

# TITLE 8

## Health and Sanitation

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# Chapter 1

## **Health and Sanitation**

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### **Sec. 8-1-1 Rules and Regulations.**

The Town Board may make reasonable and general rules for the enforcement of the provisions of this Chapter and for the prevention of the creation of health nuisances and the protection of the public health and welfare and may, where appropriate, require the issuance of licenses and permits. All such regulations shall have the same effect as ordinances, and any person violating any of such regulations and any lawful order of the Town Board shall be subject to the general penalty provided for in this Code.

### **Sec. 8-1-2 Health Nuisances; Abatement of.**

- (a) **Defined.** A health nuisance is any source of filth or cause of sickness.
- (b) **Duty to Abate.** The Town Board shall abate health nuisances pursuant to Sec. 146.14, Wis. Stats., which is adopted by reference and made a part of this Section.

*State Law Reference:* Sec. 146.14, Wis. Stats.

### **Sec. 8-1-3 Deposit of Deleterious Substances Prohibited.**

No person shall deposit or cause to be deposited in any public street or on any public ground or on any private property not his own any refuse, garbage, litter, waste material or liquid or any other objectionable material or liquid. When any such material is placed on the person's own private property, it shall be properly enclosed and covered so as to prevent the same from becoming a public nuisance.

### **Sec. 8-1-4 Destruction of Noxious Weeds.**

- (a) Unless delegated to the county, the Town Clerk shall annually on or before May 15th publish as required by state law a notice that every person is required by law to destroy all noxious weeds on lands in the Town which he owns, occupies or controls. A joint notice with other towns or municipalities may be utilized.
- (b) If the owner or occupant shall neglect to destroy any weeds as required by such notice, then the Weed Commissioner of the Town shall give five (5) days' written notice by mail to the owner or occupant of any lands upon which the weeds shall be growing to the effect that the said Weed Commissioner after the expiration of the five (5) day period will proceed to destroy or cause to be destroyed all such weeds growing upon said lands and that the cost thereof will be assessed as a tax upon the lands upon which such weeds are located under the provisions of Sec. 66.96 of the Wisconsin Statutes. In case the owner or occupant shall further neglect to comply within such five (5) day notice, then the Weed Commissioner shall destroy such weeds or cause them to be destroyed in the manner deemed to be the most economical method and the expense thereof, including the cost of billing and other necessary administrative expenses, shall be charged against such lots and be collected as a special tax thereon.

### **Sec. 8-1-5 Rodent Control.**

- (a) **Definitions.** The following definitions shall be applicable in this Section:
  - (1) **Owner or Manager** — Whenever any person or persons shall be in actual possession of or have charge, care or control of any property within the Town, as executor, administrator, trustee, guardian or agent, such person or persons shall be deemed and taken to be the owner or owners of such property within the true intent and meaning of this Section and shall be bound to comply with the provisions of this Section to the same extent as the owner, and notice to any such person of any order or decision of the Building Inspector or his/her designee shall be deemed and taken to be a good and sufficient notice, as if such person or persons were actually the owner or owners of such property, except that whenever an entire premises or building is occupied as a place of business, such as a store, factory, warehouse, rooming house, junk yard, lumber yard or any other business under a single management, the person, firm or corporation in charge of such business shall be considered the owner or manager.
  - (2) **A Rodent-Proof Container** shall be a container constructed of concrete or metal, or the container shall be lined with metal or other material that is impervious to rodents, and openings into the container such as doors shall be tight-fitting to prevent the entrance of rodents.
  - (3) **Rodent-Proofing** shall consist of closing openings in building foundations and openings under and around doors, windows, vents and other places which could

provide means of entry for rodents, with concrete, sheet iron, hardware cloth or other types of rodent-proofing material approved by the Town.

- (4) **Rodent Harborage** shall mean any place where rodents can live and nest without fear of frequent molestation or disturbance.
  - (5) **Hardware Cloth** shall mean wire screening of such thickness and spacing as to afford reasonable protection against the entrance of rodents.
  - (6) **Rodent** shall mean all nuisance animals.
- (b) **Elimination of Rodent Harborages.** Whenever accumulations of rubbish, boxes, lumber, scrap metal, car bodies or any other materials provide rodent harborage, the person, firm or corporation owning or in control of such materials shall cause the materials to be removed or the materials shall be stored so as to eliminate the rodent harborage. Lumber boxes and similar materials shall be neatly piled. These piles shall be raised at least a foot above the ground.
  - (c) **Elimination of Rodent-Feeding Places.** No person, firm or corporation shall place, or allow to accumulate, any materials that may serve as a food for rodents in a site accessible to rodents. Any waste material that may serve as food for rodents shall be stored in rodent-proof containers.
  - (d) **Extermination.** Whenever rodent holes, burrows or other evidence of rodent infestation are found on any premises or in any building within the Town, it shall be the duty of the owner or manager of such property to exterminate the rodents or to cause the rodents to be exterminated. Within ten (10) days after extermination, the owner or manager shall cause all of the rodent holes or burrows in the ground to be filled with earth or other suitable material.
  - (e) **Rodent-Proofing.** It shall be the duty of the owner or manager of any building in the Town of Taycheedah to make such building reasonably rodent-proof, to replace broken basement windows and, when necessary, to cover the basement window openings with hardware cloth or other suitable material for preventing rodents from entering the building through such window openings.

## Sec. 8-1-6 Composting.

- (a) **Purpose and Intent.** The purpose of this Section is to promote the recycling of yard wastes and certain kitchen wastes through composting and to establish minimum standards for proper compost maintenance.
- (b) **Definitions.** "Composting" shall mean the controlled biological reduction of organic waste to humus. Yard waste shall mean the organic waste produced from the growing, trimming, and removal of grass, branches (not exceeding 1" in diameter) bushes, shrubs, plants, leaves and garden debris. Kitchen waste shall be any uncooked plant matter not contaminated by or containing meat, fish and/or dairy products.

- (c) **Maintenance.** All compost piles shall be maintained using approved composting procedures to comply with the following requirements:
- (1) All compost piles shall be enclosed in a free standing compost bin. Each compost bin shall be no larger in volume than one hundred twenty-five (125) cubic feet, and shall be no taller than forty-two (42) inches.
  - (2) All compost bins shall be so maintained as to prevent the attraction or harborage of rodents and pests. The presence of rodents in or near a compost bin shall be cause for the Town to proceed under Section 8-1-6.
  - (3) All compost bins shall be so maintained as to prevent unpleasant odors.
  - (4) No compost bin shall be allowed to deteriorate to such condition as to be a blighting influence on the surrounding property or neighborhood or Town in general.
  - (5) a. All compost bins shall be located not less than three (3) feet from a property line or principal building or dwelling and three (3) feet from any detached accessory building.  
b. A variance from these setback requirements may be applied for if the property owner(s) can show a hardship exists which prohibits compliance. In addition, any variance application must include a signed written approval of the variance request from the adjacent property owner(s). Variances can be granted by the Zoning Administrator on an annual basis upon the proper application being submitted by the property owner(s). Screening and/or fencing of compost bins may be required as a condition of a variance being granted.
  - (6) No compost bin shall be located in any yard except a rear yard, as defined in the Zoning Code governing the Town, unless a variance is granted by the Board of Appeals.
  - (7) Those composting bins which existed prior to the adoption of this Section shall be given one (1) year to comply with the requirements set forth herein.
- (d) **Ingredients.**
- (1) No compost bin shall contain any of the following: a. Lakeweeds;  
b. Cooked food scraps of any kind or type; c. Fish, meat or other animal products; d. Manures; e. Large items that will impede the composting process.
  - (2) Permitted ingredients in a compost bin shall include the following: a. Yard waste;  
b. Coffee grounds and used tea leaves; c. Uncooked plant matter not contaminated by or containing meat, fish, and/or dairy products; d. Commercial compost additives.
- (e) **Owner Responsibility.** Every owner or operator shall be responsible for maintaining all property under his or her control in accordance with the requirements of this Section.

# Chapter 2

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## Pollution Abatement

- 8-2-1 Cleanup of Spilled or Accidentally Discharged Wastes
- 8-2-2 Storage of Polluting Substances

### Sec. 8-2-1 Cleanup of Spilled or Accidentally Discharged Wastes.

- (a) **Cleanup Required.** All persons, firms, or corporations delivering, hauling, disposing, storing, discharging or otherwise handling potentially polluting substances, solid or liquid, such as, but not limited to, the following: fuel oil, gasoline, solvents, industrial liquids or fluids, milk, grease trap and septic tank wastes, sewage sludge, sanitary sewer wastes, storm sewer catch-basin wastes, oil or petroleum wastes, shall immediately clean up any such spilled material to prevent its becoming a hazard to health or safety or directly or indirectly causing pollution to the lakes and streams under the jurisdiction of the Town.
- (b) **Notification.** Spills or accidental release of hazardous materials or pollutants at a site or of a quantity or nature that cannot adequately be cleaned up by the responsible party or parties shall be immediately reported to the Fire Department so that assistance can be given by the proper agency.
- (c) **Financial Liability.** The party or parties responsible for the release, escape or discharge of wastes shall be held financially liable for the cost of any cleanup or attempted cleanup deemed necessary or desirable and undertaken by the Town, or its designated agent, in an effort to minimize the pollutional effects of the discharged waste.
- (d) **Reimbursement for Hazardous Material Emergency Action.**
  - (1) Any person who possessed or controlled a hazardous substance that was discharged or who caused the discharge of a hazardous substance shall reimburse the Town of Taycheedah for actual, reasonable and necessary expenses incurred by the Town of Taycheedah for any emergency action taken under, and consistent with, Sec. 166.22(3), Wis. Stats., whether such action be taken by the Town of Taycheedah or another entity on its behalf or direction.
  - (2) Reimbursement as provided under Subsection (d)(1), above, will be accomplished as provided by Sec. 166.22(5), Wis. Stats., by the Fond du Lac County Board of Supervisors, or by local emergency government officials.
  - (3) Terms not defined above shall have the meaning referred to in Sec. 166.22(1), Wis. Stats.

## **Sec. 8-2-2 Storage of Polluting Substances.**

It shall be unlawful for any person, firm or corporation to store any potentially polluting substances unless such substances are stored in such manner as to securely prevent them from escaping onto the ground surface and/or into any street, sewer, ditch or drainageway, lake or stream within the jurisdiction of the Town of Taychedah.

# Chapter 3

## **Recycling**

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### **Sec. 8-3-1 Findings and Declaration of Purpose.**

The Town Board of the Town of Taycheedah hereby finds and determines that there is an increasing necessity to conserve natural resources in landfill space and to promote recycling as mandated by state law. In the age of shortages, conservation of recyclable material is an important public concern. It is the purpose of this Chapter to promote recycling, composting, and resource recovery through the administration of a mandatory recycling program, as provided

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in Sec. 159.11, Wis. Stats., and Ch. NR 544, Wis. Adm. Code, by the Town of Taycheedah in order to protect and promote the public health, safety and welfare.

**Sec. 8-3-2 Statutory Authority.**

This Chapter is adopted as authorized under Sec. 159.09(3)(b) and 60.10, Wis. Stats., and Ch. NR 544, Wis. Adm. Code.

**Sec. 8-3-3 Abrogation and Greater Restrictions.**

It is not intended by this Chapter 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 Chapter imposes greater restrictions, the provisions of this Chapter shall apply.

**Sec. 8-3-4 Interpretation.**

In their interpretation and application, the provisions of this Chapter 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 Chapter may be inconsistent or conflicting, the more restrictive requirements or interpretation shall apply. Where a provision of this Chapter is required by Wisconsin Statutes, or by a Standard in Ch. NR 544, Wis. Adm. Code, and where the Chapter provision is unclear, the provision shall be interpreted in light of the Wisconsin Statutes and the Ch. NR 544 standards in effect on the date of the adoption of this Chapter, or in effect on the date of the most recent text amendment to this Chapter.

**Sec. 8-3-5 Applicability.**

The requirements of this Chapter apply to all persons within the boundaries of the Town of Taycheedah.

**Sec. 8-3-6 Administration.**

The provisions of this Chapter shall be administered by the Town Board of the Town of Taycheedah.

## Sec. 8-3-7 Definitions.

- (a) For the purpose of this Chapter the following words and phrases shall have the meanings ascribed to them in this Section:
- (1) **BI-Metal Container.** A container for carbonated or malt beverages that is made primarily of a combination of steel and aluminum.
  - (2) **Container Board.** Corrugated paperboard used in the manufacture of shipping containers and related products.
  - (3) **Container Glass.** Shall include container glass only. Glass does not include ceramic cups, dishes, oven ware, plate glass, safety and window glass, heat resistant glass such as pyrex, lead based glass such as crystal, TV tubes and light bulbs.
  - (4) **HOPE.** High density polyethylene plastic containers marked by the SPI Code No. 2.
  - (5) **LDPE.** Low density polyethylene plastic containers marked by the SPI Code No. 4.
  - (6) **Magazines.** Magazines and other materials printed on similar paper.
  - (7) **Major Appliance.** A residential or commercial air conditioner, clothes dryer, clothes washer, dishwasher, freezer, oven, microwave oven, refrigerator or stove.
  - (8) **Mixed or Other Plastic Resin Types.** Plastic containers marked by the SPI Code No. 7.
  - (9) **Multiple Family Dwelling.** A property containing five (5) or more residential units, including those which are occupied seasonally.
  - (10) **Newspapers.** Shall include newspapers and other materials printed on newsprint. Does not include catalogues, magazines, cardboard, or other paper products.
  - (11) **Non-Residential Facilities and Properties.** Commercial, retail, industrial, institutional and governmental facilities and properties. This term does not include multiple family dwellings.
  - (12) **Office Paper.** High grade printing and writing papers from offices in non-residential facilities and properties. Printed white ledger and computer printout are examples of office paper generally accepted as high grade. This term does not include process waste.
  - (13) **Person.** Includes any individual, corporation, partnership, association, local governmental unit, as defined in Sec. 66.229(1)(a), Wis. Stats., state agency or authority, or federal agency.
  - (14) **PETE.** Polyethylene terephthalate plastic containers marked by the SPI Code No. 1.
  - (15) **PP.** Polypropylene plastic containers marked by the SPI Code No 5.
  - (16) **PS.** Polystyrene plastic containers marked by the SPI Code No. 6.
  - (17) **PVC.** Polyvinyl chloride plastic containers marked by the SPI Code No. 3.
  - (18) **Post consumer Waste.** Solid waste other than solid waste generated in the production of goods, hazardous waste, as defined in Sec. 144.61(5), Wis. Stats., waste from construction and demolition of structures, scrap automobiles, or high-volume industrial waste, as defined in Sec. 144.44 (7)(a)l., Wis. Stats.

- (19) **Recyclable Materials.** Includes lead acid batteries; major appliances; waste oil; yard waste; aluminum containers; corrugated paper or other container board; foam polystyrene packaging; glass containers; magazines; newspapers; office paper; plastic container, including those made from PETE, HDPE, PVC, LDPE, PP, PS, and mixed or other plastic resin types; steel containers; waste tires; and bi-metal containers.
- (20) **Solid Waste.** Has the meaning specified in Sec. 144.01(15), Wis. Stats.
- (21) **Solid Waste Facility.** Has the meaning specified in Sec. 144.43(5), Wis. Stats.
- (22) **Solid Waste Treatment.** Any method, technique or process which is designed to change the physical, chemical or biological character or composition of solid waste. "Treatment" includes incineration.
- (23) **Waste Tire.** A tire that is no longer suitable for its original purpose because of wear, damage or defect.
- (24) **Yard Waste.** Leaves, grass clippings, yard and garden debris, and brush, including clean woody vegetative material no greater than six (6) inches in diameter. This term does not include stumps, roots or shrubs with intact root balls.

### **Sec. 8-3-8 Separation of Recyclable Materials.**

- (a) Occupants of single family and two (2) to four (4) unit residences, multiple family dwellings and non-residential facilities and properties shall separate the following materials from post-consumer 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 or other materials printed on similar paper.
  - (11) Newspapers or other materials printed on newsprint.
  - (12) Office paper.
  - (13) Plastic containers made of PETE (#1), HDPE (#2), PVC (#3), LDPE (#4), PP (#5), PS (#6), and mixed or other plastic resin types (#7).
  - (14) Steel containers.
  - (15) Waste tires.
- (b) The Town of Taycheedah reserves the right to designate additional solid waste materials as recyclable, or currently collected materials as no longer recyclable in accordance with state law and to either add or delete them from any collection services provided by the

Town of Taycheedah or its contractors. The Town of Taycheedah shall provide written notice to service recipients of this declaration.

### **Sec. 8-3-9 Separation Requirements Exempted.**

The separation requirements of Section 8-3-8 do not apply to the following:

- (a) Occupants of single family and two (2) to four (4) unit residences, multiple-family dwellings and non-residential facilities and properties that send their post-consumer waste to a processing facility licensed by the Wisconsin Department of Natural Resources that recovers the materials specified in Section 8-3-8 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 thirty percent (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 8-3-8 for which a variance has been granted by the Department of Natural Resources under Sections 159.07(7)(d) or 159.11 (2m), Wis. Stats., or NR 544.14, Wisconsin Administrative Code.

### **Sec. 8-3-10 Care of Recyclable Materials.**

To the greatest extent practicable, the recyclable materials separated in accordance with Section 8-3-8 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.

### **Sec. 8-3-11 Management of Lead Acid Batteries, Major Appliances, Waste Oil and Yard Waste.**

Occupants of single family and two (2) to four (4) unit residences, multiple-family dwellings and non-residential facilities and properties shall manage lead acid batteries, major appliances, waste oil, and yard waste and waste tires as follows:

- (a) Lead acid batteries shall be taken to a retail business that recycles the item or directly to a recycling facility. Flashlight and other household batteries are not recycled.
- (b) Major appliances shall be recycled. Residents may call private vendors or retailers.
- (c) Waste oil shall be placed in a secure container and taken to motor oil retailers who operate used oil recycling drop-off sites. Waste oil should not be mixed with other solvents.

- (d) Yard waste shall be kept out of the trash and shall be retained and deposited on residents' property.
- (e) Residents will be responsible for any fees required.

### **Sec. 8-3-12 Preparation and Collection of Recyclable Materials.**

- (a) Except as otherwise directed by Town Board of the Town of Taycheedah, occupants of Single Family and two (2) to four (4) unit residences shall do the following for the preparation and collection of the separated materials specified in Section 8-3-8 (a)(5)-(15):
  - (1) Aluminum containers shall be free of product residue, separated, flattened and deposited in proper bin at drop-off site.
  - (2) Bi-metal containers shall be free of product residue, separated, flattened and deposited in proper bin at drop-off site. Labels shall be removed.
  - (3) Corrugated paper or other container board shall be of the ribbed, wavy layer type, free of debris and shall be flattened and bundled, bagged, or boxed separately.
  - (4) Foam polystyrene packaging shall be clean, free of debris, and either bundled or placed in bags.
  - (5) Glass containers shall be free of product residue, unbroken, and separated by color (clear, brown, green-blue) in bags, boxes, or buckets; unless directed otherwise by the Town of Taycheedah Board. Caps shall be removed and discarded.
  - (6) Magazines or other materials printed on similar paper shall be separated from newspapers and bundled or tied in bundles no bigger than eighteen (18) inches in height. Must be kept dry.
  - (7) Newspapers or other materials printed on newsprint shall be separated from other paper forms and bundled or tied in bundles no bigger than eighteen (18) inches in height. Must be kept dry.
  - (8) Office paper shall be bagged or boxed separately or tied in bundles no bigger than eighteen (18) inches in height. Must be kept dry.
  - (9) Plastic containers shall be prepared and collected as follows:
    - a. Plastic containers made of PETE (#1), including but not limited to soft drink bottles, shall be free of product residue, with caps removed and placed in proper bin at drop-off site,
    - b. Plastic containers made of HDPE (#2), including but not limited to milk jugs and detergent bottles, shall be free of product residue with caps removed and placed in proper bin at drop-off site,
    - c. Plastic containers made of PVC (#3), shall be free of product residue with caps removed and placed in proper bin at drop-off site,
    - d. Plastic containers made of LDPE (#4) shall be free of product residue with caps removed and placed in proper bin at drop-off site.

- e. Plastic containers made of PP (#5) shall be free of product residue with caps removed and placed in proper bin at drop-off site, f. Plastic containers made of PS (#6) shall be free of product residue with caps removed and placed in proper bin at drop-off site, g. Plastic containers made of mixed or other plastic resin types (#7) shall be free of product residue with caps removed and placed in proper bin at drop-off site.
- (10) Steel containers shall be free of product residue with labels removed, separated and placed in proper bin at drop-off site.
- (11) Waste tires shall be taken to local service stations or to a tire recycling facility.

### **Sec. 8-3-13 Placement of Recyclables.**

Except as otherwise specifically directed or authorized by the Town of Taycheedah Board or designated by the Board, recyclable materials shall be taken to the Town's drop-off site only on the scheduled days and at the designated times as established and published by the Town of Taycheedah. Recyclables shall be placed in the recycling trailer only in the presence of the attendant.

### **Sec. 8-3-14 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 8-3-8(a)(5)-(15):
  - (1) Provide adequate, separate containers for the recyclable materials.
  - (2) Notify tenants in writing at the time of renting or leasing the dwelling and at least semi-annually thereafter about the established recycling program.
  - (3) 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.
  - (4) 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.
- (b) The requirements specified in Subsection (a) do not apply to the owners or designated agents of multiple-family dwellings if the post-consumer 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 Section 8-3-8(a)(5)-(15) from solid waste in as pure a form as is technically feasible.

### **Sec. 8-3-15 Responsibilities of Owners or Designated Agents of Non-Residential Facilities and Properties.**

- (a) Owners or designated agents of non-residential facilities and properties shall do all of the following to recycle the materials specified in Sections 8-3-8(a)(5)-(15):
  - (1) Provide adequate, separate containers for the recyclable materials.
  - (2) Notify in writing, at least semi-annually, all users, tenants and occupants of the properties about the established recycling program.
  - (3) 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.
  - (4) 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.
- (b) The requirements specified in Subsection (a) do not apply to the owners or designated agents of non-residential facilities and properties if the post-consumer waste generated within the facility or property is treated at a processing facility licensed by the Department of Natural Resources that recovers for recycling the materials specified in Section 8-3-8(a)(5)-(15) from solid waste in as pure a form as is technically feasible.

### **Sec. 8-3-16 Prohibitions on Disposal of Recyclable Materials.**

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 Sections 8-3-8(a)(5)-(15) which have been separated for recycling, except waste tires may be burned with energy recovery in a solid waste treatment facility.

### **Sec. 8-3-17 Hauling Contractors and Processors.**

- (a) **Hauler Licensing.** No person or corporation shall engage in the business of hauling recyclables or solid waste within the Town of Taycheedah without being licensed by the DNR under NR 502.06, Wis. Adm. Code, and without annually being licensed by the Town of Taycheedah.
- (b) **Processing Facilities.** Any contractor operating in the Town of Taycheedah shall not transport for processing any recyclables to a processing facility unless that facility has been approved by the Town of Taycheedah, and by January 1, 1995, the facility has been self-certified with the Wisconsin Department of Natural Resources under NR 544.16, Wis. Adm. Code.

- (c) **Right to Reject Materials.** The hauler or drop-off site attendant has the right to reject or leave at the curb any recyclable material that is not prepared according to the specifications in this Chapter, or in education material provided by the contractor to the service recipients. Materials may also be left if not separated from solid waste, placed in the proper container, or are not designated recyclable materials for collection. The hauler also has the right to refuse to pick up any solid waste if it contains recyclable containers and materials. In such cases, the hauler or attendant shall notify the generator of the materials about the reasons for rejecting the items either in writing or verbally. The hauler shall also keep a list of such occurrences and provide it to the Town of Taycheedah on a timely basis.
- (d) **Reporting Requirements.** The recycling haulers and processors operating in the Town of Taycheedah are required to maintain records and report in writing to the Town of Taycheedah Clerk on January 15th of each year. Reports shall include: the amount of solid waste and recyclables collected and transported from the Town of Taycheedah; the amount of solid waste and recyclables processed and or marketed by item type from the Town of Taycheedah; and the final disposal location of solid waste and recyclables material. Failure to report shall be cause for the Town of Taycheedah to revoke any license or sever any contract with the hauler/processor.
- (e) **Antiscavenging or Unlawful Removal of Recyclables.** It shall be unlawful for any person, unless under contract with or licensed by the Town of Taycheedah, to collect or remove any recyclable material that has been deposited or placed at the curb or in a container adjacent to a home or nonresidential building for the purpose of collection for recycling.
- (f) **Special Materials.** Residents shall contact the hauler when they have couches and bulky items and make arrangements for collection of items. Construction material from household remodeling or repair shall be handled in the same manner. Residents will be responsible for any fees that may be required by hauler.

### **Sec. 8-3-18 Miscellaneous Requirements.**

- (a) **No Dumping.** It shall be unlawful for any person to dispose of or dump garbage and/or recyclables on any road or other public place within the Town of Taycheedah or in any receptacles or private property without the owner's consent.
- (b) **Nondisposable Materials.** It shall be unlawful for any person to place for disposal any of the following wastes: hazardous waste, household hazardous waste, toxic waste, paints, varnish, stains, pesticides, agricultural and non-agricultural pesticides, medical waste, asbestos, sludge, pollution control waste, ash septage, dead animals, or treated wood products. Residents are encouraged to store hazardous products, agricultural chemicals, and chemical wastes for proper disposal in an area Clean Sweep program.

- (2) Any person who violates a provision of this Chapter, except Section 8-3-16, may be required to forfeit not less than Ten Dollars (\$10.00) nor more than One Thousand Dollars (\$1,000.00) for each violation.