

Chapter 5

Recycling and Solid Waste— Miscellaneous Provisions

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Sec. 8-5-1 Definitions.

For the purpose of this Chapter, the definitions provided in Section 8-3-8 of this Title shall apply.

Sec. 8-5-2 Unauthorized Disposal or Scavenging of Solid Waste and Recyclables.

- (a) No person shall dispose of or dump solid waste or recyclables in any street, alley or public place within the Village of Muscoda or in any receptacles or on private property without the owner's consent.
- (b) No person shall place for collection any solid waste or recyclables at the curb, alley or street line if he or she does not own or occupy the abutting property.
- (c) No person shall bring any item solely for disposal or recycling from outside the corporate limits into the Village of Muscoda unless authorized by the Village Board.
- (d) No person shall burn or bury solid waste or recyclable material except that open burning of clean wood and paper products is allowed.
- (e) No person, unless under contract with the Village of Muscoda, shall collect or remove any recyclable materials which have been set out for the purpose of collection for recycling.
- (f) No person shall bring any materials into the village landfill that originated from outside of the Village of Muscoda corporate limits. This includes but is not limited to yard waste, brush, wood, building materials, cement, and asphalt.

Sec. 8-5-3 Special Materials.

Residents shall contact the Village's contractor or other licensed hauler when they have couches or other bulky materials and arrangements shall be made between resident and hauler.

Construction materials from household building, remodeling and repair shall be handled pursuant to this Subsection. Materials such as couches and other bulky items may also be disposed of on designated Village cleanup days in the manner and at the time and place designated by the Village Board.

Sec. 8-5-4 Hauler Specifications.

- (a) No person or corporation shall engage in the business of hauling recyclables within the Village of Muscoda without being licensed by the Department of Natural Resources under NR 502.06, Wis. Adm. Code.
- (b) Haulers may not dispose in a landfill or burn in a solid waste facility any recyclable materials generated in the Village of Muscoda that have been separated for recycling except waste tires which may be burned with energy recovery in a solid waste treatment facility. Haulers shall not compact glass with paper during collection and transport of recyclables to a processing facility or market and shall maintain materials in a marketable condition.
- (c) Haulers have the right to leave at the curb or otherwise reject any recyclable material that is not prepared according to the specifications of this Title. Materials may also be left if not separated from solid waste, placed in the proper container or are not designated recyclables for collection. Haulers also have the right to refuse to pick up any solid waste if it contains recyclable material. In such cases, the hauler shall notify the generator of the materials and the Village Board about the reasons for rejecting the items.
- (d) Any recycling hauler contracted to the Village of Muscoda is required to maintain records and report in writing to the Village of Muscoda at least twice a year. Reports shall include: the amount of solid waste and recyclables collected and transported for the Village of Muscoda, the amount of solid waste and recyclables processed and/or marketed by item type for the Village of Muscoda and the final disposal location of solid waste and recyclable material. Failure to report shall be cause for the Village of Muscoda to sever any contract with the hauler.

Sec. 8-5-5 Enforcement

- (a) For the purpose of ascertaining compliance with the provisions of this Chapter, any authorized officer, employee or representative of the Village of Muscoda may inspect solid waste and recyclable material separated for recycling, postconsumer waste intended

for disposal, solid waste and recyclable material collection sites and facilities, collection vehicles, collection areas, and any records relating to solid waste collection and disposal 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 who requests access for the purpose 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 Chapter may be issued a forfeiture citation by the Muscoda Police Department. The issuance of a citation shall not preclude proceeding under any other Title or law relating to the same or any other matter. Proceeding under any other Title or law relating to the same or any other matter shall not preclude the issuance of a citation under this Subsection.
- (c) Any person who violates a provision of this Chapter may be required to forfeit not less than Ten Dollars (\$10.00) nor more than One Thousand Dollars (\$1,000.00) for each violation.
- (d) The Village of Muscoda is exempt from the provisions of this chapter.