

**VILLAGE OF BLOOMINGTON
ORDINANCE NO. 2026-03**

AN ORDINANCE TO REPEAL ORDINANCE NO. 100 ENTITLED "VILLAGE OF BLOOMINGTON GARBAGE AND REFUSE COLLECTION AND DISPOSAL," DATED FEBRUARY 4, 1991, AND TO CREATE CHAPTER XVII (SEVENTEEN) ENTITLED "GARBAGE AND RECYCLING" TO BE ADDED TO THE VILLAGE OF BLOOMINGTON MUNICIPAL CODE.

NOW, THEREFORE, the Village Board of the Village of Bloomington, Grant County, Wisconsin, does ordain as follows:

Section I: Ordinance No. 100 entitled "Village of Bloomington Garbage and Refuse Collection and Disposal," dated February 4, 1991, shall be repealed in its entirety. Chapter XVII (Seventeen) entitled "Garbage and Recycling" shall be added to the Village of Bloomington Municipal Code and shall read as follows:

(chapter starts on following page)

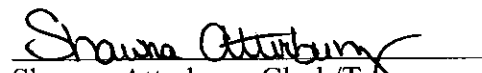
Section II: This Ordinance shall take effect upon its passage and publication or posting as required by law.

Adopted and approved this date of April 8, 2026, by the Village Board of the Village of Bloomington, Grant County, Wisconsin.

VILLAGE OF BLOOMINGTON by:


Robert McLimans, President

ATTEST: I, Shawna Atterbury, Village Clerk-Treasurer, do hereby certify that Chapter XVII (Seventeen) entitled "GARBAGE AND RECYCLING," shall be added to the Village of Bloomington Municipal Code and has been approved by the Village Board of the Village of Bloomington, Grant County, Wisconsin, at a meeting held on April 8, 2026.


Shawna Atterbury, Clerk/Treasurer

Date Adopted: April 8, 2026

Effective Date: April 17, 2026

**VILLAGE OF BLOOMINGTON
CHAPTER XVII (SEVENTEEN)**

GARBAGE AND RECYCLING

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17.01 DEFINITIONS

For the purposes of this ordinance, the following definitions shall be used. Words used in the present tense include the future; the singular number includes the plural number; and the plural number includes the singular number. The word “shall” is mandatory and not directory.

APPLIANCES OR HOUSEHOLD APPLIANCES includes, but is not limited to, refrigerators, stoves, ovens, dishwashers, microwave ovens, water heaters, freezers, air conditioners, washing machines, clothes dryers, dehumidifiers, furnaces, and other common household appliances.

AUTHORIZED COLLECTOR. The individual, partnership or corporation currently under contract with the Village to provide residential collection and disposal of solid waste and recyclable materials.

COLLECTION shall mean the picking up and collecting of all garbage, recycling and refuse which is deposited in standard containers set at or near the curb or street edge on the Village right of way at residential dwellings within the corporate limits of the Village. Collection shall also include the transporting of such garbage and refuse to the incinerator.

COMMERCIAL shall mean a business operating wholly or partly within the Village boundaries and all residences or houses having more than two (2) families occupying it and all single dwelling units having more than three (3) boarders or roomers living there, being wholly or partly within the Village boundaries.

DEMOLITION WASTE. That portion of solid wastes from the repair, remodeling, construction or reconstruction of buildings, such as lumber, roofing and sheathing scraps, rubble, broken concrete, asphalt, plaster, conduit, pipe, wire, insulation, and other like materials resulting from the demolition of buildings and improvements.

DESIGNATED RECYCLABLE MATERIALS shall mean aluminum cans, newspapers, bottle glass, plastic containers, corrugated cardboard, and other materials designated by the Village Board of the Village of Bloomington. *Refer to Section 17.03 regarding recyclable materials.*

GARBAGE shall mean animal and vegetable waste resulting from the handling, preparation, cooking and consumption of food, including small game. All wet garbage shall be drained and

wrapped and deposited in a standard container(s) as defined below. Newspaper used as a wrapper for wet garbage need not be recycled.

HAZARDOUS WASTE. Radioactive, volatile, highly flammable, explosive, toxic or hazardous materials. Hazardous materials shall include, but not be limited to, any amount of waste listed or characterized hazardous by the U.S. Environmental Protection Agency or any state agency pursuant to the Resource Conservation and Recovery Act of 1976, as amended, and applicable state law.

INDUSTRIAL shall mean a manufacturing operation or its equivalent operating wholly or partly within the Village boundaries.

INSTITUTIONAL shall mean any school, college, church, hospital, nursing home or public building wholly or partly within the Village boundaries.

NEWSPRINT. That portion of newspapers (newspapers and advertising circulars normally accompanying newspapers) or periodicals and advertising circulars printed on newsprint which remain in substantially original condition at the time of disposal such that the material is suitable for commercial-grade recycling. "Newsprint" does not include the paper commonly used in the production of magazines, books and other physical media for written material or paper which is not suitable for recycling purposes or is in a state which makes separation unreasonable or unduly expensive, for reasons which include, but are not limited to, the following:

1. The paper has been put to another use, such as wrappings for other wastes, and is thus rendered unfit for commercial recycling;
2. The paper is no longer flat and folded to the approximate dimensions of its original condition;
3. The paper is mixed in with commercial or municipal litter or refuse as a result of the failure of citizen or business invitees to separate newspapers from other discarded materials outdoors or in publicly accessible areas of buildings;
4. The paper has been damaged or altered by any other means so as to make recycling impossible or unduly difficult.

NONDISPOSABLE MATERIALS.

Materials that shall not be considered garbage or refuse and which must be disposed of by the property owner, include, but are not limited to: earth, sod, rocks, concrete, full carcasses (dressed or undressed) of dead animals, furniture, mattresses, household appliances, materials from the remodeling or construction of homes or buildings, such as plaster or scrap lumber, yard waste, and tree trunks or branches larger than 4" in diameter.

NONRECYCLABLE MATERIALS shall include, but not be limited to, the following:

1. Glass -- All heat-resistant glass such as Pyrex, plate glass, safety and window glass, light bulbs, mirrors, broken glass, ceramic cups and dishes, china dishes, oven ware, and crystal shall be considered nonrecyclable.
2. Plastics -- Plastic wraps, egg cartons, Melmac-type plastic, and all forms of styrofoam shall not be placed with recyclable materials but shall be disposed of in the manner prescribed for other nonrecyclable refuse.
3. Glossy Paper -- All waxed paper, waxed cardboard, envelopes with gum labels, glossy paper and envelopes with plastic windows shall be considered nonrecyclable paper.
4. Refer to Section 17.03 for Recycling information.

RECYCLING shall mean the collection and marketing of designated materials for reprocessing or reuse. *Refer to Section 17.03 Recycling for more information.*

REFUSE shall mean waste, except bodily waste, including, but not limited to: rubbish, tin cans, paper, cardboard, pieces of glass, and ashes which normally result from the operation of a household except for recyclable materials designated in Section 17.03.

RESIDENTIAL shall mean a building having accommodations for, and occupied exclusively by, no more than one family.

STANDARD GARBAGE OR REFUSE CONTAINER. A standard garbage or refuse container, under this ordinance, shall be a can or container of not more than thirty-five (35) gallon capacity or equivalent, which has a tight-fitting lid and handles, and which is waterproof, or a plastic garbage bag of suitable strength and not to exceed the same size and capacity.

VILLAGE RECYCLING OFFICER shall mean an employee of the Village of Bloomington so designated by the Village Board of the Village of Bloomington.

YARD WASTES shall include, but not be limited to, grass clippings, holiday trees, leaves, brush clippings, branches less than 4" in diameter, weeds, and garden debris.

17.02 RESIDENTIAL COLLECTION AND DISPOSAL

- (1) **Placement of Containers for Collection.** All containers shall be placed at the curb or near the street edge for collection by the contractor by 6:00 a.m. on the day designated by the contractor for collection. Such containers shall not be put out for collection earlier than 6:00 p.m. of the day preceding the scheduled collection day.
- (2) **Collection and disposal** of garbage and refuse by the contractor shall take place at least once each week at each dwelling in the Village and the contractor shall establish and make public routes and pickup times for each residence. The Village shall establish the time of

collection of solid waste and recyclable materials, and the Clerk shall publish and provide written notice of the collection schedule.

- (3) **Collection service** shall be provided by the contractor as specified in paragraph 3, except that there shall be no pickup on the following holidays: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day. The route normally picked up on the holidays mentioned shall be done on the following working weekday.
- (4) **Hospital/Medical Wastes**. It shall be unlawful for any person to place for collection any pathogenic hospital or medical wastes. Such items as needles and syringes may be disposed of as long as they are contained to eliminate injury to disposal personnel.
- (5) **Building Waste**. All demolition waste resulting from remodeling, construction, or removal of a building, roadway, or sidewalk shall be disposed of by the owner, builder, or contractor. Building materials of any kind will not be disposed of by the Village or its collection service.
- (6) **Yard Waste**.
 - (a) All yard waste must be kept separate from trash and recycling materials. Yard waste will be picked up and disposed of daily by Village employees during the months of May through October, as time and weather conditions allow.
 - (b) To avoid plugging storm drains, do not mow, blow, or rake leaves, grass, etc. into the street or onto the curb.
 - (c) Yard waste needs to be bagged, boxed or put in containers NO LARGER THAN 32 GALLONS and placed at the curbside. Yard waste shall not be placed in wheelbarrows or other heavy metal containers. Yard waste will not be picked up if it is not in proper containers or if it's mixed with other material. Sod, rock, dirt, etc. should be put into pails.
 - (d) Brush and tree limb collection will be picked up and disposed of daily by Village employees during the months of May through October, as time and weather conditions allow.
- (7) **Recycling**. It shall be mandatory for all residents under this ordinance to separate designated recyclable materials from the garbage/refuse, and to place the garbage/refuse next to the curb, as defined above, to be eligible for collection by the Village's contractor. Recyclable items will be collected every other week, or as designated by the Village Board, on the same day as garbage/refuse collection, and will be collected at the curb, as defined above. A plastic recyclable bin will be provided at each residence for the purpose of separation and collection. The Village Board may promulgate reasonable rules regarding the recycling of designated materials. *Refer to Section 17.03 Recycling.*

- (8) **Nondisposable Materials.** These materials shall be disposed of in the manner prescribed by federal or state laws. It shall be unlawful for any person to place for collection any of the following wastes:
- (a) Hazardous waste
 - (b) Toxic wastes
 - (c) Chemicals
 - (d) Explosives or ammunition
 - (e) Drain or waste oil or flammable liquids
 - (f) Large quantities of paint
 - (g) Tires and batteries
 - (h) Dead animals
 - (i) Trees and stumps
 - (j) Gravel and concrete
 - (k) Construction debris
 - (l) Animal or human waste
 - (m) Appliances
 - (n) Hot ashes (ashes that are fully extinguished and dry may be left for collection in noncombustible containers).
- (9) **Non-recyclable materials** shall be disposed of in the manner prescribed for other refuse.
- (10) **Refunds.** Refunds or credits will not be issued to any person not using the Village's refuse service.
- (11) **Nonresidential Operators** - shall be responsible for either contacting the Village's contractor for collection or for utilizing a procedure which results in the recycling of recyclable materials to the extent required by this ordinance.
- (12) **Alteration of Recyclable Materials.** It shall be unlawful to intentionally alter recyclable materials so as to render them as nonrecyclable material.
- (13) **Refuse from Outside of Village.** It shall be unlawful to bring garbage, recycling or refuse from outside of the Village of Bloomington limits into the Village limits for disposal by the Village of Bloomington unless specifically authorized by agreement with the Village Board.
- (14) **Title to Refuse and Recyclable Materials.**
- (a) In the absence of an agreement to the contrary, title to the refuse and recyclable material placed for collection and disposal by the Village or its agents shall vest in the Village of Bloomington as soon as it is placed for collection. It shall be a violation of this Ordinance for any person unauthorized by the Village to collect or pick up or cause to be collected or picked up any recyclable materials that are placed for disposal by the Village or by any authorized agent. Any and each such unauthorized collection or scavenging of recyclable materials in violation hereof

shall constitute a separate and distinct offense punishable as provided for herein. Nothing herein shall be construed to allow the scavenging, removal, transportation, resorting of refuse which has been placed for disposal under this Ordinance. Any such scavenging or separation of refuse that has been placed for disposal by the producer of said refuse shall be deemed a violation of this Ordinance.

- (b) This Ordinance shall not prohibit the actual producer of recyclable materials or the owners of residential units or nonresidential units upon which recyclable materials have been accumulated from personally collecting, conveying, and disposing of recyclable materials, provided such producers or owners do not violate the intent of this Ordinance.

(15) Garbage Accumulation; When a Nuisance. The accumulation or deposit of garbage, trash, or putrescible animal or vegetable matter in or upon any lot or land or any public or private place within the Village which causes the air or environment to become noxious or offensive or to be in such a condition as to promote the breeding of flies, mosquitoes, or other insects, or to provide a habitat or breeding place for rodents or other animals, to which it otherwise becomes injurious to the public health is prohibited and declared to constitute a nuisance. Refuse areas shall be kept in a nuisance-free and odor-free condition. Refuse shall not be allowed to accumulate. Violation will result in the occupant and/or owner being notified to clean up the specified area with continued violations resulting in the owner being prosecuted under the provisions of this and other Village Ordinances.

(16) Improper Placement. No persons shall deposit, throw, or place any garbage, offal, dead animals, combustible refuse or other deleterious matter in any park, lane, alley, street, public grounds or public place within the Village, nor place any garbage, offal, dead animals or other refuse matter upon any private property not owned by such person. If not deemed noncollectible, these materials may be placed for collection on the owner's property if the same is enclosed in property vessels or containers, which shall be watertight and kept so with tightly fitting covers.

(17) Interference with Authorized Collector. No person other than an authorized collector shall collect or interfere with any garbage after it shall have been put into a garbage receptacle and deposited in the proper place for the collector, nor shall any authorized person molest, hinder, delay or in any manner interfere with an authorized garbage collector in the discharge of their duties.

(18) Right to Reject Materials. The hauler has the right to reject or leave at the curb any containers exceeding the capacity or weight limit, or recyclable material that is not prepared according to the specifications in this ordinance or in education material provided by the Village to the service recipients. Materials can also be left if not separated from solid waste, placed in the proper container, or are not designated recyclable materials for collection. The hauler also has the right to refuse to pick up any solid waste if it contains recyclable containers and material. In such cases, the hauler or attendant shall notify the generator of the materials about the reasons for rejecting the items either in writing or

verbally. The hauler shall also keep a list of such occurrences and provide it to the Village.

- (19) **Correction of Rejected Materials.** The occupant of the residence may (a) correct the violation and retain the material for the next regular collection date, or (b) contact the Village for an investigation. The Village recycling Officer, within twenty-four (24) hours, shall investigate tagged containers/bags, and if no violation is found as a result of correction by the occupant or by mistake on the part of the Contractor, the Village Recycling Officer will deliver the material to the contractor for disposal. If a violation is confirmed, the Village will not deliver the material to the contractor, and it will be the responsibility of the occupant to lawfully dispose of the tagged material.
- (20) **Penalty.** Any occupant not lawfully disposing of garbage or refuse or not complying with the mandatory recycling provisions of this ordinance, shall be subject to a forfeiture of not less than \$20.00 nor more than \$150.00 for each occurrence.

17.03 RECYCLING

- (1) **Purpose.** The purpose of this ordinance is to promote recycling, composting and resource recovery through the administration of an effective recycling program, as provided in §287.11, Wis. Stats., and Ch. NR 544, Wisconsin Administrative Code.
- (2) **Statutory authority.** This ordinance is adopted and authorized under §287.09(3)(b), Wis. Stats. and the Village of Bloomington.
- (3) **Abrogation and greater restrictions.** It is not intended by this ordinance to repeal, abrogate, annul, impair or interfere with any existing rules, regulations, ordinances or permits previously adopted or issued pursuant to law. However, whenever this ordinance imposes greater restrictions, the provisions of this ordinance shall apply.
- (4) **Interpretation.** In its interpretation and application, the provisions of this ordinance shall be held to be the minimum requirements and shall not be deemed a limitation or repeal of any other power granted by the Wisconsin Statutes. Where any terms or requirements of this ordinance may be inconsistent or conflicting, the more restrictive requirements or interpretations shall apply. Where a provision of this ordinance is required by the Wisconsin Statutes or by a standard in Ch. NR 544, Wis. Adm. Code, and where the provision of this ordinance is unclear, the provision shall be interpreted in light of the Wisconsin Statutes and Ch. NR 544 standards in effect on the date of the adoption of this ordinance or in effect on the most recent text amendment to this ordinance.
- (5) **Severability.** Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.
- (6) **Applicability.** The requirements of this ordinance shall apply to all persons within the Village of Bloomington.

- (7) **Administration.** The provisions of this ordinance shall be administered by the Village Clerk/Treasurer, Village law enforcement officer, and Village Board.
- (8) **Effective date.** The provisions of this ordinance shall take effect on the date the ordinance is adopted by the Village Board pursuant to Wis Stats. §66.0103.
- (9) **Definitions.** For the purpose of this recycling ordinance:
- (a) *Bi-metal container.* A container for carbonated or malt beverages that is made primarily of a combination of steel and aluminum.
 - (b) *Container Board.* Corrugated paperboard used in the manufacture of shipping containers and related products.
 - (c) *Foam polystyrene packaging.* Packaging made primarily from foam polystyrene that satisfies one of the following criteria:
 - 1. Is designed for serving food or beverages
 - 2. Consists of loose particles intended to fill space and cushion the packaged article in a shipping container.
 - 3. Consists of rigid materials shaped to hold and cushion the packaged article in a shipping container.
 - (d) *Glass Container.* A glass bottle, jar or other packaging container used to contain a product that is the subject of a retail sale and does not include ceramic cups, dishes, oven ware, plate glass, safety and window glass, heat resistant glass such as Pyrex, lead based glass such as crystal, or TV tubes.
 - (e) *HDPE.* High Density Polyethylene, labeled by the SPI code #4.
 - (f) *LDPE.* Low Density Polyethylene, labeled by the SPI code #4.
 - (g) *Magazines.* Magazines and other materials printed on similar paper.
 - (h) *Major Appliance.* A residential or commercial air conditioner, clothes dryer, clothes washer, dishwasher, freezer, microwave oven, oven, refrigerator, furnace, boiler, dehumidifier, water heater or stove.
 - (i) *Multiple-family Dwelling.* A property containing three (3) or more residential units, including those which are occupied seasonally.
 - (j) *Newspaper.* A newspaper and other materials printed on newsprint.
 - (k) *Non-residential Facilities and Properties.* Commercial, retail, industrial and governmental facilities and properties. Non-residential facilities and properties includes any location at which goods or services are provided or manufactured,

including locations under construction, demolition, or remodeling, or used for special events such as fairs, festivals, sport venues, conferences, and exhibits. This term does not include multiple family dwellings.

- (l) *Office Paper.* High grade printing and writing papers from offices in non-residential facilities and properties. Printed white ledger and computer printout are examples of office paper generally accepted as high grade. This term does not include industrial process waste, newspaper or packaging.
- (m) *Other resins or multiple resins.* Plastic resins labeled by the SPI code #7.
- (n) *Person.* Includes any individual, corporation, partnership, association, local governmental unit, as defined in Sec. 66.0131(1)(a), Wis. Stats., state agency or authority or federal agency.
- (o) *PETE or PET.* Polyethylene terephthalate, labeled by the SPI code #1.
- (p) *Plastic Container.* An individual, separate, rigid plastic bottle, can, jar or carton, except for a blister pack, that is originally used to contain a product that is the subject of a retail sale.
- (q) *Postconsumer Waste.* Solid waste other than solid waste generated in the production of goods, hazardous waste, as defined in s. 291.01(7), Wis. Stats., waste from construction and demolition of structures, scrap automobiles, or high-volume industrial waste, as defined in s. 289.01(17), Wis. Stats.
- (r) *PP.* Polypropylene, labeled by the SPI code #5.
- (s) *PS.* Polystyrene, labeled by the SPI code #6.
- (t) *PVC.* Polyvinyl chloride, labeled by the SPI code #3.
- (u) *Recyclable Materials.* Includes lead acid batteries, major appliances; waste oil; yard waste; aluminum containers; corrugated paper or other container board; foam polystyrene packaging; glass container; magazines; newspaper; office paper; rigid plastic container, including those made of PETE, HDPE, PVD, LDPE, PP, PS, and other resins or multiple resins; steel containers; waste tires; and bi-metal containers.
- (v) *Solid Waste.* The meaning specified in s. 289.01(33), Wis. Stats.
- (w) *Solid Waste Facility.* The meaning specified in s. 289.01(35), Wis. Stats.
- (x) *Solid Waste Treatment.* Any method, technique or process which is designed to change the physical, chemical or biological character or composition of solid waste. "Treatment" includes incineration.

- (y) *Waste Tire*. A tire that is no longer suitable for its original purpose because of wear, damage or defect.
- (z) *Yard Waste*. Leaves, grass clippings, yard and garden debris and brush, including clean woody vegetative material no greater than 4 inches in diameter. This term does not include stumps, roots or shrubs with intact root balls.

(10) Separation of Recyclable Materials.

Occupants of single family and 2-to-4-unit residences, multiple-family dwellings and non-residential facilities and properties shall separate the following materials from post-consumer waste:

- (a) Lead acid batteries
- (b) Major Appliances
- (c) Waste Oil
- (d) Yard Waste
- (e) Aluminum Containers
- (f) Bi-metal Containers
- (g) Corrugated paper or other container board
- (h) Foam polystyrene packaging
- (i) Glass containers, including clear, green and brown
- (j) Magazines
- (k) Newspaper
- (l) Office Paper
- (m) Rigid plastic containers made of PETE, HDPE, PVC, LDPE, PP, PS, and other resins or multiple resins
- (n) Steel Containers
- (o) Waste Tires

(11) Separation Requirements Exempted.

The Separation requirements of Section (10) do not apply to the following:

- (a) Occupants of single family and 2-to-4-unit residences, multiple-family dwellings and non-residential facilities and properties that send their post-consumer waste to a processing facility licensed by the Wisconsin Department of Natural Resources that recovers the materials specified in Section (10) from solid waste in as pure a form as is technically feasible.
- (b) Solid waste which is burned as a supplemental fuel at a facility if less than 30% of the heat input to the facility is derived from the solid waste burned as supplemental fuel.
- (c) A recyclable material specified in Section (10) (e) through (o) for which a variance has been granted by the Department of Natural Resources under Sec. 287.11(2)(m), Wis. Stats., or Sec. NR 544.14 Wis. Administrative Code.

(12) Care of Separated Recyclable Materials.

To the greatest extent practicable, the recyclable materials separated in accordance with Section (10) shall be clean and kept free of contaminants such as food or product residue, oil or grease, or other non-recyclable materials, including but not limited to household hazardous waste, medical waste, and agricultural chemical containers. Recyclable materials shall be stored in a manner which protects them from wind, rain, and other inclement weather conditions.

(13) Management of Lead Acid Batteries, Major Appliances, Waste Oil and Yard Waste.

Occupants of single family and 2-to-4-unit residences, multiple-family dwellings and non-residential facilities and properties shall manage lead acid batteries, major appliances, waste oil, and yard waste as follows:

- (a) Lead acid batteries. Disposal of batteries shall be the responsibility of the owner of the batteries. The Village will not be responsible for this disposal.
- (b) Major appliances. Disposal of major appliances shall be the responsibility of the owner of the appliance. The Village will not be responsible for this disposal.
- (c) Waste oil shall be put in a plastic jug with the cap on and placed curb side and will be picked up bi-weekly with the other recyclable materials.
- (d) Yard waste shall be kept out of the bins for garbage and recyclable materials. Grass clippings, brush and branches will be picked up and disposed of by the Village's employees. *Refer to s. 17.02(6) Yard Waste.*

(14) Preparation and Collection of Recyclable Materials.

Except as otherwise directed by the Village Board, occupants of single family and 2-to-4-unit residences shall do the following for the preparation and collection of the separated materials specified in Section (10) (e) through (o). All items are to be placed in or near the approved recycling bin and placed upon the curb on the day designated for collection.

- (a) Aluminum. All types of aluminum, such as cans, foil pie pans and trays, and window screen frames, are acceptable. Containers shall be rinsed thoroughly and flattened as much as possible and placed in the approved container provided by the Village.
- (b) Bi-metal containers. Bi-metal containers shall be rinsed thoroughly, the labels shall be removed, both ends shall be cut out, and container flattened as much as possible. Note: Both ends of tin cans are recyclable.
- (c) Corrugated paper or other container board. Corrugated cardboard shall be broken down and tied in bundles or placed in or alongside of the approved container provided by the Village. Cardboard should be free of debris and kept dry.
- (d) Foam polystyrene packaging. Foam polystyrene packaging shall be rinsed free of product and placed in the approved container provided by the Village.

- (e) Glass bottles and jars. All lids shall be removed, and all contents emptied, the interiors rinsed and all glass bottles and glass jars shall be placed in the approved container provided by the Village.
- (f) Magazines and Newsprint. Magazines and newsprint shall be free of debris, flattened and bundled or placed in the approved container provided by the Village.
- (g) Office paper. Office paper shall be placed in approved container provided by the Village.
- (h) Plastic Containers. Plastic containers made of PETE #1, HDPE #2, PVC #3, LDPE #4, PP #5, PS #6, and other resins or multiple resins #7 shall all be rinsed free of product, caps and lids removed, and plastic placed in the approved container provided by the Village.
- (i) Steel containers. Steel containers shall be washed, labels removed, ends cut out and flattened if possible, and placed in the approved container provided by the Village.
- (j) Waste tires. Disposal of waste tires shall be the responsibility of the owner.

(15) Responsibilities of Owners or Designated Agents of Multiple-Family Dwellings

- (a) Owners or designated agents of multiple-family dwellings shall do all of the following to recycle the materials specified in Section (10) (e) through (o):
 - 1. Provide adequate, separate containers for the recycling program established in compliance with the ordinance. The number of recycling containers shall equal or be greater than the number of trash containers and at least one of the following shall be met:
 - a. The minimum total volume of recycling container space is equal to 20 gallons per week per dwelling unit.
 - b. The ratio of trash container volume to recycling container volume is at most 2:1.
 - c. An alternative method that does not result in the overflow of a recycling container during the time period between collection of materials and delivery to a recycling facility.
 - 2. Notify tenants in writing at the time of renting or leasing the dwelling and at least semi-annually thereafter about the established recycling program.
 - 3. Provide for the collection of the materials separated from the solid waste by the tenants and the delivery of the materials to a recycling facility.

4. Notify tenants which materials are collected, how to prepare the materials in order to meet the processing requirements, collection methods or sites, and locations of drop-off collection sites to recycle materials not collected on-site.
- (b) The requirements specified in (a) do not apply to the owners or designated agents of multiple-family dwellings if the postconsumer waste generated within the dwelling is treated at a processing facility licensed by the Department of Natural Resources that recovers for recycling the materials specified in Section (10) (e) through (o) from solid waste in as pure a form as is technically feasible.

(16) Responsibilities of Owners or Designated Agents of Non-Residential Facilities and Properties.

- (a) Owners or designated agents of non-residential facilities and properties shall do all of the following to recycle the materials specified in Section (10) (e) through (o):
 1. Provide adequate, separate containers for the recycling program established under this section. The total volume of recycling containers shall be sufficient to avoid overflow during the time period between collection of materials and delivery to a recycling facility.
 2. Notify in writing, at least semi-annually, all users, tenants and occupants of the properties about the established recycling program.
 3. Provide for the collection of the materials separated from the solid waste by the users, tenants and occupants and the delivery of the materials to a recycling facility.
 4. Notify users, tenants and occupants of reasons to reduce and recycle, which materials are collected, how to prepare materials in order to meet the processing requirements, collection methods or sites, locations and hours of operation, a contact person or company, including a name, address and telephone number, and locations of drop-off collection sites to recycle materials not collected on-site..
- (b) The requirements specified in (a) do not apply to the owners or designated agents of non-residential facilities and properties if the postconsumer waste generated within the facility or property is treated at a processing facility licensed by the Department of Natural Resources that recovers for recycling the materials specified in Section (10) (e) through (o) from solid waste in as pure a form as is technically feasible.

(17) Prohibitions on Disposal of Recyclable Materials Separated for Recycling.

No person may dispose of in a solid waste disposal facility or burn in a solid waste treatment facility any of the materials specified in Section (10) (e) through (o) which have been separated for recycling, except waste tires may be burned with energy recovery in a solid waste treatment facility.

(18) Enforcement.

- (a) For the purpose of ascertaining compliance with the provisions of this ordinance, any authorized officer, employee or representative of the Village of Bloomington may inspect recyclable materials separated for recycling, post-consumer waste intended for disposal, recycling collection sites and facilities, collection vehicles, collection areas of multiple-family dwellings and non-residential facilities and properties, and any records relating to recycling activities, which shall be kept confidential when necessary to protect proprietary information. No person may refuse access to any authorized officer, employee or authorized representative of the Village of Bloomington who requests access for purposes of inspection, and who presents appropriate credentials. No person may obstruct, hamper, or interfere with such an inspection.
- (b) Any person who violates a provision of this ordinance may be issued a citation by the Grant County Sheriff's Department Deputy serving the Village of Bloomington to collect forfeitures. The issuance of a citation shall not preclude proceeding under any other ordinance or law relating to the same or any other matter. Proceeding under any other ordinance or law relating to the same or any other matter shall not preclude the issuance of a citation under this paragraph.
- (c) Penalties for violating this ordinance may be assessed as follows:
 - 1. Any person who violates Section (17) may be required to forfeit \$50 for a first violation, \$200 for a second violation, and not more than \$2000 for a third or subsequent violation.
 - 2. Any person who violates a provision of this ordinance, except Section (17), may be required to forfeit not less than \$20 nor more than \$100 for each violation.