

Chapter 289

SOLID WASTE

[HISTORY: Adopted by the Common Council of the City of Buffalo City as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Property maintenance — See Ch. 244.

ARTICLE I

Disposal of Garbage and Refuse [Adopted 4-13-1970 by Ord. No. 64]

§ 289-1. Definitions.

As used in this article, the following words shall have the following meanings:

ASHES — Residue from fires used for cooking and for heating buildings.

GARBAGE — Wastes resulting from the handling, preparation, cooking and consumption of food; wastes from the handling, storage and sale of produce.

REFUSE — Combustible trash, including, but not limited to, paper, cartons, boxes, barrels, wood, excelsior, tree branches, yard trimmings, wood furniture, bedding; noncombustible trash, including, but not limited to, metals, tin cans, metal furniture, dirt, small quantities of rock and pieces of concrete, glass, crockery, other mineral waste; street rubbish, including but not limited to street sweepings, dirt, leaves, catch-basin dirt, contents of litter receptacles. Provided, "refuse" shall not include earth and wastes from building operations, nor shall it include solid wastes resulting from industrial processes and manufacturing operations such as food processing wastes, boiler-house cinders, lumber, scraps and shavings.

§ 289-2. Uncovered garbage.

It shall be unlawful to place or permit to remain anywhere in the City any garbage, or other material subject to decay other than leaves or grass, excepting in a tightly covered metal container.

§ 289-3. Wind-blown refuse.

It shall be unlawful to cause or permit to remain anywhere in the City any dust, ashes, papers, or trash of such material that it can be blown away by the wind anywhere in the City excepting in a covered container.

§ 289-4. Deposits on streets.

It shall be unlawful to deposit or permit to fall from any vehicle any garbage, refuse or ashes on

any public street or alley in the City.

§ 289-5. Consent of owner.

It shall be unlawful to dump or place any garbage, refuse or ashes on any premises in the City without the consent of the owner of such premises.

§ 289-6. Disposal. [Amended 6-10-1991]

It shall be unlawful to dispose of any garbage, refuse or ashes anywhere in the City and it shall specifically be unlawful to dispose of any garbage or refuse by burning in an incinerator or burning barrel.

§ 289-7. Offensive smelling garbage or refuse.

It shall be unlawful to cause or permit to accumulate any offensive smelling garbage or refuse anywhere in the City. Such offensive smelling garbage or refuse shall be disposed of immediately to prevent the attraction and harboring of disease-bearing animals and insects.

§ 289-8. Enforcement.

The violation of any of the above provisions of this article shall constitute a nuisance. The fact that garbage, refuse or ashes remain on any occupant's premises in the City in violation of this article shall be prima facie evidence that the occupant of such premises is responsible for the violation of the ordinance occurring. Upon written complaint of such violation by at least two persons residing in the City of Buffalo City, Wisconsin, the City Police Officer, or his designated agent, shall take the necessary action to abate such violation and nuisance by informing the owner or occupant thereof. Any person, firm or corporation violating any provision of this article shall forfeit to the City Police Officer, or his designated agent, a fee in the sum of \$10 for each such offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. The first offense will be deemed to occur 24 hours after the owner or occupant has been informed of such violation and nuisance by the City Police Officer or his designated agent. All such fees collected by the City Police Officer, or his designated agent, shall be turned over to the City Treasurer of the City of Buffalo City, Wisconsin, at least monthly and an accurate record shall be kept of all fees collected. Any person, firm or corporation who violates, disobeys, neglects, omits or refuses to comply with, or who resists the enforcement of any of the provisions of this article may be required, upon conviction, to forfeit not only the sum of \$10 for each offense, but also the costs of prosecution, and in default of payment of such forfeiture and costs of prosecution, shall be imprisoned in the county jail of Buffalo County until said forfeiture and costs are paid, but not to exceed 30 days for each violation.