



Legislation Text

File #: 100308, **Version:** 1

100308
SUBSTITUTE 1

ALD. COGGS, WADE AND PUENTE

A substitute ordinance relating to the dumping of waste on public and private property.

61-22 cr

80-44 cr

80-90-1 am

This ordinance defines dumping as the depositing of solid waste, as defined in s. 79-1-12, in an amount greater than the capacity of a standard 20-gallon container without the consent of the property owner, and prohibits dumping on public or private property other than a permitted facility under ss. 80-45 and 46. Violators shall be subject to a forfeiture of no less than \$1,500 nor more than \$5,000. Property owners shall be responsible for the removal of solid waste resulting from dumping activities.

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

Part 1. Section 61-22 of the code is created to read:

61-22. Class P. Upon conviction of a Class P violation, the violator shall forfeit not less than \$1,500 nor more than \$5,000. Each incidence of a dumping violation shall constitute a separate offense. Upon default of payment, the violator shall be subject to imprisonment not less than 30 days nor more than 100 days.

Part 2. Section 80-44 of the code is created to read:

80-44. Dumping.

1. DEFINITION. In this section, “dumping” means the depositing on public or private property of solid waste, as defined in s. 79-1-12, in an amount greater than the capacity of a standard 20-gallon container without the consent of the property owner.

2. PROHIBITED. No person may engage in dumping on public or private property other than a permitted facility under ss. 80-45 and 46.

3. RESPONSIBILITY. It shall be the responsibility of the property owner to remove solid waste resulting from dumping activities.

Part 3. Section 80-90-1 of the code is amended to read:

80-90. Penalties. 1. Any person violating any of the following provisions of the chapter listed in column A shall be liable on conviction to the penalties listed in column B and described in ch. 61:

A	B	
80-3	Class E	
80-6 to 7	Class E	
80-12	Class E	
80-13	Class E	
80-15	Class D	
80-19	Class E	
80-22	Class F	
80-27	Class E	
80-28	Class E	
80-29	Class E	
80-31	Class E	
80-42	Class F	
80-44	Class E >> <u>P</u> <<	
80-45 to 80-46.5	Class E	
80-48	Class E	
80-49	Class K	
80-60 to 80-65-3	Class E	
80-65-4	Class K	
80-66 to 80-68	Class E	
	80-69	Class C
80-70 to 80-73	Class E	

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

Department of Neighborhood Services

MET

10/25/10

LRB10306-2