

CITY OF EAGLE RIVER

525 E. MAPLE STREET, P.O. BOX 1269
EAGLE RIVER, WI 54521
(715) 479-8682 - FAX (715) 479-9674

YEAR _____
ANNUAL FEE \$ 50.00 (May 1 thru April 30)

APPLICATION FOR GARBAGE HAULERS LICENSE

DATE OF APPLICATION: _____

BUSINESS NAME: _____

ADDRESS: _____

PHONE: _____ CELL: _____

EMAIL: _____

CONTACT PERSON: _____

VEHICLE # 1: MAKE: _____ MODEL: _____ YEAR: _____

LICENSE PLATE NUMBER: _____ STATE: _____

EXPIRATION DATE: _____

VIN NUMBER: _____

VEHICLE # 2: MAKE: _____ MODEL: _____ YEAR: _____

LICENSE PLATE NUMBER: _____ STATE: _____

EXPIRATION: _____

VIN NUMBER: _____

VEHICLE # 3: MAKE: _____ MODEL: _____ YEAR: _____

LICENSE PLATE NUMBER: _____ STATE: _____

EXPIRATION: _____

VIN NUMBER: _____

VEHICLE # 4: MAKE: _____ MODEL: _____ YEAR: _____

LICENSE PLATE NUMBER: _____ STATE: _____

EXPIRATION: _____

VIN NUMBER: _____

PROOF OF INSURANCE MUST BE ATTACHED TO THE APPLICATION

Please Note: ALL garbage haulers licensed for the City of Eagle River MUST comply with chapter 74
of the code of ordinances.

Signature of Applicant: _____ Date: _____

Chapter 74 SOLID WASTE¹

ARTICLE I. IN GENERAL

Sec. 74-1. Penalty.

Except as otherwise provided, any person who shall violate any provision of this chapter or any rule, regulation or order made under this chapter, upon conviction, shall be subject to a penalty as provided in section 1-11.

(Code 1972, § 11.09)

Secs. 74-2—74-30. Reserved.

ARTICLE II. COLLECTION AND DISPOSAL

DIVISION 1. GENERALLY

Sec. 74-31. Definitions.

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

Ashes means the residue of coal, wood or other fuel.

Garbage means all kinds of organic wastes such as meats, fat, bones, fish, fowls, fruits, vegetables or any other animal or vegetable matter resulting from the preparation of foods and all decayed or spoiled food products from any source whatsoever.

Rubbish means inorganic waste or refuse other than garbage, such as metal, bottles, glass, crockery, tin cans, old rags, paper, grass, leaves, old boxes, barrels or wood.

(Code 1972, § 11.08(1))

Cross reference(s)—Definitions generally, § 1-2.

¹Cross reference(s)—Buildings and building regulations, ch. 18; burning of grass and trash restricted, § 38-3; health and sanitation, ch. 42; littering prohibited, § 58-7; utilities, ch. 90; performance standards for waste material, § 106-270.

Sec. 74-32. Receptacles.

- (a) All garbage shall be placed in watertight and flytight metallic containers having suitable handles and covers having a capacity of not less than ten gallons and not more than 30 gallons. Each container shall be kept in a clean, neat and sanitary condition at all times.
- (b) These receptacles, together with their contents, shall weigh not more than 75 pounds and be of such design as to be conveniently handled by one man.
- (c) All rubbish shall be placed in containers constructed of material other than paper, such container and its contents weighing not more than 75 pounds.
- (d) All rubbish that can be bundled or tied may be bundled or tied in packages that can be conveniently handled by one man and weighing not more than 75 pounds.
- (e) All garbage shall be well drained and completely wrapped in paper before being deposited in garbage receptacles.
- (f) No liquid garbage shall be deposited with any garbage or rubbish.

(Code 1972, § 11.08(2))

Sec. 74-33. Prohibited acts.

No person shall:

- (1) Deposit, throw or place any garbage on or within any public street, alley, park, sidewalk or other public place or on or within any private property or premises unless placed in metallic receptacles or containers as provided in this article.
- (2) Keep garbage or rubbish upon premises in violation of this section.
- (3) Dump or place in the city any garbage or other matter which has a foul odor or is liable to have a foul odor.
- (4) Dump or place any garbage, rubbish, trash or other waste material in, on or around any private property not owned or under the legal control of the person depositing such items, including the placing of such items in garbage receptacles, without the consent of the owner or of the person in legal possession of such private property.

(Code 1972, § 11.08(3))

Sec. 74-34. Garbage and rubbish collection.

- (a) Garbage and rubbish shall be collected at least once each week by ward or zone as established by the council.
- (b) The council shall determine the days for such service. The owner, occupant or tenant of any premises desiring this collection and disposal service shall deposit the garbage receptacle, rubbish receptacle or bundle on collection days at such places on the premises or between the sidewalk and curb as the council shall direct by notice in writing or by publication in the newspaper.
- (c) No person shall place any garbage or rubbish receptacles or bundles in such collection places on days other than the regular collection day.

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- (d) No person shall leave or allow a receptacle or container to remain in such collection place after the collection day.
 - (e) No person shall remove the cover of such garbage receptacle other than when filling or emptying the receptacle.
 - (f) No person shall upset the contents of any garbage receptacle on any street, sidewalk or other public place, or strew or scatter garbage or rubbish along the street or sidewalk.

(Code 1972, § 11.08(4))

Secs. 74-35—74-60. Reserved.

DIVISION 2. LICENSE

Sec. 74-61. Scope.

The licenses and fees referred to in this division shall be applicable to all persons engaged in the business of collecting, hauling and disposing of solid waste from property within the corporate limits of the city for which a fee is collected for the collecting, hauling and disposing of solid waste. For the purpose of this subsection, "solid waste" shall have the definition set forth in Wis. Stats. §§ 288.01(15), 289.01(33).

(Code 1972, § 11.08(5)(b))

Sec. 74-62. Required.

- (a) Except as provided in this section, no person shall engage in the business of collecting, hauling and disposing of solid waste within the city without securing a license. The term of the license shall be for a period of one year commencing May 1 of each year.
- (b) No license shall be required of any person engaged in the business of:
 - a. Collecting, hauling or disposing of construction or demolition materials. For the purpose of this subsection, "construction or demolition materials" means solid waste resulting from the construction, demolition or razing of buildings, roads and other manmade structures. Construction or demolition materials typically consist of concrete, bricks, bituminous concrete, wood, masonry and plaster, alone or in combination.
 - b. Hauling or disposing of his own wastes.

(Code 1972, § 11.08(5)(c))

Sec. 74-63. Application.

- (a) Applications for a license under this division shall be made to the clerk and shall state the descriptions, licenses and number of vehicles to be used and the permanent address of the person applying.
- (b) During the term of the license, the applicant shall, at his own cost and expense, purchase and maintain policies of insurance as follows:

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- (1) General liability insuring the applicant against liability for injury to property with limits of \$100,000.00 for injury to persons or loss of life, with limits of \$500,000.00 for one person and \$1,000,000.00 for any number of persons injured or killed in any one accident.
 - (2) Automobile liability insuring the applicant against liability for injury to property and persons in such amounts as specified above for general liability insurance.
 - (3) Worker's compensation insuring the applicant for injury to or death of the applicant's employees.
- (c) The application shall be accompanied with certificates of insurance for the coverages required in subsection (b) of this section. All policies required under this section shall be issued by financially responsible companies licensed by the state and shall provide that they may not be canceled without at least 15 days' prior written notice of such cancellation to the city.
- (d) The clerk shall submit the license application to the council, which shall be the final approving authority.
- (e) It shall be a condition of the license, subjecting the license to revocation by the council upon satisfactory proof of a violation, that all garbage and solid waste hauled pursuant to the provisions of the license issued under this division shall be hauled to a site or sites designated by the council in the bid specifications. The council shall designate in its bid specifications for the awarding of a solid waste hauling contract the site to be utilized by the contractor for depositing all garbage and solid waste collected in the city.

(Code 1972, § 11.08(5)(d); Ord. No. 359, § 1, 5-19-1999)

Sec. 74-64. License fee.

The annual fee for a license to engage in the business of collecting, hauling and disposing of solid waste material in the city shall be \$50.00, and no license shall be issued prior to the payment of the required fee and approval of the council.

(Code 1972, § 11.08(5)(e))

Sec. 74-65. Vehicle to be covered.

Any hauler of garbage or rubbish shall have a cover or top over the vehicle to be used to prevent offensive odors or the scattering of garbage or rubbish; if there is no cover or top over such vehicle, the hauler shall have a canvas cover of sufficient size to cover the entire contents of the load.

(Code 1972, § 11.08(5)(f))

Sec. 74-66. Stipulation of guilt or no contest.

Stipulations of guilt or no contest may be made by any person arrested for violations of this subsection in accordance with Wis. Stats. § 66.12(1)(b), and deposits may be accepted within five days of the date of the alleged violation. Such stipulations may be accepted by the clerk of the circuit court or police department in accordance with section 1-11.

(Code 1972, § 11.08(5)(g))

Secs. 74-67—74-100. Reserved.

ARTICLE III. RECYCLING

DIVISION 1. GENERALLY

Sec. 74-101. Definitions.

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

Bimetal container means a container for carbonated or malt beverages that is made primarily of a combination of steel and aluminum.

Corrugated cardboard means printed or unprinted imported or brown kraft corrugated cardboard packing boxes and sheets.

Foam polystyrene packaging means packaging made primarily from foam polystyrene that satisfies one of the following criteria:

- (1) Is designed for serving food or beverages.
- (2) Consists of loose particles intended to fill space and cushion the packaged article in a shipping container.
- (3) Consists of rigid materials shaped to hold and cushion the packaged article in a shipping container.

HDPE means high-density polyethylene plastic containers marked by SPI Code No. 2.

LDPE means low-density polyethylene plastic containers marked by SPI Code No. 4.

Lead acid batteries includes auto and marine type batteries and does not include small dry cell household type batteries.

Magazines means magazines and other materials printed on similar paper that have shiny or glossy covers and interior pages and are bound by staples or glue.

Major appliance means a residential or commercial air conditioner, clothes dryer, clothes washer, dishwasher, freezer, microwave oven, oven, refrigerator, stove, television, lawn mower, and dehumidifier.

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

Newspaper means a newspaper and other materials printed on newsprint.

Nonresidential facilities and properties means commercial, retail, industrial, institutional and governmental facilities and properties. This term does not include multiple-family dwellings.

Office paper means high-grade printing and writing papers from offices in nonresidential facilities and properties. Printed white ledger and computer printout are examples of office paper generally accepted as high-grade. This term does not include industrial process waste.

Other resins or multiple resins means plastic resin labeled by SPI Code No. 7.

Person includes any individual, corporation, partnership, association, local governmental unit as defined in Wis. Stats. § 66.299(1)(a), state agency or authority or federal agency.

PETE means polyethylene terephthalate plastic containers marked by SPI Code No. 1.

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

Postconsumer waste means solid waste other than solid waste generated in the production of goods, hazardous waste as defined in Wis. Stats. § 144.61(5), waste from construction and demolition of structures, scrap automobiles, or high-volume industrial waste as defined in Wis. Stats. § 144.44(7)(a)1.

PP means polypropylene plastic containers marked by SPI Code No. 5.

PS means polystyrene plastic containers marked by SPI Code No. 6.

PVC means polyvinyl chloride plastic containers marked by SPI Code No. 3.

Recyclable materials includes lead acid batteries; major appliances; waste oil; yard waste; waste tires; aluminum containers; bimetal containers; corrugated cardboard; foam polystyrene packaging; glass containers; magazines; newspapers; office papers; plastic containers, including those made of PETE, HDPE, PVC, LDPE, PP, PS, and other resins or multiple resins; and steel containers.

Solid waste has the meaning specified in Wis. Stats. § 144.01(15).

Solid waste facility has the meaning specified in Wis. Stats. § 144.43(5).

Solid waste treatment means any method, technique or process which is designed to change the physical, chemical or biological character or composition of solid waste. "Treatment" includes incineration.

Steel container means any all-steel food, paint or aerosol can with a plain, tin-coated, or plastic-coated interior up to one gallon in size that is originally used to contain nonhazardous edible, medicinal, toiletries, cleaning, painting, and some automotive products.

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

Yard waste means leaves, grass clippings, yard and garden debris and brush, including clean woody vegetative material no greater than six inches in diameter. This term does not include stumps, roots or shrubs with intact root balls.

(Code 1972, § 11.08(6)(g))

Cross reference(s)—Definitions generally, § 1-2.

Sec. 74-102. Purpose.

The purpose of this article is to protect the public health and safety of the occupants of the city by providing certain recyclable material wastes and other material collection storage treatment processing and disposal regulations as authorized and provided in Wis. Stats. § 287.09 and in Wis. Admin. Code ch. NR 544, or their successor provisions.

(Code 1972, § 11.08(6)(a))

Sec. 74-103. Statutory authority.

This article is adopted as authorized under Wis. Stats. § 287.09 or its successor provision.

(Code 1972, § 11.08(6)(b))

Sec. 74-104. Abrogation and greater restrictions.

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

(Code 1972, § 11.08(6)(c))

Sec. 74-105. Interpretation.

In their interpretation and application, the provisions of this division shall be held to be the minimum requirements and shall not be deemed a limitation or repeal of any other power granted by statute. Where any terms of requirements of this division may be inconsistent or conflicting, the more restrictive requirements or interpretation shall apply. Where a provision of this article is required by statute, or by a standard in Wis. Admin. Code ch. NR 544, or its successor chapter, and where the ordinance provision is unclear, the provision shall be interpreted in light of the state statutes, and the Wis. Admin. Code ch. NR 544 standards or its successor chapter 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 this article.

(Code 1972, § 11.08(6)(d))

Sec. 74-106. Applicability.

The requirements of this article apply to all persons within the boundaries of the city.

(Code 1972, § 11.08(6)(e))

Sec. 74-107. Administration.

This article shall be administered by the council.

(Code 1972, § 11.08(6)(f))

Cross reference(s)—Administration, ch. 2.

Sec. 74-108. Enforcement.

- (a) Any authorized officer, employee or representative of the city may inspect recyclable materials separated for recycling, postconsumer waste intended for disposal, collection sites and facilities, collection vehicles, collection areas of multiple-family dwelling and nonresidential facilities and properties, solid waste disposal facilities and solid waste treatment facilities, and any records relating to recycling facilities for the purpose of ascertaining compliance with the provisions of this article. No person may refuse access to any authorized officer, employee or authorized representative of the city who requests access for the 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 article may be issued a citation by the city to collect forfeitures. The issuance of a citation shall not preclude proceeding under any other ordinance or law relating to the same or any other matter. Proceeding under any other ordinance or law relating to the same or any other matter shall not preclude the issuance of a citation under this section.

(c) Penalties for violating this article may be assessed as follows:

- (1) Any person who violates section 74-138 may be required to forfeit \$50.00 for a first violation, not more than \$200.00 for a second violation, and not more than \$2,000.00 for a third or subsequent violation.
- (2) Any person who violates a provision of this article, except section 74-138, may be required to forfeit not less than \$25.00 nor more than \$500.00 for each violation.

(Code 1972, § 11.08(6)(u))

Secs. 74-109—74-130. Reserved.

DIVISION 2. SEPARATION REQUIREMENTS

Sec. 74-131. Separation required.

Occupants of single-family and two- to four-unit residences, multiple-family dwellings, and nonresidential facilities and properties shall separate the following materials from postconsumer waste:

- (1) Lead acid batteries.
- (2) Major appliances.
- (3) Waste oil.
- (4) Yard waste.
- (5) Waste tires.
- (6) Aluminum containers.
- (7) Bimetal containers.
- (8) Corrugated cardboard.
- (9) Foam polystyrene packaging.
- (10) Glass containers.
- (11) Magazines.
- (12) Newspapers or other materials printed on newsprint.
- (13) Office paper.
- (14) Plastic containers made of PETE, HDPE, PVC, LDPE, PP, PS, and other resins or multiple resins.
- (15) Steel containers.

(Code 1972, § 11.08(6)(h))

Sec. 74-132. Separation requirements exempted.

(a) The separation requirements of section 74-131 do not apply to the following:

- (1) Occupants of single-family and one- to four-unit residences, multiple-family dwellings, and nonresidential facilities and properties that send their postconsumer waste to a processing facility

licensed by the state department of natural resources that recovers the materials specified in section 74-131 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 percent of the heat input to the facility is derived from the solid waste burned as supplemental fuel.
 - (3) A recyclable material specified in section 74-131 for which a variance or exemption has been granted by the department of natural resources under Wis. Stats. § 159.07(7)(d) or 159.11(2m) or Wis. Admin. Code NR 544.14 or their successor provisions.
- (b) The city 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 service provided by the city or its contractors. The city shall provide written notice by publication or other means of this declaration.

(Code 1972, § 11.08(6)(i))

Sec. 74-133. Care of separated recyclable materials.

- (a) *Materials to be kept clean.* To the greatest extent practicable, the recyclable materials separated in accordance with section 74-131 shall be 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. Recyclable materials shall be stored in a manner which protects them from wind, rain or other inclement weather conditions.
- (b) *Right to reject materials.* The operator of any dropoff site authorized as a collector pursuant to the terms of this article shall have the right to reject any recyclable material that is not prepared according to the specifications of this article.

(Code 1972, § 11.08(6)(j))

Sec. 74-134. Management of lead acid batteries, major appliances, waste oil, yard waste, and waste tires.

Occupants of single-family and two- to four-unit residences, multiple-family dwellings and nonresidential facilities and properties shall manage lead batteries, major appliances, waste oil, yard waste and waste tires as follows:

- (1) Lead acid batteries shall be delivered to any retailer engaged in the sale of batteries, to a licensed hauler, or to a department of natural resources authorized facility and/or program.
- (2) Major appliances shall be delivered to the highway G landfill located in the county, where they will be accepted subject to the payment of a fee; to a licensed hauler; or to a department of natural resources authorized facility and/or program.
- (3) Waste oil shall be placed in unbreakable leakproof containers and delivered to the highway G landfill, to a licensed hauler, or to any department of natural resources authorized facility and/or program.
- (4) Yard waste cannot be deposited at the highway G landfill but can be delivered to a licensed hauler, to highway G burn pad and composting facility, or to a department of natural resources authorized recycling facility and/or program.
- (5) Waste tires shall be delivered to the highway G landfill and will be accepted subject to the payment of a fee, to a licensed hauler, or at a department of natural resources authorized facility and/or program.

(Code 1972, § 11.08(6)(k))

Sec. 74-135. Separation and placing for removal of recyclable items.

Except as otherwise directed by the council, occupants of single-family and two- to four-unit residences shall follow the provisions in this division for the preparation and collection of the separated materials identified in section 74-131(6)—(15), and shall place the following materials as directed by the council or its contractor:

- (1) Aluminum cans.
- (2) Corrugated cardboard.
- (3) Newspapers.
- (4) Glass bottles and jars.
- (5) Tin cans.
- (6) Plastic bottles.
- (7) Bimetal containers, rinsed clean and delivered in recyclable containers or clear plastic bags.
- (8) Magazines or other materials printed on similar paper that have shiny or glossy covers and interior pages, and are bound by staples or glue, string tied in bundles or placed in paper grocery bags not exceeding 12 inches in height.
- (9) Office paper, delivered in recyclable bags or clear plastic bags.
- (10) Plastic containers, prepared and collected as follows:
 - a. Plastic containers made of PETE (#1) shall be rinsed and have caps removed.
 - b. Plastic containers made of HDPE (#2) shall be rinsed and have caps and rings removed.
 - c. Plastic containers made of PVC (#3) shall be delivered in recyclable containers or clear plastic bags.
 - d. Plastic containers made of LDPE (#4) shall be delivered in recyclable containers or clear plastic bags.
 - e. Plastic containers made of PP (#5) shall be delivered in recyclable containers or clear plastic bags.
 - f. Plastic containers made of PS (#6) shall be delivered in recyclable containers.
 - g. Plastic containers made of other resins or multiple resins (#7) shall be delivered in recyclable containers or clear plastic bags with labels removed.

(Code 1972, § 11.08(6)(l))

Sec. 74-136. Responsibilities of owners/designated agents of multiple-family dwellings.

- (a) Owners or designated agents of multiple-family dwellings shall do all of the following for recycling the materials specified in section 74-131:
 - (1) Provide adequate, separate containers for the recyclable material.
 - (2) Notify tenants in writing at the time of renting or leasing the dwelling and at least semiannually thereafter about the established recycling program.

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- (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 requirement; 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) of this section 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 section 74-131 from solid waste in as pure a form as is technically feasible.

(Code 1972, § 11.08(6)(m))

Sec. 74-137. Responsibilities of owners/designated agents of nonresidential facilities and properties.

- (a) Owners or designated agents of nonresidential facilities and properties shall do all of the following for recycling the materials specified in section 74-131:
- (1) Provide adequate, separate containers for the recyclable materials.
 - (2) Notify in writing, at least semiannually, 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 method 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) of this section do not apply to the owners or designated agents of nonresidential facilities and properties if the postconsumer 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 74-131 from solid waste in as pure a form as is technically feasible.

(Code 1972, § 11.08(6)(n))

Sec. 74-138. Prohibitions on disposal of waste and recyclable materials.

- (a) *Prohibitions on 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 section 74-131 which have been separated for recycling except waste tires may be burned with energy recovery in a solid waste treatment facility.
- (b) *Prohibition of waste.* It shall be unlawful for any person to place for disposal any of the following wastes: hazardous and toxic wastes, chemicals, explosives, flammable liquids, paint, trees and stumps, medical wastes (unless personal needles contained in nonpierceable container to eliminate injury to collection person).

(Code 1972, § 11.08(6)(o))

Sec. 74-139. Hauler and processor licensing.

Haulers and processors who collect or receive solid waste or recyclable material in the city for storage, treatment, processing, marketing or disposal shall obtain and maintain all necessary municipal and state permits, licenses and approvals prior to collecting or receiving any materials in the city.

(Code 1972, § 11.08(6)(p))

Sec. 74-140. Reporting requirements.

The recycling haulers and processors operating in the city are required to maintain records and report in writing to the clerk at least once a year. Reports shall include the amount of solid waste and recyclable material collected and transported from the city, the amount of solid waste and recyclable material processed and/or marketed by item and type from the city, and the final disposal location of solid waste and recyclable material. Failure to report shall be cause for the city to revoke any license or sever any contract with the hauler or processor.

(Code 1972, § 11.08(6)(q))

Sec. 74-141. No burning or burying.

No person, unless with written approval of the department of natural resources or unless provided written permission by the city, may burn or otherwise treat or bury for disposal or treatment any separated recyclable material on any public or private land in the city.

(Code 1972, § 11.08(6)(r))

Cross reference(s)—Fire prevention and protection, ch. 38.

Sec. 74-142. No dumping of recyclable materials.

- (a) No person, unless provided written permission by the city, may litter, dispose of, discharge or dump any recyclable material in any road, highway, road right-of-way, waters, street, alley, or other public land or location within the city unless it is deposited or placed properly for collection in the proper bags, bins, receptacles or containers in the proper manner and at the proper date, time and location specified in this article or as authorized and specified by the city.
- (b) No person, unless provided permission by the owner or occupant of the land, shall litter, dispose of, discharge or dump any recyclable material on private land.

(Code 1972, § 11.08(6)(s))

Secs. 74-143—74-160. Reserved.

DIVISION 3. NONCOLLECTIBLE MATERIALS AND SUBSTANCES

PART II - MUNICIPAL CODE
Chapter 74 - SOLID WASTE
ARTICLE III. - RECYCLING
DIVISION 3. NONCOLLECTIBLE MATERIALS AND SUBSTANCES

Sec. 74-161. Regulated.

- (a) No person, unless provided written permission by the city, may deposit or place for any recyclable material collection by the city or by its contractor, at any location in the city any of the following:
- (1) Hazardous wastes, including household hazardous wastes.
 - (2) Toxic wastes.
 - (3) Free liquid in any containers, including paints and solvents.
 - (4) Pesticides, excluding nonagricultural pesticide containers if properly cleaned, not contaminated, and if approved by the council for separation and for recyclable material collection.
 - (5) Medical wastes.
 - (6) Asbestos.
 - (7) Sludge wastes.
 - (8) Industrial or commercial wastes from any industrial or commercial facility or operation.
 - (9) Waste from pollution control equipment.
 - (10) Residue and debris from cleanup of a chemical discharge or chemical residue and debris from any facility or operation using chemicals in any commercial, agricultural or industrial processes.
 - (11) Ash waste.
 - (12) Hazardous and toxic demolition and construction wastes and demolition and construction wastes containing asbestos.
 - (13) Biomedical wastes.
 - (14) Septage (human or otherwise) wastes.
 - (15) Animal fecal wastes.
 - (16) Dead animals.
 - (17) Brush or trees.
 - (18) Wood treated with chemical preservatives.
 - (19) Explosive material.
 - (20) Contaminated recyclable material as determined by the city or its licensed contractors.
- (b) No person may in any recyclable material collection knowingly collect for the city any of the wastes, materials and contaminated recyclable materials noted in subsection (a) of this section and any other recyclable materials which are not of marketable quality or which are placed for recyclable material collection in an unmarketable condition unless provided written permission by the city. This prohibition shall apply to any contractor for the city.

(Code 1972, § 11.08(6)(t))