



IN THE NAME AND BY THE AUTHORITY OF THE TOWN OF CEDARBURG, WISCONSIN

**ORDINANCE NO. 2023-13**

**An Ordinance to Amend Chapter 273 of the Town of Cedarburg Code of Ordinances, Ozaukee County, Wisconsin regarding the Town (Recycling) Yard.**

- WHEREAS,** The Town of Cedarburg is a body corporate and politic; and
- WHEREAS,** the Town provides a Town Recycling Yard for the use of Town residents to dispose of various items including but not limited to yard waste, waste oil, appliances, scrap metal; and
- WHEREAS,** the installation of enhanced security features such as cameras and gate key card system for residents creates the need for a user fee for the maintenance of this equipment; and
- WHEREAS,** the Town Board recognizes that updates to Town Code Chapter 273 are required to reflect the changes to the Town Recycling Yard operations, and has directed that the relevant ordinance sections of the Town Code be amended accordingly.

**NOW, THEREFORE, BE IT ORDAINED** by the Town Board of the Town of Cedarburg, Ozaukee County, Wisconsin, that Chapter 273 of the Town of Cedarburg Code of Ordinances is hereby amended to read as follows:

**(The text modified with an underline shall be added).**

**§ 273-10. Recycling; use of composting structure.**

A. Recyclable materials. It is unlawful for any person, firm or corporation to place, deposit or cause to be deposited for collection any materials defined as recyclable in Article III, Recycling, of this chapter. Refuse found to contain these materials will not be collected. Carts found to be in violation of this subsection along with all other carts at the residential dwelling unit will not be dumped.

B. Composting site. A composting structure is located at the Town Recycling materials yard. The Town shall not pick up grass clippings, leaves or other vegetation. Those who wish to dispose of their grass clippings, leaves, weeds and garden vegetation should deposit them in the Town composting structure.

**§ 273-11. Use of Town materials Recycling yard (also referred to as Town Yard).**

A. What may be deposited. Any resident of the Town of Cedarburg that has paid the necessary fees to obtain an access card may bring to the Town materials-Recycling yard (that area adjoining the Town Hall and Town Garage and surrounded by a chain-link fence) any metal, appliances, used oil, tires (limit as established by Town policy), grass clippings, leaves, weeds and garden vegetation which are generated from the resident's property in the Town of Cedarburg, but not brush, branches, sticks or stumps, and place these waste materials in the area assigned for the respective materials. No other materials may be deposited in the Town materials-Recycling yard. No material deposited in the Town Recycling yard may be removed from the Town Recycling yard, with the exception being mulch located in its designated area).

B. Unlawful use.

- (1) It shall be unlawful for anyone who is not a Town resident to deposit waste material in the Town materials Recycling yard;
- (2) It shall be unlawful for anyone to deposit any waste material, except those permitted by Town ordinance and/or signs and which shall only be waste materials generated in the Town of Cedarburg. Disposal of electronics, including televisions, as well as batteries is not permitted at the Town Recycling yard.

C. Fees for the pickup and disposal of metal bulk items. Residents shall be charged a fee for the pickup and disposal of ~~scrap metal~~ bulk items according to the fee structure established by the contracted refuse collection contractor or the schedule approved by the Town Board provided the Town is completing the collection.

D. Any Town resident, before entering the Town Recycling yard to deposit any material permitted for disposal at the Recycling yard pursuant to Subsection A hereof, shall first obtain an access card from the Town Clerk and pay the annual access card fee as set by Resolution of the Town Board. Only waste material generated at the address registered with the Town for the access card may be deposited at the Town Recycling yard. Only Town employees, officials, or employees of the Town garbage disposal contractor may enter the Town Recycling yard without an access card. The Town Director of Public Works reserves the right to revoke access on a temporary or permanent basis and initiate a \$200 citation to any resident(s) who do not comply with the Town ordinance for disposal of materials.

**§ 273-24. ~~Lead acid batteries, Major appliances, waste oil and yard waste.~~**

Occupants of ~~residential single-family and two-to-four-unit residences, multiple-family dwellings and nonresidential facilities and properties,~~ subject to Town recycling rules, may manage lead acid batteries, major appliances, waste oil, and yard waste as follows:

~~A. Lead acid batteries may be delivered to the Town Yard.~~

~~B. A. Couches, furniture, major appliances, and other non-metal bulky items may be picked up by the Town by special pickup as described in § 273-6A(6), or at the annual dumpster event provided by refuse collection contractor.~~

~~C. B. Major appliances and other metal bulky items may be picked up by the Town for a special pickup fee as set forth in § 273-6A(6). Subject to Town recycling rules, nonhazardous metal items may be dropped off at the Town Recycling yard of Cedarburg dropoff area.~~

~~D. C. Waste oil may be delivered to the Town Recycling yard of Cedarburg dropoff area and placed in the site specifically designated therefor.~~

~~E. D. Yard waste shall be delivered to the Town Recycling yard of Cedarburg dropoff area and placed in the site specifically designated therefor.~~

**§ 273-25. Preparation and collection of recyclable materials.**

B. Other uncollectable recyclables. Subject to Town recycling rules, waste tires may be delivered to the designated Town Recycling yard of Cedarburg dropoff area for no charge so long as the resident has purchased the annual access card (maximum number of tires per policy) for a per-tire disposal fee as set forth in the Town Fee Schedule. Subject to Town recycling rules, consumer electronics may be recycled during Town recycling events at the designated dropoff area.

**(The above text modified with an underline shall be added).**

This ordinance shall be in full force and effect upon its passage and posting as provided by law.

**PASSED AND ADOPTED** by the Town Board of the Town of Cedarburg, Ozaukee County, Wisconsin, this 5<sup>th</sup> day of July, 2023.



David M. Salvaggio  
Town Chairman



Jack Johnston  
Assistant Administrator/Clerk