

TOWN OF COTTAGE GROVE - CODE OF ORDINANCES

ORDINANCE OF THE TOWN OF COTTAGE GROVE, WISCONSIN

Adopted pursuant to Sec. 25.01 of the Town of Cottage Grove Code

Title: Ordinance 2021-05-03 ESTABLISHING A TOWN YARD WASTE DROP OFF SITE

Code Section(s) created, amended, or repealed	<u>16.01(30), 16.02(7) and 16.06</u>
Presented to Board by	<u>Town Clerk as drafted by Atty. Cole</u>
Committee Review by	<u>None</u>
Date(s) Public Hearing(s) held (if required)	<u>May 3, 2021</u>
Date adopted	<u>May 3, 2021</u>
Vote	<u>5-0</u>
Date of posting of adoption of ordinance	<u>May 5, 2021</u>
Date of publication of adoption of ordinance	<u>May 12, 2021</u>

**WHEREAS**, the Town Board deems it in the public interest to establish and regulate a town yard waste drop off site for the use of Town residents.

**NOW, THEREFORE**, the Town Board of the Town of Cottage Grove, Dane County, Wisconsin, do ordain as follows:

Section 16.01(30) shall be amended to read as follows:

"Yard Waste" means leaves, grass clippings, yard and non-woody garden debris and brush, including ~~clean woody vegetative material~~ no greater than six four inches in diameter. This term does not include tree branches, brush, stumps, roots, sod or shrubs with intact root balls.

Section 16.02(7) shall be amended to read as follows:

(d) Yard Waste shall NOT be disposed of as Solid Waste. Town residents are encouraged to compost or burn their own Yard Waste; provided an Open Burning Permit is obtained as specified under s. TCG § 11.02. However, ~~brush and other clean~~ grass clippings, leaves and non-woody vegetative material no greater than six four inches in diameter may be taken to any designated yard waste drop off center for disposal or recycling as wood chips, which have a subsequent re-use as a means of erosion control or as a decorative groundcover the Town's yard waste drop off site as established by s. TCG § 16.06.

Section 16.06 of the Code of Ordinances is hereby created to read as follows:

**16.06 TOWN YARD WASTE DROP OFF SITE.**

(1) ESTABLISHMENT.

The Town yard waste drop off site shall be established and located within the designated area of the Town Public Works Department facility located at 4062 County Road N, Cottage Grove, Wisconsin. The Town yard waste drop off site may be terminated or relocated by future order of the Town Board.

(2) USE.

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The Town yard waste drop off site may be used by Town residents during hours specified by the Town Board for deposit of unbagged grass clippings, leaves and non-woody vegetative material no greater than 4 inches in diameter. All persons entering upon the Town yard waste drop off site and/or depositing any material therein shall comply with all regulations thereof. All materials shall be deposited within the designated container for such material.

(3) FEES.

All individuals utilizing the Town yard waste drop off site shall be subject to all applicable fees set forth in the Town Fee Schedule.

(4) UNLAWFUL DEPOSIT.

No person shall place any garbage, refuse, demolition material, tree branches, brush, roots, stumps or sod, or any other material not designated for acceptance within the Town yard waste drop off site. No person who is not a resident of the Town of Cottage Grove shall deposit any material within the Town yard waste drop off site unless previously approved by the Town Clerk or Highway Superintendent.

(5) ANTI-SCAVENGING AND UNLAWFUL REMOVAL OF RECYCLABLES.

It shall be unlawful for any person, unless under contract with or licensed by the Town, to collect or remove any material that has been deposited at the Town yard waste drop off site.

(6) ENFORCEMENT.

Any person violating any provision of this section shall be subject to the penalties as a Class D forfeiture as set forth in section 25.04.

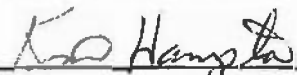
(7) EFFECTIVE DATE.

This ordinance shall take effect upon passage and publication as provided by law.


All other provisions of Code of Ordinances not specifically amended herein shall remain unmodified and in full force and effect.

The above and foregoing ordinance was duly adopted at a meeting of the Town Board of the Town of Cottage Grove on the 3<sup>rd</sup> day of May, 2021, by a vote of 5 in favor and 0 opposed.

TOWN OF COTTAGE GROVE

  
\_\_\_\_\_  
Kris Hampton, Town Chair

ATTEST:

  
\_\_\_\_\_  
Kim Banigan, Town Clerk

AFFIDAVIT OF POSTING OF  
TOWN OF COTTAGE GROVE ORDINANCE

STATE OF WISCONSIN     )  
  ) ss.  
COUNTY OF DANE         )

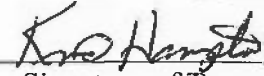
I, Kim Banigan, Cottage Grove Town Clerk, being first duly sworn, on oath, state as follows:

On May 5, 2021, the following Town of Cottage Grove Town Ordinance was duly posted on the Town of Cottage Grove's internet site and on the Cottage Grove Town Hall Bulletin board, all in accordance with TCG 25.01(4) and Wis. Stats., §60.80.

**Town Board Ordinance 2021-05-03  
Establishing a Yard Waste Drop Off Site**

  
\_\_\_\_\_  
Kim Banigan, Cottage Grove Town Clerk

Subscribed to and sworn before me  
this 5th day of May, 2021.

  
\_\_\_\_\_  
Signature of Town Board Chair

or

\_\_\_\_\_  
\_\_\_\_\_  
(print name)  
Notary Public, State of Wisconsin  
My Commission expires: \_\_\_\_\_

