

ENROLLED ORDINANCE 168-119

AMEND SECTION 14-264 OF THE WAUKESHA COUNTY
CODE OF ORDINANCES REGARDING RECYCLING

WHEREAS, Waukesha County serves as a “Responsible Unit” for twenty-five (25) local communities (“member municipality”) under Chapter 287 Wisconsin Statutes and Chapter 544 Wisconsin Administrative Code, and

WHEREAS, under state law a Responsible Unit shall maintain an “effective recycling program” which includes components such as a requirement that the occupants of single-family residences, buildings containing 2 or more dwelling units and commercial, retail, industrial and governmental facilities separate recyclable materials as well as a public education program regarding recycling, and

WHEREAS, state law also requires a Responsible Unit to maintain a recycling ordinance as part of the requirements for an “effective recycling program”, and

WHEREAS, through the adoption of Enrolled Ordinance 149-91, the Waukesha County Board created a recycling ordinance within the County Code of Ordinances to satisfy the “effective recycling program” requirements, and

WHEREAS, municipalities in Waukesha County desiring the County to take on Responsible Unit status for them were asked to adopt a resolution designating the County, and

WHEREAS, standard language included in resolutions adopted by member municipalities, included the following statement: “As the Responsible Unit, the County shall develop and implement a recycling program in accordance with Section 159.09 (2) Wisconsin Statutes (thereafter renumbered to Section 287.13(2)), and enforce the program by exercising its powers under Section 159.09 (3) Wisconsin Statutes (thereafter renumbered to Section 287.13(3)), including without limitation the power to require use of a facility for the recycling of solid waste.”

WHEREAS, in recognition of the proposed changes to the County recycling program for the processing and marketing of single stream recyclables and the capital investment involved, the adopted County recycling ordinance found in Section 14-264 of the Waukesha County Code of Ordinances needs to be amended to create provisions for the use of the designated facility for the recycling of solid waste, while also correcting an existing typographical error in numbering in subsection (a) in the current ordinance.

THEREFORE BE IT ORDAINED that Section 14-264(a) of the Waukesha County Code of Ordinances is hereby repealed and recreated to read:

(a) Except as provided in subsection (b), and unless otherwise directed in writing by Waukesha County or unless granted a variance by the Wisconsin Department of Natural Resources, a member municipality shall:

1. Collect materials listed in section 14-260(5) through (15) from single-family residences and two- to four-unit residences, and do so in a manner consistent with this article; or

2. Require haulers to collect materials listed in section 14-260(5) through (15) from single family residences and two- to four-unit residences, and to do so in a manner consistent with this article.

BE IT FURTHER ORDAINED that Section 14-264(e) of the Waukesha County Code of Ordinances is hereby created to read:

(e) Unless otherwise directed in writing by Waukesha County, recyclable materials collected in member municipalities under Subsections (a), (b) and (d) above shall be delivered to a drop off site approved by Waukesha County.

AMEND SECTION 14-264 OF THE WAUKESHA COUNTY
CODE OF ORDINANCES REGARDING RECYCLING

Presented by:
Executive Committee

Approved by:
Land Use, Parks, and Environment Committee

Paul L. Decker, Chair

Patricia A. Haukohl

James A. Heinrich

Duane E. Paulson

David W. Swan

Peter M. Wolff

Gilbert W. Yerke

James A. Heinrich, Chair

Jim Batzko

Walter L. Kolb

Pamela Meyer

(Absent)

Fritz Ruf

Thomas J. Schellinger

David D. Zimmermann

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 4/8/14,
Kathleen Novack, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: X

Vetoed: _____

Date: _____, Daniel P. Vrakas
Daniel P. Vrakas, County Executive

Digitally signed by Daniel P. Vrakas
DN: cn=Daniel P. Vrakas, o=Waukesha County,
ou=Waukesha County Executive,
email=countyexec@waukeshacounty.gov, c=US
Date: 2014.04.14 12:23:17 -0500'

4-14-14

AMEND SECTION 14-264 OF THE WAUKESHA COUNTY
CODE OF ORDINANCES REGARDING RECYCLING

Presented by:
Executive Committee

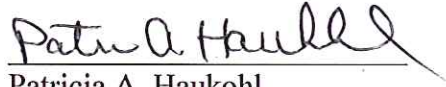
Approved by:
Land Use, Parks, and Environment Committee



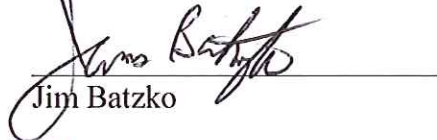
Paul L. Decker, Chair



James A. Heinrich, Chair



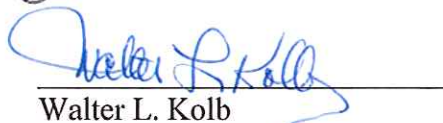
Patricia A. Haukohl



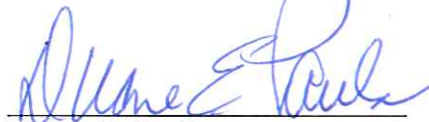
Jim Batzko



James A. Heinrich




Walter L. Kolb



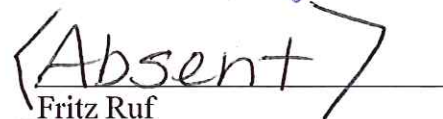
Duane E. Paulson



Pamela Meyer



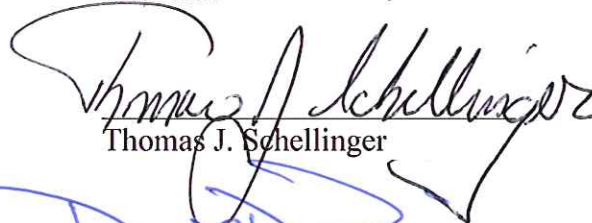
David W. Swan



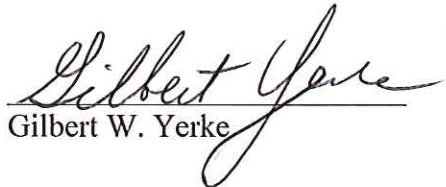
Fritz Ruf



Peter M. Wolff



Thomas J. Schellinger




Gilbert W. Yerke



David D. Zimmermann

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 7/8/14, 
Kathleen Novack, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: _____

Vetoed: _____

Date: _____,
Daniel P. Vrakas, County Executive

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE 04/08/14

(ORD) NUMBER-1680119

1
 3 R. MORRIS.....
 5 J. BRANDTJEN.....AYE
 7 J. GRANT.....AYE
 9 J. HEINRICH.....AYE
 11 F. RUF.....AYE
 13 P. DECKER.....AYE
 15 W. KOLB.....AYE
 17 D. PAULSON.....AYE
 19 C. CUMMINGS.....AYE
 21 W. ZABOROWSKI.....AYE
 23 K. HAMMITT.....AYE
 25 G. YERKE.....AYE

2 D. Zimmermann.....AYE
 4 J. BATZKO.....AYE
 6
 8 P. HAUKOHL.....AYE
 10 D. SWAN.....AYE
 12 P. WOLFF.....AYE
 14 P. MEYER.....AYE
 16 M. CROWLEY.....AYE
 18 L. NELSON.....AYE
 20 T. SCHELLINGER....AYE
 22 P. JASKE.....AYE
 24 D. DRAEGER.....AYE

TOTAL AYES-22

TOTAL NAYS-00

CARRIED _____

DEFEATED _____

UNANIMOUS ~~_____~~

TOTAL VOTES-22