may proceed to abate such nuisance, keeping an account of the expense of the abatement, and such expense shall be charged to and paid by such property owner. Notice of the bill for abatement of the public nuisance shall be mailed to the owner of the premises and shall be payable within ten (10) calendar days from receipt thereof. Within sixty (60) days after such costs and expenses are incurred and remain unpaid, the Clerk shall enter those charges onto the tax roll as a special tax as provided by State Statute.
 - (3) The failure of the Clerk to record such claim or to mail such notice or the failure of the owner to receive such notice, shall not affect the right to place the Village expense on the tax rolls for unpaid bills for abating the public nuisance, as provided for in this Section.
- (h) **PENALTY.**
 - (1) Any person, firm or corporation which does not abate the nuisance within the required time period or who otherwise violates the provisions of this Section shall be subject to the general penalty found in Section 1-1-6.
 - (2) In addition to any penalties herein provided, the Village may issue stop work orders upon owners of lots where work is unfinished under a previously issued building permit for any violation of this Section.

SEC. 6-1-7 REGULATION OF LENGTH OF LAWN AND GRASSES.

- (a) **PURPOSE.** This section is adopted due to the unique nature of the problems associated with lawns, grasses and noxious weeds being allowed to grow to excessive length in the Village of Iron Ridge.
- (b) **PUBLIC NUISANCE DECLARED.** The Village Board finds that lawns, grasses and noxious weeds on lots or parcels of land which exceed eight (8) inches in length adversely affect the public health and safety of the public in that they tend to emit pollen and other discomforting bits of plants, constitute a fire hazard and a safety hazard in that debris can be hidden in the grass, interferes with the public convenience and adversely affects property values of other land within the Village. For that reason, any lawn, grass or weed on a lot or other parcel of land which exceeds eight

- (8) inches in length is hereby declared to be a public nuisance, except for property located in a designated floodplain area and/or wetland area or where the lawn, grass or weed is part of a natural lawn approved pursuant to Section 6-1-6 above.
- (c) NUISANCES PROHIBITED. No person, firm or corporation shall permit any public nuisance as defined in subsection (b) above to remain on any premises owned or controlled by him within the Village.
- (d) INSPECTION. The Weed Commissioner or his designee shall inspect or cause to be inspected all premises and places within the Village to determine whether any public nuisance as defined in subsection (b) above exists.
- (e) ABATEMENT OF NUISANCE.
- (1) If the inspecting officer shall determine with reasonable certainty that any public nuisance as defined in subsection (b) above exists, he shall immediately report such existence to the Village Board who shall, if it determines that such nuisance exists, cause notice to be served that the Village Board proposes to have the lot grass or lawn cut so as to conform with this Section and that a hearing will be held before the Village Board for the purpose of ordering such mowing.
 - (2) The notice shall be served at least five (5) days prior to the date of the hearing and shall be mailed or served on the owner of the lot or parcel of land, or, if he is not known and there is a tenant occupying the property, then to the tenant, of the time and place at which the hearing will be held.
 - (3) At the hearing, the owner may appear in person or by his attorney and may present witnesses in his behalf.
 - (4) After the hearing the Village Board shall make its determination in writing specifying its findings of fact and conclusions. If it determines that a public nuisance does exist, it shall order the inspecting officer to mail or serve the owner of the property, if he can be found, or upon the occupant thereof a written notice to abate the nuisance with five (5) days of the service of the notice.
- (f) VILLAGE'S OPTION TO ABATE NUISANCE. In any case where the owner, occupant or person in charge of the property shall fail to cut their lawn, grass or weeds as set forth above, then and in that event, the Village may elect to cut said lawn, grass or weeds as follows:
- (1) Written notice shall be personally served, delivered or mailed by Certified Mail informing said person of his or her failure to abate the nuisance, the Village's intention to abate the same, and the potential costs thereof, no less than twenty-four (24) hours prior to the Village's cutting of the lawn, grass or weeds.
 - (2) The Village shall cut or cause to be cut all grass and weeds from the subject's property, and shall charge the expenses of so doing at a rate as established by resolution by the Village Board. The charges shall be set forth in a statement to the Clerk who, in turn, shall mail the same to the owner, occupant or person in charge of the subject premises. If said statement is not paid in full within thirty (30) days thereafter, the Clerk shall enter the charges in the tax roll as a special tax against said lot or parcel of land, and the same shall be collected in all respects like other taxes upon real estate, or as provided under Section 66.615(3)(f), Wisconsin Statutes.

SEC. 6-1-8 REGULATION OF SMOKING

State Smoking Ban Adopted. The provisions of Section 101-123 of the Wisconsin Statutes, as amended hereafter, are adopted by reference in their entirety including the penalty provisions thereof.

2/2011

CHAPTER 2

Pollution Abatement

Sec. 6-2-1 Clean-up of Spilled or Accidentally Discharged Wastes

Sec. 6-2-2 Storage of Polluting Substances

SEC. 6-2-1 CLEAN-UP OF SPILLED OR ACCIDENTALLY DISCHARGED WASTES.

- (a) CLEAN-UP REQUIRED. All persons, firms, or corporations delivering, hauling, disposing, storing, discharging or otherwise handling potentially polluting substances, solid or liquid, such as, but not limited to, the following: fuel oil, gasoline, solvents, industrial liquids or fluids, milk, grease trap and septic tank wastes, sewage sludge, sanitary sewer wastes, storm sewer catch-basin wastes, oil or petroleum wastes, shall immediately clean up any such spilled material to prevent its becoming a hazard to health or safety or directly or indirectly causing the pollution to the lakes and streams under the jurisdiction of the Village.
- (b) NOTIFICATION. Spills or accidental release of hazardous materials or pollutants at a site or of a quantity or nature that cannot adequately be cleaned up by the responsible party or parties shall be immediately reported to the Police Department so that assistance can be given by the proper agency.
- (c) FINANCIAL LIABILITY. The party or parties responsible for the release, escape or discharge of wastes may be held financially liable for the cost of any clean-up or attempted clean-up deemed necessary or desirable and undertaken by the Village, or its designated agent, in an effort to minimize the pollutorial effects of the discharged waste.

SEC. 6-2-2 STORAGE OF POLLUTING SUBSTANCES.

It shall be unlawful for any person, firm or corporation to store any potentially polluting substances unless such substances are stored in such manner as to securely prevent them from escaping onto the ground surface and/or into any street, sewer, ditch or drainageway, lake or stream within the jurisdiction of the Village.

CHAPTER 3

Solid Waste, Recycling and Yard Waste Management and Collection Repealed and recreated 8-1-94

Sec. 6-3-1	Title
Sec. 6-3-2	Declaration of Policy
Sec. 6-3-3	Statutory Authority
Sec. 6-3-4	Abrogations and Greater Restrictions
Sec. 6-3-5	Interpretation
Sec. 6-3-6	Severability
Sec. 6-3-7	Applicability
Sec. 6-3-8	Administration
Sec. 6-3-9	Effective Date
Sec. 6-3-10	Definitions
Sec. 6-3-11	Contractor, Hauler and Processor Requirements
Sec. 6-3-12	Prohibited Activities and Non-collectable Materials
Sec. 6-3-13	Garbage Accumulation; When a Nuisance
Sec. 6-3-14	Solid Waste and Recyclables from Outside the Municipality
Sec. 6-3-15	Establish Fees
Sec. 6-3-16	Ownership of Solid Waste and Recyclables
Sec. 6-3-17	Collection Schedule
Sec. 6-3-18	Solid Waste and Recyclables Collection
Sec. 6-3-19	Mandatory Separation of Recyclable Materials
Sec. 6-3-20	Separation Requirements Exempted
Sec. 6-3-21	Care of Separated Recyclable Materials
Sec. 6-3-22	Management of Lead Acid Batteries, Major Appliances, Bulk Items and Waste Oil
Sec. 6-3-23	Preparation and Collection of Recyclable Material
Sec. 6-3-24	Responsibilities of Owners or Designated Agents of Multiple Family Dwellings and Non-residential Facilities and Properties
Sec. 6-3-25	Prohibitions on Disposal of Recyclable Materials Separated for Recycling
Sec. 6-3-26	Enforcement
Sec. 6-3-27	Yard Waste and Brush Collection and Disposal
Sec. 6-3-28	Bulk Material Disposal
Sec. 6-3-29	Composting and Compost Bins
Sec. 6-3-30	Local Government Purchasing of Recycled Content, Multiple Use and Durable Material, Equipment and Supplies

SEC.6-3-1 TITLE.

(a) TITLE. This Chapter shall be known as the Recycling, Yard Waste and Solid Waste Management Ordinance of the Village of Iron Ridge, Wisconsin, hereinafter referred to as Ordinance or Chapter.

SEC. 6-3-2 DECLARATION OF POLICY.

It is hereby declared to be the purpose and intent of this Chapter to enhance and improve the environment and promote the health, safety and welfare of the Village by establishing minimum standards for the storage, collection, transport, processing, separation, recovery and disposal of solid waste and to promote recycling, composting, and resource recovery through the administration of an effective recycling program, as provided in s. 159.11, Wis. Stats. and Chapter NR 544, Wis. Administrative Code.

SEC. 6-3-3 STATUTORY AUTHORITY.

This ordinance is adopted as authorized under s. 159.09(3)(b). Wis. Stats.

SEC. 6-3-4 ABROGATION AND GREATER RESTRICTIONS.

It is not intended by this ordinance to repeal, abrogate, annul, impair or interfere with any existing rules, regulation, ordinances or permits previously adopted or issued pursuant to law, excepting those repealed and recreated by this ordinance. However, whenever this ordinance imposes greater restriction, the provision of this ordinance shall apply.

SEC. 6-3-5 INTERPRETATION.

In their interpretation and application, the provisions of this ordinance shall be held to be the minimum requirement and shall not be deemed a limitation or repeal of any other power granted by the Wisconsin Statutes. Where any terms or requirements of this ordinance may be inconsistent or conflicting, the more restrictive requirement shall apply. Where a provision of this ordinance is required by Wisconsin Statutes, or by a standard in Chapter NR 544, Wis. Administrative Code, and where the ordinance provision is unclear, the provision shall be interpreted in light of the Wisconsin Statutes and the Chapter NR 544 standards in effect on the date of the adoption of this ordinance or in effect on the date of the most recent text amendment to this ordinances

SEC. 6-3-6 SEVERABILITY.

Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction the remainder of this ordinance shall not be affected.

SEC. 6-3-7 APPLICABILITY.

The requirements of this ordinance apply to all persons within the Corporate boundaries of the Village of Iron Ridge.

SEC. 6-3-8 ADMINISTRATION.

The provisions of this ordinance shall be administered by the Director of Public Works or such persons as shall be designated by the Village Board.

SEC. 6-3-9 EFFECTIVE DATE.

This ordinance shall be effective upon publication except that separation and collection of recyclable materials for curbside recycling shall become mandatory July 1, 1994.

SEC. 6-3-10 DEFINITIONS.

For the purposes of this Ordinance, the following words and phrases shall have the meanings given herein unless different meanings are clearly indicated by the context.

DEFINITIONS FOR RECYCLING:

- (a) APPROVED RECYCLING CONTAINER means a translucent blue tinted or clear plastic bag purchased from normal retail outlets or other locations for purposes of disposal of recyclable materials as designated by the Iron Ridge Village Board.
- (b) ALUMINUM CONTAINER means a container for carbonated or malt beverages or for packaging of food that is made of aluminum.

- (c) BI-METAL CONTAINER means a container for carbonated or malt beverages that is made primarily of a combination of steel and aluminum.
- (d) CONTAINER BOARD means corrugated paperboard used in the manufacture of shipping containers and related product.
- (e) FOAM POLYSTYRENE PACKAGING mean packaging made primarily from foam polystyrene that satisfies one of the following criteria:
 - (1) Is designed for serving food or beverages.
 - (2) Consists of loose particles intended to fill space and cushion the packaged article in a shipping container.
 - (3) Consists of rigid materials shaped to hold and cushion the packaged article in a shipping container.
- (f) HDPE means high density polyethylene, labeled by the SPI code #2.
- (g) LDPE means low density polyethylene, labeled by the SPI code #4.
- (h) MAGAZINES means magazines and other materials printed on similar paper.
- (i) MAJOR APPLIANCE means a residential or commercial air conditioner, clothes dryer, clothes washer, dishwasher, freezer, microwave oven, refrigerator, furnace, boiler, dehumidifier, water heater or stove.
- (j) MULTIPLE-FAMILY DWELLING means a property containing 5 or more residential units, including those which are occupied seasonally.
- (k) NEWSPAPER means a newspaper and other materials printed on newsprint.
- (a) (l) NON-RESIDENTIAL FACILITIES AND PROPERTIES means commercial, retail, industrial, institutional and governmental facilities and properties. This term does not include multiple-family dwellings.
- (m) OFFICE PAPER means high grade printing and writing papers from offices in non-residential facilities and properties. Printed white ledger and computer printout are examples of office paper generally accepted as high grade. This term does not include industrial process waste.
- (n) OTHER RESINS OR MULTIPLE RESINS means plastic resins labeled by the SPI code #7
- (o) PERSON includes any individual, corporation, partnership, association, local government unit, as defined in s. 66.299(1)(a), Wis. Stats., state agency or authority or federal agency.
- (p) PETE means polyethylene terephthalate, labeled by the SPI code 1.
- (q) PLASTIC CONTAINER means an individual, separate, rigid plastic bottle, can, or carton, except for a blister pack, that is originally used to contain a product that is the subject of a retail sale.
- (r) POSTCONSUMER WASTE means solid waste other than solid waste generated in the production of goods, hazardous waste, as defined in s 144.61(5), Wis. Stats., waste from construction and demolition of structures, scrap automobiles, or high-volume industrial waste, as defined in s. 144.44(7)(a)1, Wis. Stats.
- (s) PP means polypropylene, labeled by the SPI code #5.
- (t) PS means polystyrene, labeled by the SPI code #6.
- (u) PVC means polyvinyl chloride, labeled by the SPI code #3.
- (v) RECYCLABLE MATERIALS includes lead acid batteries; major appliances; waste oil; yard waste; aluminum containers; corrugated paper or other container board; foam polystyrene packaging; glass containers; magazines; newspaper; office paper; rigid plastic containers; including those made of PETE, HDPE, PVC, LDPE, PP, PS and other resins or multiple resins; steel containers; waste tires; and bi-metal containers.
- (w) SOLID WASTE has the meaning specified in s. 144.433(5), Wis, Stats.
- (x) SOLID WASTE FACILITY has the meaning specified in s. 144.43(5), Wis. Stats.
- (y) SOLID WASTE TREATMENT means any method, technique or process which is designed to change the physical, chemical or biological character or composition of solid waste. TREATMENT includes incineration.
- (z) WASTE TIRE means a tire that is no longer suitable for its original purpose because of wear, damage or defect.

- (aa) YARD WASTE means leaves, grass clipping, yard and garden debris.
- (bb) BRUSH means clean woody vegetation material no greater than 6 inches in diameter. This term does not include stumps, roots, or shrubs with intact root balls.

DEFINITIONS FOR SOLID WASTE, REFUSE AND GARBAGE DISPOSAL:

- (a) AGRICULTURAL establishment means an establishment engaged in the rearing and slaughtering of animals and the processing of animal products or orchard and field crops.
- (b) APPROVED WASTE CONTAINER FOR SOLID WASTE, REFUSE AND GARBAGE DISPOSAL shall mean: a plastic bag or a plastic or metal container with at least one (1) handle. Containers shall have a capacity of not more than thirty (30) gallons and not more than fifty (50) pounds when filled. Bags or containers will be supplied by and purchased by the property owner or tenant from normal retail outlets. Sizes may vary. Translucent blue or clear plastic bags shall not be used for solid waste disposal, only for recyclables.
- (c) BULKY WASTE means refuse in quantities exceeding those normally collected and shall include such items as rocks, bricks, concrete and other building materials, furniture, fixtures, plumbing, plastic and metal objects except food containers, but excluding all appliances.
- (d) COLLECTION means the act of removing solid waste from the storage area at the source of generation.
- (e) COMMERCIAL shall include any of the principal or conditional uses in the Iron Ridge Municipal Code, Article C, C1 Central Commercial District and C2 Highway Commercial District.
- (f) CURB means the back edge of curb and gutter along a paved street or where one would be if street was paved and had curb and gutter.
- (g) DEMOLITION WASTES means that portion of solid wastes consisting of waste from the repair, remodeling or reconstruction of buildings, such as lumber, roofing and sheathing scraps, rubble, broken concrete, asphalt and plaster, conduit, pipe, wire, insulation and any other materials resulting from the demolition of buildings or improvements.
- (h) DIRECTOR OF PUBLIC WORKS means the duly qualified and appointed person who is responsible for the administrative management of this Chapter (unless a different designee is appointed by the Village Board) and is responsible for the enforcement of those aspects of this Chapter related to the protection of the health, safety and welfare, and the environment of the municipality.
- (i) DISPOSAL means the orderly process of getting rid of materials.
- (j) DNR means the Wisconsin Department of Natural Resources.
- (k) DUMP means a land site where solid waste is disposed of in a manner that does not protect the environment.
- (l) GARBAGE includes every refuse accumulation of animals, fruit or vegetable matter, liquid or otherwise, that attends the preparation, use, cooking, dealing in or storing of meat, fish, fowl, fruits or vegetables.
- (m) HAZARDOUS WASTES means any substance or combination of substances including any waste of a solid, semisolid, liquid or gaseous form which may cause or significantly contribute to any increase in mortality or an increase in serious, irreversible or incapacitating reversible illness or which may pose a substantial present or potential hazard to human health or the environment, because of its quantity concentration or physical, chemical or infectious characteristics. This term includes, but is not limited to, substances which are toxic, corrosive, flammable, irritants, strong sensitizers or explosives as determined by the Department of Natural Resources.

Solid Waste, Recycling and Yard Waste Management and Collection

- (n) INDUSTRIAL WASTES means waste material except garbage, rubbish and refuse directly or indirectly resulting from an industrial processing or manufacturing operation.
- (o) LITTER means solid waste scattered about in a careless manner, usually rubbish.
- (p) NON-RESIDENTIAL WASTE means solid waste from agricultural, commercial, industrial or institution activities or a building or group of buildings consisting of 4 (four) or more residential units.
- (q) PERSON means individuals, firms, corporations, and associations and includes the plural as well as the singular.
- (r) PRIVATE COLLECTION SERVICES means collection services provided by a person licensed to do same by the DNR.
- (s) RESIDENTIAL UNIT means a single family home, duplex, townhouse, or a building with 4 (four) or less residential units.
- (t) SCAVAGING means the uncontrolled removal of materials at any point in solid waste management.
- (u) STORAGE means the interim containment of solid waste in an approved manner after generation and prior to collection and ultimate disposal.
- (v) STORAGE AREAS means areas where persons place containers during non-collection days as well as areas where containers are set out on collection day.
- (w) SOLID WASTE STICKER means a sticker purchased from the Village of Iron Ridge to be affixed to the solid waste bags or containers which indicates that payment has been made for the disposal of waste. Two stickers will be available, one for 17.5 gallon size bags and under and one for 17.5 to 35 gallon size bags and garbage containers.

SEC. 6-3-11 CONTRACTOR, HAULER AND PROCESSOR REQUIREMENTS.

- (a) PERMITS, LICENSES AND APPROVALS. Contractors or haulers who collect solid waste or recyclables in the Village for storage, treatment processing, marketing or disposal shall obtain and maintain all necessary municipal and state permits, licenses and approvals prior to collecting any materials in the Village. No person or corporation shall engage in the business of hauling recyclables within the Village without being licensed by DNR under section NR 502.06, Wis. Administrative Code.
- (b) PROCESSING FACILITIES. Any contractor or hauler operating in the Village shall not transport for processing any recyclables to a processing facility unless the contractor notifies the Village in writing which facility they are using and, by January 1, 1995, the facility has self-certified with the Wis. DNR under section NR 544.16, Wis. Administration Code.
- (c) DISPOSAL. Contractors or haulers may not dispose in a landfill or burn in a solid waste facility any recyclable materials generated in the Village that have been separated for recycling. Glass shall not be compacted with paper during collection and transport of recyclables to a processing facility or market. Recyclable materials shall be maintained in marketable condition.
- (d) REPORTING REQUIREMENTS. Contractors and haulers operating in the Village are required to maintain records and report in writing to the Village Clerk at least quarterly each year. Reports shall include: the amount of solid waste and recyclables collected and transported from the Village; the amount of solid waste and recyclables processed and or marketed by item type from the Village; and the final disposal location of solid waste and recyclable material. Failure to report shall be cause for the municipality to revoke any license or sever any contract with the contractor/hauler/processor.

SEC. 6-3-12 PROHIBITED ACTIVITIES AND NON-COLLECTABLE MATERIALS.

- (a) SCAVENGING. It shall be unlawful for any person, unless under contract with or licensed by the municipality, to collect or remove any solid waste or any recyclable material that has been deposited or placed at the curb or in any container adjacent to a home or non-residential building for the purpose of collection.
- (b) UNLAWFUL PLACEMENT AND DUMPING. It shall be unlawful for any person to dispose of or dump garbage in any street, alley or other public place within the Village or in any receptacles or on private property without the owner's consent unless it is placed in bags or containers in the manner and at the times specified by this ordinance. No person shall place for collection any garbage at the curb not owned or occupied by such person.
- (c) NO BURNING OR BURYING. It shall be unlawful to burn or bury solid waste and recyclables in residential and non-residential sectors and at construction sites, except for wood and paper for heating purposes or as provided elsewhere in the Village Code of Ordinances.
- (d) UNDRAINED FOOD WASTE. It shall be unlawful to place any garbage or other food waste in a container for collection unless it is first drained and wrapped.
- (e) NON-DISPOSABLE MATERIALS. It shall be unlawful for any person to place for disposal any of the following wastes: hazardous and toxic wastes, chemicals, explosives or ammunition, flammable liquids, paint, trees and stumps, construction debris, carcasses or parts thereof, medical wastes (unless personal needles and syringes which shall be contained to eliminate injury to collection crews), animal and human wastes ("kitty litter" may be placed for collection if animal wastes are removed prior to placement for collection).
- (f) BUILDING AND CONSTRUCTION WASTE. All waste resulting from remodeling, construction or removal of a building, roadway, or sidewalk shall be disposed of by the owner, builder or contractor. No license is required if done by owner, contractor or builder.
- (g) IMPROPER TRANSPORTATION. It shall be unlawful to transport any solid waste in any vehicle which permits the contents to blow, sift, leak or fall therefrom. If spillage does occur, the collection crew shall immediately return spilled material to the collection vehicle and shall properly clean, or have cleaned, the area. All vehicles used for the collection and transportation of solid waste shall be durable, easily cleaned and leakproof, if necessary, considering the type of waste and its moisture content. Collection vehicles shall be cleaned frequently to prevent nuisances and insect breeding and shall be maintained in good repair.
- (h) INTERFERENCE WITH AUTHORIZED COLLECTOR. No person other than an authorized collector shall collect or interfere with any solid waste or recyclable after it shall have been put into an approved receptacle and deposited in the proper place for collection, nor shall any unauthorized person molest, hinder, delay or in any manner interfere with an authorized collector in the discharge of his duties.

SEC. 6-3-13 GARBAGE ACCUMULATION; WHEN A NUISANCE.

The accumulation or deposit of garbage, trash or putrescible animal or vegetable matter in or upon any lot or land or any public or private place within the Village which caused the air or environment to become noxious or offensive or to be in such a condition as to promote the breeding of flies, mosquitoes or other insects, or to provide a habitat or breeding place for rodents or other animals, or which otherwise becomes injurious to the public health is prohibited and declared to constitute a nuisance.

SEC. 6-3-14 SOLID WASTE AND RECYCLABLES FROM OUTSIDE THE MUNICIPALITY.

It is unlawful for any person, firm or corporation to place, deposit or cause to be deposited, for collection, any waste, refuse or recyclable not generated within the corporate limits of the Village of Iron Ridge.

SEC. 6-3-15 ESTABLISH FEES.

The Village Board shall establish fees for service recipients for the payment of collection services for solid waste. The fees shall be collected by means of a charge for solid waste collection on the monthly water/sewer bill. The fee shall be determined by the Village Board. Fees shall be established by actual costs incurred by the Village of Iron Ridge for its Solid Waste/Recycling Program. (12-06)

SEC 6-3-16 OWNERSHIP OF SOLID WASTE AND RECYCLABLES.

Solid waste and recyclable materials, upon placement at the curb, shall become the property of the contractor or hauler. Recyclable materials, upon collection by any permitted collector, shall become the property of the collector.

SEC. 6-3-17 COLLECTION SCHEDULE.

The Village Board shall establish the time of collection of solid waste and recyclables and the Clerk shall publish and provide written notice of the collection schedule at least once in the spring and fall of each year and at any time when the collection schedule is changed. Notice of holiday collection schedules shall be made through the placement of a notice in the official newspaper or notice by mail at least one week in advance.

SEC. 6-3-18 SOLID WASTE AND RECYCLABLES COLLECTION.

- (a) RECYCLABLE MATERIALS listed in Section 6-3-10(b) through (h) and (k) (m) (n) (p) and prepared in accordance with Section 6-3-23 shall be placed for collection in such approved recycling containers as are designated by the Village Board for collection.
- (b) PLACEMENT FOR COLLECTION. Residential solid waste and recyclable materials shall be accessible to collection crews. Recyclables and solid waste shall be placed immediately behind the curb of the public street for collection. During winter months, solid waste and recyclables shall not be placed on top of a snow bank, nor shall it be placed in the roadway. The owner or renter shall either shovel out an area behind the curb in which to place the solid waste and recyclables or place them in the driveway. Collection crews will not collect solid wastes or residential recyclables unless they are placed at the curb of a public street.
- (c) RESTRICTIONS ON TIME OF PLACEMENT. Solid waste and recyclables shall be placed in collection locations as designated in Subsection (b) above only after 6:00 p.m. of the evening of the day before collection and prior to 7:00 a.m. on the day of collection.

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(d) RIGHT TO REJECT MATERIALS.

- (1) The contractor or hauler has the right to reject or leave at the curb any recyclable material that is not prepared or placed for collection according to the specifications in this ordinance, Section 6-3-23 and Section 6-3-18 or in the education material provided by the contractor or the Village to the service recipients. Materials may also be left if not separated from solid waste, not placed in the proper container, or are not designated as recyclable materials for collection.
- (2) Should the contractor or hauler be unable to discharge contents of garbage cans into collection vehicles using normal handling procedures the cans, including contents, will be left at curbside. The owner shall make provisions to assure that the solid waste therein can be collected on the next collection day. Collection crews will not empty garbage cans by means other than dumping.

- (e) SOLID WASTE STICKER REQUIRED. No garbage or refuse will be picked up unless in an approved container with the appropriate solid waste sticker affixed to the plastic bag or container.

SEC. 6-3-19 MANDATORY SEPARATION OF RECYCLABLE MATERIALS.

Recyclable items as defined in this section are prohibited from being co-mingled with non-recyclable solid waste and placed in regular garbage bags or containers and/or solid waste dumpsters and must be handled separately and in compliance with the recyclable regulations of this ordinance. Occupants of single family and 2 to 4 unit residential buildings, multiple-family dwellings and non-residential facilities and properties shall separate the following materials from post-consumer waste:

- (a) Lead acid batteries
- (b) Major appliances
- (c) Waste oil
- (d) Yard waste
- (e) Aluminum containers
- (f) Bi-metal containers
- (g) Corrugated paper or other container board
- (h) Foam polystyrene packaging
- (i) Glass containers
- (j) Magazines
- (k) Newspaper
- (l) Office paper
- (m) Rigid plastic containers made of PETE, HDPE, LDPE, PP, PS, and other resins or multiple resins
- (n) Steel containers
- (o) Waste tires

SEC. 6-3-20 SEPARATION REQUIREMENTS EXEMPTED.

The separation requirements of Sec. 6-3-19 do not apply to the following:

- (a) OCCUPANTS of single family or 2 to 4 unit residences, multiple family dwellings and non-residential facilities and properties that send their post consumer waste to a processing facility licensed by the Wisconsin Department of Natural Resources that recover the materials specified in Sec. 6-3-10 from solid waste in as pure a form as is technically feasible.
- (b) SOLID WASTE which is burned as a supplemental fuel at a facility if less than
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30% of the heat input to the facility is derived from the solid waste burned as supplemental fuel.

- (c) A RECYCLABLE MATERIAL specified in Sec. 6-3-10 for which a variance has been granted by the Department of Natural Resources under s. 159.11(2m), Wis. Stats., or s. NR 544.14, Wis. Administrative Code.

SEC. 6-3-21 CARE OF SEPARATED RECYCLABLE MATERIALS.

To the greatest extent practicable, the recyclable materials separated in accordance with SEC. 6-3-19 shall be clean and kept free of contaminants such as food or product residue, oil or grease or other non-recyclable material, including but not limited to household hazardous waste, medical waste and agricultural chemical containers. Recyclable materials shall be stored in a manner which protects them from wind, rain and other inclement weather conditions.

SEC. 6-3-22 MANAGEMENT OF LEAD ACID BATTERIES, MAJOR APPLIANCES, TIRES, BULK ITEMS, AND WASTE OIL.

Occupants of single family and 2 to 4 unit residences, multiple family dwelling and non-residential facilities and properties shall manage lead acid batteries, major appliances, bulk items and waste oil as follows:

- (a) LEAD ACID BATTERIES. Batteries may be disposed of by taking the batteries to any retail business that sells vehicle batteries or to a facility that recycles batteries.
- (b) MAJOR APPLIANCES will not be picked up as part of the bulk material or regular garbage collection. The contractor for recycling and garbage collection or other hauler must be contacted for removal of major appliances or tires. The cost of removal shall be paid by the individual.
- (c) WASTE OIL shall be disposed of at businesses offering that service.
- (d) WASTE TIRES shall be disposed of by privately contacting the contractor or another hauler to dispose of the tires at private expense.
- (e) YARD WASTE. See Section 6-3-27.
- (f) BULK ITEMS. See Section 6-3-28.

SEC. 6-3-23 PREPARATION OF RECYCLABLE MATERIALS

Except as otherwise directed by the Iron Ridge Village Board, occupants of single family and 2 to 4 unit residences shall do the following for the preparation of the separated materials' specified in Section 6-3-19 (e) through (n).

PREPARATION:

- (a) ALUMINUM CANS shall be rinsed clean. Flattening is optional.
- (b) TIN AND STEEL CANS (BI-METAL CANS) shall be rinsed clean and the labels removed. Flattening is optional.
- (c) CORRUGATED CARDBOARD shall be flattened, cut into (30) thirty inches by (30) thirty inches pieces and tied in bundles.
- (d) RIGID PLASTIC CONTAINERS.
 - (1) PETE AND HDPE, milk, soda and detergent bottles and other plastic items marked #1 and #2 shall be rinsed free of product residue and the lids removed and discarded. The bottles shall be crushed.
 - (2) PVC (#3), LDPE (#4), PP (#5), PS (#6) AND CONTAINERS MADE OF OTHER RESINS OR MULTIPLE RESINS (#7) (excepting those materials granted a variance by the DNR) shall be rinsed free of product residue and caps and rings removed and discarded.

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- (e) GLASS--BOTTLES AND JARS ONLY shall be rinsed free of product residue. Lids and rings shall be removed and discarded.
- (f) NEWSPAPERS shall be bundled and tied with string or twine in both directions. Bundles shall be no larger than 8 inches in height.
- (g) MAGAZINES shall be separated from newspapers and shall be bundled and tied with string or twine in both directions. Bundles shall be no larger than 8 inches in height.
- (h) OFFICE PAPER shall be bundled and tied with string or twine in both directions. Bundles shall be no larger than 8 inches in height.

COLLECTION See Sec. 6-3-18.

SEC. 6-3-24 RESPONSIBILITIES OF OWNERS OR DESIGNATED AGENTS OF MULTIPLE-FAMILY DWELLINGS AND NON-RESIDENTIAL FACILITIES AND PROPERTIES

- (a) OWNERS OR DESIGNATED AGENTS OF NON-RESIDENTIAL FACILITIES AND PROPERTIES shall do all of the following to recycle the materials specified in Sec. 6-3-10:
 - (1) Provide adequate, separate containers for the recyclable materials.
 - (2) Notify in writing, at least semi-annually, all users, tenants and occupants of the properties about the established recycling program.
 - (3) Provide for the collection of the materials separated from the solid waste by the users, tenants and occupants and the delivery of the material to a recycling facility.
 - (4) Notify users, tenants and occupants of reasons to reduce and recycle, which materials are collected, how to prepare materials in order to meet the processing requirements, collection methods or sites, locations and hours of operation, and a contact person or company, including a name, address and telephone number.
- (b) THE REQUIREMENTS SPECIFIED in (a) do not apply to the owners or designated agents of multiple-family dwellings and non-residential facilities and properties if the post-consumer waste generated within the dwelling or facility or property is treated at a processing facility licensed by the Department of Natural Resources that recovers for recycling the material specified in SEC. 6-3-10 from solid waste in as pure a form as is technically feasible.

SEC. 6-3-25 PROHIBITIONS ON DISPOSAL OF RECYCLABLE MATERIALS SERPERATED FOR RECYCLING

No person may dispose of in a solid waste disposal facility or burn in a solid waste treatment facility any of the materials specified in SEC. 6-3-10 which have been separated for recycling, except waste tires may be burned with energy recovery in a solid waste treatment facility.

SEC. 6-3-26 ENFORCEMENT.

- (a) ASCERTAINING COMPLIANCE. For the purpose of ascertaining compliance with the provisions of this ordinance any authorized officer, employee or representative of the Village of Iron Ridge may inspect recyclable materials separated for recycling or post-consumer waste which has been placed for collection. These items may be inspected at curbside recycling collection sites, facilities, collection vehicles, collection areas of multiple-family dwellings and non-residential facilities and properties. Public records pertaining to recycling will be made available on request. No

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person may refuse access to any authorized officer, employee or authorized representative of the Village of Iron Ridge who requests access for purposes of inspection, and who presents appropriate credentials. No person may obstruct, hamper or interfere with such an inspection.

- (b) Any person who violates a provision of this ordinance may be issued a citation by a Village of Iron Ridge police officer or the Director of Public Works. The issuance of a citation shall not preclude proceedings under any other ordinance or law relating to the same or any other matter. Proceedings under any other ordinance or law relating to the same or any other matter shall not preclude the issuance of a citation under this paragraph.
- (c) Authority for issuance of citations by a village is given under s. 66.119, Wis. Stat. and the citation should take the form prescribed under s. 66.119(1)(b), Wis. Stats.
- (d) Penalties for violating this ordinance may be assessed as follows:
 - (1) Any person who violates Section 6-3-18 may be required to forfeit the amounts set forth below plus court costs. A forfeiture of not less than \$10.00 shall be required for a first violation, not more than \$40.00 for a second violation, and not more than \$400.00 for a third or subsequent violation.
 - (2) Any person who violates a provision of this ordinance, except Section 6-3-18, may be required to forfeit not less than \$10.00 or more than \$1000.00 for each violation plus court costs.

SEC. 6-3-27 YARD WASTE AND BRUSH COLLECTION AND DISPOSAL

- (a) POLICY. It is the intent of the Village Board to establish mandatory yard waste separation for the purposes of: saving energy, conserving natural resources, extending the life of existing landfills, improving the quality of the environment and controlling disposal costs.
- (b) DEFINITIONS:
 - (1) Yard waste shall mean leaves, grass clippings, other yard and garden waste.
 - (2) Brush shall mean bushes, tree limbs and branches and other woody trimmings no greater than 6 inches in diameter. This term does not include stumps, roots, or shrubs with intact root balls.
- (c) MANDATORY SEPARATION OF YARD WASTE AND BRUSH. Yard waste and brush as defined in this section are prohibited from being co-mingled with recyclables or with solid waste or refuse that is to be landfilled and must be handled separately and in compliance with the provisions of this section.
- (d) PROHIBITED YARD WASTE AND BRUSH DISPOSAL.
 - (1) No yard waste or brush may be deposited on any public street, waterway or grounds in the Village except the designated dropoff site.
 - (2) No yard waste or brush may be deposited on private property without the permission of the owner of the property.
- (e) COLLECTION AND DISPOSAL OF YARD WASTE. Yard waste shall be collected and disposed of as follows:
 - (1) Exception: Nothing in this section shall preclude letting grass clippings and leaves remain on the lawn or yard, and garden waste from being composted according to Section 6-3-29 or bar individuals from transporting yard wastes to farmers for spreading on fields. Nothing shall preclude the chipping or shredding of woody material, brush or trees for use in landscaping.
 - (2) Yard waste not disposed of in accordance with Section 6-3-27(e)(1) shall be taken to the yard waste dropoff site maintained by the Village.
 - (3) Yard waste may be taken to the dropoff site only during the hours the site is open.

- (4) Yard waste must be bagged or otherwise suitably contained for transportation to the dropoff site.
 - (5) Bags, boxes, or other containers used to transport yard waste shall not be left at the dropoff site. Yard wastes are to be removed from the containers by the person(s) delivering the yard waste. Assistance will be provided for handicapped persons in accordance with the Americans with Disabilities Act.
 - (6) Yard waste taken to the dropoff site must be free of sticks, stones, and other matter not described as yard waste in Section 6-3-27(b).
 - (7) The Director of Public Works or a designee shall have charge of the dropoff site for yard wastes and shall designate the hours the site will be open.
- (f) DISPOSAL AFTER DEPOSIT AT YARD WASTE DROPOFF SITE. The Director of Public Works or a designee shall arrange for the removal of compostable yard waste from the yard waste site in accordance with contracts or other provisions made by the Village Board.
- (1) Records shall be kept listing the approximate amount of yard waste disposed (Estimates may be made by weighing a load and multiplying that amount by the number of loads hauled.), the name and address of person who disposes of the yard waste, the cost to the Village of disposal and the final disposition of the material. Such records are to be filed with the Village Clerk monthly by the person in charge of the dropoff site.
- (g) BRUSH DISPOSAL. Brush, as defined in Section 6-3-27(b)(2) shall be transported to the yard waste dropoff site for disposal by the Department of Public Works in a manner other than placement in a landfill. Acceptable methods of disposal by the DPW after dropoff at the dropoff site are:
- (1) Contracting with a private party or company to chip and/or shred the brush. Disposal of the chipped/shredded material may be by contract with private party or company, use by the DPW or given or sold to Village residents as determined by the Director of Public Works.
 - (2) Removal by a private party(ies), who has obtained a written agreement for removal approved by the Village Board, for use as firewood or chipping and shredding for reuse.
- (h) After a storm the Department of Public Works will pick up tree branches at curbside or contract for such pick up. The size of branches and time of pick up will be determined by the Director of Public Works.
- (i) All other disposal by Village residents of brush, trees, tree stumps, etc., shall be by individual contract with a private tree removal business or other privately made arrangements.
- (j) ENFORCEMENT. The Director of Public Works or a designee named by the Village Board shall notify violators of Section 6-3-27 of the date, time and reason a violation occurred and of the appropriate penalty or forfeiture.
- (k) PENALTIES AND FORFEITURES. The penalties and forfeitures for Section 6-3-27 shall be as follows plus court costs:
- (1) First offense--a warning shall be given.
 - (2) Second offense--a forfeiture of not less ten dollars (\$10.00).
 - (3) Third offense--a forfeiture of not more than twenty-five dollars (\$25.00).
 - (4) Subsequent offenses--the forfeiture shall be subject to the penalties set forth in Section 1-1-6(a)(2) regardless of the number of prior offenses.
 - (5) The Village shall have any and all other remedies afforded by Wisconsin Statutes in addition to forfeitures and costs of prosecution.
 - (6) The Village Clerk/Treasurer shall collect all Penalties levied and shall keep a record of all violations.

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SECTION 6-3-28 BULK MATERIAL DISPOSAL

Bulk material shall be disposed of in the following manner:

- (a) Persons are encouraged to dispose of usable bulk items by resale or by donating items to a charitable organization such as Goodwill or other charitable institution.
- (b) The Village shall provide containers for bulk material in spring and fall for clean up purposes.
 - (1) The Director of Public Works shall determine the time and placement of the containers.
 - (2) Reasonable material normally excluded from weekly collection will be considered for the container.
 - (3) Materials acceptable for bulk disposal as are listed in Section 6-3-10 DEFINITIONS FOR SOLID WASTE, REFUSE AND GARBAGE DISPOSAL (c).
 - (4) Unacceptable materials for bulk disposal are construction, remodeling and demolition debris, appliances, tires or any material banned from landfills.
- (c) During the remainder of the year property owners shall contract with a private hauler to dispose of bulk materials.

SEC. 6-3-29 COMPOSTING AND COMPOST BINS

- (a) PURPOSE AND INTENT. The purpose of this section is to promote the recycling of yard wastes through composting and to establish minimum standards for proper compost maintenance.
- (b) DEFINITIONS.
 - (1) Composting shall mean a controlled biological reduction of organic wastes to humus.
 - (2) Yard waste shall mean leaves, grass clippings, garden debris and brush.
- (c) MAINTENANCE. All compost piles shall be maintained using approved composting procedures to comply with the following requirements:
 - (1) All compost piles other than compost piles consisting solely of yard waste, excluding fruit, shall be enclosed in a free standing compost bin. Each compost bin shall be no larger in volume than one hundred twenty-five (125) cubic feet, and shall be no taller than five (5) feet. This size does not require DNR regulation.
 - (2) All compost piles and bins shall be so maintained as to prevent the attraction or harborage of rodents and pests. The presence of rodents in or near a compost pile or bin shall be cause for the Village Board of Health to proceed under Section 9-6-3.
 - (3) All compost piles and bins shall be so maintained as to prevent unpleasant odors. Compost bins containing horse manure or fruits shall be kept covered except when turning.
 - (4) All compost piles or bins shall be located not less than three (3) feet from a property line or building.
 - (5) No compost pile or bin shall be located in any yard except a rear yard. All piles or bins shall be placed between the rear building wall, excluding all portions of a building which are occupied seasonally, and the rear lot lone extended to the side lot line.
 - (6) On a reverse corner lot, no compost pile or bin shall be located less than ten (10) feet from the rear property line.

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- (7) Subsections (4) and (5) and (6) shall not apply to a compost pile or bin located in a side yard substantially screened from view from the street and from the ground level of the adjacent residences by shrubs and other plantings or by fencing, provided that such planting or fencing shall at all

times exceed the height of the compost pile or bin by no less than one (1) foot.

- (d) PROHIBITED INGREDIENTS. No compost bin shall contain any of the following:
 - (1) Lake weeds
 - (2) Cooked food scraps, except coffee grounds and tea leaves
 - (3) Fish, meat or other animal products
 - (4) Manures other than horse manure
 - (5) Large items that will impede the composting process
- (e) PERMITTED INGREDIENTS. Permitted ingredients in a compost bin shall include:
 - (1) Yard waste
 - (2) Raw vegetables and fruit scraps that are suitable for composting
 - (3) Horse manure
 - (4) Commercial compost additives
- (f) OWNER RESPONSIBILITY. Every owner or operator shall be responsible for maintaining all property under his control in accordance with the requirements of Section 6-3-28.
- (g) PENALTY. Any person violating Section 6-3-28 shall be subject to a forfeiture of not less than ten dollars (\$10.00) nor more than two hundred dollars (200.00). Each day such violation continues shall be considered a separate offense.

SECTION 6-3-30 LOCAL GOVERNMENT PURCHASING OF RECYCLED CONTENT, MULTIPLE USE AND DURABLE MATERIAL, EQUIPMENT AND SUPPLIES. 16.72(2)(e) and (f), Wis. Stats.

- (a) The Village of Iron Ridge shall, to the extent practicable, make purchasing decisions to maximize the purchasing of products made from recycled and recovered materials. Purchases shall include 25% recycled content of all paper purchased by 1993 and 40% content of all paper by 1995.
- (b) The Village shall, to the extent practicable, award contracts for equipment and supplies on the basis of recyclability and ultimate disposition of products to discourage the purchase of single-use disposable products and require purchase of multiple-use, durable products.

