

MUNICIPAL CODE OF THE VILLAGE OF CASCO

CHAPTER 10

HEALTH AND SANITATION

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10.01 PUBLIC HEALTH

Kewaunee County maintains a Public Health Department and a Public Health Officer constituted under Ch. 251, Wis. Stats. The County Public Health Officer assumes the general administration of the Wisconsin health and sanitation laws within the Village and enforcement of the health laws of the State Board of Health. The Village Board shall administer other Village ordinances enacted by the Board regarding health and sanitation.

10.02 COMPULSORY CONNECTION TO SEWER

(1) WHEN REQUIRED. Whenever a sanitary sewer or water main becomes available to any building used for human habitation, the property owner shall connect to these systems in a manner prescribed by the Village, as provided for by §144.06, Wis. Stats.

(2) NOTIFICATION. The Village Clerk shall provide written notice to the owner or his agent to connect the building to such mains and to install such facilities or fixtures to permit passage of sewage to the sewerage system and to furnish an adequate supply of potable water for drinking.

(3) REMEDIES FOR FAILURE TO CONNECT. If the owner or his agent fails to comply with the notice by the Village Clerk, the Village may cause connection to be made, and the expense shall be assessed as a special tax against the property.

(4) PAYMENT PROVISION. The owner or his agent may, within 30 days after completion of the work, file a written option with the Village Clerk stating that he cannot pay the cost of connection in one sum and electing that such sum be levied in 5 equal annual installments, with interest at the available current rate per annum from the completion of the work.

(5) ABANDONMENT OF PRIVATE DISPOSAL SYSTEM. After connection of any building to the municipal sewer system, the owner shall properly and safely abandon and/or demolish the vacated privy, cesspool, septic tank, or water- less toilet previously used on the property. The Village may cause removal thereof and shall report the cost to the Treasurer who will add it to the tax roll as a special charge against the property.

10.03 KEEPING OF ANIMALS, FOWL AND BEES.

(1) FARM ANIMALS, FOWL AND BEES. NONE KEPT IN VILLAGE (a) No horse, mule, donkey, pony, cow, goat, swine, sheep, chickens, geese, ducks, doves, game birds or other fowl, or fur bearing animals, except rabbits, shall be kept within the Village at any time. (c) No animals enumerated in subsection (a) shall be permitted to run at large within the Village whether they are treated or regarded as pets.

(2) NUMBER OF CATS AND DOGS. No residence on any lot zoned as residential shall harbor more than a total of 3 dogs and cats in the Village (with the exception that a litter of pups or kittens may be kept for a period of time not exceeding 8 weeks from birth), without first obtaining from the Village Clerk a multiple dog/cat kennel keeping license. Any residence having greater than three dogs and cats at the time of enactment of this ordinance are "grandfathered" and may keep, though not replace, such pets, subject to adherence to the minimum standards for retaining a kennel license. The kennel license shall be issued on an annual basis by the Village Clerk for the fee prescribed by Ch. 174, Wis. Stats. The Village Board and the Village Clerk for prospective license shall reserve the right to issue such kennel license in that such are a matter of grace. All kennel licenses which have been issued by the Village Board through the Village Clerk, can be revoked or suspended for cause by an appropriate Village Board determination. Kennel license holders will be expected to adhere to the following minimum standards:

- (a) Maintain a population no larger than that which can be cared for.
- (b) Daily care: food, water, exercise.
- (c) Daily cleaning and sanitation.

(d) Available veterinary service where required.

(e) Maintain noise discipline to avoid nuisance to neighbors.

All dogs must adhere to the regulation and licensing provisions of Village Ordinance [Code §] 11.05.

(3) SANITARY REQUIREMENTS. Shall eliminate coops and fowls. Sanitary Requirements. All structures, buildings, or yards wherein animals are kept shall be maintained in a clean and sanitary condition, free of rodents, vermin and objectionable odors. Interior walls, ceilings, floors, partitions and appurtenances of such structures, except structures or houses occupied by no more than one dog, cat, rabbit or similar animal kept as a pet, shall be whitewashed or painted annually or more often if needed or directed to do so.

(4) ANIMALS EXCLUDED FROM FOOD HANDLING ESTABLISHMENTS. No person shall take or permit to remain of any dog, cat or other live animal on or upon any premises where food is sold, offered for sale or processed for consumption by the general public.

10.04 CONTROL OF WEEDS AND GRASSES.

(1) MOWING REQUIRED. No person owning property within the Village shall permit to grow or pollinate upon his premises any weeds or grasses and other rank growth of vegetation which cause or produce hay fever in human beings, exhale unpleasant or noxious odors or conceal filthy deposits. In order to prevent such growth and pollination, it shall be the duty of every property owner to mow or cause to be mowed upon his premises all grasses or weeds exceeding one foot in height.

(2) MOWING BY VILLAGE. It shall be the duty of the Public Works Director to enforce this section and if any person shall fail to comply herewith, the Public Works Director shall, after 5 days' written notice to the owner, cause the premises to be mowed and report the cost thereof in writing to the Village Clerk. Such charge shall be spread on the tax roll as a special tax to be collected in the same manner as other taxes unless such lands are exempt from taxation.

10.05 GARBAGE AND RUBBISH.

(1) DEFINITIONS. For the purpose of this section, the terms "garbage" and "rubbish" are defined as follows:

(a) "Garbage" is all organic waste, refuse and residue of animals, fruit or vegetable matter that attend the use of, preparation, cooking, dealing in or storage of meat, fish, fowl, fruit, vegetable or grain.

(b) "Rubbish" is any waste, other than that as defined in §10.05(1)(a) and listed in §10.14(4)(a) through (c).

(2) PRIVATE HAULING AND COLLECTION OF GARBAGE AND RUBBISH REGULATED. No person other than the Village and its agents, approved waste haulers, licensed contractors, or property owners shall collect or transport any garbage or rubbish over Village streets.

(3) BURNING OF GARBAGE AND RUBBISH PROHIBITED. No person other than the Village or its agents shall set fire to or burn any garbage or rubbish on any street or on any public or private premises.

(4) COLLECTION BY VILLAGE.

(a) Garbage and Rubbish Collection. The Village, by its agents or licensed contractors, shall once a week collect, remove, and dispose of all garbage and rubbish. Garbage and rubbish will only be collected from the property owner if it is placed in a waste container approved by the Village.

Property owners may contract for waste collection on their own with any waste hauler approved by the Village. All garbage and rubbish to be collected shall be placed in an approved waste container at the curb

line no later than 5:00 a.m. on the collection day and not earlier than 4:00 p.m. the preceding day. The collection day shall be determined by the Village.

Approved waste containers shall be given by the “hauler” the village chooses to contract with.

(b) Abnormal Pick-Up. Large item collection must be arranged with the Hauler or its agent with an appropriate extra collection fee.

(c) Storage of Waste Prior to Collection. For public health and aesthetic reasons, waste shall be stored in garbage containers with lids provided by the Hauler prior to collection day to prevent access to rodents or other animals. Waste containers shall be stored in areas not visible from the street.

Storage of garbage and refuse in roll-off boxes or dumpsters is permitted only in multifamily residential, commercial or industrial zoned areas unless specifically authorized by the Village Board. Roll-off boxes or dumpsters are permitted in single-family residential areas only for storing construction or demolition debris during major construction activities. If a major construction event extends beyond a 6-month period, the contractor or landowner shall be required to obtain a permit for the use of the roll-off box or dumpster.

(5) METHODS OF HANDLING AND DISPOSING OF VARIOUS WASTE.

The Village shall provide an explanation on how the property owner is required to handle and dispose of various types of waste.

10.06 CERTAIN BUSINESSES PROHIBITED.

(1) it is unlawful for any person, firm or corporation to establish, operate or maintain any dog kennel, tannery, slaughterhouse, commercial green house, within 500 feet of any residence, church or school within the Village.

(2) It is also unlawful for any person, firm or corporation to establish, operate or maintain any garbage disposal works or dumps or deposit or dump garbage or other refuse injurious to health within the village limits except in places where prescribed by the Village Board.

10.07 SALE AND DISPLAY OF FOOD.

(1) No person shall sell, offer for sale or hold for sale any meat, fish, fruits, vegetables or other articles of food or drink which is not fresh or properly preserved, sound, wholesome and safe for human consumption or the flesh of any animal which died by disease.

(2) Displayed food and dairy products, the provisions of the Wis. Stats. Relating to covering and displaying of food and dairy products are hereby adopted by reference and incorporated in this code as if fully set forth herein.

10.08 RESTAURANT REGULATIONS

(1) Definition: The term “restaurant” as used in this section shall mean any place, kitchen or conveyance where meals or lunches are prepared for sale, sole or served to transients or the general public.

(2) General sanitation: All restaurant premises shall be kept clean and free of litter or rubbish. All garbage and rubbish shall be kept in suitable, air-tight containers so as not to become a nuisance and shall be disposed of properly. No living or sleeping room, urinal, water closet, ash pit or coal bin shall connect directly with any room used for preparation, storing or serving of food. Between May 1 and October 1, all doors, windows and apertures shall be effectively screened, and doors shall be self-closing to prevent the entrance of flies. All equipment shall be kept clean and free from dust, dirt, insects and other contaminating material.

(3) Cleanliness and Health of Employees: (a) Clothing and Conduct. All restaurant employees or workers shall wear clean clothing, hair nets, caps or be pulled back and shall keep their hands clean at all times while engaged in handling food, drinks, utensils or equipment. Employees or workers shall not expectorate or use tobacco in any form in any area in which food is prepared. (b) diseases. No person infected with any disease in a communicable form or who is a carrier of any contagious disease shall work in any restaurant and no restaurant owner or operator shall employ any such person to work in any restaurant.

(4) Water supply and plumbing: In every restaurant adequate safe water under pressure shall be convenient and available in any room where food is prepared or utensils washed. Private water supplies shall be tested for purity

not less than once every 6 months in the manner directed by the State. Plumbing shall be so designed, installed and maintained to prevent contamination of the water supply, food, drink or equipment.

(5) Cleansing of utensils and equipment. In order to ensure proper cleansing and disinfection for glasses, cups, dishes and other eating utensils in restaurants, they shall be thoroughly washed and sanitized after each use by one of the following methods as described in ss. Ch 96.31 and ch 96.32 of the Wisconsin Administrative Code, which are incorporated in this section by reference as if fully set forth herein. Glasses or utensils may be chilled in cold running water or dry cold chests/coolers but shall not be chilled in a stationary container of cold or ice water.

(6) Responsibility for Compliance: It shall be the duty of the restaurant owner or operator to comply with the provisions of this section. Restaurant employees and workers shall also be personally responsible for compliance with sub (3) of this section

10.09 GROCERY STORE AND MEAT MARKET SANITATION.

No person shall operate a grocery store or meat market within the Village of Casco in an insanitary, filthy or unclean manner so as to endanger the health of patrons, or other persons. In all grocery stores and meat markets, refrigerator counters shall be kept in a sanitary condition and shall maintain a temperature of 40 degrees Fahrenheit or below. Spoiled or unwholesome food shall be removed from the refrigerator immediately upon detection. The walls and ceilings of the store and stock rooms shall be kept clean and painted. Basements shall be clean and orderly, and all refuse or garbage kept inside the premises must be placed in containers properly covered and disinfected when necessary. Meat grinders, hooks and all other utensils must be cleaned at the end of each workday. All unwrapped bakery or confectionery products shall be handled in such a manner that they do not come into direct contact with the hands of the individual selling them. The operator of the store or market shall be responsible for compliance with this section.

10.10 MEAT INSPECTION

No person shall sell, have, keep or expose for sale for human consumption the flesh or meat food products of any cow, calf, sheep, swine, oes or goat in the Village of Casco unless the same shall have been slaughtered, inspected or prepared under the supervision of a United States Government Inspector or in accordance with the regulations of governing the inspection for meat as prescribed by the United States Department of Agriculture Bureau of Animal Industry.

10.11 LITTERING OF PUBLIC PLACES.

(1) No person(s) shall place or leave any slops, dirt, water or other liquid of offensive smell or otherwise nauseous and unwholesome or any dead carcass, carrion, meat, fish, entrails, manure or other nauseous or unwholesome substance or matter or any dirt, straw or other rubbish, or any ashes, garbage, dirt or refuse of any kind or description in or upon any street, gutter, sidewalk or public grounds in the Village; any person violating any provision of this section shall be guilty of a violation of this section and will be fined by the Village. (2) Throwing or keeping unwholesome substance on lots: It is unlawful for any person (s) company or for any officer, member, gent, servant or employee of any company to place, deposit, throw, permit, keep, permit or maintain any garbage, slops or other liquid r substance of offensive smell, or otherwise nauseous or unwholesome in or upon any lot, part of a lot, yard or parcel of land within the limits of the Village unless in the same shall be securely enclosed and safely covered in a water tight box, bag, bin, can or vessel with a water tight cover securely attached. (3) Littering Highways/Roads and Waters: (a) no person (s) shall throw, deposit or permit to be blown on or fall on any public street or highway between lot lines, whether paved or unimproved. Or upon the waters, public walks within the Village, any ashes, dirt, papers, tin cans, bottles or any other rubbish and any such violation by any occupant of a motor vehicle or walking shall constitute a violation on the part of the person. This section shall not affect the placing of rubbish, garbage or of any other such waste material along the curb lines for the regular collection and disposal of the same by the garbage/recycling collectors in accordance with the rules and regulations of the Village. This section shall also not apply with respect to salt, sand or other abrasive materials spread on the street or sidewalk because of ice or snow. (b) no person (s) shall deposit any rubbish, tin cans, bottles, entire trees or entire shrubs, or any other waste material at the Village landfill site. Only designated material may be deposited into the bins by Village Residents only where it is designated and designed to be deposited.

10.12 RESERVED.

Editor's note-An ordinance adopted Sept.7, 2004, deleted § 9.12-9.13 which had pertained to various health

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10.14 RECYCLING.

(1) GENERAL PROVISIONS.

(a) Title. This section shall be known as the Recycling Ordinance of the Village of Casco.

(b) Purpose. The purpose of this section 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, Wis. Adm. Code.

(c) Authority. This section is adopted as authorized under 287.09(3)(b), Wis. Stats.

(d) Abrogation and Greater Restrictions. It is not intended by this section 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 section imposes greater restrictions, the provisions of this section shall apply.

(e) Interpretation. In their interpretation and application, the provisions of this section 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 section may be inconsistent or conflicting, the more restrictive requirements or interpretation shall apply. Where a provision of this section is required by state statutes, or by a standard in Ch. NR 544, Wis. Adm. Code, and where the section provision is unclear, the provision shall be interpreted in light of the state statutes and the Ch. NR 544 standards in effect on the date of the adoption of this section, or in effect on the date of the most recent text amendment to this section.

(f) Severability. Should any portion of this section be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this section shall not be affected.

(g) Applicability. The requirements of this section apply to all persons within the Village.

(2) ADMINISTRATION. The provisions of this section shall be administered by the Village Board.

(3) DEFINITIONS. For the purposes of this section:

Bi-metal container means a container for carbonated or malt beverage that is made primarily of a combination of steel and aluminum.

Container board means corrugated paperboard used in the manufacture of shipping containers and related products.

Foam polystyrene packaging means 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.

HDPE means high density polyethylene, labeled by SPI Code #2.

LDPE means low density polyethylene, labeled by SPI Code #4.

Magazines means magazines and other materials printed on similar paper.

Major appliance means a residential or commercial air conditioner, clothes dryer, clothes washer, dishwasher, freezer, microwave oven, oven, refrigerator, stove, commercial furnace, boiler or water heater.

Multiple-family dwelling means a property containing 5 or more residential units, including those which are occupied seasonally.

Newspaper means a newspaper and other materials printed on a newsprint.

Non-residential facilities and properties means a commercial, retail, industrial, institutional and governmental facility and properties. The term does not include multiple-family dwellings.

Office paper means high grade printing and writing papers from offices in nonresidential facilities and properties. Printed white ledger and computer printouts are examples of office paper generally accepted as high grade. This term does not include industrial process waste.

Other resins or multiple resins means plastic resins, labeled SPI Code #7.

Person includes any individual, corporation, partnership, association, local governmental unit, as defined in §66.299(1)(a), Wis. Stats., state agency or authority or federal agency.

PETE means polyethylene terephthalate, labeled by SPI Code #1.

Plastic container means 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.

Postconsumer waste means solid waste other than solid waste generated in the production of goods, hazardous waste, as defined in §144.61(5), Wis. Stats., waste from construction and demolition of structures, scrap automobiles, or high-volume industrial waste, as defined in §144.44(7)(a)1., Wis. Stats.

PP means polypropylene, labeled by SPI Code #5.

PS means polystyrene, labeled by SPI Code #6.

PVC means polyvinylchloride, labeled by SPI Code #3.

Recyclable materials includes lead acid batteries; major appliances; waste oil; yard waste; aluminum containers; corrugated paper or other container board; foam polystyrene packaging; glass containers; magazines; newspaper; office paper; rigid plastic containers, including those made of PETE, HOPE, PVC, LOPE, PP, PS and other resins or multiple resins; steel containers; waste tires; and bi-metal containers.

Solid waste has the meaning specified in § 144.0 I(15), Wis. Stats.

Solid waste facility has the meaning specified in §144.43(5), Wis. Stats.

Solid waste treatment means any method, technique or process which is designed to change the physical, chemical or biological character or composition of solid waste. "Treatment" includes incineration.

Waste tire means a tire that is no longer suitable for its original purpose because of wear, damage or defect.

Yard waste means leaves, grass clippings, yard and garden debris and brush, including clean woody vegetative material no greater than 6" in diameter. This term does not include stumps, roots or shrubs with intact root balls.

(4) SEPARATION OF RECYCLABLE MATERIALS. Occupants of single-family and 2- to 4-unit residences, multiple-family dwellings and non-residential facilities and/or properties shall separate the following materials from postconsumer 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
- (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.

(5) SEPARATION REQUIREMENTS EXEMPTED. The separation requirements of sub. (4) do not apply to the following:

- (a) Occupants of single-family and 2-unit to 4-unit residences, multiple-family dwellings and nonresidential facilities and/or properties that send their postconsumer waste to a processing facility licensed by the state DNR that recovers the materials specified in sub. (4) 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 sub. (3) for which a variance has been granted by the DNR under §287.11(2m), Wis. Stats., or §NR 544.14, Wis. Adm. Code.

(6) CARE OF SEPARATED RECYCLABLE MATERIALS. To the greatest extent practicable, the recyclable materials separated in accordance with sub. (5) 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 container which protects them from wind, rain, and other such adverse weather conditions.

(7) MANAGEMENT OF LEAD ACID BATTERIES, MAJOR APPLIANCES, WASTE OIL AND YARD WASTE. Occupants of single-family and 2-unit to 4-unit residences, multiple-family dwellings and nonresidential facilities and properties shall manage lead acid batteries, major appliances, waste oil, and yard waste as follows:

- (a) Lead acid batteries shall not be accepted for disposal by the Village.
- (b) Major appliances, resident must call the garbage facility used by the Village. No appliances shall be dropped off at the Village Collection Site
- (c) Waste oil shall not be accepted for disposal by the Village.
- (d) Yard waste shall be brought to the Village disposal site in the spring and fall and other times as specified by the Village Board for Village Residents only.

(8) PREPARATION AND COLLECTION OF RECYCLABLE MATERIALS. Except as otherwise directed by the Village Board, occupants of single-family and 2-unit to 4-unit residences shall do the following for preparation and collection of the separated materials specified in sub. (4)(e) - (o).

- (a) Aluminum containers shall be collected curbside in the recycling container.
- (b) Bi-metal containers shall be collected curbside in the recycling container.
- (c) Corrugated paper or other container board shall be bundled and collected at the curb.
- (d) Foam polystyrene packaging shall be disposed of with garbage in clear plastic bags with stickers affixed.
- (e) Glass containers shall be rinsed and covers removed and then collected curbside in the recycling container.
- (f) Magazines shall be bundled and collected at the curb. Must be clean and dry.
- (g) Newspaper shall be bundled and collected at the curb. Must be clean and dry.
- (h) Office paper shall be bundled and collected at the curb.
- (i) Rigid plastic containers shall be prepared and collected as follows:
 - 1. Plastic containers made of PETE (#1) shall be rinsed to remove residue and shall be collected curbside in the recycling center.
 - 2. Plastic containers made of HDPE (#2) shall be rinsed to remove residue and collected curbside in the recycling container.
 - 3. Plastic containers made of PVC shall be disposed of with garbage.
 - 4. Plastic containers made of LDPE shall be disposed of with garbage.

5. Plastic containers made of PP shall be disposed of with garbage.
6. Plastic containers made of PS shall be disposed of with garbage.
7. Plastic containers made of other resins or multiple resins shall be disposed of with the garbage.

(j) Steel containers shall have labels removed, rinsed, and shall be collected curbside in the recycling container.

(k) Waste tires shall be disposed of with the tire dealer when purchasing new tires or taken to a private recycler or the Kewaunee County Landfill for disposal.

(9) RESPONSIBILITIES OF OWNERS OR DESIGNATED AGENTS OF MULTIFAMILY DWELLINGS

(a) Owners or designated agents of multiple-family dwellings shall do all of the following to recycle the materials specified in sub. (4)(e)-(o):

1. Provide adequate, separate containers for the recycling materials.
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 of reasons to reduce and recycle solid waste, which materials are collected, how to prepare materials in order to meet the processing requirements, collection methods or sites, locations and hours of operation and contact person or company, including name, address and telephone number.

(b) The requirements specified above do not apply to the owners or designated agents of multiple-family dwellings if the post-consumer waste generated within the dwelling is treated at a processing facility licensed by the DNR that recovers for recycling the materials specified in sub (4) from solid waste in as pure a form as is technically feasible.

(10) RESPONSIBILITIES OF OWNERS OR DESIGNATED AGENTS OF NON-RESIDENTIAL FACILITIES AND/OR PROPERTIES. Owners or designated agents of non-residential facilities and properties shall do all of the following to recycle the materials specified in sub (4)(e-o):

- (a) Provide adequate, separate containers for the recyclable materials.
- (b) Notify in writing, at least semi-annually, all users, tenants and occupants of the properties about the established recycling program.
- (c) 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.
- (d) 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 and a contact person or company, including a name, address and telephone number.

Owners or designated agents of non-residential facilities and/or properties who fail to implement and continually thereafter carry out the requirements of this subsection shall be subject to the forfeiture penalties set forth under sub. (26) entitled "Enforcement".

(11) 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 sub. (4)(e)-(o) which have been separated for recycling, except waste tires may be burned with energy recovery in a solid waste treatment facility.

(12) ENFORCEMENT.

(a) Purpose. For the purpose of ascertaining compliance with the provisions of this section, any authorized officer, employee or representative of the Village 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, corporation or other form of legal/business entity may refuse access to any authorized officer, employee or representative of the Village who requests access for purposes of said inspection and who presents appropriate credentials. No person, corporation or other form of legal/business entity may obstruct, hamper or interfere with such an inspection.

(b) Citations. Any person who violates a provision of this section may be issued a citation by the Village Police Department to collect forfeitures. The issuance of a citation shall not preclude proceedings under any other ordinance or law relating to the same or any other matter. Proceedings under any other ordinance or law relating to the same or other matter shall not preclude the issuance of a citation under this paragraph.

(c) Penalties. Penalties for violating this section may be assessed as follows:

1. Any person who violates sub (11) may be required to forfeit \$50 for the 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 section, except sub. (11), may be required to forfeit not less than \$10 nor more than \$1000 for each violation.

10.20 PENALTIES.) Except as otherwise provided herein, the penalty for violation of any provisions of this chapter shall be a penalty. A separate offense shall be deemed committed on each day on which a violation occurs or continues, provided no forfeiture shall be imposed for a violation of § 9.02 when connection to the sewer main is enforced at the expense of the property owner.