

RECYCLING ORDINANCE

9-93

The Town Board of the Town of Lanark, Portage County, Wisconsin, ordains as follows:

Section I: Title/Purpose.

This ordinance is entitled the "Recycling Ordinance". The purpose of this ordinance shall be to maintain and protect public health and sanitation by removal of recyclable waste from all residences in the Town of Lanark, to eliminate disposal of solid waste along roads and other public property, and to provide a comprehensive Town recycling program.

Section II: Statutory Authority.

The Town of Lanark has the specific statutory authority, powers and duties, pursuant to specific sections in Chapter 144 of the Wisconsin Statutes (1991-92), and sections of this ordinance to regulate and control in the Town of Lanark, persons engaged in certain uses or activities and to enforce, by penalty the provisions of this ordinance.

Section III: Definitions.

The following definitions shall be applicable in this ordinance.

1. The term "recyclables" shall include, but is not limited to, any item determined by the State of Wisconsin per Statute 159 (1991-92) to be eligible for recycling and shall include such items as aluminum cans and foil, appliances, lead-acid batteries, corrugated cardboard, glass, magazines, newsprint, plastics, and waste oil.
2. The word "refuse" shall pertain to all garbage and non-recyclable items allowed in dumpsters for transfer to a landfill site.
3. The term "yard waste" shall refer to all leaves, yard, orchard, and garden debris and brush, including vegetative material.
4. The term "resident(s)" shall refer to all person(s) residing in the Town of Lanark or owning land within its boundaries.
5. All "refuse" or "recyclables" shall be the product of growth or use within the Town of Lanark.

Section IV: Rules and Regulations.

1. It is deemed mandatory that all residents shall participate in the recycling program. This entails bringing recyclables to the drop-off site or recycling through the use of private garbage or recycling companies. No recyclable material shall be disposed of with refuse.
2. The designated drop-off site for recyclables, subject to change by decision of the Town Board, shall be the Town of Lanark Town Hall, located at 6177 County A.
3. Hours for drop-off of recyclables and rules regarding placement of recyclables shall be established by the Town Board. Any dumping contrary to the express posted hours or any dumping other than in designated receptacles shall be deemed illegal.
4. Yard waste shall be recycled by residents on their own property at their own expense.
5. Items not acceptable as recyclables may be transported to the county landfill at the resident's own expense. Such items are not to be left along roadsides or public property.

Section V: Forfeiture.

Any resident violating this ordinance shall be subject to a forfeiture of \$50.00, plus costs of collection for each occurrence. Each violation shall constitute a separate offense.

Section VI: Validity.

Should any section or provision of this ordinance be declared invalid, such decisions shall not affect the validity of the remaining portions of this ordinance.

Section VII: Effective Date.

This ordinance shall take effect on October 1, 1993.