

ORDINANCE NO. 47

CONTROL OF GARBAGE AND REFUSE

The Village Board of the Village of Cochrane, Buffalo County, Wisconsin, do ordain as follows:

1. **Definitions.** As used in this ordinance, the words “garbage,” “refuse,” and “ashes” have the following meanings:
 - (a) Garbage - Wastes resulting from the handling, preparation, cooking and consumption of food; wastes from the handling, storage and sale of produce.
 - (b) Refuse - Combustible trash, including, but not limited to: paper, cartons, boxes, barrels, wood, excelsior, tree branches, yard trimmings, wood furniture, bedding; Non-combustible trash, including, but not limited to: metals, tin cans, metal furniture, dirt, small quantities of rock and pieces of concrete, glass, crockery, other mineral waste; Street rubbish, including but not limited to: street sweepings, dirt, leaves, catch basin dirt, contents of litter receptacles. Provided, refuse shall not include earth and wastes from building operations, nor shall it include solid wastes resulting from industrial processes and manufacturing operations such as food processing wastes, boilerhouse cinders, lumber, scraps and shavings.
 - (c) Ashes - Residue from fires used for cooking and for heating buildings.
2. **Uncovered Garbage.** It shall be unlawful to place or permit to remain anywhere in the Village any garbage, or other material subject to decay other than leaves or grass, except in a tightly covered metal container.
3. **Windblown Refuse.** It shall be unlawful to cause or permit to remain anywhere in the Village any dust, ashes, papers, or trash of such material that it can be blown away by the wind anywhere in the Village except in a covered container.
4. **Deposits on Streets.** It shall be unlawful to deposit or permit to fall from any vehicle any garbage, refuse or ashes on any public street or alley in the Village.
5. **Consent of Owner.** It shall be unlawful to dump or place any garbage, refuse or ashes on any premises in the Village without the consent of the owner of such premises.
6. **Disposal.** It shall be unlawful to dispose of any garbage, refuse or ashes anywhere in the Village except in an incinerator or disposal device properly constructed and operated or in a lawfully established garbage or refuse dump.

7. Offensive Smelling Garbage or Refuse. It shall be unlawful to cause or permit to accumulate any offensive smelling garbage or refuse anywhere in the Village. Such offensive smelling garbage or refuse shall be disposed of immediately to prevent the attracting and harboring of disease bearing animals and insects.

8. Safety. It shall be unlawful to cause or permit to accumulate any garbage or refuse which poses a threat to the health or safety of any person.

9. Enforcement. The violation of any of the above provisions of this ordinance shall constitute a nuisance. The fact that garbage, refuse or ashes remains on any occupant's premises in the Village in violation of this ordinance shall be prima facie evidence that the occupant of such premises is responsible for the violation of the ordinance occurring. Upon written complaint of such violation by at least two (2) persons residing in the Village of Cochrane, Wisconsin, the Village Marshall, or his designated agent, shall take the necessary action to abate such violation and nuisance by informing the owner or occupant thereof. Any person, firm or corporation violating any provisions of this ordinance shall forfeit to the Village Marshall, or his designated agent, a fee in the sum of Ten (10) Dollars for each such offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. The first offense will be deemed to occur 24 hours after the owner or occupant has been informed of such violation and nuisance by the Village Marshall or his designated agent. All such fees collected by the Village Marshall, or his designated agent, shall be turned over to the Village Treasurer of the Village of Cochrane, Wisconsin, at least monthly and an accurate record shall be kept of all fees collected.

10. Effective Date. This ordinance shall be in force from and after its passage, approval and publication.

Dated this 8th day of August, AD., 1978.

/s/ Vernon Florin
Village President

Attest:

/s/ Kermit Spieth
Village Clerk

This ordinance was unanimously passed and adopted at a Regular Meeting of the Village Board on Tuesday, August 8, 1978.

ORDINANCE NO. 47-AMENDMENT

CONTROL OF GARBAGE AND REFUSE

The Village Board of the Village of Cochrane, Buffalo County, Wisconsin, does ordain as follows:

The following changes and amendments shall be made to Ordinance No. 47, which is entitled "An Ordinance Providing for the Control of Garbage and Refuse in the Village of Cochrane, Wisconsin."

Section 6 is hereby amended to read as follows:

"It shall be unlawful to dispose of any garbage, refuse, or ashes anywhere in the Village and it shall specifically be unlawful to dispose of any garbage or refuse by open burning or in an incinerator or burn barrel."

This change and amendment shall be in force from and after its passage, approval, and publication.

Dated this 13th day of August, 1996.

/s/ Blaine Proue
Village President

Attest:
/s/ Lois Fetting
Village Clerk

This ordinance was unanimously passed and adopted at a Regular Meeting of the Village Board on August 13, 1996.