



## Legislation Details (With Text)

<b>File #:</b>	000322	<b>Version:</b>	2
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed
<b>File created:</b>	6/13/2000	<b>In control:</b>	PUBLIC SAFETY COMMITTEE
<b>On agenda:</b>		<b>Final action:</b>	11/8/2000
<b>Effective date:</b>			
<b>Title:</b>	A substitute ordinance prohibiting an individual from disposing of waste in another individual's nonportable waste container without the owner's permission, and relating to siting and screening of solid waste receptacles in new buildings of 5 or more residential units.		
<b>Sponsors:</b>	ALD. NARDELLI		
<b>Indexes:</b>	SOLID WASTE, SOLID WASTE DISPOSAL		
<b>Attachments:</b>			

Date	Ver.	Action By	Action	Result	Tally
6/13/2000	0	COMMON COUNCIL	ASSIGNED TO		
6/15/2000	0	PUBLIC SAFETY COMMITTEE	HEARING NOTICES SENT		
6/22/2000	0	PUBLIC SAFETY COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
7/12/2000	1	CITY CLERK	DRAFT SUBMITTED		
9/8/2000	1	PUBLIC SAFETY COMMITTEE	HEARING NOTICES SENT		
9/14/2000	1	PUBLIC SAFETY COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	4:0
9/27/2000	2	CITY CLERK	DRAFT SUBMITTED		
10/11/2000	2	PUBLIC SAFETY COMMITTEE	HEARING NOTICES SENT		
10/19/2000	2	PUBLIC SAFETY COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
11/8/2000	2	COMMON COUNCIL	PASSED	Pass	17:0
11/17/2000	2	MAYOR	SIGNED		
11/28/2000	2	CITY CLERK	PUBLISHED		

000322  
SUBSTITUTE 2

ALD. NARDELLI

A substitute ordinance prohibiting an individual from disposing of waste in another individual's nonportable waste container without the owner's permission, and relating to siting and screening of solid waste receptacles in new buildings of 5 or more residential units.

79-5.7 cr

257-20 cr

This ordinance prohibits any person, except the owners or occupants serviced by a nonportable container, from placing any hazardous substance, liquid waste, litter, recyclable material or solid waste into that container, without the owners' or occupants' permission. This provision does not apply to agents and employees of the city in performance of their duties. In addition, this ordinance requires that plans for new buildings with 5 or more residential units include screening for solid waste

receptacles located on their premises outside of any building, and that the plans shall be reviewed by the department of city development and the department of public works - division of sanitation. The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 79-5.7 of the code is created to read:

**79-5.7. Unauthorized Addition to Contents of Waste Containers.** 1. No person, except the owners or occupants serviced by a nonportable container, may place any hazardous substance, liquid waste, litter, recyclable material or solid waste into that container, without the owners' or occupants' permission.

2. This section does not apply to employees and agents of the city in performance of their duties.

Part 2. Section 257-20 of the code is created to read:

**257-20. Waste Containers Required.**

The site plan submitted for new multi-family buildings of 5 units or more shall designate an area on the plan for the location of solid waste receptacles suitable for the building requirements and shall be in compliance with the following:

1. Such designated areas shall be screened from the view of adjacent properties by a fence or wall having at least 80% opacity and at least 3 feet in height, or a combination of shrubs and trees; except such shrubs shall be limited to varieties which average, at a minimum, 2.5 feet to 3.5 feet in height at maturity.
2. The designated waste receptacle area shall be located to the rear of the property if possible.
3. All designated waste receptacle areas shall be secured and be maintained in a neat and orderly manner.
4. Site plans related to provisions of this section must be approved by the department of public works - division of sanitation and the department of city development.

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: \_\_\_\_\_

00143-4

lme

9/27/00