

AN ORDINANCE AMENDING
SECTION 6.04 OF THE MUNICIPAL CODE OF THE TOWN
OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN,
CONVERTING TO SINGLE-STREAM RECYCLING

WHEREAS, the Town of Sheboygan contracts with Onyx Waste Services for the collection and processing of trash and recyclables; and

WHEREAS, Onyx Waste Services has contracted with Resource Management, a self-certified material recovery facility, to process recyclable materials, and is therefore able to process recyclable materials in a single-stream collection system for the Town of Sheboygan;

NOW, THEREFORE, the Town Board of the Town of Sheboygan does hereby ordain as follows:

Section 1. **Amending Code**. Subsections (9) to (18) of Section 6.04 of the Municipal Code of the Town of Sheboygan entitled "Recycling Ordinance" are hereby amended to read as follows:

(9) **Separation of Recyclable Materials**. 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:

- (a) *Single Stream Recyclables*
1. Aluminum Cans
 2. Steel and Bi-metal (Tin) Cans
 3. Glass Bottles & Jars
 4. Newspapers/Newsprint
 5. Magazines
 6. #1 (PETE) and #2 (HDPE) Plastic Bottles & Jugs
 7. Office Paper & Junk Mail
 8. Shredded Paper
 9. Broken Down Cardboard
 10. Brown Paper (Grocery) Bags
- (b) *Special Recyclables*
1. Lead acid batteries
 2. Waste oil

(13) Specified Containers.

(a) Single Stream Recyclables shall be placed in blue recycling bags.

(b) Non-recyclables shall be placed in clear bags or garbage containers not to exceed fifty (50) pounds per container or thirty (30) gallons, and contained in a manner to avoid litter. Bags used shall be of sufficient strength to be handled by lifting from the top of the bag. Black, brown, or other opaque bags are prohibited.

(14) Placement of Materials for Collection.

(a) Location. Single-stream recyclables and non-recyclables shall be placed for collection at the curb line adjacent to the premises owned or occupied by the person of the street designated in the published collection schedule.

(b) Time. Materials shall be placed out for collection according to the scheduled days established and published by the Town. Materials shall be placed no sooner than twenty-four (24) hours prior to the regularly scheduled collection time and may not be allowed to remain at the curb longer than twelve (12) hours thereafter.

(15) Special Recyclables. Items in subsection (9)(b) shall be managed as follows:

(a) Lead acid batteries, waste oil, major appliances, microwaves, refrigerators, dehumidifiers, air conditioners and waste tires shall be taken by owners to Onyx Waste Services' facility at 2905 Paine Avenue, Sheboygan, Wisconsin, or any other facility which accepts the same for disposal. Any disposal fees are the owner's responsibility.

(b) Yard waste, couches, mattresses, furniture, small appliances and carpet shall be deposited by owners in the dumpsters located at the Town Hall, during the posted days and hours only.

(16) [RESERVED FOR FUTURE USE]

(17) 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 subsection (9)(a):

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.

recovers for recycling the materials specified in subsection (9)(a) from solid waste in as pure a form as is technically feasible.

Section 2. **Amending Code.** Subsection (23) of Section 6.04 of the Municipal Code of the Town of Sheboygan is hereby amended by deleting the cross-references to "Section (9)(e) through (o)" and replacing it with "subsection (9)(a)".

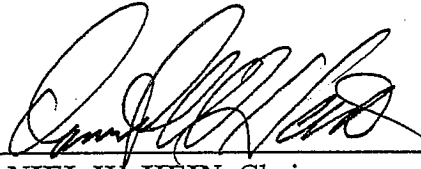
Section 3. **Amending Code.** Subsection (30) of Section 6.04 of the Municipal Code of the Town of Sheboygan is hereby amended by deleting "in Sections (13), (14), and (15)".

Section 4. **Severability.** Should any portion of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected:

Section 5. **Effective Date.** Following passage by the Town Board, this ordinance shall take effect the day after the date of publication or posting as provided by Wis. Stat. § 60.80.

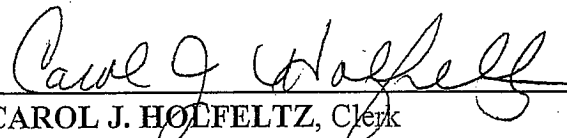
Enacted this 21 day of March, 2006.

TOWN OF SHEBOYGAN

By 
DANIEL W. HEIN, Chairperson

CERTIFICATE OF ENACTMENT

I hereby certify that the foregoing Ordinance was duly enacted by the Town Board of the Town of Sheboygan on the 21 day of May, 2006.


CAROL J. HOLFELTZ, Clerk

Published/Posted this _____ day of _____, 2006