

Chapter 323
SOLID WASTE

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[HISTORY: Adopted by the Town Board of the Town of Washington 6-19-1986 as Ch. 7, Subch. II of the 1986 Code. Amendments noted where applicable.]

§ 323-1. Purpose.

The purpose of this chapter is to regulate the dumping or disposal of waste, garbage and refuse by individuals, firms, corporations and institutions within the Town of Washington. Because of the possible danger to the health, safety and welfare of the public, such dumping or disposal within the Town of Washington shall only be permitted under the terms and conditions hereinafter set forth.

§ 323-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

DUMPING or DISPOSAL — Includes, but is not limited to, unloading, throwing away, discarding, emptying, abandoning, discharging, or burying waste, garbage, or refuse on, into or under any property or lands, whether publicly or privately owned, within the Town of Washington, Washington Island, Wisconsin.

GARBAGE — Discarded material resulting from the handling, processing, storage, preparation, serving and consumption of food.

REFUSE — Combustible and noncombustible discarded material, including, but not limited to, trash, rubbish, paper, wood, metal, glass, plastic, rubber, cloth, ashes, litter and street rubbish, industrial waste, dead animals, and material and debris resulting from construction or demolition. (See Ch. NR 500, Wis. Adm. Code, Solid Waste Management.)

WASTE — Garbage, refuse and all other discarded or salvageable material, including waste materials resulting from industrial, commercial and agricultural operations and from domestic and public service activities.

§ 323-3. Dumping sites.

- A. No individual, firm, corporation or institution shall dump or dispose of waste, garbage or refuse within the Town of Washington, except at the Town Dump located on Gunnaugsson Road on Washington Island, except as hereinafter provided in Subsection B below.

- B. Dumping or disposing at sites in the Town of Washington other than the Town Dump may only be made after written permission is first secured from the Town employee in charge of the Town Dump. Such permission shall be withheld for any proposed dumping or disposal which is not permitted by, or conflicts in any way with, any other ordinances of the Town of Washington, County of Door, laws of the State of Wisconsin and administrative rules of regulatory agencies of the State of Wisconsin, including the Department of Natural Resources.

§ 323-4. Town Dump.

- A. Dumping during hours. Dumping or disposal shall be made at the Town Dump only during hours when the dump is in operation. Hours of operation of the dump shall be posted by the Town Board at the entrance to the dump on Gunnlaugsson Road. Dumping inside the dump after hours or dumping outside the gate at any time shall be strictly prohibited by this chapter and shall be considered a violation thereof, except as posted at the dump site by the Town Board.
- B. Method and place of dumping. Dumping shall be made at the place indicated and in accordance with the instructions of the Town Dump operator.
- C. Restrictions on dumping. The Town Dump will not accept:
- (1) Any waste, garbage or refuse that is restricted from being dumped or disposed at the Town Dump by the State of Wisconsin, Department of Natural Resources, Ch. NR 500, Wis. Adm. Code. A list of restricted items is posted at the dump site.
 - (2) Any fish entrails or other fish parts.
 - (3) Brush, trees and stumps.
 - (4) Aluminum cans. [Added 11-13-1989]
 - (5) Metal cans. [Added 3-9-1992]
 - (6) Plastic bottles bearing the code numbers 1 and 2. [Added 4-21-1992]

§ 323-5. Applicability of state law.

Nothing contained herein shall be deemed to limit or restrict the application of any state law or administrative regulation of any state agency of the State of Wisconsin regulating the subject of this chapter, including but not limited to Ch. 287, Wis. Stats.

§ 323-6. Violations and penalties.

The penalty for violation of any provision of this chapter shall be a forfeiture of not less than \$50 for each offense, together with costs of prosecution. The penalty for second and subsequent offenses and continuing violations shall be as provided in § 1-5 of this Code.