

..Number
170183
..Version
PROPOSED SUBSTITUTE A
..Reference

..Sponsor
ALD. HAMILTON

..Sections
81-102.6-1 am
81-102.6-2 rn
81-102.6-2 cr
81-102.6-3 rn
81-102.8-1 am
81-102.8-2 rn
81-102.8-2 cr
81-102.8-3 rn
81-102.8-4 rn
93-49-4 rn
93-49-5 rn
93-49-6 rn
93-49-7 rn
93-49-3 cr
93-49-4 cr
93-49-5 am

..Title
An ordinance relating to regulations for disposition of waste tires.

..Analysis
This substitute ordinance makes the following changes relating to code provisions regulating waste tires:

1. The premise and vehicle licenses for recycling, salvaging or towing of waste tires are reduced from 2 years to one.
2. Licensee tire disposition records shall be included with premises and vehicle license renewal applications.
3. Requires inspection of the premises of each waste tire generator by the department of neighborhood services prior to license renewal.
4. Waste tires on the premises of a licensed recycling, salvaging or towing shall be permanently marked with the letters "WTG" and the licensee's license number before leaving the premises, and not later than 5 working days after receipt on the premises.
5. Recordkeeping shall include the quantities of tires picked up from waste tire generators and delivered waste tire disposers.
6. Citations may be issued for violations of the provisions governing waste tire handling licenses.

..Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1: Section 81-102.6-1 of the code is amended to read:

81-102.6. Recycling, Salvaging or Towing Premises License.

1. Each license shall be valid for ~~[[2-years]]~~>>one year<< from the date of issuance.

Part 2: Section 81-102.6-2 and 3 of the code is renumbered 81-102.6-3 and 4.

Part 3: Section 81-102.6-2 of the code is created to read:

2. Records required in s. 93-49-5 shall be submitted to the commissioner of neighborhood services, in a form specified by the commissioner, for license renewal applications.

Part 4: Section 81-102.8-1 of the code is amended to read:

81-102.8-1. Recycling, Salvaging or Towing Vehicle License.

1. Each license shall be valid for ~~[[2-years]]~~>>one year<< from the date of issuance.

Part 5: Section 81-102.8-2 to 4 of the code is renumbered 81-102.8-3 to 5.

Part 6: Section 81-102.8-2 of the code is created to read:

2. Records required in s. 93-49-5 shall be submitted to the commissioner of neighborhood services, in a form specified by the commissioner, for license renewal applications.

Part 7. Section 93-49-3 to 7 of the code is renumbered 93-49-5 to 9.

Part 8. Section 93-49-3 and 4 of the code is created to read:

93-49. Waste Tires.

3. INSPECTION. The commissioner of neighborhood services shall inspect the premise of each waste tire generator for proper storage, marking and recordkeeping prior to license renewal.

4. REGULATION. Each waste tire located at a licensed recycling, salvaging or towing premise shall be permanently marked, by the licensee in a manner approved by the commissioner of neighborhood services, with the letters "RST" and the licensee's license number. Each tire shall be marked before it leaves the premises, and all tires shall be marked not later than 5 working days after receipt on the premises.

Part 9. Section 93-49-5 and a of the code is amended to read:

5. RECORDKEEPING. Each waste tire generator >>and waste tire transporter<< shall maintain for 3 years all records and receipts relating to waste tires handled by the business. The record for each transaction shall include:

a. For a waste tire generator, the number of waste tires generated, the name of the waste tire transporter, the date >>and quantity<< of pickup and the transporter's recycling, salvaging or towing license number.

b. For a waste tire transporter, the date of pickup, number of waste tires, name and address of the waste tire generator, the name and address of the waste tire disposer or reprocessor, and the date >>and quantity<<of delivery of the waste tires to the waste tire disposer or reprocessor.

Part 10. Section 93-49-9 and a of the code is amended to read:

9. PENALTY. Any person violating this section shall be subject to the penalty provided in s. 93-7-3. >>Citations may be issued for any violations of this section with or without prior notice. The stipulation, forfeiture and court procedure set forth in s. 50-25 shall apply.<<

LRB
APPROVED AS TO FORM

Legislative Reference Bureau
Date: _____

Attorney
IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney
Date: _____

..Requestor

..Drafter
LRB #168353-2
Aaron Cadle
February 8, 2018