



Public Works Committee Agenda
Monday, January 8, 2018 at 6:00 pm
Whitefish Bay Library Upstairs Meeting Room

1. **Call to Order**
2. **Review and Approve minutes of December 11, 2017 Public Works Committee Meeting**
See attachment
3. **Stormwater Management Plan Report – DNR Urban Non-Point Source TMDL Grant**
Presentation by Strand Associates
4. **2018 Private Property Inflow and Infiltration (PPII) Private Lateral Lining Program Work Order Authorization for Engineering Services – Clark Dietz**
See attachment
5. **Review and possible recommendation to the Village Board on Residential Trash and Recycling Collection Program–Village Ordinance, Special Pickups, Communication and Associated Items**
See attachments and policy reports
6. **2017 / 2018 Project Update**
7. **Next scheduled meeting – Monday, February 19, 2018 @ 4:00pm**
(Whitefish Bay Library Upstairs Meeting Room)
8. **Adjournment**

Posted: 1/5/17

Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. Contact Whitefish Bay Village Hall at (414) 962-6690. It is possible that members of and possibly a quorum of members of other Boards, Commissions, or Committees of the Village including in particular the Village Board, may be in attendance in the above stated meeting to gather information; no action will be taken by any other Boards, Commissions, or Committees of the Village except by the Board, Commission, or Committee noticed above. Agendas and minutes are available on the Village website (www.wfbvillage.org)

Cc: Village Board; Village Manager, Department Heads; Village Attorney



Public Works Committee Minutes
Monday, December 11, 2017, at 6:00 pm
Whitefish Bay Library Program Room

I. Call to Order and Roll Call:

The meeting was called to order at 6:01

Present: Trustee Serebin (Acting Chair), Trustee Davis, Tom Kindschi,

Also Present: Paul Boening – Village Manager, John Edlebeck – Public Works Director, Tim Blakeslee – Assistant Village Manager

Excused: Trustee Miller (Chairman)

II. Review and Approve minutes of November 13, 2017, Public Works Committee

Tom Kindschi moved, seconded by Trustee Davis to approve the minutes of the November 13, 2017, Public Works Committee Meeting. Motion passed 3-0.

III. Review and possible recommendation to the Village Board on Residential Trash and Recycling Collection Program–Village Ordinance, Exemptions, Communication and Associated Items

Public Works Director John Edlebeck described the discussion and decisions made by the Public Works Committee and Village Board last month. Edlebeck began the cart-to-curb exemption discussion by outlining the topics in the packet. Topic one was “Will Whitefish Bay allow exemptions for the “cart-to-curb” requirement?” Trustee Serebin asked if an exemption would include the collection of trash and recycling or just trash. Edlebeck stated that the proposal is for an exemption to include the on-property collection of trash and recycling.

Edlebeck described topic two, which was “Will WFB allow medical hardship/disability exemptions for the “cart-to-curb” requirement? Will an application/form be required? Will there be a fee for medical exemptions?” Edlebeck then outlined topic three, which was “What are the requirements for a medical hardship/disability exemption? Should a portion of the exemption form be completed by a physician?”

Trustee Davis asked that if an exemption is granted, should a resident be required to use the standard 95-gallon cart because it would be collected by Village Staff? Trustee Serebin and Davis suggested a two-tier approach that would permit a smaller 35-gallon cart without a doctor's note in lieu of a full on-property exemption with a doctor's note. Edlebeck noted that a smaller cart option is feasible. Blakeslee stated that the draft exemption form could be altered to incorporate that approach.

Trustee Serebin asked how often an exemption renewal should be granted. Edlebeck described topic four which was "What will the timeframe be for a medical hardship/disability exemption?" Edlebeck stated that he believes a one-year renewal is too often but that it's important to have a renewal process in place to keep tabs on home turnover. Edlebeck suggested renewals begin in 2020 and every two years thereafter. Edlebeck then described topic five and six which were "Is there an appeal process for a denied medical exemption?" and "Should cart to curb exemptions be permitted for convenience (non-medical and/or disability)?" Edlebeck then outlined the draft exemption application.

Public comment was received:

Elaine Friesler - 4778 N ARDMORE AVE – Asked if there was any research done on how the DMV handles a temporary or permanent exemption for disabled parking permits.

Tom Sherman – 4856 N. SANTA MONICA BLVD – Noted that trash and recycling doesn't need to be brought down every week. Edlebeck stated that as part of the revised program that this is correct. Sherman stated that he believes he should pay less if he does not have trash and recycling collected as often as others.

Bob Sheets – 5561 N. Hollywood – Asked if he would be permitted to get two 35-gallon containers. Edlebeck stated that the Village will be lenient. He stated that it would be preferred for the Village to have a greater number of smaller carts than a greater number of exemptions.

Krista – Representative from 303 E Henry Clay Street Condominiums – Asked how condos will be handled as part of the new program. Edlebeck stated that the Village plans to continue condo collection, but that condos would need to adapt to the new cart sizes. Krista asked about implementation timeframe. Edlebeck stated that it would be mid-May.

Tom Sherman – 4856 N. SANTA MONICA BLVD – Asked about the cost of an additional cart. Edlebeck stated that current recycling cart is \$75, and that would be a good metric for a new trash cart.

Joe Regan – 6340 N. Lake Drive – *Concerned with the number of cans he will have during the winter due to his family size. Believes they will have to go on this street with the snow.* Edlebeck stated the Public Works department will be accommodating during a snow event.

Bob Sheets – 5561 N. Hollywood – Asked if the blue recycling cart will remain. Edlebeck stated that the blue recycling cart will continue to be used for recycling as part of the program.

Trustee Serebin moved that the Public Works Committee recommend that the Village Board offer an exemption to the cart-to curb requirement via an application form for medical proposes. There should be no cost to this application and a physician's signature and recommendation should be required for each household member. Trustee Davis seconded. Motion passed 3-0.

Edlebeck then discussed revisions to the Trash and Recycling Ordinance section by section. The proposed revisions incorporate a revised structure for ease of interpretation, several missing rules and regulations, revisions based on State of Wisconsin Statutes, updates based on current/previous discussions with the Public Works Committee and the Village Board, and other miscellaneous changes. Edlebeck stated that staff is still finalizing several topics in the ordinance including special pick-ups, winter collection, cart marking. This discussion will come forward at a future meeting.

Elaine Friesler - 4778 N ARDMORE AVE – Was concerned about cardboard boxes needing to go in the recycling cart. She believes that cardboard is difficult to cut and fold for older people. Edlebeck noted there are safe tools for cutting cardboard and also since recycling will be picked up every other week as part of the new program, boxes may be able to be flattened and placed in the box without being cut.

Trustee Serebin asked if dried latex paint cans are accepted as part of the new program and about large items being accepted at the Shorewood transfer station. Edlebeck stated that dried latex paint will continue to be accepted under the new program and that the Shorewood transfer station will take large items, but there is a fee.

Trustee Davis asked about reaching out to people who are not in town during the winter. Edlebeck did a brief rundown the draft communications plan for the trash and recycling program.

IV. 2018 Village Wide Fire Hydrant Painting Project Contract Award

Edlebeck stated that this is a budgeted item that needs to be done every ten years. The project involves sandblasting and repainting about 400 fire hydrants. Trustee Serebin asked about the

color and if there was one that would last longer. Edlebeck stated that the hydrants will be painted red and the paint material should last.

Tom Kindschi moved that the Public Works Committee recommend that the Village Board approve the contract award to HD Supply (Core & Main) of New Berlin, WI for the sandblasting and painting of village fire hydrants for the unit price of \$93.00 each for an estimated 400 fire hydrants. Trustee Davis Seconded. Motion passed 3-0.

V. Circle Drive Area Street Light System Replacement Project – Engineering Design and Construction Services Agreement Award

Edlebeck stated that there are seven street light circuits and all but one had been replaced over the last twenty years. Edlebeck stated GRAEF has completed the last several circuit designs and has done good work for a reasonable price. Trustee Davis asked about parallel and series circuits. Edlebeck stated that the new circuit will be parallel, which means that if one light goes out they will not all go out.

Trustee Davis moved that the Public Works Committee recommend that the Village Board approve the contract award to GRAEF Engineers for the Circle Drive Street Light Circuit Replacement Project Engineering Services Contract Award for the amount of \$32,000.

VI. 2018 PPII Program Scope Discussion

Edlebeck discussed the 2016 program and asked for direction regarding the 2017 PPII program scope. The Trustees discussed various options for PPII and other alternative programs. The Trustees discussed if residents should need to pay part of the replacement cost. The Trustees would like to see a proposal at a future meeting and then make a determination on a recommendation to the Village Board.

VII. 2017 Projects Updates

Edlebeck stated that Cramer Street work is completed. Edlebeck stated that Village Hall interior demolition is moving forward. The next big step is utility coordination.

VIII. Next Scheduled Meeting

December meeting scheduled for January 8, 2018, at 6 p.m.

IX. Adjournment

Tom Kindschi moved to adjourn, seconded by Trustee Davis. Motion Carried 3-0. Meeting adjourned at 8:10 p.m.

January 3, 2018

Memo to: Village of Whitefish Bay Public Works Committee

From: John Edlebeck, Whitefish Bay Director of Public Works

Re: **Proposed Village of Whitefish Bay Stormwater Management Plan Presentation**
DNR Urban Non-Point Source (UNPS) Grant - Total Maximum Day Load (TMDL)

In 2014 Strand Associates assisted the Village in applying for a DNR UNPS Grant to prepare an updated Village Stormwater Management Plan, of which the Village was awarded in 2015. This is in response to the DNR preparing TMDL water quality limits for stormwater discharges to the Milwaukee River. The stormwater plan is related to the water quality of the Village's stormwater discharge, not quantity. In 2015 Village Engineer Mustafa Emir and I reviewed the scope of services for this grant and were successful in modifying those services with DNR approval to better serve the needs of the Village. The new scope of the grant was revised to include other items related to our stormwater system, including GIS mapping, stormwater model updating and ordinance review and revisions.

Funding for this work is being split \$69,234.00 (DNR- 67%) and \$35,666.00 (Village-33%) for a total proposed amount of \$104,900.00.



December 14, 2017

Mr. John Edlebeck, PE
Director of Public Works
Village of Whitefish Bay
5300 N. Marlborough Drive
Whitefish Bay, WI 53217

Re: Work Order Authorization for the 2018 PPII Program

Dear John,

We are presenting the work elements needed to accomplish the goals of the Village's 2018 PPII Program including 50 homes in the designated priority area. The rehabilitation of private property laterals is accomplished by lining the laterals to stop groundwater from entering the lateral (and the sanitary sewer collection system) through cracks and misaligned joints.

To accomplish this within the priority area, we are proposing to perform the following work elements:

- a) Project outreach and communications with residents in the priority area. After the initial information package is sent to residents, we will conduct informational meetings as needed or requested, directly communicating with residents to answer any questions and offer clarifications on the program.
- b) We will manage the consent forms and maintain a database of properties that will participate in the program.
- c) We will prepare the project bid package for the public bidding of the rehabilitation work.
- d) Post-bid opening resident communications, both written and in-person.
- e) Construction phase services, consisting of contractor observation, documentation, pay request processing, quality control and project review.
- f) Construction phase resident communications as needed and in-person.
- g) We anticipate lining 50 laterals in 2018.
- h) Project closeout, documentation and report back to MMSD for reimbursements.

Professional Fees:

	Estimated Hours	Fee
Rehabilitation of Private Laterals by lining - 50 laterals	Resident Coordination/Information:	40 hrs
	Design and Bidding:	40 hrs
	Construction Inspection (4 hrs per lateral)	200 hrs
	Report to MMSD:	20 hrs
	Total:	300 hrs
Total		\$29,000

Our professional fee translates into \$580 per home, which includes unlimited communications with residents throughout the project, contractor oversight and inspections, certifications of pay requests, inspection of quality of work, and dealing with MMSD throughout the project and through completion and closeout.

The Staff assigned to the 2018 project will be the same as the 2017 program, increasing our responsiveness and effectiveness in communicating with our residents.

Sincerely,
 Clark Dietz, Inc.



Mustafa Emir, PhD, PE
 Village Engineer

WORK ORDER APPROVAL

 Paul Boening, Village Manager

 Date

**Village of Whitefish Bay
Policy Report
Residential Trash and Recycling Collection Program**

Date: January 2, 2018

Prepared By:
Tim Blakeslee
Assistant Village Manager

Reviewed By:
Paul Boening
Village Manager

John Edlebeck
Director of Public Works

ISSUE:

Review and discuss special pickup regulations for the revised 2018 residential Trash and Recycling Collection Program.

BACKGROUND:

In 2017, the Village of Whitefish Bay Board of Trustees voted to implement an automated curbside residential trash and recycling collection program in 2018. The Village Board directed that specific policy issues related to program implementation be deliberated by the Public Works Committee prior to final approval. Village staff plans to compose a series of reports related to a number of the policies that need to be defined as part of the program. In addition, staff plans to use these policy reports to reevaluate current policies that are already in place for trash and recycling.

Previously addressed with the Public Works Committee and Village Board:

- Exemption Regulations:
 - Action Taken: The Village Board authorized an exemption to the cart-to curb requirement via an application form for medical exemptions. There should be no cost to this application and documentation and a physician's signature/recommendation should be required for each household member.
- Trash Cart Size and Regulations:
 - Action Taken: The Village Board authorized the 95-gallon cart, grey in color with a grey lid, be standard for the new automated trash collection program. As part of the initial cart distribution, residents may opt-out of the 95-gallon cart to a smaller 65-gallon cart. A smaller 35-gallon cart may be permitted in cases of exemptions. Future changes in trash cart size will be at cost to the resident, including when a property is sold. Lastly, additional carts will be permitted to be purchased at a cost, plus an administrative fee and all carts will remain the property of the Village.

At the previous meeting, the Public Works Committee reviewed and discussed the planned updates to the trash and recycling ordinance. At that time Staff noted there were several topics that required further deliberation. The topic for discussion tonight will be the various rules and regulations related to special pickups. In most instances, a

special pickup will relate to a resident request for the Village to collect certain refuse or recycling that will not fit in the newly issued Village trash or recycling collection cart.

The discussion topic will be outlined in the chart below. In addition to information collected from other communities, other considerations, and a staff recommendation will be listed. Previous comments received by residents related to the discussion topic have been included as **Attachment 1** (related comments are highlighted in yellow).

<p>Topic 1:</p>	<p>How should the special pickup regulations be defined in Whitefish Bay?</p>				
<p>Research:</p>	<table border="1"> <tr> <td data-bbox="500 625 1430 667"> <p>Bayside</p> </td> </tr> <tr> <td data-bbox="500 667 1430 1507"> <p>Special Refuse Collection: Large appliances, bulky materials, excessive yard waste, or excess waste will not be picked up except by a special pickup notice. These pickups must be scheduled in advance. Items to be picked up must be placed adjacent to a residential driveway outside of the garage. These collections require a fee.</p> <p>Missed Collection: If a resident misses rubbish and/or roadside collection, arrangements may be made to have these materials collected by requesting a rubbish callback, which requires a fee.</p> <p>Fee: The fee for "One Time up the Drive" service is \$40 dollars for one special pick up. The fee for oversized items and brush pickup is \$75 dollars for 20 minutes of time with two collectors.</p> <p>Construction Waste: The Public Works Department will not collect any contractor's refuse or construction waste.</p> <p>Yard Waste: The Public Works Department will not collect excessive yard waste. Yard waste is determined to be excessive if there are greater than five feet by five feet by ten feet.</p> </td> </tr> <tr> <td data-bbox="500 1545 1430 1587"> <p>Grand Chute</p> </td> </tr> <tr> <td data-bbox="500 1587 1430 1877"> <p>Special Contract Pickup: Special contract pickup requires the resident to pay the cost of use of the equipment and labor directly to the Town contractor. Special contracts shall not be performed during regular pickup hours as established by the Village.</p> <p>Special contract pickup has a fee schedule for specific items which occasionally change.</p> </td> </tr> </table>	<p>Bayside</p>	<p>Special Refuse Collection: Large appliances, bulky materials, excessive yard waste, or excess waste will not be picked up except by a special pickup notice. These pickups must be scheduled in advance. Items to be picked up must be placed adjacent to a residential driveway outside of the garage. These collections require a fee.</p> <p>Missed Collection: If a resident misses rubbish and/or roadside collection, arrangements may be made to have these materials collected by requesting a rubbish callback, which requires a fee.</p> <p>Fee: The fee for "One Time up the Drive" service is \$40 dollars for one special pick up. The fee for oversized items and brush pickup is \$75 dollars for 20 minutes of time with two collectors.</p> <p>Construction Waste: The Public Works Department will not collect any contractor's refuse or construction waste.</p> <p>Yard Waste: The Public Works Department will not collect excessive yard waste. Yard waste is determined to be excessive if there are greater than five feet by five feet by ten feet.</p>	<p>Grand Chute</p>	<p>Special Contract Pickup: Special contract pickup requires the resident to pay the cost of use of the equipment and labor directly to the Town contractor. Special contracts shall not be performed during regular pickup hours as established by the Village.</p> <p>Special contract pickup has a fee schedule for specific items which occasionally change.</p>
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Research (Continued):	Milwaukee
	<p>Regular Pickup: A resident may place 1 cubic yard of bulky items (the size of a recliner) at the regular collection point for pickup on the collection day. A resident does not need to complete a request or pay a fee.</p> <p>Special Pickup: There is a fee for collecting more than 1 cubic yard of bulky items. Residents must place items at the collection point and then request a special pickup from the City.</p> <p>Fee: \$50 for over 1 cubic yard to 4 cubic yards. \$150 for over 4 cubic yards to 6 cubic yards.</p>
	Mount Pleasant
	<p>Bulky Pickup: Per Ordinance, large bulky items that do not fit into the cart may be collected for a charge. However, at the current time, the City contractor will collect most items without a charge. A resident must contact the contractor at least a day in advance. Bulky pickup is collected on Friday.</p> <p>Appliance Pickup: There is a \$25 fee (each) for microwaves and Freon-type appliances. Stoves, washing machines, clothes dryers are free.</p>
	Omro
	<p>Excessive Pickup: Items placed outside of the cart will not be collected during regular refuse pickup. Arrangements must be made with the City's collection contractor. The City's contractor will collect most items without a charge.</p>
	Shorewood
	<p>Special Collections: A special collection is the prearranged pickup of large or bulky items which cannot be collected with regular household refuse. Special collections are limited to materials accumulated by an owner or tenant of a village residence. Contractor-generated materials or waste are not picked up via special collection. A special collection must be prepaid and prearranged. Special collections are scheduled on Thursdays. Items for pickup must be placed at the curb.</p> <p>Fee: The special collection fee of \$50 includes two employees, a truck, and the collection of up to 500 pounds of refuse material. Additional time and weight is billed at the rate of \$20 for each additional 15-minute increment and \$0.04 per pound for additional weight over 500 pounds. If a front-end loader is needed due to excessive weight or quantity of material, a one-</p>

<p>Research (Continued):</p>	<p>time \$75 charge will be added to an invoice. There several other miscellaneous fees.</p> <p>Penalty: If refuse is left at the curb without a scheduled special collection, the material will be picked up and the property owner invoiced at a double fee plus any overages.</p> <p>Appliances: Items such as refrigerators, freezers, air conditioners, electric stoves, dishwashers, microwaves, washers, dryers, and dehumidifiers cannot be collected by Shorewood staff. These items may be brought to the Shorewood yard on the Saturdays which it is open.</p>
	<p style="background-color: #cccccc;">Somers</p> <p>Excessive Pickup: Arrangements must be made with the City's collection contractor. The City's contractor will collect most items without a charge.</p>
	<p style="background-color: #cccccc;">Glendale</p> <p>Bulky Item: A resident must call to schedule a special pick-up for all large, bulky, or non-household waste. Disposal of large furniture, mattresses, and other bulky items is done by special collection on Monday's. Items may be placed at the curb on the night prior to the Monday collection only. Items must be neatly piled or placed in containers to facilitate easy collection. The City's contractor will collect most items without a charge.</p> <p>Appliance Pick-Up: A resident must call to arrange for pick-up of any appliances. Appliance pickup is done on Tuesdays. There is no charge unless the appliance contains Freon. The cost is \$30.00 for refrigerators, freezers, air conditioners, dehumidifiers, and microwaves.</p>
	<p style="background-color: #cccccc;">Brown Deer</p> <p>Special Pick-up: A resident must contact the Village refuse contractor for a special pick-up. Special pick-up fees are defined in the contract with the Village and refuse contractor. Some items are collected for free. Special pick-up fees must be prepaid. Recyclables, grass clippings, brush, yard waste, or leaves are not permitted as part of special pickups.</p>
	<p style="background-color: #cccccc;">Madison</p> <p>Large Items Pickup: Large items are items considered too large to fit into the refuse cart. Large items are collected every other week on the week opposite recycling.</p> <p>Excess Refuse (Move Out / Household Cleanup): A resident</p>

<p>Research (Continued):</p>	<p>must have a full refuse container and six or more 30-gallon bags of material outside of the cart to qualify for an Excess Refuse Pickup. Excess refuse must be bagged. The bags must weigh no more than 40 pounds apiece. There is no fee.</p> <p>Building Material: Collection of building material is limited to debris from minor home improvement projects done by the resident. Contractor waste is not permitted. The maximum amount of building materials that will be collected at any given time is equal to six (6) 30-gallon containers flush to the top of the container and not weighing over 40 pounds.</p> <p>Fees: There is a fee for selected items (primarily appliances and electronics).</p> <hr/> <p>Hartford</p> <p>Excessive Garbage Pickup: Large bulky non-metal items can be disposed by placing purchased solid waste sticker on them and placing them at the curb. No prescheduling is required. A resident can purchase a solid waste sticker at City Hall. A \$15.00 solid waste sticker is required for each unit of non-metal large bulky refuse. This includes furniture, carpeting/padding, mattress/box spring set, and recliners. Remodeling refuse must be disposed of privately.</p> <p>Appliance Pickup: Pickup of appliances requires scheduling and a pre-paid \$15 fee. The City will accept TVs and Computer Monitors at the Recycling Center for a fee of \$20.00 each.</p> <hr/> <p>Wauwatosa</p> <p>Special Collection Services: The city offers several types of special collections for large items and/or waste materials for a fee. These items include large piles of unbundled branches or brush, major household appliances, bulky items such as discarded furniture, household equipment, and excessive household clean-outs. The city has a detailed fee schedule which can be found here: https://www.wauwatosa.net/index.aspx?NID=396</p>
<p>Other Considerations:</p>	<ul style="list-style-type: none"> • The Village’s current special pickup regulations outlined in the code are intricate and subject to misinterpretation. Current Requirements: <ul style="list-style-type: none"> ○ <i>Anything over two (2) garbage cans and eight (8) bags or three (3) very large cans and four (4) bags.</i> ○ <i>Anything over three (3) garbage cans with several additional containers of debris/construction</i>

	<p><i>materials.</i></p> <ul style="list-style-type: none"> ○ <i>Anything over three (3) garbage cans with several pieces of furniture/mattresses.</i> ○ <i>Yard Waste/Chipping – A pile of logs, or branches stacked 5’ or higher along the entire property line, 12 or more bags of yard waste or uncontained soil/sand, rocks or concrete.</i> <ul style="list-style-type: none"> • The current charge for a special pickup is \$45. There is no defined time limit for Village Employees to be on-site for a special pickup outlined in the municipal code. DPW employees use a de facto 15 minute limit for special collections. Additional costs are at the discretion of the Department of Public Works. • A free special pickup is currently permitted for small household items. This is not defined in the code and is at the discretion of the Department of Public Works. Village residents frequently take advantage of this free service. • The current bagged yard waste limit is too low according to the Village collectors. Typically, collectors will collect 20-25 bags without considering it a special pickup. • The brush requirement in the current ordinance is poorly defined according to collectors. <i>“A pile of logs, or branches stacked 5’ or higher along the entire property line”</i> can be a significantly different amount depending on the property. • Appliances are not specifically included in the current regulations but are often collected unless it is a water heater or if the appliance contains Freon.
<p>Staff Recommendation:</p>	<p>A draft of the proposed Special Pickup regulations can be found in Attachment 2. Highlights of the draft special pickup regulations can be found below. The regulations contain the following Village Staff recommendations:</p> <ul style="list-style-type: none"> • A level of free collection for certain smaller refuse items and limited quantities of brush/yard waste to maintain the current standard of service for Village residents. This free level of collection would not permit routine household refuse which does not fit in the Village refuse collection cart as a result of the cart being full. • The creation of a logical progression from a free collection, to a standard pickup, to an excessive pickup depending on the size and/or quantity of refuse, recycling, yard waste, and brush requested to be collected. • Use of a dimensional size and/or quantity requirement so

ITEM 2

1-8-18

Public Works Committee

	<p>special pickups rules in the ordinance can be fairly applied to as many situations as possible. This will also make it easier for Village residents and Village Staff to determine what should be a No-Charge Special Pickup, what is a Charged Special Pickup, and what is an Excessive Special Pickup.</p> <ul style="list-style-type: none">• A Charged Special Pickup should maintain the current fee of \$45.00 and should include a collection time limit of 15 minutes of DPW labor. Defining a time limit in the ordinance is important to make sure that DPW employees and the Village have the backing of the municipal code in the event a special pickup takes an excessive amount of time.• Allowing a resident to request an Excessive Special Pickup (or allowing the DPW to declare items placed for a special pickup as excessive). The cost of an Excessive Special Pickup will be based on the hourly rate for the personnel, including fringe benefits, equipment used, and disposal fees.• Defining the placement of items for a special pickup, prohibited items, safety requirements, and highlighting the specification that a Village employee will not enter a household to collect a special pickup.• Clarification that the Village will not collect construction and/or remodeling waste from projects requiring a Village permit.
Recommended Motion:	Not required, the special pickup requirements and recommendations from the Public Works Committee will be worked into the ordinance for approval.

UPCOMING TOPICS:

Staff plans to address the following topics with Public Works Committee:

- Miscellaneous Policies (winter collection, cart marking, etc...)
- Public Information Plan/Documentation.
- Other issues, follow up, or revisions as requested by the Public Works Committee.

ATTACHMENTS:

1. Comments received by village residents prior to the Village Board meeting in September 2017
2. Draft Special Pickup Regulations
3. Draft Complete Ordinance
4. Current and New ordinance comparison

Trash and Recycling Feedback for Public Meeting

Trash Feedback Received on Trash, Recycling: Updated Tues., Sept. 26, 2017						
Below line: provided in Administrator Notes Aug. 11, Aug. 25, Sept. 8, Sept. 15						
All communications have been responded to in kind, with a thank you and note that their feedback was received. Yellow fields relates to comments about Special Pickups						
Date Received	Format	First Name	Last Name	Wants Except	Topic	Summary
9/8/2017	Email	Joanne	Grych		Trash	Questions size of trash - too big for once a week
9/8/2017	Email	Adam	Krug		Trash	Support, Size, Recycling, Composting Questions
9/8/2017	Email	David	Drzadinski		Trash	Needs 2 carts, extra trash next to cart ok?
8/25/2017	Email	Robert	Chun		Trash	If trash doesn't fit in container, will it get picked up?
9/1/2017	Email	Jane	Kaltenbach		Trash	Need 2 containers, What if we have too much garb, who's out of a job, how does winter work, how much to pay for it
8/25/2017	Email	Georgia	Mavrinac		Trash	Supportive, question about extra trash
9/11/2017	Email	Pat	Santilli		Trash	Concern about size of cart having to be outside
9/8/2017	Email	Kjell	Johansen		Trash	Concern about winter alley snow, and cart not big enough for trash
9/8/2017	Email	Kjell	Johansen		Recycling	We have 2 carts. Will you continue to pick up both?
9/8/2017	Email	Meta and Joe	Novack		Trash	Size of new trash can, #trash bins should be limited
9/8/2017	Email	Christine	Reed	Exception	Trash	Hoping waiver exists - can't "drag heavy trash containers" to street
9/5/2017	Email	Thomas	Kister		Trash	We have raccoons that attack our garbage cans if we don't secure lids
8/26/2017	Email	Richard	Foster		Trash/Recy	1. easily answered; 2. Need two recycling bins. Ok to continue?
8/25/2017	Email	Arlene	Wesson		Trash	Positive but question about bin size
8/21/2017	Email	Kelly	Zauner		Trash	saves money, keeps raccoons out, nice cart
8/17/2017	Email	Nancy	Dickens		Trash	raccoons, opossums, too big
8/17/2017	Phone	Janet	Heidemann	Exception	Trash	Cart won't fit in garage, can't take down to street (elderly)
8/17/2017	Email	Susan	Hirst		Trash	Saves money, keeps lids on, alley will be cleaner, better for collector safety
8/7/2017	Letter	Janet	Doellman		Trash	Trash too hard to put in place. Raccoons will invade trash accumulated in back of house.
9/26/2017	Email	Laura	Regan	Exception	Trash	Need Exceptions - want to be on Waiver Committee/Feedback Group
9/26/2017	Call	Deb	Tietjen	Exception	Trash	Mother will need an exception
9/14/2017	Email	Sandra	Organeck	Exception	Trash	Trash Except
9/13/2017	Email	Sandy	Bernstein	Exception	Trash	Needs an exception
9/11/2017	Email	Laura	Regan		Trash	Putting us in harm's way
9/8/2017	Email	Barb	Haag-Heitman		Trash	Support, Question about Disposal of Current Containers
9/8/2017	Email	Barb	Haag-Heitman		Recycling	Support
9/9/2017	Email	Beth	Schroeder		Trash	Support
9/8/2017	Email	Krisjon	Olson		Trash	Support
9/8/2017	Email	Andrew	Crowbridge		Trash	Support
9/7/2017	Email	Beth and Ted	Matkom		Trash	Support action to approve automated trash collection
9/5/2017	Email	Joel	Olson		Trash	Great idea, great savings, we already comply
9/4/2017	Email	Robert	Fuller	Exception	Trash	Shouldn't have to move trash from garage
9/2/2017	Email	James	Martin		Trash	Support moving to automated
9/2/2017	Email	Nancy	Weas	Exception	Trash	Too old, driveway too long
9/1/2017	Email	John	Kearns		Trash	Support for automated, confident
9/1/2017	Email	John	Widdifield		Trash/Recy	Positive support, lots of suggestions about more recycling than trash
9/1/2017	Email	Debbie	Berg	Exception	Trash	Support, assuming exclusions for elderly/disabled
9/1/2017	Email	Richard	Lincoln		Recycling	Strong support of every other week pickup
8/30/2017	Email	Maureen	Fernstrum		Trash	Supports automated trash collection, would like to see it passed
8/29/2017	Email	Peggy	Stieger	Exception	Trash	Can't take trash out, will suffer broken bones
8/28/2017	Email	Margaret	O'Connell		Trash	Positive. Doesn't want to have to pay to purchase a second cart, however.
8/26/2017	Email	Elaine	Friesler		Trash	Elderly, enjoyed not having to take trash out
8/26/2017	Email	Rozanne	Koshakow	Exception	Trash	Elderly, cant do it, WFB does it for me, cost benefit not enough to change
8/26/2017	Email	Kat	Murray		Trash	Strong support, can't believe we don't have uniform garbage cans
8/25/2017	Email	Jill Griffiee	Ross		Trash	Yes automated, seems safer, saves Village money
8/25/2017	Email	Liz	Sanders		Recycling	
8/25/2017	Email	Annette and Ian	Bishton		Trash/Recy	No on automated, Yes to 2x month Recycling
8/25/2017	Email	Francis	Kim		Trash	Enthusiastic Support
8/25/2017	Voicemail	George	Ingram		Trash	How are we getting message out to non newsletter subscribers?
8/25/2017	Email	Kristine	Wulz		Trash	Questions - what about breakdowns. What about snow.
8/25/2017	Email	Emily	Densmore		Trash	Want to know how savings is calculated, ?firing employees, ?how use money
8/25/2017	Email	Jeri	Koehler		Recycling	Alley questions
8/25/2017	Email	Mark	Eppli		Trash	Good idea, for all the reasons you state
8/23/2017	Letter	Jim	Anderson		Trash	Don't change anything, we like the collectors, they are our eyes and ears, and old people can't push a cart
8/22/2017	Email	Cynthia	Nelson		Trash/Recy	Convenient and saves money
8/18/2017	Email	Christie	Moxom		Trash	It's about time
8/18/2017	Email	Jim	Roemer		Trash	cost savings, re-allocation of labor hours, and] or speed of service
8/14/2017	Email	Scott and Bridig	Ingram		Trash	Not enough public benefit for the cost savings
8/11/2017	Email	Elizabeth	Fetzer		Trash	like the cart idea
8/11/2017	Email	Sanford and Kathar	Mallin		Trash	Hope pickups will continue for homes with long driveways
8/8/2017	Email	Mary	Buscher		Trash	In-depth list of questions, focus on exceptions needed for seniors
8/6/2017	Email	Ellinas	Herodotos		Recycling	Every other week recycling
8/4/2017	Email	Greta	Kassam		Recycling	Every other week recycling
8/3/2017	Email	Jim	Daly		Trash	Great job
7/28/2017	Email	Adam	McDowell		Trash/Recy	Every other week recycling; suggest fewer trash pickups
7/28/2017	Email	Kate & Jerry	Parent		Trash	Every other week recycling; Compost; Combine resources with Shorewood

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ARTICLE V Charges and Services:

1. Services: As provided herein certain refuse and recycling materials shall be collected by the Department of Public Works without charge, while other materials shall be collected at a charge established by the Department of Public Works for such services. Such charges shall be reasonable ones based upon the cost of labor and equipment use.
 - a. Domestic Refuse and Recycling: The Village refuse and recycling collection carts shall be collected by the Department of Public Works without charge.
 - b. Special Services: Whenever any household desires the removal of yard waste, brush, as well as refuse and recycling which cannot fit into the Village refuse or recycling collection carts a special pickup will apply:
 - i. No-Charge Refuse Special Pickup: On the scheduled refuse collection day, a household may place small household items, certain minor appliances, or pieces of furniture with a combined size not to exceed 4' x 4' x 7' in the parkway for a No-Charge Special Refuse Pickup. This could include items such as a chair and small love seat, a small couch, a mattress and box springs, or a dishwasher. This would not include a large sectional couch, sleeper sofa, appliances with Freon, a water heater, or major appliances like a clothes washer/dryer as an example
 1. Routine household refuse which does not fit in the Village refuse collection cart as a result of the cart being full is not permitted under the provisions of this section. As an example, this would include an increase in household bagged refuse as a result of personal event, seasonal event, or holiday. A resident must schedule a Charged Refuse Special Pickup, purchase a second cart or more, or place the refuse in the collection cart at a later date when space is available.
 2. Under no circumstances is soil/sand, rocks, concrete, brick, or other construction waste permitted under the provisions of this section. A resident must schedule a contractor to remove this waste.
 - ii. Charged Refuse Special Pickup: Any household item or items that cannot fit into the Village refuse collection cart and exceeds the parameters of a No-Charge Special Pickup, with a maximum combined size of 5' x 5' x 15', qualifies as a Charged Refuse Special Pickup. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.
 1. Minor construction waste from household renovation projects that do not require a Village permit may be collected at the discretion of the Department of Public Works under the provisions of this section. A resident must contact that Village and first obtain permission to dispose of minor construction waste via a Charged Refuse Special Pickup. Contractor generated waste is not permitted under the provisions of this section.
 2. Under no circumstances are appliances with Freon and major appliances such as water heaters collected by the Village. A resident should dispose of these appliances as specified in Section 10.04-IV-7.
 - iii. No-Charge Recycling Special Pickup: There shall not be a No-Charge

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Recycling Special Pickup. A resident must schedule a Charged Recycling Special Pickup, purchase a second cart or more, or place the recycling in the recycling collection cart at a later date when space is available.

- iv. Charged Recycling Special Pickup: Any recyclable item or items that cannot fit into the Village recycling collection cart, with a maximum combined size of 5' x 5' x 15', qualifies as a Charged Recycling Special Pickup. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.
 - v. No-Charge Brush Special Pickup: A pile of brush with a size less than 5' x 7' x 20' will be collected at no-charge provided it is placed in the parkway in the manner defined in Section 10.04-II-g.
 - vi. Charged Brush Special Pickup: A pile of brush that exceeds the parameters of a No-Charge Brush Pickup, with maximum combined size of 5' x 7' x 40', qualifies as a Charged Brush Special Pickup. Brush must be placed in the parkway in the manner defined in Section 10.04-II-g.g. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.
 - vii. No-Charge Yard Waste Special Pickup: 25 or less bags of yard waste will be collected at no-charge provided it is placed in the parkway in the manner defined in Section 10.04-II-g.
 - viii. Charged Yard Waste Special Pickup: Yard waste that exceeds the parameters of a No-Charge Yard Waste Special Pickup, up to a maximum number of 50 bags, qualifies as a Charged Yard Waste Special Pickup. Yard Waste must be placed in the parkway in the manner defined in Section 10.04-II-g. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.
 - ix. Excessive Special Pickup: If the pickup request exceeds the maximum total size or quantity for a special pickup as defined above in Section 10.04-V-1-b-ii, Section 10.04-V-1-b-iv, Section 10.04-V-1-b-vi, or Section 10.04-V-1-b-viii it qualifies as an Excessive Special Pickup. An Excessive Special Pickup is only collected at the discretion of the Department of Public Works. A resident must contact that Village and first obtain permission for an Excessive Special Pickup. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection. A resident will be billed for the remaining balance of the actual cost of the collection based on additional charges defined in Section 10.04-V-1-c.
- c. Special Service Charge: The special pickup fee is \$45.00 for a Charged Refuse Special Pickup (Section 10.04-V-1-b-ii), Charged Recycling Special Pickup (Section 10.04-V-1-b-iv), Charged Brush Special Pickup (Section 10.04-V-1-b-vi), and a Charged Yard Waste Special Pickup (Section 10.04-V-1-b-viii). Additional charges may be imposed at the discretion of the Department of Public Works if the amount of time to conduct a special pickup exceeds 15 minutes or if the item/s for collection exceed/s the special pickup criteria listed in Section 10.04-V-1-b-ii, Section 10.04-V-1-b-iv, Section 10.04-V-1-b-vi, or Section 10.04-V-1-b-viii. Additional charges for an Excessive Special Pickup will be based on the hourly rate for the personnel, including fringe benefits, equipment used, and disposal fees.
 - d. Placement and Preparation for Special Service: Refuse and recycling to be

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picked up by the Village for a special pickup must be removed by the resident from the dwelling and placed on the parkway and accessible to the Department of Public Works. Refuse left for a special pickup must not be prohibited as specified in Section 10.04-VII-2, be recyclable as specified in Section 10.04-IV-5, or pose a safety risk during collection or disposal. Exposed nails must be removed or hammered down. No refuse or recycling will be removed by the Village of Whitefish Bay personnel from inside a dwelling or on private property. A resident with a curbside or alley placement exemption as described in Section 10.04-IV may qualify for any of the above described special pickups, with the same regulations and fees, but with a collection placement exemption.

- e. Grass clippings: Grass clippings will not be collected under the provisions of this section.
- f. Removal of Construction and Remodeling Waste: No Village employee shall remove any construction and/or remodeling waste as part of the provisions of this section unless the owner of such property meets the requirements provided in Section 10.04-V-1-b-ii. Under no circumstances will construction and/or remodeling waste from projects requiring a Village permit be collected by the Village. A resident must schedule a contractor remove this waste.
- g. Collection Condition. The collection of all municipal wastes is conditioned upon the observance of all provisions of this ordinance.

10.04 REFUSE AND RECYCLING COLLECTION. This section shall govern and apply to the collection of refuse and recycling by the Village Department of Public Works. The purpose of this section is to promote sound and safe solid waste collection and disposal practices within the Village. It shall be unlawful for any person to bring solid waste into the Village for the purpose of collection by the Whitefish Bay Department of Public Works, which was not generated from use in a Village dwelling unit, nor from a business, or other premises within the Village.

ARTICLE I Definitions: The following words, terms, and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

1. *Brush* means any woody material over one-quarter inch but less than six inches in diameter from a tree, bush or plant, including, but not limited to, tree branches, small trees, prunings, and trimmings. Does not include stumps, roots, or rootballs.
2. *Cart* means containers provided or sold by the Village for the collection of refuse or recycling.
3. *Construction* means the assembly of materials to form a new building, building improvement or lot improvement.
4. *Construction and demolition debris/waste* means materials resulting from the construction, remodeling, repair and demolition of utilities, structures, buildings, lot improvements, and roads, including but not limited to the following: bricks, concrete, and other masonry materials; soils; rocks; wood, including painted, treated, and coated wood and wood products; wall coverings; plaster; drywall; aluminum and vinyl siding; plumbing fixtures; non-asbestos insulation; roofing shingles and other roof coverings; reclaimed asphalt pavement; glass; plastics; electrical wiring, and piping or metals incidental to any of those materials, blocks, broken concrete, plaster, wire and wood lath, timbers and wood building products and other similar non-putrescible materials. This term does not include materials that are contaminated by lead, asbestos, or other hazardous materials in such a way as to render recycling illegal or impossible, or materials which the Public Works Director, from time to time, may indicate are no longer able to be readily reused/recycled in an economically viable manner.
5. *Contractor* means any person, other than the property owner, who is responsible for the construction, demolition, or remodeling of a building or lot improvement, or any part thereof, or where such work requires the issuance of a building, plumbing, electrical, HVAC or demolition permit under the Whitefish Bay Municipal Code.
6. *Demolition* means the razing or other intentional destruction of greater than fifty percent (50%) of the value (as determined by the Village Assessor), volume, mass, or footprint of any single structure.
7. *Domestic Waste* means solid waste material resulting from the usual routine of residential housekeeping. The Village collects domestic waste from single-family dwellings, duplexes, three-family dwellings and condominiums. A parsonage or rectory shall be deemed residential when it falls within one of the above classifications.
8. *Electronic device* means a device that requires electric current or electromagnetic fields to function and that contains a circuit board.
9. *Grass clippings* means grass clippings resulting from mowing lawns.

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10. *Household sharp medical waste* means sharps and any type of product capable of puncturing or lacerating the skin that is designed or used to treat, diagnose, or prevent a disease or medical condition, including, but not limited to, scalpels and hypodermic needles.
11. *Major appliance* means a residential or commercial air conditioner, boiler, clothes dryer, clothes washer, dehumidifier, dishwasher, humidifier, freezer, furnace, microwave oven, oven, pressure tank, refrigerator, stove or water heater.
12. *Multiple-family dwelling* means a building containing four or more residential units, including those which are occupied seasonally.
13. *Nonresidential facilities and properties*.
 - a. The term "nonresidential facilities and properties" means commercial, retail, industrial, institutional and governmental facilities and properties.
 - b. The term "nonresidential facilities and properties" does not include multiple-family dwellings.
14. *Parkway* means the area immediately adjacent to the street pavement usually between the public sidewalk and street curb.
15. *Person* includes any individual, corporation, limited liability company, partnership, association, local governmental unit, as defined in Wis. Stats. § 66.0131(1)(a), state agency or authority or federal agency.
16. *Plastics* means any of the following plastic products and containers labeled with recycling arrows and the Society of the Plastics Industry (SPI) code No. 1 through No. 7 described as follows:
 - a. SPI code No. 1 is PETE, polyethylene terephthalate.
 - b. SPI code No. 2 is HDPE, high-density polyethylene.
 - c. SPI code No. 3 is PVC, polyvinyl chloride.
 - d. SPI code No. 4 is LDPE, low-density polyethylene.
 - e. SPI code No. 5 is PP, polypropylene.
 - f. SPI code No. 6 is PS, polystyrene or EPS, expanded polystyrene; commonly called "block polystyrene."
 - g. SPI code No. 7 is other resins or multiple resins.
17. *Recyclables* means aluminum containers; corrugated paper or other containerboard; 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 as described further below:
 - a. *Aluminum container* means a container made of aluminum.
 - b. *Bi-metal container* means a container for carbonated or malt beverages that is made primarily of a combination of steel and aluminum.
 - c. *Containerboard* means corrugated paperboard used in the manufacture of shipping containers and related products.
 - d. *Magazines* mean magazines and other materials printed on similar paper.
 - e. *Mixed paper* means miscellaneous household paper, including junk mail, school paper, brown paper bags, magazines, gift, shoe, and cereal boxes, and similar material.
 - f. *Newspaper* means a newspaper and other materials printed on newsprint.
 - g. *Office paper*.
 - i. The term "office paper" means high-grade printing and writing papers

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- from offices in nonresidential facilities and properties. Printed white ledger and computer printout are examples of office paper generally accepted as high grade.
- ii. The term "office paper" does not include industrial process waste.
 - h. Other recyclables may be added to this list from time to time as they are identified.
18. *Recycle* means any process by which materials are diverted from final disposal as solid waste at a permitted landfill and instead are collected, separated and/or processed into raw materials for new, reused or reconstituted products, or for the recovery of materials for energy production processes.
 19. *Refuse* means any solid waste not included in the list under the term "recyclables" that is allowed to be disposed of in a sanitary landfill.
 20. *Remodeling* means any improvement or alteration made to buildings or lot improvements that do not involve the complete demolition and reconstruction of the building.
 21. *Sanitary landfill* means a facility that is designed and constructed to receive refuse.
 22. *Sharps* means medical equipment or clinical laboratory articles that may cause punctures or cuts. Sharps include, but are not limited to, contaminated, unused and disinfected items listed in Wis. Admin. Code § NR 526.05(1).
 23. *Sharps container* means a leakproof, rigid, puncture-resistant container that is taped closed or tightly lidded to prevent the loss of the sharps waste.
 24. *Solid waste* means any refuse, recyclables, or other salvageable materials that are removed from a property when deemed no longer needed.
 25. *Waste oil* means used motor oil, transmission fluid or other lubricating oil.
 26. *Waste tire* means a tire that is no longer suitable for its original purpose because of wear, damage or defect.
 27. *Yard Waste* means all lawn and garden waste (including garden plants and thatch), but not including grass clippings, leaves, brush, stumps, roots, rootballs, soil/sand, rocks, concrete, brick, or other construction waste. Grass clippings are not collected per section 10.04-V-1-e and section 10.04-VII-2-i

ARTICLE II Refuse, Yard Waste, and Leaf Collection Details:

1. Schedule:
 - a. Regular Refuse Schedule: The Department of Public Works shall establish a weekly collection schedule of refuse for each Village household with the approval of the Village Board. The Village shall publish the collection schedule and it shall be available at Village Hall. The Village Board may adjust the collection schedule from time to time as needed for efficient department operations.
 - i. Refuse Cart Placement Schedule: Refuse carts must be at the curb by 7 a.m. on the scheduled day of collection to guarantee pick-up. Refuse carts are allowed to be placed at 6 p.m. the day prior to scheduled collection. Refuse carts must be returned to their storage location by 8 p.m. on the day of scheduled pick-up.
 - ii. Holiday/Weather Refuse Schedule: Refuse shall be collected weekly on the day scheduled for that household, except when a holiday or severe weather event occurs in a given week, in which instance collection may be

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rescheduled.

- b. Yard Waste and Brush Schedule: Yard waste and brush shall be collected on a regular basis throughout the year.
 - c. Leaf Collection Schedule: The Department of Public Works will collect leaves curbside on a weekly basis during the fall loose leaf collection period established by the Director of Public Works.
2. Preparation and Placement
- a. Refuse Collection: All refuse shall be placed in a plastic bag, drained of all free liquid, and placed in the Village issued refuse collection cart. Refuse will not be collected if it is placed outside of the Village refuse collection cart unless a special pickup is requested as outlined in Section 10.04-V-1
 - b. Cart Placement: Except as otherwise specifically directed and/or authorized by the Director of Public Works under Section 10.04-VI, carts for refuse from all residential premises must be placed within three feet from the curb edge and three feet away from any other object. If a property abuts upon an alley, such receptacle shall be located immediately adjacent thereto. The lid opening of the cart must face the street. The Director of Public Works may direct or authorize the placing of carts for refuse in a manner different than that provided herein in order to facilitate a more reasonable mode of collection from particular premises as needed.
 - c. Littering: No person shall place any refuse on any street, alley, sidewalk or other public or private property unless the same shall be placed in appropriate carts and bags for Village collection at the times and in the manner as herein provided.
 - d. Allowed Disposal Location: No person shall place for collection any refuse at the curblin or alley adjacent to any premises not owned or occupied by such person without permission.
 - e. Refusal to Collect: The Department of Public Works may refuse to collect improperly placed refuse carts, non-bagged refuse, or undrained refuse of a liquid or semi-liquid nature.
 - f. Cart Weight Limit: No refuse cart placed for collection shall exceed 150 pounds in net weight.
 - g. Yard Waste and Brush: Yard Waste shall be placed in containers or biodegradable paper bags not exceeding 30 gallons in capacity or 50 pounds net weight and shall be placed on the parkway. Brush shall be placed in neat piles on the parkway. Thicker sections of brush should face the street. Small twigs and branches should be placed in containers or biodegradable paper bags. Yard Waste and Brush may not be placed in plastic bags.
 - h. Leaves: Leaves shall be placed in the gutter during the fall loose leaf collection period established by the Director of Public Works. Outside of this period, leaves shall be placed in containers or biodegradable paper bags not exceeding 30 gallons in capacity or 50 pounds net weight and shall be placed on the parkway. Leaves may not be placed in plastic bags.

ARTICLE III Recycling Collection Details:

1. Schedule:

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- a. Regular Recycling Schedule: The Department of Public Works shall establish an every other week collection schedule of recycling for each Village household with the approval of the Village Board. The Village shall publish the collection schedule and it shall be available at Village Hall. The Village Board may adjust the collection schedule from time to time as needed for efficient department operations.
 - i. Recycling Cart Placement Schedule: Recycling carts must be at the curb by 7 a.m. on the scheduled day of collection to guarantee pick-up. Recycling carts are allowed to be placed at 6 p.m. the day prior to scheduled collection. Recycling carts must be returned to their storage location by 8 p.m. on the day of scheduled pick-up.
 - ii. Holiday/Weather Recycling Schedule: Recycling shall be collected every two weeks on the day scheduled for that household, except when a holiday or severe weather event occurs in a given week, in which instance collection may be rescheduled.
2. Preparation and Placement:
 - a. Recycling Collection: Recycling shall be placed in the Village issued recycling collection cart. Recycling will not be collected if it is placed outside of the Village recycling collection cart.
 - b. Cart Placement: Except as otherwise specifically directed and/or authorized by the Director of Public Works under 10.04-VI, carts for recycling from all residential premises must be placed within three feet from the curb edge and three feet away from any other object. If a property abuts upon an alley, such receptacle shall be located immediately adjacent thereto. The lid opening must face the street. The Director of Public Works may direct or authorize the placing of carts for recycling in a manner different than that provided herein in order to facilitate a more reasonable mode of collection from particular premises.
 - c. Littering: No person shall place any recyclables on any street, alley, sidewalk or other public or private property unless the same shall be placed in appropriate carts for Village collection at the times and in the manner as herein provided.
 - d. Allowed Disposal Location: No person shall place for collection any recyclables at the curblin or alley adjacent to any premises not owned or occupied by such person without permission.
 - e. Refusal to Collect: The Department of Public Works may refuse to collect improperly placed recycling carts or improperly prepared recycling as defined in Section 10.04-IV-6, 10.04-IV-7, 10.04-IV-8.
 - f. Cart Weight Limit: No recycling cart placed for collection shall exceed 150 pounds in net weight.
3. Ownership of recyclable materials.
 - a. Public Collection: All residential recyclable material collected and deposited, as provided in this section, shall be the property of the Village.
 - b. Private Collection: Recyclable materials collected privately for businesses and apartments are the property of those entities.

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- c. Who May Collect: It shall be unlawful for any person, except the Village or licensed waste haulers collecting recyclable materials privately for businesses and apartments, to collect or remove any recyclable materials that have been placed at the curb or in a cart adjacent to a home or nonresidential building for the purposes of collection for recycling.

ARTICLE IV Recycling Requirements and Specifications:

1. Propose: Promote recycling through the administration of an effective recycling and waste reduction program, as provided in Wis. Stats. § 287.11 and Wis. Admin. Code ch. NR 544.
2. Authority: Section 10.04-IV is adopted as authorized under Wis. Stats. § 287.09 and under the Village's municipal authority under Wis. Stats. ch. 66 and elsewhere to regulate solid waste within the Village. All references to state statutes and administrative regulations in this article shall refer to such statutes and regulations as they may be hereafter amended and renumbered.
3. Interpretation:
 - a. In their interpretation and application, the provisions of this article shall be held to be the minimum requirements and shall not be deemed a limitation or repeal of any other power granted by state law.
 - b. Where any terms or requirements of this article may be inconsistent or conflicting, the more restrictive requirements or interpretation shall apply.
 - c. Where a provision of this article is required by state statute or by a standard in Wis. Admin. Code ch. NR 526 or 544 and where the article provision is unclear, the provision shall be interpreted in light of the state statute and the Wis. Admin. Code ch. NR 526 or 544 standards, in effect on the date of the adoption of the ordinance from which this article is derived, or in effect on the date of the most recent text amendment to the ordinance from which this article is derived.
4. Applicability: The requirements of Section 10.04-IV shall apply to all persons within the Village.
5. Separation of recyclables:
 - a. Occupants of single-family and two-unit to four-unit residences, multiple-family dwellings and nonresidential facilities and properties shall separate the following materials from postconsumer waste:
 - i. Lead-acid batteries
 - ii. Major appliances
 - iii. Electronic devices
 - iv. Waste oil and oil filters
 - v. Yard waste
 - vi. Brush
 - vii. Waste tires
 - viii. Aluminum containers
 - ix. Bi-metal containers

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- x. Corrugated paper or other containerboard
 - xi. Foam polystyrene packaging
 - xii. Glass containers
 - xiii. Magazines
 - xiv. Newspaper
 - xv. Office paper
 - xvi. Mixed paper
 - xvii. Plastic containers
 - xviii. Steel containers
 - xix. Other recyclables may be added to this list from time to time as they are identified.
6. Care of Separated Recyclables: To the greatest extent practicable, the recyclable materials separated in accordance with Section 10.04-IV-5 shall be substantially clean and kept free of contaminants such as food or product residue, oil or grease, or other nonrecyclable materials, including, but not limited to, household hazardous waste, medical waste, and agricultural chemical containers.
7. Management of lead-acid batteries, major appliances, waste oil, yard waste, brush, and tires: Occupants of single-family and two- to four-unit residences, multiple-family dwellings and non-residential facilities and properties shall manage lead-acid batteries, major appliances, waste oil, yard waste, brush, and tires:
- a. Lead-acid batteries shall be recycled at private businesses where purchased or at private recycling centers.
 - b. Major appliances shall be recycled at private businesses where purchased or at private recycling centers. The Village provides special collection service for some appliances for a separate charge which is outlined in Section 10.04-V-1. A property owner is encouraged to contact the Village to determine if an appliance is able to be collected by the Village.
 - c. Electronic devices shall be recycled at private businesses where purchased or at private recycling centers.
 - d. Waste oil and oil filters shall be recycled at private businesses where purchased, private recycling centers, or public recycling centers.
 - e. Yard waste shall be collected by the Village in accordance with Section 10.04-II-2-G, composted, or land applied through local public or private recycling centers. Residents are encouraged to compost yard waste on site in accordance with Section 10.14.
 - f. Brush shall be collected by the Village in accordance with Section 10.04-II-2-G or through local public or private recycling collection methods. Residents are encouraged to chip brush on site and use the chips as mulch.
 - g. Waste tires shall be recycled at private businesses where purchased or at private recycling centers.
8. Preparation and collection of recyclables: Except as otherwise directed by the Director of Public Works, occupants of single-family, two-unit to three-unit residences, and condominiums shall do the following for the preparation and collection of the separated materials specified in Section 10.04-IV-5.

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- a. Aluminum, bi-metal, glass, plastic, and steel containers shall be rinsed free of any substantial product residue, and placed loosely in the Village recycling collection cart or taken to an approved local recycling drop-off site.
 - b. Corrugated paper or other containerboard shall be placed within the Village recycling collection cart or taken to an approved local recycling drop-off site. Corrugated paper and other containerboard shall be kept free from contamination by oil, grease, and food.
 - c. Foam polystyrene packaging shall be taken to an approved local recycling drop-off site.
 - d. Mixed paper shall be placed within the Village recycling collection cart or taken to an approved local recycling drop-off site.
 - e. Newspaper shall be placed within the Village recycling collection cart or taken to an approved local recycling drop-off site. Newspaper shall not be tied.
 - f. Office paper shall be placed within the Village recycling collection cart or taken to an approved local recycling drop-off site.
9. Responsibilities of owners or designated agents of multiple-family dwellings:
- a. Owners or designated agents of multiple-family dwellings shall do all of the following to recycle the materials specified in Section 10.04-IV-5.
 - i. Provide adequate, separate containers for the recyclable materials.
 - ii. Notify tenants in writing at the time of renting or leasing the dwelling and at least semiannually thereafter about the established recycling program, including:
 1. Reasons to reduce and recycle solid waste.
 2. Which materials are collected.
 3. How to prepare the materials in order to meet the processing requirements.
 4. Collection methods or sites.
 5. Locations and hours of operation.
 6. A contact person or company, including a name, address and telephone number.
 - iii. Provide for collection of the materials separated from the solid waste by the tenants and the delivery of these materials to a recycling facility.
 - iv. Recyclables shall not be placed in containers with non-recyclables
10. Responsibilities of owners or designated agents of nonresidential facilities and properties:
- a. Owners or designated agents of nonresidential facilities and properties shall do all of the following to recycle the materials specified in Section 10.04-IV-5.
 - i. Provide adequate, separate containers for the recyclable materials.
 - ii. Notify in writing, at least semiannually, all users, tenants, and occupants of the properties about the established recycling program.
 - iii. Provide for the collection of the materials separated from the solid waste by the users, tenants and occupants and the delivery of the materials to a recycling facility.
 - iv. Notify users, tenants, and occupants of:
 1. Reasons to reduce and recycle solid waste.

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2. Which materials are collected.
 3. How to prepare the materials in order to meet the processing requirements.
 4. Collection methods or sites.
 5. Locations and hours of operation.
 6. A contact person or company, including a name, address and telephone number.
 - v. Recyclables shall not be placed in containers with refuse
 - vi. Provide space for recycling for public buildings.
 - b. A person in the Village owning or occupying a new building or a building that is remodeled or expanded by 50 percent or more in floor area, shall provide a designated area for the separation, temporary storage, and collection of refuse and recyclables either within or adjacent to the building.
11. Prohibitions on disposal of recyclable materials separated for recycling: No person may dispose of in a solid waste disposal facility any of the materials specified in Section 10.04-IV-5 which have been separated for recycling, except waste tires may be burned for recovery of energy in a solid waste treatment facility.
12. Exemptions: The separation requirements of Section 10.04-IV-5 do not apply to the following:
- a. Occupants of single-family and 2 and 3-unit residences, multiple-family dwellings and non-residential facilities and properties that send their postconsumer waste to a processing facility licensed by the Wisconsin Department of Natural Resources that recovers the materials specified in Section 10.04-IV-5 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 30% of the heat input to the facility is derived from the solid waste burned as supplemental fuel.
 - c. A recyclable material specified in Section 10.04-IV-5 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.

ARTICLE V Charges and Services:

1. Services: As provided herein certain refuse and recycling materials shall be collected by the Department of Public Works without charge, while other materials shall be collected at a charge established by the Department of Public Works for such services. Such charges shall be reasonable ones based upon the cost of labor and equipment use.
 - a. Domestic Refuse and Recycling: The Village refuse and recycling collection carts shall be collected by the Department of Public Works without charge.
 - b. Special Services: Whenever any household desires the removal of yard waste, brush, as well as refuse and recycling which cannot fit into the Village refuse or recycling collection carts a special pickup will apply:

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- i. No-Charge Refuse Special Pickup: On the scheduled refuse collection day, a household may place small household items, certain minor appliances, or pieces of furniture with a combined size not to exceed 4' x 4' x 7' in the parkway for a No-Charge Special Refuse Pickup. This could include items such as a chair and small love seat, a small couch, a mattress and box springs, or a dishwasher. This would not include a large sectional couch, sleeper sofa, appliances with Freon, a water heater, or major appliances like a clothes washer/dryer as an example
 1. Routine household refuse which does not fit in the Village refuse collection cart as a result of the cart being full is not permitted under the provisions of this section. As an example, this would include an increase in household bagged refuse as a result of personal event, seasonal event, or holiday. A resident must schedule a Charged Refuse Special Pickup, purchase a second cart or more, or place the refuse in the collection cart at a later date when space is available.
 2. Under no circumstances is soil/sand, rocks, concrete, brick, or other construction waste permitted under the provisions of this section. A resident must schedule a contractor to remove this waste.
- ii. Charged Refuse Special Pickup: Any household item or items that cannot fit into the Village refuse collection cart and exceeds the parameters of a No-Charge Special Pickup, with a maximum combined size of 5' x 5' x 15', qualifies as a Charged Refuse Special Pickup. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.
 1. Minor construction waste from household renovation projects that do not require a Village permit may be collected at the discretion of the Department of Public Works under the provisions of this section. A resident must contact that Village and first obtain permission to dispose of minor construction waste via a Charged Refuse Special Pickup. Contractor generated waste is not permitted under the provisions of this section.
 2. Under no circumstances are appliances with Freon and major appliances such as water heaters collected by the Village. A resident should dispose of these appliances as specified in Section 10.04-IV-7.
- iii. No-Charge Recycling Special Pickup: There shall not be a No-Charge Recycling Special Pickup. A resident must schedule a Charged Recycling Special Pickup, purchase a second cart or more, or place the recycling in the recycling collection cart at a later date when space is available.
- iv. Charged Recycling Special Pickup: Any recyclable item or items that cannot fit into the Village recycling collection cart, with a maximum combined size of 5' x 5' x 15', qualifies as a Charged Recycling Special Pickup. A resident will be required to pay the Special Service Charge as

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- defined in Section 10.04-V-1-c prior to collection.
- v. No-Charge Brush Special Pickup: A pile of brush with a size less than 5' x 7' x 20' will be collected at no-charge provided it is placed in the parkway in the manner defined in Section 10.04-II-g.
 - vi. Charged Brush Special Pickup: A pile of brush that exceeds the parameters of a No-Charge Brush Pickup, with maximum combined size of 5' x 7' x 40', qualifies as a Charged Brush Special Pickup. Brush must be placed in the parkway in the manner defined in Section 10.04-II-g.g. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.
 - vii. No-Charge Yard Waste Special Pickup: 25 or less bags of yard waste will be collected at no-charge provided it is placed in the parkway in the manner defined in Section 10.04-II-g.
 - viii. Charged Yard Waste Special Pickup: Yard waste that exceeds the parameters of a No-Charge Yard Waste Special Pickup, up to a maximum number of 50 bags, qualifies as a Charged Yard Waste Special Pickup. Yard Waste must be placed in the parkway in the manner defined in Section 10.04-II-g. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.
 - ix. Excessive Special Pickup: If the pickup request exceeds the maximum total size or quantity for a special pickup as defined above in Section 10.04-V-1-b-ii, Section 10.04-V-1-b-iv, Section 10.04-V-1-b-vi, or Section 10.04-V-1-b-viii it qualifies as an Excessive Special Pickup. An Excessive Special Pickup is only collected at the discretion of the Department of Public Works. A resident must contact that Village and first obtain permission for an Excessive Special Pickup. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection. A resident will be billed for the remaining balance of the actual cost of the collection based on additional charges defined in Section 10.04-V-1-c.
- c. Special Service Charge: The special pickup fee is \$45.00 for a Charged Refuse Special Pickup (Section 10.04-V-1-b-ii), Charged Recycling Special Pickup (Section 10.04-V-1-b-iv), Charged Brush Special Pickup (Section 10.04-V-1-b-vi), and a Charged Yard Waste Special Pickup (Section 10.04-V-1-b-viii). Additional charges may be imposed at the discretion of the Department of Public Works if the amount of time to conduct a special pickup exceeds 15 minutes or if the item/s for collection exceed/s the special pickup criteria listed in Section 10.04-V-1-b-ii, Section 10.04-V-1-b-iv, Section 10.04-V-1-b-vi, or Section 10.04-V-1-b-viii. Additional charges for an Excessive Special Pickup will be based on the hourly rate for the personnel, including fringe benefits, equipment used, and disposal fees.
 - d. Placement and Preparation for Special Service: Refuse and recycling to be picked up by the Village for a special pickup must be removed by the resident from the dwelling and placed on the parkway and accessible to the Department of Public Works. Refuse left for a special pickup must not be prohibited as specified in Section 10.04-VII-2, be recyclable as specified in Section 10.04-IV-

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- 5, or pose a safety risk during collection or disposal. Exposed nails must be removed or hammered down. No refuse or recycling will be removed by the Village of Whitefish Bay personnel from inside a dwelling or on private property. A resident with a curbside or alley placement exemption as described in Section 10.04-IV may qualify for any of the above described special pickups, with the same regulations and fees, but with a collection placement exemption.
- e. Grass clippings: Grass clippings will not be collected under the provisions of this section.
 - f. Removal of Construction and Remodeling Waste: No Village employee shall remove any construction and/or remodeling waste as part of the provisions of this section unless the owner of such property meets the requirements provided in Section 10.04-V-1-b-ii. Under no circumstances will construction and/or remodeling waste from projects requiring a Village permit be collected by the Village. A resident must schedule a contractor remove this waste.
 - g. Collection Condition. The collection of all municipal wastes is conditioned upon the observance of all provisions of this ordinance.

ARTICLE VI Refuse and Recycling Cart Exemptions:

1. Per Section 10.04-II-2-b and Section 10.04-III-2-b refuse and recycling collection carts must be brought to the parkway or alley edge for collection by the Department of Public Works. To accommodate residents with permanent or temporary medical hardships and/or disabilities an exemption to this requirement of bringing the refuse and recycling collection carts to parkway or alley edge for collection is available and may be granted pending the completion of an exemption application and approval by Village Staff on a case by case basis.
2. Following receipt of the application, Village Staff will review the documentation and make a determination regarding exemption request approval. Village Staff will inform the applicant of the decision. If a General Exemption is approved, an applicant will be required to renew their exemption on May 1, 2020 and every two years thereafter. If a Temporary Exemption is approved, the exemption will expire after a temporary timeframe as documented by the signing physician on the application.
3. A completed application does not guarantee approval. If the exemption request is denied, Village Staff will inform the applicant of the decision. The applicant has the right to appeal the decision to the Village Manager. A smaller 35-gallon cart may be available to those who do not qualify for an exemption.
4. If the exemption application is approved, the applicant must place refuse and recycling in the Village issued collection carts per 10.04-II-2-a and Section 10.04-III-2-a. The Department of Public Works will access an approved residents property to collect the refuse and recycling carts. The carts must be outside and easily accessible. Refuse and recycling carts will not be removed by the Village of Whitefish Bay personnel from inside a dwelling. In addition, refuse and recycling placed outside the Village provided collection carts will not be collected even for residents with an exemption.
5. The application for an exemption as outlined in this section may be amended from time to time by the Village Manager or his/her designee.

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ARTICLE VII Other Provisions:

1. Refuse and Recycling carts:
 - a. Standard Cart Size: Each Village household will be provided one 95-gallon cart for refuse and one existing 95-gallon cart for recycling. The 95-gallon cart size is standard for the automated refuse and recycling collection program.
 - b. Cart Size Options: A household may change from the 95-gallon refuse cart to a smaller 65-gallon refuse cart for the refuse collection program only. A smaller 35-gallon refuse cart may also be permitted in cases of exemptions. An opt-out of the 95-gallon recycling cart for recycling collection is not available.
 - c. Change in Cart Size: After initial program implementation in spring 2018, any changes in refuse cart size are the financial responsibility of the resident, including when a property is sold. The fee to change cart size is set by the Village and may be adjusted from time to time. A cart size change must be paid for in advance at Village Hall before a new cart is delivered. A cart that is being exchanged for a different size will be collected by the Village.
 - d. Additional Carts: For interested residents, additional refuse and recycling carts may be permitted to be purchased at a fee. The fee for an additional cart is set by the Village and may be adjusted from time to time. A cart must be paid for in advance at Village Hall before it is delivered. There will be no additional collection fees charged for the pickup of purchased Village refuse and recycling collection carts.
 - e. Ownership: All carts (including purchased carts) will remain the property of the Village for warranty and repair purposes.
 - f. Cart damage and repair: If damage to a cart is caused by normal wear and tear, the Village will replace or repair the cart at no charge to the resident. Should a cart be damaged by negligence, the homeowner will be financially responsible for replacement of the cart.
 - g. Cleaning and Maintenance: Each household is responsible for keeping carts clean and reporting maintenance issues as they arise.
2. Collection Limitations: No person shall dump, deposit or place at the curblin adjacent to any street or public alley for collection by the Village or for any other purpose any of the following:
 - i. Grass clippings. Residents shall either leave grass clippings on the lawn or compost them in accordance with Section 10.14.
 - ii. Lead-acid batteries. To be recycled in accordance with Section 10.04-IV-7.
 - iii. Waste tires. To be recycled in accordance with Section 10.04-IV-7.
 - iv. Hazardous and toxic wastes. To be disposed of in accordance with Wis. Admin. Code ch. NR 660, 661, 662, 663, 664, 665, 666, 667, 668, 670, 673 and 679.
 - v. Chemicals, paint or flammable liquids. To be disposed of in accordance with Wis. Admin. Code ch. NR 660, 661, 662, 663, 664, 665, 666, 667, 668, 670, 673 and 679.
 - vi. Explosives. Contact the Village of Whitefish Bay Police Department to discuss disposal options.

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- vii. Infectious waste, sharps or medical waste, as defined in Wis. Admin. Code ch. NR 526 and household sharp medical waste. Disposal requirements outlined in Section 10.04-VII-4 below.
 - viii. Solid waste in such a manner as will permit strewing by animals or vandals prior to collection.
- 3. Small Dead Animals: Small animal carcasses on public property shall be collected by the Department of Public Works upon notification.
- 4. Household sharp medical waste disposal: Household sharp medical waste shall be disposed of in accordance with the requirements of Wis. Admin. Code ch. NR 526 and shall not be deposited in any other place or manner in the Village than as provided in this section:
 - a. Acceptable means of disposing of household sharp medical waste under this article include disposal in a sharps container or a heavy plastic container and delivery of the sealed container to a sharps collection station or other person authorized under Wis. Admin. Code ch. NR 526 to accept such waste.
 - b. Containers for household sharp medical waste or loose household sharp medical waste shall not be mixed with refuse or recyclables.
 - c. The Village shall refuse to pick up any refuse or recyclables containing household sharp medical waste.
- 5. Storage of Certain Materials in Front Yards or on Parkway Prohibited: It shall be unlawful to place, store, or keep any refuse or recycling carts in any front yard (as defined in the Zoning Code) or on any parkway prior to or after the times outlined in the refuse and recycling collection schedules per Section 10.04-II-1-a-i and Section 10.04-III-1-a-i.
- 6. Commercial and Apartment Refuse and Recycling:
 - a. Commercial and apartment (4 or more units) refuse and recycling shall not be collected by the Village.
 - b. Commercial and apartment (4 or more units) refuse and recycling may only be collected by a licensed waste hauler.
 - c. Collection carts and special services will not be provided by the Village to apartments (4 or more units) and commercial properties.
- 7. Transportation of Wastes: Transportation and collection of wastes by persons other than employees of the Department of Public Works shall be strictly in compliance with this subsection.
 - a. Transportation: The transportation of all wastes through and upon the street, alleys, and thoroughfares of the Village shall be conducted in such manner as to comply with Section 7.02 of this code.
 - b. Vehicles: No person shall carry or transport any material of any kind whatsoever in any vehicle unless the same be of such construction and so operated that the contents shall not fall therefrom nor spill upon the public streets or alleys.
 - c. Removing Obnoxious Substances. No person shall remove or cause to be removed, carried or conveyed any noxious or offensive substances in upon or over any of the public streets or alleys in the Village of Whitefish Bay between the hours

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of 7:00 a.m. and 8:00 p.m. unless vehicles for removing said noxious or offensive substances are watertight and covered.

ARTICLE VIII Authority and Future Revisions:

1. Village Board May Make Rules: The Village Board is hereby authorized to make such reasonable rules and regulations for the administration of this section, including charges for extraordinary and unusual services as they may deem necessary and proper, provided, no such regulations contradict or conflict with the specific provisions of this section.
2. Statutory Authority: This ordinance is adopted as authorized under s. 159.09 (3)(b), Wis. Stats.
3. 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.
4. 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.
5. Applicability: The requirements of this ordinance apply to all persons within the Village of Whitefish Bay.
6. Administration: The provisions of this ordinance shall be administered by the Director of Public Works and/or his/her designee.
7. Duty to Enforce: It shall be the duty of Village Employees to enforce all provisions of this section, and upon observing any violation hereof to take appropriate steps to ensure compliance herewith.
8. Enforcement:
 - a. For the purpose of ascertaining compliance with the provisions of 10.04, the Director of Public Works or his/her designee may inspect materials separated for recycling, refuse intended for disposal, recycling collection sites and facilities, collection vehicles, collection areas of multiple-family dwellings and nonresidential facilities and properties, and any records relating to refuse and recycling activities, which shall be kept confidential when necessary to protect proprietary information. No person may refuse to allow access to the Director of Public Works or his/her designee 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 the Village of Whitefish Bay to collect forfeitures. The issuance of a citation shall not preclude a 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

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same or any other matter shall not preclude the issuance of a citation under this paragraph.

9. Penalty: Any person who shall violate any provision of this chapter shall be subject to a penalty as provided in Section 17.04 of this code, in addition to the specific penalties provided in this chapter. A separate offense shall be deemed committed on each day on which a violation of this chapter occurs or continues. As and for a further penalty for any violation of this or any other provision in the Municipal Code, the Village Board hereby empowers the Village Manager or designee to, after providing notice in person or via United States mail to the last known owner of the property at least two (2) business days in advance, perform such work on said property as is required to render the property compliant with the Municipal Code. The reasonable cost of such work shall be billed to the last known property owner and such bill shall be due and payable within fifteen (15) days after it has been mailed. Amounts due after said period of time shall be delinquent and shall become a lien upon the property and may be placed on the tax bill of the property in question as a special charge for current services as provided in § 66.0627 Wis. Stats

10. Effective Date: The provisions of this section shall take effect on _____,

Whitefish Bay Trash and Recycling Ordinance Review

Yellow highlights indicates a change from the previous ordinance draft submitted to the Public Works Committee.

Ref #	Current Trash and Recycling Policy		Proposed Revisions	
	Topic	Ordinance	Revised Ordinance - Items will be reorganized for clarity	Service Level Change
3	Garbage and Refuse Collection	This section shall govern and apply to the collection of solid waste, domestic and commercial, by the Village Department of Public Works. It shall be unlawful for any person to bring solid waste into the Village for the purpose of collection by the Whitefish Bay Department of Public Works, which was not generated from use in a Village dwelling unit, nor on a business or other premises within the Village. (Ord. 1303)	This section shall govern and apply to the collection of refuse and recycling by the Village Department of Public Works. The purpose of this section is to promote sound and safe solid waste collection and disposal practices within the Village. It shall be unlawful for any person to bring solid waste into the Village for the purpose of collection by the Whitefish Bay Department of Public Works, which was not generated from use in a Village dwelling unit, nor on a business or other premises within the Village.	No practical change, minor language revision.
4	Definitions (Trash)	Definitions will be updated following all discussion.	Updated to reflect the revised ordinance.	No Change. Update 1-2-18 - Minor verbiage revision.
5	Domestic Waste	Domestic Waste materials, unless specifically excluded herein, shall be collected by the Department if separated as to (1) Garbage and rubbish not requiring further separation indicated herein; (2) Newspaper; (3) Yard waste; (4) Brush; and (5) Leaves, providing that such materials are placed or stored as required herein. Garbage shall be drained of all free liquid and wrapped in plastic of several thicknesses of paper and placed in an approved container. The Department may refuse to collect undrained garbage of a liquid or semi-liquid nature or unwrapped or improperly placed garbage.	All refuse shall be placed in a plastic bag, drained of all free liquid, and placed in the Village issued refuse collection cart. Refuse will not be collected if it is placed outside of the Village refuse collection cart unless a special pickup is requested as outlined in Section 10.04-V-1. The Department of Public Works may refuse to collect improperly placed refuse carts, non-bagged refuse, or undrained refuse of a liquid or semi-liquid nature. No person shall place any refuse on any street, alley, sidewalk or other public or private property unless the same shall be placed in appropriate carts and bags for Village collection at the times and in the manner as herein provided.	Residents must bag loose refuse in the new refuse carts. A littering provision has been added. In addition, a note that refuse may only be placed on collection days is highlighted. There are sections of the new recycling code that also mirror the placement requirement for refuse. There is no direct comparable section of the current code for recycling. Update 1-2-18 - Minor verbiage revision.
6	Commercial Waste	Commercial Waste shall not be collected by the Department.	a. Commercial and apartment (4 or more units) refuse and recycling shall not be collected by the Village. b. Commercial and apartment (4 or more units) refuse and recycling may only be collected by a licensed waste hauler. c. Collection carts and special services will not be provided by the Village to apartments (4 or more units) and commercial properties.	No practical change, the Village only collects refuse and recycling from private households, two/three unit buildings, and condos. Update 1-2-18 - Minor verbiage revision.
7	Placement	Garbage and rubbish shall be placed in an approved container. Yard Waste shall be placed in containers not exceeding 30 gallons in capacity and placed on the parkway. Brush shall be placed in neat piles on the parkway. Leaves may be stored on the parkway or in the gutter from September 15th until November 15th of each year; after November 15th, on the parkway only. Yard Waste and leaves may not be placed in plastic bags.	Except as otherwise specifically directed and/or authorized by the Director of Public Works under Section 10.04-VI, carts for refuse from all residential premises must be placed within three feet from the curb edge and three feet away from any other object. If a property abuts upon an alley, such receptacle shall be located immediately adjacent thereto. The lid opening of the cart must face the street. The Director of Public Works may direct or authorize the placing of carts for refuse in a manner different than that provided herein in order to facilitate a more reasonable mode of collection from particular premises as needed. No person shall place for collection any refuse at the curblin or alley adjacent to any premises not owned or occupied by such person without permission. No refuse cart placed for collection shall exceed 150 pounds in net weight. Yard Waste shall be placed in containers or biodegradable paper bags not exceeding 30 gallons in capacity or 50 pounds net weight and shall be placed on the parkway. Brush shall be placed in neat piles on the parkway. Thicker sections of brush should face the street. Small twigs and branches should be placed in containers or biodegradable paper bags. Yard Waste and Brush may not be placed in plastic bags. Leaves shall be placed in the gutter during the fall loose leaf collection period established by the Director of Public Works. Outside of this period, leaves shall be placed in containers or biodegradable paper bags not exceeding 30 gallons in capacity or 50 pounds net weight and shall be placed on the parkway. Leaves may not be placed in plastic bags.	The Village Board voted to implement automated refuse and recycling which requires carts to be placed at the curb. Unless a resident is granted an exemption, this may require more work on the part of a resident. Collectors will no longer go up-the-drive to collect refuse. Clarification that carts must be in front of a person's property and a weight limit per cart specifications have been added. There are sections of the new recycling code that also mirror the placement requirement for refuse. There is no direct comparable section of the current code. A placement diagram will be created that is sent with any informational material. When carts are initially delivered, informational material can be attached to the cart. Staff also recommends that instructions be imprinted on the lid or body of the refuse can. Staff prefers to avoid the use of a sticker. There is also clarification regarding yard waste, brush, and leaf collection that further directs placement and requirements. Update 1-2-18 - Removed brush length limitation.

Whitefish Bay Trash and Recycling Ordinance Review

Yellow highlights indicates a change from the previous ordinance draft submitted to the Public Works Committee.

Ref #	Topic	Current Trash and Recycling Policy	Proposed Revisions	
		Ordinance	Revised Ordinance - Items will be reorganized for clarity	Service Level Change
8	Newsprint	Newsprint shall be separated from other Domestic Waste. It shall be tied or packaged in bundles, not exceeding 50 pounds and placed for collection adjacent to but not in approved containers for other refuse. When so placed, it shall be presumed that it is left for collection by the Department and it is the property of the Village and shall not be collected by others. Containers used for regular weekly Domestic Waste collection which hold clean Newsprint will not be serviced until the until the clean Newsprint has been removed therefrom unless the Newsprint therein has been used to wrap other garbage or rubbish. A notice shall be affixed by the Department crews to such containers holding clean Newsprint and other refuse, which notice shall note the violation of the regulation requiring separation of Newsprint from other refuse	This section will be removed and newsprint will be incorporated with the recycling guidelines.	No practical change, residents must continue to recycle newsprint.
9	Storage of Certain Materials in Front Yards or on Parkway Prohibited	It shall be unlawful to place, store, or keep any domestic waste, commercial waste, or recyclable, whether in containers or not, in any front yard (as defined in the Zoning Code) or on any parkway prior to 8:00 p.m. on the day before collection by the Village. All containers shall be removed from the parkway and front yard by 8:00 p.m. on collection day. This subsection does not apply to leaves which may be stored in the parkway until collected, and to brush which may be placed in neat piles in the parkway until collected. (Ord. 1671)	Refuse carts must be at the curb by 7 a.m. on the scheduled day of collection to guarantee pick-up. Refuse carts are allowed to be placed at 6 p.m. the day prior to scheduled collection. Refuse carts must be returned to their storage location by 8 p.m. on the day of scheduled pick-up.	Residents may place refuse on the curb an two hours sooner. There will be an official regulation stating that refuse must be placed by 7 a.m. Likely, the Village would intend to help with an occasional late pick up. However, if a particular residence becomes a repeat caller, staff would have a section of code backing their ability to reject the request.
10	Containers and Collection	Sufficient containers as herein defined shall be provided, kept clean and properly located as follows:	Each household is responsible for keeping carts clean and reporting maintenance issues as they arise. If damage to a cart is caused by normal wear and tear, the Village will replace or repair the cart at no charge to the resident. Should a cart be damaged by negligence, the homeowner will be financially responsible for replacement of the cart. All carts (including purchases carts) will remain the property of the Village for warranty and repair purposes. For interested residents, additional refuse and recycling carts may be permitted to be purchased at a fee. The fee for an additional cart is set by the Village and may be adjusted from time to time. A cart must be paid for in advance at Village Hall before it is delivered. There will be no additional collection fees charged for the pickup of purchased Village refuse and recycling collection carts.	Currently, residents must privately purchase refuse bins. Typically, new carts have a 10-year warranty. Research shows that, the carts that are replaced are typically over 10-years old and damage is do to normal wear and tear. In reality, it would be rare that a cart would need to be paid replaced at the expense of a resident. Collectors would continue to take note of damaged recycling carts and will replace them as needed. Update 1-2-18 - Minor verbiage revision regarding cart fees.
11	Containers	Every householder or occupant of any residential building shall provide approved containers sufficient in number to receive at least 10 days accumulation of garbage and rubbish, and of the following description: metal or plastic construction, water tight, it capacity not exceeding thirty gallons, and no single container shall weigh more than sixty pounds when filled. All containers shall have at least two handles and a tight fitting cover which shall be kept in place on such containers at all times.	Each Village household will be provided one 95-gallon cart for refuse and one existing 95-gallon cart for recycling. The 95-gallon cart size is standard for the automated refuse and recycling collection program. A household may change from the 95-gallon refuse cart to a smaller 65-gallon refuse cart for the refuse collection program only. A smaller 35-gallon refuse cart may also be permitted in cases of exemptions. An opt-out of the 95-gallon recycling cart for recycling collection is not available. After initial program implementation in spring 2018, any changes in refuse cart size are the financial responsibility of the resident, including when a property is sold. The fee to change cart size is set by the Village and may be adjusted from time to time. A cart size change must be paid for in advance at Village Hall before to new cart is delivered. A cart that is being exchanged for a different size will be collected by the Village	The initial new carts will provided to the residents at no charge. They will be size of three regular refuse cans and should provide plenty of refuse capacity. For residents that need additional capacity, Village staff recommends that additional carts be permitted to be purchased at cost, plus an administrative fee for interested residents. Staff recommends that the cart must be paid for in advance before it is delivered. Purchased carts would become resident property. Staff will also create a plan to collect and recycle/dispose of unwanted refuse and recycling cans. Current recycling carts are \$75. This is a good indicator of what the cost of a new refuse cart will be. Update 1-2-18 - Minor verbiage revision and additional clarification regarding cart size changes.

Whitefish Bay Trash and Recycling Ordinance Review

Yellow highlights indicates a change from the previous ordinance draft submitted to the Public Works Committee.

Current Trash and Recycling Policy		Proposed Revisions	
Ref #	Topic	Ordinance	Service Level Change
		Revised Ordinance - Items will be reorganized for clarity	Service Level Change
12	Collection	Domestic Waste, Yard Waste, and Newsprint shall be collected weekly on the day scheduled for that household, except when a holiday or severe weather occurs in a given week, in which instance collection will be delayed by a like period of time. Domestic Waste will not be collected from a dwelling, a breezeway, or a storage shed. Yard waste and brush shall be collected on a regular basis throughout the year. The Department of Public Works will collect leaves curbside on a weekly basis during the fall leaf collection period established by the Director of Public Works.	Updated language added to the code that state they Village Board by adjust the collection schedule from time to time. As mentioned above, the Village Board voted to implement automated refuse and recycling which requires carts to be placed at the curb, unless an exemption is granted. refuse will not be collected from a dwelling, a breezeway, or a storage shed. No practical change with regard to newsprint, residents must continue to recycle newsprint. There are sections of the new recycling code that also mirror the development of a collection schedule for trash.
13	Location of Containers	Waste containers, except as noted herein, shall be located upon private property and not upon any street, alley or public grounds. If a property abuts upon an alley, such receptacle shall be located immediately adjacent thereto; if a property does not abut upon any alley, portable containers shall be placed as directed by the Department for expeditious year around collection from the street; provided that no such container shall be located contrary to an order of the Health Officer.	It shall be unlawful to place, store, or keep any refuse or recycling carts in any front yard (as defined in the Zoning Code) or on any parkway prior to or after the times outlined in the refuse and recycling collection schedules per Section 10.04-II-1-a-i and Section 10.04-III-1-a-i. Clarification that carts may only be placed in the parkway during the collection period. Includes a provision that carts cannot be stored in the front yard. Other provisions of the current code are been split and are located in other locations. Update 1-2-18 - Minor verbiage revision.
14	Green Grass Clippings	Green grass clippings will not be collected. Residents shall either leave green grass clippings on the lawn or compost them in accordance with Section 10.14.	Clarification added for all restrictions: No person shall dump, deposit or place at the curbline adjacent to any street or public alley for collection by the Village or for any other purpose any of the following: i. Grass Clippings. Residents shall either leave green grass clippings on the lawn or compost them in accordance with Section 10.14. ii. Lead-acid batteries. To recycled in accordance with Section 10.04-IV-7. iii. Waste tires. To recycled in accordance with Section 10.04-IV-7. iv. Hazardous and toxic wastes. To be disposed of in accordance with Wis. Admin. Code ch. NR 660, 661, 662, 663, 664, 665, 666, 667, 668,670, 673 and 679. v. Chemicals, paint or flammable liquids. To be disposed of in accordance with Wis. Admin. Code ch. NR 660, 661, 662, 663, 664, 665, 666, 667, 668, 670, 673 and 679. vi. Explosives. Contact the Village of Whitefish Bay Police Department to discuss disposal options. vii. Infectious waste, sharps or medical waste, as defined in Wis. Admin. Code ch. NR 526 and household sharp medical waste. Disposal requirements outlined in Section 10.04-VII-4 below. viii. Solid waste in such a manner as will permit strewing by animals or vandals prior to collection. In addition to grass clippings, provisions added to explicitly prohibit certain items for collection by DPW. Direction is provided regarding disposal per state of Wisconsin recommendations.
15	Removed Tree Disposal	Logs, branches, trunks and stumps removed trees will be collected as specified in 10.04 (4)(c) 1 Special Services.	Removed and combined with special services section. Removal of duplicate information.
16	Village Board May Make Rules Regarding Same	The Village Board is hereby authorized to make such reasonable rules and regulations for the administration of this section, including charges for extraordinary and unusual services as they may deem necessary and proper, provided, no such regulations contravene the specific provisions of this section.	The Village Board is hereby authorized to make such reasonable rules and regulations for the administration of this section, including charges for extraordinary and unusual services as they may deem necessary and proper, provided, no such regulations contradict or conflict with the specific provisions of this section. Update 1-2-18 - Minor verbiage revision.
17	Collection Charges	As provided herein certain waste materials shall be collected by the Department without charge, others shall be collected at a charge established by the Department for such services. Such charges shall be reasonable ones based upon the cost of labor and equipment use.	As provided herein certain refuse and recycling materials shall be collected by the Department of Public Works without charge, while other materials shall be collected at a charge established by the Department of Public Works for such services. Such charges shall be reasonable ones based upon the cost of labor and equipment use. Recycling added to the ordinance language.
18	Domestic Waste	Domestic Waste shall be collected by the Department without charge.	The Village refuse and recycling collection carts shall be collected by the Department of Public Works without charge. Recycling added to the ordinance language.

Whitefish Bay Trash and Recycling Ordinance Review

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Current Trash and Recycling Policy		Proposed Revisions		
Ref #	Topic	Ordinance	Revised Ordinance - Items will be reorganized for clarity	Service Level Change
19	Special Services (Info)	<p>(1) Whenever any person desires the removal of Domestic Waste, which are not removed in the course of regular service the following criteria for a Special Pickup apply:</p> <p>a. Anything over two (2) garbage cans and eight (8) bags or three (3) very large cans and four (4) bags.</p> <p>b. Anything over three (3) garbage cans with several additional containers of debris/construction materials.</p> <p>c. Anything over three (3) garbage cans with several pieces of furniture/mattresses.</p> <p>d. Yard Waste/Chipping – A pile of logs, or branches stacked 5' or higher along the entire property line, 12 or more bags of yard waste or uncontained soil/sand, rocks or concrete.</p>	<p>i. No-Charge Refuse Special Pickup: On the scheduled refuse collection day, a household may place small household items, certain minor appliances, or pieces of furniture with a combined size not to exceed 4' x 4' x 7' in the parkway for a No-Charge Special Refuse Pickup. This could include items such as a chair and small love seat, a small couch, a mattress and box springs, or a dishwasher. This would not include a large sectional couch, sleeper sofa, appliances with Freon, a water heater, or major appliances like a clothes washer/dryer as an example</p> <p>1. Routine household refuse which does not fit in the Village refuse collection cart as a result of the cart being full is not permitted under the provisions of this section. As an example, this would include an increase in household bagged refuse as a result of personal event, seasonal event, or holiday. A resident must schedule a Charged Refuse Special Pickup, purchase a second cart or more, or place the refuse in the collection cart at a later date when space is available.</p> <p>2. Under no circumstances is soil/sand, rocks, concrete, brick, or other construction waste permitted under the provisions of this section. A resident must schedule a contractor to remove this waste.</p> <p>ii. Charged Refuse Special Pickup: Any household item or items that cannot fit into the Village refuse collection cart and exceeds the parameters of a No-Charge Special Pickup, with a maximum combined size of 5' x 5' x 15', qualifies as a Charged Refuse Special Pickup. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.</p> <p>1. Minor construction waste from household renovation projects that do not require a Village permit may be collected at the discretion of the Department of Public Works under the provisions of this section. A resident must contact that Village and first obtain permission to dispose of minor construction waste via a Charged Refuse Special Pickup. Contractor generated waste is not permitted under the provisions of this section.</p> <p>2. Under no circumstances are appliances with Freon and major appliances such as water heaters collected by the Village. A resident should dispose of these appliances as specified in Section 10.04-IV-7.</p> <p>iii. No-Charge Recycling Special Pickup: There shall not be a No-Charge Recycling Special Pickup. A resident must schedule a Charged Recycling Special Pickup, purchase a second cart or more, or place the recycling in the recycling collection cart at a later date when space is available.</p> <p>iv. Charged Recycling Special Pickup: Any recyclable item or items that cannot fit into the Village recycling collection cart, with a maximum combined size of 5' x 5' x 15', qualifies as a Charged Recycling Special Pickup. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.</p> <p>v. No-Charge Brush Special Pickup: A pile of brush with a size less than 5' x 7' x 20' will be collected at no-charge provided it is placed in the parkway in the manner defined in Section 10.04-II-g.</p> <p>vi. Charged Brush Special Pickup: A pile of brush that exceeds the parameters of a No-Charge Brush Pickup, with maximum combined size of 5' x 7' x 40', qualifies as a Charged Brush Special Pickup. Brush must be placed in the parkway in the manner defined in Section 10.04-II-g.g. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.</p> <p>vii. No-Charge Yard Waste Special Pickup: 25 or less bags of yard waste will be collected at no-charge provided it is placed in the parkway in the manner defined in Section 10.04-II-g.</p> <p>viii. Charged Yard Waste Special Pickup: Yard waste that exceeds the parameters of a No-Charge Yard Waste Special Pickup, up to a maximum number of 50 bags, qualifies as a Charged Yard Waste Special Pickup. Yard Waste must be placed in the parkway in the manner defined in Section 10.04-II-g. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection.</p> <p>ix. Excessive Special Pickup: If the pickup request exceeds the maximum total size or quantity for a special pickup as defined above in Section 10.04-V-1-b-ii, Section 10.04-V-1-b-iv, Section 10.04-V-1-b-vi, or Section 10.04-V-1-b-viii it qualifies as an Excessive Special Pickup. An Excessive Special Pickup is only collected at the discretion of the Department of Public Works. A resident must contact that Village and first obtain permission for an Excessive Special Pickup. A resident will be required to pay the Special Service Charge as defined in Section 10.04-V-1-c prior to collection. A resident will be billed for the remaining balance of the actual cost of the collection based on additional charges defined in Section 10.04-V-1-c.</p>	<p>Revised to accommodate the new cart system.</p> <p>In order to compensate of the loss of being to place items outside of the cart, staff would recommend that special pickups remain lenient with a "no-charge special pickup". Special pick-up policies will be discussed at the third planning meeting. This also defines the amount of brush and yard waste per property that qualifies as a special pick-up.</p> <p>Update 1-2-18 - Updated per recommended special pickup regulations.</p>
20	Special Services (Cost)	<p>Special pickup minimum charge is \$45.00. Additional fees may be imposed at the discretion of the Department of Public Works if the amount of domestic waste exceeds the criteria listed above. Additional charges will be based on the hourly rate for the personnel, including fringe benefits and equipment used and disposal fees.</p>	<p>The special pickup fee is \$45.00 for a Charged Refuse Special Pickup (Section 10.04-V-1-b-ii), Charged Recycling Special Pickup (Section 10.04-V-1-b-iv), Charged Brush Special Pickup (Section 10.04-V-1-b-vi), and a Charged Yard Waste Special Pickup (Section 10.04-V-1-b-viii). Additional charges may be imposed at the discretion of the Department of Public Works if the amount of time to conduct a special pickup exceeds 15 minutes or if the item/s for collection exceed/s the special pickup criteria listed in Section 10.04-V-1-b-ii, Section 10.04-V-1-b-iv, Section 10.04-V-1-b-vi, or Section 10.04-V-1-b-viii. Additional charges for an Excessive Special Pickup will be based on the hourly rate for the personnel, including fringe benefits, equipment used, and disposal fees</p>	<p>Time limit added to the ordinance. This is de-facto time limit that Public Works department currently uses, however it is not currently stated in the ordinance.</p> <p>Update 1-2-18 - Updated per recommended special pickup regulations.</p>
21	Special Services (Location)	<p>Domestic Waste to be picked up by the Village must be removed by the resident from the dwelling to an outside place readily accessible to the Department of Public Works. No Domestic Waste will be removed by the Village of Whitefish Bay personnel from inside a dwelling.</p>	<p>Refuse and recycling to be picked up by the Village for a special pickup must be removed by the resident from the dwelling and placed on the parkway and accessible to the Department of Public Works. Refuse left for a special pickup must not be prohibited as specified in Section 10.04-VII-2, be recyclable as specified in Section 10.04-IV-5, or pose a safety risk during collection or disposal. Exposed nails must be removed or hammered down. No refuse or recycling will be removed by the Village of Whitefish Bay personnel from inside a dwelling or on private property. A resident with a curbside or alley placement exemption as described in Section 10.04-IV may qualify for any of the above described special pickups, with the same regulations and fees, but with a collection placement exemption.</p>	<p>Added that items for special pickups must be placed in the Parkway and must not pose a safety risk during collection or disposal.</p> <p>Update 1-2-18 - Updated per recommended special pickup regulations.</p>

Whitefish Bay Trash and Recycling Ordinance Review

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Ref #	Current Trash and Recycling Policy		Proposed Revisions	
	Topic	Ordinance	Revised Ordinance - Items will be reorganized for clarity	Service Level Change
22	Special Services (Grass)	Green grass clippings will not be collected under the provisions of this subsection.	No Change	N/A
23	Removal of Construction Waste	No Village employee shall remove any construction waste from private property unless the owner of such property shall first have followed the procedure provided in subsection (4)(c).	No Village employee shall remove any construction and/or remodeling waste as part of the provisions of this section unless the owner of such property meets the requirements provided in Section 10.04-V-1-b-ii. Under no circumstances will construction and/or remodeling waste from projects requiring a Village permit be collected by the Village. A resident must schedule a contractor remove this waste	Update 1-2-18 - Updated per recommended special pickup regulations.
24	Collection Condition	The collection of all municipal wastes is conditioned upon the observance of all provisions of this ordinance.	No Change	N/A
25	Transportation of Wastes.	Transportation and collection of wastes by persons other than employees of the Department shall be strictly in compliance with this subsection.	No Change	N/A
26	Transportation	The transportation of all wastes through and upon the street, alleys, and thoroughfares of the village shall be conducted in such manner as to comply with section 7.02 of this code.	No Change	N/A
27	Vehicles	No person shall carry or transport any material of any kind whatsoever in any vehicle unless the same be of such construction and so operated that the contents shall not fall therefrom nor spill upon the public streets or alleys.	No Change	N/A
28	Removing Obnoxious Substances	No person shall remove or cause to be removed, carried or conveyed any noxious or offensive substances in upon or over any of the public streets or alleys in the Village of Whitefish Bay between the hours of 7:00 a.m. and 8:00 p.m. in the months of May, June, July, August, September or October unless vehicles for removing said noxious or offensive substances are water tight and covered, if so required by rules of the Health Officer.	No person shall remove or cause to be removed, carried or conveyed any noxious or offensive substances in upon or over any of the public streets or alleys in the Village of Whitefish Bay between the hours of 7:00 a.m. and 8:00 p.m. unless vehicles for removing said noxious or offensive substances are watertight and covered.	Removed language referencing Health Officer and month restriction.
29	Duty to Enforce	It shall be the duty of every police officer, health department officer and supervisory employee of the department to enforce all provisions of this section, and upon observing any violation hereof to take appropriate steps to ensure compliance herewith.	It shall be the duty of Village Employees to enforce all provisions of this section, and upon observing any violation hereof to take appropriate steps to ensure compliance herewith.	Added all Village employees may report violations as noticed.
30	Recycling	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. 159.11, Wis. Stats., and Chapter NR 544, Wis. Administrative Code.	Promote recycling through the administration of an effective recycling and waste reduction program, as provided in Wis. Stats. § 287.11 and Wis. Admin. Code ch. NR 544.	Updated per State Statutes. As noted above, recycling collection placement and cart procedures are outlined and reflected in the new ordinance, but are not included in this list. They are similar to the refuse collection procedures.
31	Definitions (Recycling)	Definitions will be updated following all discussion	Updated to reflect the revised ordinance.	No Change.
32	Separation of Recyclable Materials	Occupants of Single-family and 2 to 4-unit residences, multiple-family dwellings and non-residential facilities and property shall separate the following materials from postconsumer 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) Foam polystyrene packaging (9) Glass containers (10) Magazines (11) Newspaper (12) Office paper (13) Rigid plastic containers made of PETE and HDPE (14) Steel containers (15) Waste tires	a. Occupants of single-family and two-unit to four-unit residences, multiple-family dwellings and nonresidential facilities and properties shall separate the following materials from postconsumer waste: i. Lead-acid batteries ii. Major appliances iii. Electronic devices iv. Waste oil and oil filters v. Yard waste vi. Brush vii. Waste tires viii. Aluminum containers ix. Bi-metal containers x. Corrugated paper or other containerboard xi. Foam polystyrene packaging xii. Glass containers xiii. Magazines xiv. Newspaper xv. Office paper xvi. Mixed paper xvii. Plastic containers xviii. Steel containers xix. Other recyclables may be added to this list from time to time as they are identified.	Updated per State Statutes. No practical change, other than codifying that applicable recycling items will be required to be placed in the new recycling carts and other recycling items will be required to be recycled separately. The State has a good informational flyer at http://dnr.wi.gov/files/PDF/pubs/wa/wa1574.pdf that can be advertised to show what should be recycled. Staff will use this information in promotional material.

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33	Separation Requirements Exempted	The separation requirements of subsection (3) do not apply to the following: (1) Occupants of single-family and 2 and 3-unit residences, multiple-family dwellings and non-residential facilities and properties that send their postconsumer waste to a processing facility licensed by the Wisconsin Department of Natural Resources that recovers the materials specified in subsection (3) from solid waste in as pure a form as is technically feasible. (2) Solid waste which is burned as a supplemental fuel at a facility if less than 30% of the heat input to the facility is derived from the solid waste burned as supplemental fuel. (3) A recyclable material specified in subsection (3), [(5) through (15)] 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.	No Change	N/A
34	Care of Separated Recyclable Materials	To the greatest extent practicable, the recyclable materials separated in accordance with subsection (3) 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.	To the greatest extent practicable, the recyclable materials separated in accordance with Section 10.04-IV-5 shall be substantially clean and kept free of contaminants such as food or product residue, oil or grease, or other nonrecyclable materials, including, but not limited to, household hazardous waste, medical waste, and agricultural chemical containers. Recyclables shall be stored in a manner which protects them from wind, rain and other inclement weather conditions until such time as the materials are set at the curb for collection.	No practical change, other than the code updated for the new carts.
35	Management of Lead Acid Batteries, Major Appliances, Waste Oil and Yard Waste.	Occupants of single-family and 2 to and 3-unit residences, multiple-family dwellings and non-residential facilities and properties shall manage lead acid batteries, major appliances, waste oil and yard waste as follows: (1) Lead acid batteries shall be taken to any area retail business that sells such batteries. (2) Major appliances shall be collected by the Village at a special fee. (3) Waste oil shall be disposed of at any local service station or at the Village Garage during regular business hours. (4) Yard waste shall be disposed of as provided in s. 10.04 (2)(c). (5) Brush shall be disposed of as provided in s. 10.04 (2)(c).	Occupants of single-family and two- to four-unit residences, multiple-family dwellings and non-residential facilities and properties shall manage lead-acid batteries, major appliances, waste oil, yard waste, brush, and tires: a. Lead-acid batteries shall be recycled at private businesses where purchased or at private recycling centers. b. Major appliances shall be recycled at private businesses where purchased or at private recycling centers. The Village provides special collection service for some appliances for a separate charge which is outlined in Section 10.04-V-1. A property owner is encouraged to contact the Village to determine if an appliance is able to be collected by the Village c. Electronic devices shall be recycled at private businesses where purchased or at private recycling centers. d. Waste oil and oil filters shall be recycled at private businesses where purchased, private recycling centers, or public recycling centers. e. Yard waste shall be collected by the Village in accordance with Section 10.04-II-2-G, composted, or land applied through local public or private recycling centers. Residents are encouraged to compost yard waste on site in accordance with Section 10.14. f. Brush shall be collected by the Village in accordance with Section 10.04-II-2-G or through local public or private recycling collection methods. Residents are encouraged to chip brush on site and use the chips as mulch. g. Waste tires shall be recycled at private businesses where purchased or at private recycling centers.	This section has been updated per State Statutes. In addition, information on what and how to recycling items is provided. Update 1-2-18 - Revised to reflect that the Village only collects "some" appliances and that residents are encouraged to contact the Village with questions.
36	Preparation and Collection of Recyclable Materials.	7. Preparation and Collection of Recyclable Materials. Except as otherwise directed by the Village Board of Trustees, occupants of dwellings of less than 4 units shall do the following for the preparation and collection of the separated materials specified in subsection (3), [(5) through (15)]: (1) Aluminum, bi-metal and steel containers shall be rinsed free of product residue and debris, and placed in the designated portion of the approved recycling cart. (2) Glass containers shall be rinsed free of product residue, and caps shall be removed and discarded. The containers shall be placed in the designated portion of the approved recycling cart. (3) Plastic containers made of PETE and HDPE shall be rinsed free of product residue and caps shall be removed and discarded. The containers shall be placed in the designated portion of the approved recycling cart. (4) Newspapers, magazines, catalogs, and phone books shall be placed in the designated portion of the approved recycling cart. (5) Corrugated paper and other container board shall be free of debris, flattened, stacked, and placed in the designated container at the recycling drop-off center. (6) Office paper shall be recycled at the place at which the paper is generated or shall be placed in the designated container at the recycling drop-off center. (7) Waste tires shall be taken to area retail businesses which sell tires or taken directly to a tire reclamation facility.	Except as otherwise directed by the Director of Public Works, occupants of single-family, two-unit to three-unit residences, and condominiums shall do the following for the preparation and collection of the separated materials specified in Section 10.04-IV-5. a. Aluminum, bi-metal, glass, plastic, and steel containers shall be rinsed free of any substantial product residue, and placed loosely in the Village recycling collection cart or taken to an approved local recycling drop-off site. b. Corrugated paper or other containerboard shall be placed within the Village recycling collection cart or taken to an approved local recycling drop-off site. Corrugated paper and other containerboard shall be kept free from contamination by oil, grease, and food. c. Foam polystyrene packaging shall be taken to an approved local recycling drop-off site. d. Mixed paper shall be placed within the Village recycling collection cart or taken to an approved local recycling drop-off site. e. Newspaper shall be placed within the Village recycling collection cart or taken to an approved local recycling drop-off site. Newspaper shall not be tied. f. Office paper shall be placed within the Village recycling collection cart or taken to an approved local recycling drop-off site. To the greatest extent practicable, the recyclable materials separated in accordance with Section 10.04-IV-5 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.	This section has been updated per State Statutes, however there is no practical change. All accepted recycling items are listed in the code. However, residents should already be recycling these items. Curbside recycling using the cart will require less user involvement as all applicable recyclables can be thrown in the cart together. Staff is still in the process of researching foam polystyrene.

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Ref #	Current Trash and Recycling Policy		Proposed Revisions	
	Topic	Ordinance	Revised Ordinance - Items will be reorganized for clarity	Service Level Change
37	Responsibilities of Owners or Designated Agents of Multiple-Family Dwellings.	<p>(1) Owners or designated agents of multiple-family dwellings shall do all of the following to recycle the materials specified in subsection (3), [(5) through (15)]:</p> <p>(a) Provide adequate, separate containers for recyclable materials.</p> <p>(b) Notify tenants in writing at the time of renting or leasing the dwelling, and at least semi-annually thereafter, about the established recycling program.</p> <p>(c) Provide for the collection of the materials separated from the solid waste by the tenants and the delivery of the materials to a recycling facility.</p> <p>(d) Notify tenants of reasons to reduce and recycle solid waste, which materials are collected, how to prepare the 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.</p> <p>(2) The requirements specified in (1) do not apply to the owners or designated agents of multiple-family dwellings if the postconsumer waste generated within the dwelling is treated at a processing facility licensed by the Department of Natural Resources that recovers for recycling the materials specified in subsection (3), [(5) through (15)] from solid waste in as pure a form as is technically feasible.</p>	<p>a. Owners or designated agents of multiple-family dwellings shall do all of the following to recycle the materials specified in Section 10.04-IV-5.</p> <p>i. Provide adequate, separate containers for the recyclable materials.</p> <p>ii. Notify tenants in writing at the time of renting or leasing the dwelling and at least semiannually thereafter about the established recycling program, including:</p> <ol style="list-style-type: none"> 1. Reasons to reduce and recycle solid waste. 2. Which materials are collected. 3. How to prepare the materials in order to meet the processing requirements. 4. Collection methods or sites. 5. Locations and hours of operation. 6. A contact person or company, including a name, address and telephone number. <p>iii. Provide for collection of the materials separated from the solid waste by the tenants and the delivery of these materials to a recycling facility.</p> <p>iv. Recyclables shall not be placed in containers with non-recyclables.</p>	This section has been updated per State Statutes.
38	Responsibilities of Owners or Designated Agents of Non-Residential Facilities and Properties. (Part 1)	<p>(1) Owners or designated agents of non-residential facilities and properties shall do all of the following to recycle the materials specified in subsection (3), [(5) through (15)]:</p> <p>(a) Provide adequate, separate containers for the recyclable materials.</p> <p>(b) Notify in writing, at least semi-annually, all users, tenants and occupants of the properties about the established recycling program.</p> <p>(c) Provide for the collection of the materials separated from the solid waste by the users, tenants and occupants and the delivery of the materials to a recycling facility.</p> <p>(d) 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.</p>	<p>a. Owners or designated agents of nonresidential facilities and properties shall do all of the following to recycle the materials specified in Section 10.04-IV-5.</p> <p>i. Provide adequate, separate containers for the recyclable materials.</p> <p>ii. Notify in writing, at least semiannually, all users, tenants, and occupants of the properties about the established recycling program.</p> <p>iii. Provide for the collection of the materials separated from the solid waste by the users, tenants and occupants and the delivery of the materials to a recycling facility.</p> <p>iv. Notify users, tenants, and occupants of:</p> <ol style="list-style-type: none"> 1. Reasons to reduce and recycle solid waste. 2. Which materials are collected. 3. How to prepare the materials in order to meet the processing requirements. 4. Collection methods or sites. 5. Locations and hours of operation. 6. A contact person or company, including a name, address and telephone number. <p>v. Recyclables shall not be placed in containers with non-recyclables.</p>	This section has been updated per State Statutes.
39	Prohibitions on Disposal of Recyclable Materials Separated 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 subsection (3), [(5) through (15)] which have been separated for recycling, except waste tires may be burned with energy recovery in a solid waste treatment facility.	No Change	N/A
40	Statutory Authority	This ordinance is adopted as authorized under s. 159.09 (3)(b), Wis. Stats.	No Change	N/A
41	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.	No Change	N/A

Whitefish Bay Trash and Recycling Ordinance Review

Yellow highlights indicates a change from the previous ordinance draft submitted to the Public Works Committee.

Ref #	Current Trash and Recycling Policy		Proposed Revisions	
	Topic	Ordinance	Revised Ordinance - Items will be reorganized for clarity	Service Level Change
42	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, 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 ordinance.	a. In their interpretation and application, the provisions of this article shall be held to be the minimum requirements and shall not be deemed a limitation or repeal of any other power granted by state law. b. Where any terms or requirements of this article may be inconsistent or conflicting, the more restrictive requirements or interpretation shall apply. c. Where a provision of this article is required by state statute or by a standard in Wis. Admin. Code ch. NR 526 or 544 and where the article provision is unclear, the provision shall be interpreted in light of the state statute and the Wis. Admin. Code ch. NR 526 or 544 standards, in effect on the date of the adoption of the ordinance from which this article is derived, or in effect on the date of the most recent text amendment to the ordinance from which this article is derived	This section has been updated per State Statutes.
43	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	No Change	N/A
44	Applicability	The requirements of this ordinance apply to all persons within the Village of Whitefish Bay.	No Change	N/A
45	Administration	The provisions of this ordinance shall be administered by the Village Engineer.	This section will be clarified to state that the program will be administered by the Director of Public Works	Updated language for clarification.
46	Enforcement (Part 1)	(1) For the purpose of ascertaining compliance with the provisions of this ordinance, any authorized officer, employee or representative of the Village of Whitefish Bay 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 dept. confidential when necessary to protect proprietary information. No person may refuse access to any authorized officer, employee or authorized representative of the Village of Whitefish Bay who requests access for purposes of inspection, and who presents appropriate credentials. No person may obstruct, hamper, or interfere with such an inspection.	No Change	N/A
47	Enforcement (Part 2)	(2) Any person who violates a provision of this ordinance may be issued a citation by the Village of Whitefish Bay 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.	No Change	N/A
48	Enforcement (Part 3)	(3) Penalties for violating this ordinance may be assessed as follows: (a) Any person who violates subsection (10) may be required to forfeit \$50 for a first violation, \$200 for a second violation, and no more than \$2,000 for a third or subsequent violation. (b) Any person who violates a provision of this ordinance, except subsection (10), may be required to forfeit not less than \$10 nor more than \$1,000 for each violation.	Any person who shall violate any provision of this chapter shall be subject to a penalty as provided in Section 17.04 of this code, in addition to the specific penalties provided in this chapter. A separate offense shall be deemed committed on each day on which a violation of this chapter occurs or continues. As and for a further penalty for any violation of this or any other provision in the Municipal Code, the Village Board hereby empowers the Village Manager or designee to, after providing notice in person or via United States mail to the last known owner of the property at least two (2) business days in advance, perform such work on said property as is required to render the property compliant with the Municipal Code. The reasonable cost of such work shall be billed to the last known property owner and such bill shall be due and payable within fifteen (15) days after it has been mailed. Amounts due after said period of time shall be delinquent and shall become a lien upon the property and may be placed on the tax bill of the property in question as a special charge for current services as provided in § 66.0627 Wis. Stats	Penalties updated for consistency over the entire ordinance. These will be discussed at a future meeting.

Whitefish Bay Trash and Recycling Ordinance Review

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Ref #	Current Trash and Recycling Policy		Proposed Revisions	
	Topic	Ordinance	Revised Ordinance - Items will be reorganized for clarity	Service Level Change
49	Effective Date	The provisions of this section shall take effect on January 1, 1995.	To be updated as needed.	No practical change.
	Small Dead Animals	Small dead animals shall be collected by the Department upon notification.	Small animal carcasses on public property shall be collected by the Department of Public Works upon notification.	Animals must be on public property for the Department to Collect.
50	Added Changes.			
51	Topic	Issue		Service Level Change
	ARTICLE III Recycling Collection Details	The entire article III has been added.		This is noted throughout the service level changes above. It reflects the bi-weekly automated recycling collection service approved by the Village Board. Update 1-2-18 - Minor verbiage revision.
52	Exemptions from "cart-to-curb" requirements	<p>1. Per Section 10.04-II-2-b and Section 10.04-III-2-b refuse and recycling collection carts must be brought to the parkway or alley edge for collection by the Department of Public Works. To accommodate residents with permanent or temporary medical hardships and/or disabilities an exemption to this requirement of bringing the refuse and recycling collection carts to parkway or alley edge for collection is available and may be granted pending the completion of an exemption application and approval by Village Staff on a case by case basis.</p> <p>2. Following receipt of the application, Village Staff will review the documentation and make a determination regarding exemption request approval. Village Staff will inform the applicant of the decision. If a General Exemption is approved, an applicant will be required to renew their exemption on May 1, 2020 and every two years thereafter. If a Temporary Exemption is approved, the exemption will expire after a temporary timeframe as documented by the signing physician on the application.</p> <p>3. A completed application does not guarantee approval. If the exemption request is denied, Village Staff will inform the applicant of the decision. The applicant has the right to appeal the decision to the Village Manager. A smaller 35-gallon cart may be available to those who do not qualify for an exemption.</p> <p>4. If the exemption application is approved, the applicant must place refuse and recycling in the Village issued collection carts per 10.04-II-2-a and Section 10.04-III-2-a .The Department of Public Works will access an approved residents property to the collect the refuse and recycling carts. The carts must be outside and easily accessible. Refuse and recycling carts will not be removed by the Village of Whitefish Bay personnel from inside a dwelling. In addition, refuse and recycling placed outside the Village provided collection carts will not be collected even for residents with an exemption.</p> <p>5. The application for an exemption as outlined in this section may be amended from time to time by the Village Manager or his/her designee.</p>		Draft exemption language added. This will be discussed at the 12-11-2017 Public Works Committee meeting. It will be adjusted as requested by the committee and Village Board. Update 1-2-18 - Reorganization for clarity, no language change.
54	Household sharp medical waste disposal	Household sharp medical waste shall be disposed of in accordance with the requirements of Wis. Admin. Code ch. NR 526 and shall not be deposited in any other place or manner in the Village than as provided in this section: a. Acceptable means of disposing of household sharp medical waste under this article include disposal in a sharps container or a heavy plastic container and delivery of the sealed container to a sharps collection station or other person authorized under Wis. Admin. Code ch. NR 526 to accept such waste. b. Containers for household sharp medical waste or loose household sharp medical waste shall not be mixed with refuse or recyclables. c. The Village shall refuse to pick up any refuse or recyclables containing household sharp medical waste.		Updated language to include very clear language that sharps may not be disposed of in refuse or recycling in the refuse and recycle section.
55	Ownership of recyclable materials	a. Public Collection: All residential recyclable material collected and deposited, as provided in this section, shall be the property of the Village. b. Private Collection: Recyclable materials collected privately for businesses and apartments are the property of those entities. c. Who May Collect: It shall be unlawful for any person, except the Village or licensed waste haulers collecting recyclable materials privately for businesses and apartments, to collect or remove any recyclable materials that have been placed at the curb or in a cart adjacent to a home or nonresidential building for the purposes of collection for recycling.		Added per recommendation of other communities.
56	Authority	2. Section 10.04-IV is adopted as authorized under Wis. Stats. § 287.09 and under the Village's municipal authority under Wis. Stats. ch. 66 and elsewhere to regulate solid waste within the Village. All references to state statutes and administrative regulations in this article shall refer to such statutes and regulations as they may be hereafter amended and renumbered.		Added per State Statutes.
57	Refusal to collect	The Department of Public Works may refuse to collect improperly placed refuse carts, non-bagged refuse, or undrained refuse of a liquid or semi-liquid nature. The Department of Public Works may refuse to collect improperly placed recycling carts or improperly prepared recycling as defined in Section 10.04-IV-6, 10.04-IV-7, 10.04-IV-8.		Added to clarification that Village Staff to can refuse and recycling if is not properly prepared or contains illegal substances. This is standard in several other researched ordinances.
58	Items not included in revised ordinance, but will be added after future discussion.			
59	Winter Collection Regulations			
60	Private writing on Public Carts			