

CHAPTER 13 – RECYCLING

SECTION 13.00 RECYCLING

Section 13.01 Authority

This ordinance is adopted by the Town Board of the Town of West Point, Columbia County, Wisconsin, pursuant to the authority of Wis. Stat. Sec. 60.18 (12).

Section 13.02 Definitions

For the purpose of this ordinance, the following words and phrases shall have the meanings assigned to them by this section:

- (A) “Garbage” means all organic kitchen waste that attends to the storage, preparation, use, cooking, or serving of foods.
- (B) “Operator” means the person or persons specifically authorized by the Town Board of the Town of West Point to operate the Waste Transfer Site.
- (C) “Recyclable Material” means all newspapers, magazines, catalogs, scrap paper, cardboard, aluminum and tin cans, glass bottles and jars, plastic jugs and bottles numbers one (1) through seven (7), heavy metal and appliances.
- (D) “Non-recyclable material” means plastic wraps, waxed cardboard, wax paper, carbon paper, napkins, paper tissues, disposable diapers, fast food containers, Styrofoam, window glass, light bulbs and tubes, television tubes, china, window glass, pottery, ceramics, dishes and tires.
- (E) “Rubbish” means all other waste except:
 - (1) Combustible rubbish,
 - (2) Landscaping compost,
 - (3) Construction waste and demolition materials (e.g., stone, roofing, drywall),
 - (4) Landscaping waste.
- (F) “Combustible Rubbish” means all material under 4” in diameter that may be burned such as brush, branches, small trees, waste wood, wood furniture, and all other discarded wood products.
- (G) “Landscaping Compost” means all leaf and grass clippings.

(H) "Landscaping Waste" means creosote treated material – like railroad ties, penta or CCA treated wood material, rocks, concrete, dirt, stone or brick used in landscaping.

Section 13.03 Separation and Recycling Required

Anyone using the Waste Transfer Site shall be required to separate recyclable material and combustible and compost rubbish from garbage and rubbish. In addition to the procedures set forth herein, so long as the Town is under contract with Columbia County to manage its Transfer Site, all persons using the Transfer Site shall also be required to abide by Columbia County's Recycling and Waste Processing rules and regulations as published by the County from time to time, which can be found on the Town's website. In the event a conflict exists between the Town's Ordinance provisions and the County's Recycling and Waste Processing provisions, the most restrictive provision shall control.

(A) Procedures. All recyclable material, combustible rubbish, landscaping compost, garbage and rubbish shall be disposed of at the Waste Transfer Site only in the specific container or area which is designated as the depository for that type, color or composition of material. Such area shall include, but are not limited to, the recyclable storage shed, landscaping compost bin or pile, combustible rubbish burning site, heavy metal area, and dumpster for garbage and rubbish. Prior to disposal:

- (1) Newspapers, magazines and catalogs, and scrap paper shall each be separated and placed in paper bags.
- (2) Cardboard shall be flattened, bundled and placed in a cardboard carton.
- (3) Aluminum cans shall be rinsed.
- (4) Tin cans shall be rinsed.
- (5) Glass bottles and jars shall be rinsed, stripped of tops, and separated by color (brown, green, clear).
- (6) Plastic jugs and bottles shall be rinsed and tops removed.
- (7) All garbage (well drained) and rubbish shall be placed in a clear or transparent watertight plastic bag not exceeding thirty (30) gallons in capacity or fifty (50) pounds in weight.

(B) Refusal. The operator shall refuse to accept any recyclable material which is not prepared in accordance with the requirements of the ordinance and shall

refuse to accept for disposal any garbage or rubbish that contains recyclable material, combustible or landscaping compost, landscaping waste and, except as otherwise provided herein, construction waste and materials.

(C) Motor Oil. Clean motor oil may be recycled at the Columbia County Recycling Location located off State Hwy. 60 behind the City of Lodi garage and will not be accepted at the Transfer Site.

(D) Deposit Time. No person shall deposit any recyclable material, combustible or landscaping compost, garbage or rubbish at the Waste Transfer Site anytime that the Site is closed.

(E) Dumping. No person shall dump, dispose, deposit or litter upon any street, alleyway driveway, park, or private property any recyclable material, garbage, combustible or landscaping compost, rubbish, construction waste or material, or landscaping waste provided, however, nothing herein shall prevent any person from burning combustible materials if otherwise allowed or maintaining a private landscaping compost pile.

(F) Fertilizer. All pesticide containers and fertilizer bags shall be triple rinsed, cleaned, bundled, tied and handled separately.

(G) Construction Waste and Demolition Materials and Landscaping Waste. A person shall only dump and dispose of construction waste and materials at the Waste Transfer Site during those times the Town Board has elected to provide a construction waste and demolition materials dumpster for such waste and materials. At all other times the operator shall refuse to accept construction waste or demolition materials. Landscaping waste shall never be accepted unless specific provision is made for same by the Town Board.

Section 13.04 Fees

So long as the Town is under contract with Columbia County to manage its Transfer Site, any person using the Site shall be obligated to pay the fees, off the schedule established by the County from time to time, at the time items for which a fee has been established are left at the Transfer Site.

Section 13.05 Enforcement

A. Penalty. Any person who violates this ordinance shall, upon conviction, be punished by a fine of not less than fifty dollars (\$50.00), nor more than five hundred dollars (\$500.00), together with the cost of prosecution and penalty assessment, if any. Each day or incident of violation shall be deemed a separate offense. In addition to the penalty provided herein, the court may order the violator to clean up, remove and pay the cost of clean up or removal of any

recyclable material, combustible or landscaping compost, garbage, rubbish, landscaping waste, or construction waste or material disposed of in violation of this ordinance.

B. Cash Deposit. For purposes of Section 4.03 of Chapter 4, providing for a schedule of cash deposits, Section 4.03 shall be amended to set the cash deposit for inclusion in the citation as follows: First offense - \$100.00; second offense - \$200.00, third (and each subsequent) offense - \$350.00.

History Note: Adopted 2/90; amended 5/9/91, 4/3/97, 7/13/06, 6/14/07