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CHAPTER 6

RECYCLING

Section

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SECTION I: To repeal the current ordinance and create a recycling ordinance for the Village of Junction City to read as follows:

6.01 PURPOSE. The purpose of this ordinance is to promote recycling, composting, and resource recovery through the administration of an effective recycling program, as provided in s. 287, Wisconsin Statutes, and Chapter NR 544, Wisconsin Administrative Code. The main objective to our recycling ordinance is to have residents recycle materials that are mandated to be recycled.

6.02 STATUTORY AUTHORITY. This ordinance is adopted as authorized under s. 287.09, Wisconsin Statutes and Village of Junction City.

6.03 ABROGATION AND GREATER RESTRICTIONS. It is not intended by this ordinance to repeal, abrogate, annul, impair or interfere with any existing rules, regulations, ordinances or permits previously adopted or issued pursuant to law. However, whenever this ordinance imposes greater restrictions, the provisions of this ordinance shall apply.

6.04 INTERPRETATION. In their interpretation and application, the provisions of this ordinance shall be held to be the minimum requirements 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 requirements or interpretation shall apply. Where a provision of this ordinance is required by Wisconsin Statutes, or by a standard in Chapter NR 544, Wisconsin 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 ordinance.

6.05 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.

6.06 APPLICABILITY. The requirements of this ordinance apply to all persons with the Village of Junction City.

6.07 ADMINISTRATION. The provisions of this ordinance shall be administered by the Village of Junction City along with the assistance of the Village's contracted carrier.

6.08 RECYCLABLE MATERIAL.

1. **Definitions.** For the purposes of this ordinance.

a) Recyclable materials shall include newspaper, magazines, office paper, aluminum containers, steel containers, waste oil, lead acid batteries, glass containers, corrugated paper or other container board, major appliances, foam polystyrene packaging, yard waste, rigid plastic containers, including those made

of PETE, HDPE, PVC, LDPE, PP, PS, and other resins or multiple resins, and waste tires.

b) Used newspapers shall include newspapers and advertising circulars printed on used newspapers and normally accompanying newspapers, but shall not include books, magazines, or periodicals.

c) Aluminum and tin cans. Tin cans must be rinsed out, both ends cut out and labels removed.) Flatten cans and place the cans and ends into a separate bags or container primarily for safety reasons in handling for collection.

d) Waste oil includes all engine crankcase oil and hydraulic fluid.

e) Battery shall include all 6V and 12V lead batteries.

f) Glass bottles shall include all clear, green and brown glass food and beverage bottles, excluding window glass, ceramics, pyrex and light bulbs. Broken glass will not be recycled.

g) Plastics shall include number 1 and number 2 plastics (such as milk, orange juice, bleach and detergent, shampoo, conditioner, antifreeze bottles and soda bottles).

Also means an individual, separate, rigid plastic bottle, can, jar, or carton, except for a blister pack, that is originally used to contain a product that is the subject of a retail sale.

h) Cardboard shall include any corrugated material.

I) Tin cans and lids.

j) Major appliance means a residential or commercial air conditioner, clothes dryer, clothes washer, dishwasher, freezer, oven, refrigerator, hot water heater, furnaces, boilers, dehumidifiers, or similar goods, and allowing for the disposal of microwaves in a solid waste facility if the capacitor has been removed.

k) Bi-metal container means a container for carbonated or malt beverages that is made primarily of a combination of steel and aluminum.

l) Container board means corrugated paperboard used in the manufacture of shipping containers and related products.

m) Magazines means magazines and other materials printed on similar paper.

n) Office/mixed 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.

o) non-residential facilities and properties means commercial, retail, industrial, institutional and governmental facilities and properties. This term does not include multiply family dwellings.

p) Multiple-family dwelling means a property containing 5 or more residential units, including those which are occupied seasonally.

q) Waste tire means a tire that is no longer suitable for its original purpose because of wear, damage or defect.

2. Separation of Recyclable Materials.

Occupants of single family and 2 to 4 unit residences, multiple-family dwellings and non-residential facilities and properties shall separate the following materials from solid waste:

- 1) Lead acid batteries
- 2) Major appliances
- 3) Waste oil
- 4) Yard waste
- 5) Aluminum containers
- 6) Bi-metal containers
- 7) Corrugated paper or other container board
- 8) Glass containers
- 9) Magazines
- 10) Newspaper
- 11) Office paper
- 12) Rigid plastic containers made of PETE, HDPE, PVC, LDPE, PP, PS, and other resins or multiple resins.
- 13) Steel containers
- 14) Waste tires

3. Care of Separated Recyclable Materials.

To the greatest extent practicable, the recyclable materials separated in accordance with

section 6.2 shall be clean and kept free of contaminants such as food or product residue, oil or grease, or other non-recyclable materials, 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.

Recyclables placed at the curbside, end of driveway, etc., for collection by the Village or its designated agent shall become the property of the Village. All other persons or agencies shall not collect the recyclables as herein defined without prior Village authorization. Any person violating the provisions of this section shall be fined not less than \$25.00 nor more than \$50.00.

4 . Disposal of Recyclable Materials.

a) No recyclable material shall be disposed of with the regular Village refuse except used newspapers rendered useless for recycling purposes.

b) All recyclables shall be place at the curbside collection point on designated collection days for collection by the Village or its authorized agency or shall be recycled by the residents in any other lawful manner.

c) Used newspaper and magazines shall be tied with heavy string or cord or shall be place in brown grocery bags or clear plastic bags.

d) Aluminum shall be placed in clear bags.

e) Milk bottles and other plastic containers with handles shall be tied together or placed alongside of the recycling bin. All others shall be place inside the recycling bin. Such containers shall be drained out and dry. Includes on **PLASTIC BOTTLES** clearly marked with the recycling emblem, encircling the #1 (Pet or Pete) or the #2 (HDPE). **Does not** include motor oil bottles, even if they are labeled #1 or #2. Caps must be removed. Labels and neck rings can remain on plastic. Clean and flatten all bottles.

f) Unbroken glass bottles and jars rinsed clean and with lids removed, shall be placed in paper bags or the recycling bin. Clear and colored glass must be rinsed and cleaned. Labels can remain on glass.

g) Car and truck oil shall be in a sealed container and recycled at an approved facility.

h) Cardboard shall be flattened and tied in bundles not more than twelve (12) inches high and twenty-four (24) inches wide and thirty-six (36) inches long. **Does not include** waxed cardboard or “chipboard” such as cereal boxes, shoe boxes, and similar materials.

i) Tin cans shall be clean, labels removed, ends cut and flattened. Cut out ends are recyclable. Can include tin coated metal cans and steel containers. Tin cans with “molded or round bottoms: can be recycled without the “molded or round bottom” removed, provided the can has been rinsed and labels have been removed.

j) Mixed papers must be in bundles not more than (12) inches high or placed in a

brown paper grocery bag. Includes all grades of paper: including white, colored, ledger, shiny, coated, carbonless or NCR papers; envelopes, including windowed, labeled, and kraft; magazines, phone books, computer printout paper, glued pads and tablets, file folders, keypunch cards, spiral notebooks, cereal boxes, shoe boxes, etc., Can include paper clips. Remove staples. **Does not include** hand towels or other paper products from restrooms, or soiled napkins and paper plates. Also **does not include** carbon paper, cellophane, or any waxed paper.

6.09 NON-RECYCLABLE REFUSE.

Refuse/Garbage : All matters produced from industrial or community life subject to decomposition, not defined as sewerage to ensure proper separation between garbage and recyclable material.

1. Every owner or occupant of a premise or premise unit shall store and dispose of all garbage and any other organic waste in a clean, sanitary and safe manner, not including burning. Clear plastic bags shall be used for storage pending collection. See also, Chapter 14.037.

2. Every owner of a premise shall supply facilities or refuse containers for the sanitary and safe storage and/or disposal of rubbish and garbage. Containers and refuse served by the Village shall be placed at the curb (or alley where applicable) and shall be readily accessible for removing or emptying the same and shall be so placed no longer than from 6:00 P.M. the day before collection to 6:00 P.M. the day of collection.

3. All non-recyclable refuse shall be placed in clear plastic bags.

4. All non-residential facilities shall contract directly with a responsible unit for refuse and recycling collection.

6.10 YARD WASTE.

1. Yard waste shall include all leaves, yard and garden debris and brush, including clean woody vegetable material no greater than 4" in diameter. This term does not include stumps, roots, shrubs with intact root balls or bushes cleared from undeveloped property.

2. Yard waste shall be recycled or disposed of by residents at their own cost. The Village may provide at certain locations, deposit areas for such yard waste. It shall be unlawful for any person to deposit such yard waste contrary to the regulatory signs at each site specifying methods of disposal.

6.11 MULTIPLE FAMILY AND NON-RESIDENTIAL FACILITIES.

1. Every owner of a multiple dwelling containing 5 or more dwelling units shall implement a recycling program which includes the following:

a) Provide adequate, separate containers for the recyclables.

b) Notify tenants, including seasonal tenants, in writing at the time of renting or leasing the dwelling and at least-semi-annually thereafter of the programs under this section.

c) Provide for the collection of recyclable materials separated from the solid waste by the tenants and the delivery of the recyclable material to a materials recovery facility.

d) Notify tenants, including seasonal tenants, of reasons to reduce and recycle, which materials are collected, how to prepare recyclable matters in order to meet the processing requirements, collection methods or sties, locations and hours of operation, and a contact person or company, including name, sites, address and phone number.

2. Every owner or designated agent of non-residential facilities and properties shall implement a recycling program which includes the following:

a) Provide adequate, separate containers for the recyclables.

b) At least semi-annually, notify in writing all users, tenants and occupants of the properties of the programs under this section.

c) Provide for the collection of recyclable materials separated from the solid waste by the users, tenants and occupants and the delivery of the recyclable materials to a recycling facility.

d) Notify user, tenants and occupants of reasons to reduce and recycle, which materials are collected, how to prepare recyclable materials in order to meet the processing requirements of the responsible unit's or out of state unit's recycling program, collection methods or sites, locations and hours of operation, and a contact person or company, Including name, address and phone number.

6.12 ENFORCEMENT.

1. For the purpose of ascertaining compliance with the provisions of this ordinance, any authorized officer, employee or representative of the Village of Junction City may inspect recyclable materials separated for recycling, postconsumer waste intended for disposal, recycling collection sites and facilities, collection vehicles, collection areas of multiple-family dwellings and non-residential facilities and properties, and any records relating to recycling activities, which shall be kept confidential when necessary to protect proprietary information. No person may refuse access to any authorized officer, employee or authorized representative of the Village of Junction City who requests access for the purpose of inspection, and who presents appropriate credentials. No person may obstruct, hamper, or interfere with such an inspection.

Garbage haulers should not pick up garbage in dark colored bags. Garbage which is in dark colored bags or not separated will be tagged and not taken.

2. Any person who violates a provision of this ordinance may be issued a citation by the Village of Junction City to collect forfeitures. The issuance of a citation shall not preclude proceeding under any other ordinance or law relating to the same or any other matter. Proceeding 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.

3. Any person violating this ordinance shall be subject to a forfeiture of not less than \$25.00 nor more than \$50.00 plus any associated costs. Each violation shall constitute a separate offense.

4. The contracted carriers should provide the Village with weights of garbage and recyclables collected on a quarterly basis.