

CHAPTER 50: SOLID WASTE AND REFUSE; RECYCLING

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*GENERAL PROVISIONS*

§ 50.02 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**ALUMINUM.** All products made entirely of aluminum including aluminum cans, foil, wrappers, screen frames, eave troughs, and lawn chairs; nonaluminum parts shall be removed.

**BATTERIES.** Used wet cell storage batteries.

**CARDBOARD.** All cardboard including non-soiled food and detergent boxes minus liners, except waxed or previously recycled cardboard. (NOTE - previously recycled cardboard is generally pop and beer cartons).

**CONTAINER, GLASS.** Brown, green, and clear glass bottles; no ceramics, window glass, mirrors, light bulbs, broken glass, or pyrex.

**CONTAMINATED DEMOLITION WASTE.** Solid waste resulting from the construction, demolition, or razing of buildings, roads, and other structures. Demolition and construction material typically consists of concrete, bricks, bituminous concrete, wood, glass, masonry, roofing, siding, and plaster, alone or in combinations. It does not include asbestos, waste paints, solvents, sealers, adhesives, or other similar materials (Wisconsin Administrative Code, NR 502.13 and NR 500.03(31) as amended).

**DISPOSABLE WASTE.** All solid waste except the following:

(1) Any waste defined as hazardous in 40 CFR 261.3, or in any successor regulations, or by the U.S. Environmental Protection Agency, or classified as toxic substance or toxic waste or prohibited for incineration by any local, state, or federal agency having jurisdiction over the facility.

(2) Radioactive waste or material or hazardous waste regulated under 52 USC 6921-6925 and regulations adopted thereunder, or any other federal, state, or local law.

(3) "Hazardous substances" defined in 42 USC 6901 *et seq.* and any regulations promulgated thereunder.

(4) All wastes requiring special handling to comply with applicable local, state, or federal law, including but not limited to:

(a) Pathological, infectious, or explosive material;

(b) Oil sludge;

(c) Cesspool or human waste;

(d) Animal remains or waste.

(e) Any type of waste either smoldering or on fire or at its kindling point or in the process of initiating combustion.

**INERT DEMOLITION WASTE.** Clean soil, brick, building stone, concrete, reinforced concrete, broken pavement, and unpainted or untreated wood (Wisconsin Administrative Code, NR 500.08(2)(a) as amended).

**MAJOR APPLIANCE.** A residential or commercial air conditioner, clothes dryer, clothes washer, dishwasher, freezer, microwave oven, oven, refrigerator, furnace, boiler, dehumidifier, water heater, or stove.

**METAL.** All products made of metal except aluminum and tin. **METAL** typically consists of refrigerators, stoves, water heaters, tire rims, springs, bicycles, scrap metal, and other like metal.

**NEWSPAPER, WHITE AND OFFICE PAPER.** Newsprint, including advertising circulars, white and office paper, grocery bags; no books, magazines, catalogs, or phone books.

**PLASTIC CONTAINERS.** Soda, water, detergent, bleach, oil, and milk bottles; no other nonfood container plastics;

**RECYCLABLE WASTE.** The following classes of waste as defined in this chapter:

(1) Container glass;

(2) Newspaper, white and office paper;

(3) Plastic containers;

(4) Aluminum;

(5) Cardboard;

(6) Tin;

(7) Waste oil;

(8) Batteries;

**RUBBER TIRES.** All rubber vehicle tires.

**SOLID WASTE.** All garbage, trash, rubbish, and refuse that is now normally disposed of by residential, commercial, and industrial establishments.

**TIN.** All tin cans and containers; no paint cans unless completely cleaned of paint; no sheet tin.

**UNPAINTED AND UNTREATED WOOD AND BRUSH** (Wisconsin Administrative Code, NR 502.11(4)(b) as amended). All brush, branches, small trees, bushes, furniture, and other articles made exclusively from unpainted and untreated wood.

**WASTE OIL.** Used engine motor oil; no oil filters, metal parts, transmission fluid, or gear lube. (Ord. 126, passed 4-2-90; Am. Ord. 126B, passed 11-17-94)

**SEPARATION OF DISPOSAL WASTE  
AND RECYCLING**

**§ 50.40 PURPOSE.**

The purpose of this subchapter is to mandate the separation of waste into burnable, nonburnable, and recyclable categories and provide instructions for the proper disposal of each in order to conserve materials, energy, and costs. (Ord. 126, passed 4-2-90)

**§ 50.41 APPLICATION.**

Each residence, residential unit, place of business, industry, commerce, or any other place shall cooperate in the separation and recycling of disposable waste as provided in this subchapter. (Ord. 126, passed 4-2-90)

**§ 50.42 DELIVERY TO RECYCLING  
CENTER.**

No person shall deliver to or place into or cause to be delivered to or placed into the City Recycling Center any disposable waste except recyclable waste. (Ord. 126, passed 4-2-90) Penalty, see § 50.99

**§ 50.43 DELIVERY TO BURN SITE.**

No person shall deliver to or place into or cause to be delivered to or placed into the burn site any disposable waste, except unpainted and untreated wood and brush. (Ord. 126, passed 4-2-90) Penalty, see § 50.99

**§ 50.44 DELIVERY TO INERT DEMOLITION  
WASTE DISPOSAL AREA.**

No person shall deliver to or place into or cause to be delivered to or placed into the demolition waste disposal area any disposable waste except inert demolition waste. (Ord. 126, passed 4-2-90) Penalty, see § 50.99

**§ 50.45 DELIVERY TO CONTAMINATED  
DEMOLITION WASTE DISPOSAL AREA.**

No person shall deliver to or place into or cause to be delivered to or placed into the contaminated waste disposal area any disposable waste except contaminated demolition waste. The contaminated demolition waste disposal site shall be a small demolition waste landfill under Wisconsin Administrative Code, NR 502.13 as amended. (Ord. 126, passed 4-2-90) Penalty, see § 50.99

**§ 50.46 DELIVERY TO METAL STORAGE  
AREA.**

No person shall deliver to or place into or cause to be delivered to or placed into the metal storage area any disposable waste except metal as defined in § 50.02. (Ord. 126, passed 4-2-90) Penalty, see § 50.99

**§ 50.47 DELIVERY TO COMPOST SITE.**

No person shall deliver to or place into or cause to be delivered to or placed into the compost site any disposable waste except yard and garden waste. (Ord. 126, passed 4-2-90) Penalty, see § 50.99

**§ 50.48 COLLECTION BY CITY.**

(A) The city will collect curbside as provided below any solid waste, except the following classes of waste as defined in this chapter:

- (1) Recyclable waste;
- (2) Unpainted and untreated wood and brush;
- (3) Inert and contaminated demolition waste;
- (4) Metal;
- (5) Yard and garden waste;

(6) Masonry, brick, concrete, stone, or other industrial or construction waste not approved for receipt by the La Crosse NSP refuse derived fuel processing plant (herein the RDF facility);

(7) Any item of waste exceeding four feet in any one dimension or exceeding 100 pounds in weight;

(8) Any item of waste that may damage the RDF facility, or the combustion of which can be likely to impose a threat of health or safety in violation of any judicial decision or order, or action of any federal, state, or local government, or any agency thereof, or any other regulatory authority or applicable law or regulation.

(B) When placed for curbside collection, all disposable waste shall be placed in city approved garbage bags. All bags shall be securely tied shut.

(C) All bags placed for collection shall be placed on the curb no more than 24 hours prior to the designated time for collection. If approved in advance by the city, items may be placed in a place accessible to the collectors other than a curb.

(D) Items that cannot be placed curbside because of the limitations of division (A)(7) or (8) of this section may be brought to an area designated by the city. These items typically include mattresses, rugs, furniture, rubber tires, television sets, and appliances. (Ord. 126, passed 4-2-90; Am. Ord. 126B, passed 11-17-94) Penalty, see § 50.99

#### **§ 50.49 AUTHORITY TO REFUSE COLLECTION.**

A fee may be charged by the city for any item of solid waste. All solid waste not separated, prepared, or placed for collection in accordance with this subchapter shall be refused by the city. (Ord. 126, passed 4-2-90; Am. Ord. 126B, passed 11-17-94)

#### **§ 50.50 PLACEMENT AND COLLECTION BY UNAUTHORIZED PERSONS.**

From the time of placement of solid waste for collection by the city, which waste has been prepared in accordance with this subchapter, it shall be unlawful for any unauthorized person to move or cause to be removed such waste. (Ord. 126, passed 4-2-90; Am. Ord. 126B, passed 11-17-94)

#### **§ 50.51 UNAUTHORIZED BURNING, BURYING AND LITTERING.**

No person shall burn, bury, or deposit solid waste on any property, public or private, within the city except:

(A) The city at the city burn site, landfill, or demolition waste disposal site;

(B) Any occupant, with respect to solid waste generated on that premises, in an interior, chimney connected fireplace on that premises designed to be operated with the fire chamber either open or closed and installed and operated in accordance with state law and regulation;

(C) Any occupant, with respect to solid waste generated on that premises, in an interior, chimney connected room heater on that premises designed to be operated with the fire chamber closed and installed and operated in accordance with state law and regulation;

(D) Open fires pursuant to a permit issued by the city under Wisconsin Administrative Code, ILHR 14.10;

(E) Fires for outdoor cooking;

(F) Campfires; or

(G) Burning relating to training for fire departments.

(Ord. 126, passed 4-2-90; Am. Ord. 126B, passed 11-17-94)

**§ 50.52 PRIVATE COMPOST PERMITTED.**

Any person may compost yard waste on land with consent of the owner thereof.

(Ord. 126, passed 4-2-90)

**§ 50.99 PENALTY.**

Whoever violates any provision of this chapter for which no specific penalty is set forth shall be punished as set forth in § 10.99.

(Ord. 126, passed 4-2-90)