

TOWN OF ORANGE

December 14, 1994

TOWN OF ORANGE RESIDENTS

This is to inform you of the changes regarding the handling of recyclables within the Town of Orange.

The main change is that we were required to adopt a new ordinance patterned after a DNR sample ordinance, which has many more specifics about recycling. We are including a copy for your use.

Due to the number of residents in the Town and the proximity to the Juneau County Landfill and Bickford Recycling Center, we still do not feel that it would be cost effective to setup and hire a person to control any kind of collection point within the Town.

The law (DNR) says that starting in 1995, we have to prove that we are meeting a certain level of participation in the recycling program, in order to still have the opportunity to take our "garbage" to the County landfill.

The Town has an agreement with Bickford Recycling Center of New Lisbon to guarantee that Bickford will take from the Town's residents all recyclable materials at no charge. They also pay for certain items.

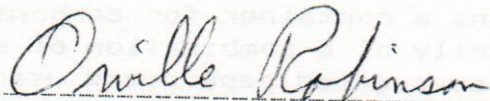
Bickfords has set up a book for each of the Townships which are using them as a collection point. **Therefore, when we take recyclables to Bickfords we must inform them which Town we are from, so that whatever is taken in will be recorded and we will get the proper credit.**

I know that this seems like a lot trouble and nonsense to some of you, but we really have no choice and it will ultimately benefit us all.

Non recyclable materials must be taken to the Juneau County landfill in clear plastic bags, except that waste not ordinarily and practically placed in such bags. The user fee imposed by the landfill shall be paid by the individual depositing garbage in the landfill.

Recyclables are no longer accepted at the landfill!

We thank you for your cooperation in protecting "our" environment.



Orville Robinson, Town Chairman

Enclosed are:

A copy of the new Town Ordinance
Brochures on recycling

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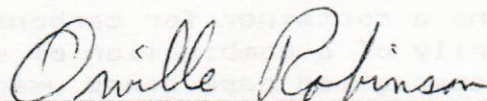
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- (6) "Major appliance" means a residential or commercial air conditioner, clothes dryer, clothes washer, dishwasher, freezer, microwave oven, oven, refrigerator or stove.
- (7) "Mixed or other plastic resin types" means plastic containers marked by the SPI code No. 7.
- (8) "Multiple-family dwelling" means a property containing 5 or more residential units, including those which are occupied seasonally.
- (9) "Newspaper" means a newspaper and other materials printed on newsprint.
- (10) "Non-residential facilities and properties" means commercial, retail, industrial, institutional and governmental facilities and properties. This term does not include multiple family dwellings.
- (11) "Office paper" means 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 industrial process waste.
- (12) "Person" includes any individual, corporation, partnership, association, local governmental unit, as defined in s. 66.299(1)(a), Wis. Stats., state agency or authority or federal agency.
- (13) "PETE" means polyethylene terephthalate plastic containers marked by the SPI code No. 1.
- (14) "Postconsumer waste" means solid waste other than solid waste generated in the production of goods, hazardous waste, as defined in s. 144.61(5), Wis Stats., waste from construction and demolition of structures, scrap automobiles, or high-volume industrial waste, as defined in s. 144.44(7)(a)1., Wis. Stats.
- (15) "PP" means polypropylene plastic containers marked by the SPI code No. 5.
- (16) "PS" means polystyrene plastic containers marked by the SPI code No. 6.
- (17) "PVC" means polyvinyl chloride plastic containers marked by the SPI code No. 3.
- (18) "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 containers, including those made of PETE, HDPE, LDPE, PP, PS, and mixed of other plastic resin types; steel containers; waste tires; and bi-metal containers.
- (19) "Solid waste" has the meaning specified in s. 144.01(15), Wis Stats.
- (20) "Solid waste facility" has the meaning specified in s. 144.43(5), Wis. Stats.
- (21) "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.
- (22) "Waste tire" means a tire that is no longer suitable for its original purpose because of wear, damage or defect.
- (23) "Yard waste" means leaves, grass clippings, yard and garden debris and brush, including clean woody vegetative material no greater than 6 inches in diameter. This term does not include stumps, roots or shrubs with intact root balls.

1.11 Separation of Recyclable Materials.

Occupants of single family and 2 to 4 unit residences, multiple-family dwellings and non-residential 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) 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

1.12 Separation Requirements Exempted.

The separation requirements of s. 1.11 do not apply to the following:

- (1) Occupants of single family and 2 to 4 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 s. 1.11 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 s. 1.11 for which a variance or exemption has been granted by the Department of Natural Resources under ss. 159.07(7)(d) or 159.11(2m), Wis. Stats., or s. NR 544.14, Wis. Administrative Code.

1.13 Care of Separated Recyclable Materials.

To the greatest extent practicable, the recyclable materials separated in accordance with s. 1.11 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.

1.14 Management of Lead Acid Batteries, Major Appliances, Waste Oil and Yard Waste. Occupants of single family and 2 to 4 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 disposed of at a battery retailer or any other established salvage business.
- (2) Major appliances shall be disposed of at an authorized salvage business. They shall not be disposed of on site.
- (3) Waste oil shall be disposed of with a service station which accepts used oil or some other established used oil recycler.
- (4) Yard waste shall be managed on site, and will not be accepted at the landfill.

1.15 Preparation and Collection of Recyclable Materials.

Except as otherwise directed by the Orange Town Board, occupants of single family and 2 to 4 residences shall do the following for the preparation and collection of the separated materials specified in s. 1.11(5) through (15):

- (1) Aluminum containers shall be rinsed free of product residue.
- (2) Bi-metal containers shall be rinsed free of product residue.
- (3) Corrugated paper or other container board shall be free of debris, flattened, stacked and tied.
- (4) Foam polystyrene packaging shall be prepared as directed later.
- (5) Glass containers shall be rinsed free of product residue and caps removed.
- (6) Magazines or other materials printed on similar paper shall be free of contaminants and tied or boxed for convenient handling.
- (7) Newspapers or other materials printed on newsprint shall be free of contaminants and tied or bagged for convenient handling.
- (8) Office paper shall be free of contaminants.
- (9) Plastic containers shall be prepared and collected as follows:
 - (a) Plastic containers made of PEPE (1), including pop, liquor & juice shall be rinsed free of product residue and caps removed.
 - (b) Plastic containers made of HDPE (2), including milk jugs & detergent bottles shall be rinsed free of product residue and caps removed.
 - (c) Plastic containers made of PVC (3), including salad oil containers shall be rinsed free of product residue.
 - (d) Plastic containers made of LDPE (4), including food packaging, shrink wrap, heavy duty bags shall be rinsed free of product residue.
 - (e) Plastic containers made of PP (5), including margarine tubs and yogurt containers shall be shall be rinsed free of product residue.
 - (f) Plastic containers made of PS (6), "styrofoam" including cups and burger "clamshells" shall be rinsed free of product residue.
 - (g) Plastic containers made of mixed or other plastic resin types (7), shall be rinsed free of product residue.
- (10) Steel containers shall be rinsed free of product residue, have labels removed and flattened if possible.
- (11) Waste tires shall be disposed of with an authorized tire recycler who will require a tipping fee. Not to be disposed of on site.

1.16 Responsibilities of Owners or Designated Agents of Multiple-Family Dwellings.

(1) Owners or designated agents of multiple-family dwellings shall do all of the following for recycling the materials specified in s. 1.11(5) through (15):

- (a) Provide adequate, separate containers for the recyclable materials.
- (b) Notify tenants in writing at the time of renting or leasing the dwelling and at least semiannually thereafter about the established recycling program.
- (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.
- (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.

(2) The requirements specified in (1) do not apply to the owners or designated agents of multiple-family dwellings if the postconsumer waste generated with the dwelling is treated at a processing facility licensed by the Department of Natural Resources that recovers for recycling the materials specified in s. 1.11(5) through (15) from solid waste in as pure a form as is technically feasible.

1.17 Responsibilities of Owners or Designated Agents of Non-Residential Facilities and Properties.

(1) Owners or designated agents of non-residential facilities and properties shall do all of the following for recycling the materials specified in s. 1.11(5) through (15).

- (a) Provide adequate, separate containers for the recyclable materials.
- (b) Notify in writing, at least semi-annually, all users, tenants and occupants of the properties about the established recycling program.
- (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.
- (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 method or sites, locations and hours of operation, and a contact person or company, including a name, address and telephone number.

(2) The requirements specified in (1) do not apply to the owners or designated agents of non-residential 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 s. 1.11(5) through (15) from solid waste in as pure a form as is technically feasible.

1.18 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 s. 1.11(5) through (15) which have been separated for recycling, except waste tires may be burned with energy recovery in a solid waste treatment facility.

1.19 Enforcement.

- (1) Any authorized officer, employee or representative of the **Town of Orange** may, pursuant to 66.122 or its successor chapters and pursuant to NR 544 Wis. Adm. Code or its successor provisions, inspect recyclable materials separated for recycling and post consumer waste intended for disposal, which has been placed at curbside specifically for that purpose. This also applies to collection sites and facilities, collection vehicles, collection areas of multiple-family dwellings and non-residential facilities and properties, solid waste disposal facilities and solid waste treatment facilities, and any records relating to recycling activities, for the purpose of ascertaining compliance with the provisions of this ordinance. No person may refuse access to any authorized officer, employee or authorized representative of the **Town of Orange** who requests access for purposes of inspection, and who presents appropriate credentials. No person may obstruct, hamper, or interfere with such an inspection.
- (2) Any person who violates a provision of this ordinance may be issued a citation by any **Orange Town Board** member or their designated person 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. (3) Penalties for violating this ordinance may be assessed as follows:
 - (a) Any person who violates s. 1.18 may be required to forfeit \$50 for a first violation, \$200 for a second violation, and not more than \$2000 for a third or subsequent violation.
 - (b) Any person who violates a provision of this ordinance, except s. 1.18, may be required to forfeit not less than \$10 nor more than \$1000 for each violation.

AMENDMENT TO TOWN OF ORANGE RECYCLING ORDINANCE

Section 1.10 (6) is hereby amended to read as follows:

"Major Appliances" means a residential or commercial air conditioner, clothes dryer, clothes washer, dishwasher, freezer, oven, microwave, oven with capacitor removed, refrigerator, stove, residential or commercial furnace, boilers, dehumidifiers, and water heaters. Note: Microwave ovens may be landfilled after capacitors are removed if there is no recycling center that will accept them.

Adopted by the Orange Town Board, December 13, 1994.