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SECTION 6.1.02. FALSE ALARMS

(1) Definition. False alarm means an alarm signal that by purpose or design elicits a response by the law enforcement officers or fire department personnel when, in fact, a situation warranting a response does not exist.

(2) Forfeiture. Any person having a burglar alarm, or any type of intrusion or fire alarm, shall forfeit the amount as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances for false alarms responded to by Village of Lake Hallie personnel, or Chippewa Fire Protection District.

(Formerly Hallie Ordinance No. 128 "False Alarms" adopted 12/89)

SECTION 6.1.04. SOLID MATERIAL HEATING

(1) Adoption by Reference. National Fire Protection Association (NFPA) standard 211 current edition is hereby adopted by reference. The provisions of which shall be available for review at the offices of the Chippewa Fire District.

(2) Scope. All solid material heating shall conform to the requirements of this

section, and applicable provisions of the Wisconsin Administrative Code.

(3) Inspector. "Inspector" means the administrative authority and shall be the Fire Inspector of the Chippewa Fire District.

(4) Inspection.

(a) Inspection shall be made after installation of the solid material heating system, but before such equipment has been put in normal operation.

(b) Where tests are deemed necessary by inspection, all material and assistance necessary for such tests shall be furnished by the installer.

(c) An hourly rate for special inspections, monitoring, testing, plan review and other activities that require supervision by the Chippewa Fire District as outlined herein shall be determined by the rate schedule adopted by the Chippewa Fire District Board of Directors. Such rate or fee shall be billed to the applicant, owner or occupant.

(5) Powers and Duties of Inspector.

(a) The Inspector shall enforce all the provisions of this section and upon presentation of proper credentials to the owner and occupant may enter any building or premises for the purpose of inspecting the solid material heating systems.

(b) If it is found after inspection that such work complies with the provisions of this section and all other applicable laws, regulations and codes, usage shall be allowed.

(c) This section shall not be construed as an assumption of liability by the Village for any defective work or negligence in installation or operation.

(6) Penalty. Any person who shall be convicted of violating any provisions of this section or any order, rule or regulation made hereunder, shall be subject to a forfeiture as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances.

SECTION 6.1.05. OUTDOOR WOOD FIRED BOILER

(1) An outdoor wood-fired boiler may be installed and used in the Village of Lake Hallie only in accordance with all of the following provisions:

(2) Provisions:

- (2.1) The outdoor wood-fired boiler shall be installed and used on one acre or larger parcels.
- (2.2) Wood storage must be organized and rodent control must be provided.
- (2.3) Top of chimney must extend at least 18 feet above the ground surface.
- (2.4) New outdoor wood-fired boilers must meet EPA OWHH (Outdoor Wood-fired Hydronic Heater) Phase 1 Program Qualified
- (2.5). Fuel burned in any new or existing Outdoor Wood Boiler shall be only natural untreated wood, wood pellets, corn products, biomass pellets or other fuels specifically permitted by the manufacturer's instructions such as fuel oil, natural gas or propane backup.
- (2.6) Outdoor wood-fired boiler is used only for winter heating.
 - (1) Use is restricted to November 20 to March 20.
- (2.7) Restricted fuels
 - (1) Wood that has been painted, varnished or coated with similar material and/or pressure treated with preservatives and contains resins or glues as in plywood or other composite wood products
 - (2) Rubbish or garbage, including but not limited to food wastes, food packaging, food wraps.
 - (3) Any plastic materials including but not limited to nylon, PVC, ABS, polystyrene or urethane foam, and synthetic fabrics, plastic films and plastic containers.
 - (4). Rubber including tires or other synthetic rubber-like products

- (3) Penalty. Whoever violates this section shall forfeit shall forfeit the amount as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances. Each day of violation shall constitute a separate violation.

- (4) Permits. Permits will be issued by the Zoning Department.

- (5) Systems existing before passage of this ordinance are required:
 - (a) to obtain a permit.
 - (b) meet 2.2, 2.3, and 2.6 requirements.

SECTION 6.1.06. SMOKE AND HEAT DETECTORS

(1) Adoption by Reference. The provisions of Sec. 101.145 Wis. Stats., as may be from time to time amended, are hereby adopted and incorporated herein by reference. National Fire Protection Association (NFPA) standard 72-1999 edition, is hereby adopted by reference. The NFPA provisions shall be available for review at the offices of the Chippewa Fire Protection District.

- (2)** Definitions. As used in this section:
- (a)** "Residential building" means any public building which is used for sleeping or lodging purposes and includes any apartment house, rooming house, hotel, children's home, community-based residential facility or dormitory but does not include a hospital or nursing home.
 - (b)** "Sleeping area" means the area of the unit in which the bedrooms or sleeping rooms are located. Bedrooms or sleeping rooms separated by another use area such as a kitchen or living room are separate sleeping areas but bedrooms or sleeping rooms separated by a bathroom are not separate sleeping areas.
 - (c)** "Smoke detector" means a device which detects particles or products of combustion other than heat.
 - (d)** "Unit" means a residential building or that part of a residential building which is intended to be used as a home, residence or sleeping place by one person or by two or more persons maintaining a common household, to the exclusion of all others.
- (3)** Approval. A smoke detector required under this section shall be approved by Underwriters Laboratory.
- (4)** Installation and maintenance.
- (a)** The owner of a residential building shall install any smoke detector required under this section according to the directions and specifications of the manufacturer of the smoke detector.
 - (b)** The owner of a residential building shall maintain any such smoke detector that is located in a common area of that residential building.
 - (c)** The occupant of a unit in a residential building shall maintain any smoke detector in that unit, except that if an occupant who is not an owner, or a state, county, city, village officer, agent or employee charged under statute or municipal ordinance with powers or duties involving inspection of real or personal property, gives written notice to the owner that a smoke detector in the unit is not functional the owner shall provide, within 5 days after receipt of that notice, any maintenance necessary to make that smoke detector functional.
- (5)** Requirement. The owner of a residential building shall install and maintain a functional smoke detector in the basement and at the head of any stairway on each floor level of the building and shall install a functional smoke detector either in each sleeping area of each unit or elsewhere in the unit within 6 feet of each

sleeping area and not in a kitchen.

(6) Penalty. Whoever violates this section shall forfeit the amount as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances. Each day of violation shall constitute a separate violation.

(7) Inspection and Orders. The Chippewa Fire Protection District may inspect all residential buildings, except the interior of private dwellings, as may be necessary to ensure compliance with this section. The District may inspect the interior of private dwellings at the request of the owner or renter as may be necessary to ensure compliance with this section. The District may issue orders as may be necessary to ensure compliance with this section. An hourly rate for special inspections, monitoring, testing, plan review and other activities that require supervision by the Chippewa Fire Protection District as outlined herein shall be determined by the rate schedule adopted by the Chippewa Fire Protection District Board of Directors. Such rate or fee shall be billed to the applicant, owner or occupant.

(8) Tampering with detectors. No person shall tamper, remove or damage smoke detectors required by this section.

(Formerly Hallie Ordinance No. 120 "Smoke and Heat Detectors" adopted 12/78)

SECTION 6.2.04. BUILDING AND RESIDENTIAL FIRE SAFETY

(1) The Village of Lake Hallie hereby adopts by reference the Wisconsin Administrative Fire Code and the Wisconsin Administrative Building Code as may be from time to time amended as if they were fully set forth herein.

(2) This section shall be enforced by the Chippewa Fire District. The District will administer this section. All inspections, violations and penalties will be administered by the Chippewa Fire District according to DSPS 314, plus court costs.

(3) A current copy of the NFPA and Wisconsin Administrative Code containing the portions herein enumerated shall be kept on file in the office of the Chippewa Fire District.

(4) If any provisions herein are in conflict with or contravene each other, or are in conflict or contravene any other provision in this Code, the strictest shall apply.

(5) An hourly rate for special inspections, monitoring, testing, plan review and other activities that require supervision by the Chippewa Fire District as outlined herein shall be determined by the rate schedule adopted by the Chippewa Fire District Board of Directors. Such rate or fee shall be billed to the applicant, owner or occupant.

(6) Penalty. Whoever violates this section shall forfeit shall forfeit the amount as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances. Each day of violation shall constitute a separate violation.

(Formerly Hallie Ordinance No. 136 “Fire Safety – Building and Residential Ordinance” adopted 10/7//96 incorporating by reference Wis. Adm. Code ILHR 14 “Fire Prevention”)

SECTION 6.3.04 PROHIBITED DISCHARGE OF HAZARDOUS MATERIALS

(1) Prohibited Discharges. No person, firm or corporation shall discharge or cause to be discharged, leaked, leached or spilled upon any public or private street, alley, public or private property, or unto the ground, surface waters, subsurface waters, or aquifers, or within the Village, except those areas specifically licensed for waste disposal or landfill activities and to receive such materials, any explosive, flammable or combustible solid liquid or gas, any radioactive material at or above Nuclear Regulatory Restriction levels, etiologic agents, or any solid, liquid or gas creating a hazard, potential hazard, or public nuisance or any solid, liquid or gas having a deleterious effect on the environment.

(2) Containment, Cleanup and Restoration. Any person, firm or corporation in violation of the above section shall, upon direction of any Emergency Government officer, begin immediate actions to contain, cleanup and remove to an approved repository the offending material(s) and restore the site to its original condition, with the offending person, firm or corporation being responsible for all expenses incurred. Should any person, firm or corporation fail to engage the necessary men and equipment to comply or to complete the requirements of this section, the Office of Emergency Government may order the required actions to be taken by public or private resources and allow the recovery of any and all costs incurred by the Village of Lake Hallie as action imposed by subsection (3).

(3) Emergency Services Response. Includes, but is not limited to: Fire Service, Emergency Medical Service, Law Enforcement. A person, firm, or corporation who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall be responsible for reimbursement to the responding agencies for actual and necessary expenses incurred in carrying out their duties under this ordinance. Actual and necessary expenses may include but not be limited to: replacement of equipment damaged by the hazardous material, cleaning, decontamination and maintenance of the equipment specific to the incident, costs incurred in the procurement and use of specialized equipment specific to the incident, specific laboratory expenses incurred in the recognition and identification of hazardous substances in the evaluation of response, decontamination, clean up and medical surveillance, and incurred costs in future medical surveillance of response personnel as required by the responding agencies medical advisor.

(4) Site Access. Access to any site, public or private, where a prohibited discharge is indicated or suspected will be provided to Emergency Government officers and staff and to the Hallie police and fire department personnel for the purpose of evaluating the threat to the public and monitoring containment, cleanup and restoration activities.

(5) Public Protection. Should any prohibited discharge occur that threatens the life, safety or health of the public at, near, or around the site of a prohibited discharge, and that the situation is so critical that immediate steps must be taken to protect life and limb, the Coordinator of Emergency Government, Hallie police or fire officials on the scene of the emergency may order an evacuation of the area or take other appropriate steps for a period of time until the Village Board can take appropriate action.

(6) Enforcement. The Coordinator of Emergency Government and staff, as well as the Hallie police officers, shall have authority to issue citations or complaints under this Section.

(7) Civil Liability. Any person, firm or corporation in violation of this section shall be liable to the Village of Lake Hallie for any expenses incurred by the Village or loss or damage sustained by the Village by reason of such violations.

(8) Penalty. Any person, firm or corporation in violation of this section shall be subject to the forfeiture as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances and in default of payment thereof, imprisonment in the County jail for thirty (30) days. Each day of violation shall constitute a separate offense.

(Formerly Hallie Ordinance No. 130 "Prohibited Discharges of Hazardous Materials Ordinance" adopted 3/91)

SECTION 6.4.02 LITTERING AND WASTE DISPOSAL

(1) General Provisions.

(a) Purpose. The purpose of this section is to ensure the public health, safety, and general welfare by controls upon littering and solid waste disposal in the Village of Lake Hallie.

(b) Definitions.

1. "Garbage" means any discarded material resulting from the handling, processing, storage, or consumption of food products and containers thereof.

2. "Hazardous Waste" means that waste as defined by Sec.

291.01(7), Wis. Stats.

3. “Litter” means any uncontained garbage, refuse, and yard waste deposited other than in a proper receptacle tending to create a danger to health, safety, welfare or otherwise impairs the environment.

4. “Littering” means the depositing of litter or allowing litter to be deposited on any premises except in authorized waste receptacles. Littering includes discharge of litter from vehicles or spillage from litter containers.

5. “Person” means any individual, partner, corporation, joint venture, or government entity.

6. “Premises” means real property containing a dwelling, house, building or other structure, whether inhabited or vacant, and includes the grounds, sidewalks and boulevards thereof.

7. “Public Place” or “Public Premises” means real property including roadways, public ways, parks, grounds and structures thereon frequented by the general public, whether publicly or privately owned.

8. “Refuse” means discarded matter resulting from commercial, industrial, residential and community life which is subject to decomposition not defined as sewage or garbage and includes materials and debris resulting from construction or demolition.

9. “Waste” means garbage, refuse and all other discarded materials, excluding sewage and processed sewage known as sludge.

10. “Waste Receptacle” means a covered container designed to receive waste and prevent the escape of waste deposited therein.

11. “Yard Waste” means grass clippings, leaves, branches, brush, stumps or other vegetation remains.

(2) Restrictions and Prohibitions.

(a) Landfills and Dumping Grounds. No private or unlicensed commercial sanitary landfills, dumping grounds or unlicensed disposal sites are permitted in the Village of Lake Hallie.

(b) Haulers. All waste hauling vehicles shall be covered units. No

waste or refuse shall spill from any collection vehicle.

(c) Owner and Occupant Obligation.

1. The owner and/or occupant of each single family residence, multi-family residence; commercial, governmental or industrial building shall maintain an adequate number of waste receptacles on the premises.

2. It shall be the duty of all persons who own or occupy real estate in the Village of Lake Hallie, including vacant lots and lands, to maintain such premises in a reasonably clean and orderly manner and the owner or occupant of the premises or lands shall have the duty to ensure that all spilled waste or litter shall be promptly picked up and lawfully disposed of.

3. Failure of the property owner and occupant to remove from the real estate waste or litter within twenty-four (24) hours after notification is a violation of this section. This section shall not apply to recyclable materials placed at the property line for collection in the manner prescribed for collection provided the recyclable materials remain on said premises no longer than twenty-four (24) hours prior to collection.

(d) Collection Deadline. It is unlawful and a violation of this section for any person who is the owner or occupant of any premises upon which a waste receptacle is located to allow waste to remain uncollected beyond the date provided for its collection or removal, or in any way to allow any waste container to not be lawfully disposed of for longer than seven (7) days.

(e) Littering.

1. No person shall deposit litter on any public or private premises in the Village of Lake Hallie.

2. No person shall deposit waste or yard waste upon public lands, roadways, right-of-ways or lands owned by others or in waste receptacles belonging to others except in parks and waysides where the refuse or garbage is immediately incidental to the use of said park or wayside or unless the receptacle is expressly authorized for public use.

(f) Scavenging. It shall be a violation of this ordinance for any person other than the owner thereof or a licensed hauler to collect or pick from the waste contained in any waste receptacle.

(g) Retrieval of Litter. Any litter which contains the name or other identification of the generator thereof shall be retrieved by the generator within twelve (12) hours after notification. Failure of the generator to timely retrieve and properly dispose of said litter is in violation of this section.

(h) Hazardous Waste.

1. No person shall deposit hazardous waste upon public lands, roadways, right-of-ways or lands owned by others or in waste containers belonging to others.
2. Hazardous waste shall be contained and deposited only in accordance with the laws of the Village, county and state, and no unauthorized deposit shall be made by any person on their own lands.

(3) Severability. If any section, provision or portion of this section is deemed invalid by a court of law, the remainder shall not, for that reason, be rendered ineffective.

(4) Violations.

(a) Penalties. Any person, firm or corporation in violation of this section shall be subject to the forfeiture as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances and in default of payment thereof, imprisonment in the County jail for thirty (30) days. Each day of violation shall constitute a separate offense.

(b) Other Remedies.

1. Injunction. As a substitute for or in addition to any other action, the Village of Lake Hallie may seek an injunction or restraining order concerning any part of this section by court action, the cost of which shall be charged to the defendant in such action.
2. Removal by Municipality. The Village of Lake Hallie may remove or cause to be removed all litter and waste not deposited in waste receptacles and the existence of which is a violation of this ordinance. The Police Department, or its designee, is authorized to enter upon a private or public premises to remove said unlawful litter or waste and, as a substitute for, and, in addition to a forfeiture or injunction, the Village of Lake Hallie may commence a civil action for damages to recoup the cost of cleanup, together with the costs and legal fees in relation thereto.

(Formerly Hallie Ordinance No. 132 repealing and recreating Hallie Ordinance 105.2 "Littering and Waste Disposal Ordinance" adopted 8/2/93)

SECTION 6.4.06 GARBAGE AND REFUSE COLLECTION

(1) Definitions

(a) "Approved Garbage Container" means a commercially produced plastic or metal garbage container designed and marketed as a garbage container and not larger than 35 gallons in capacity. Plastic and paper bags, cardboard and metal barrels are not approved containers.

(b) "Disposal Site" means the land designated by the Village Board for the disposal of approved disposal waste materials.

(c) "Disposal Site Materials" means materials limited to the following: asphalt, brush, cement and concrete block products, leaves, natural earthen materials, plaster, stumps, trees, unpainted Boards. Specifically excluded from this definition are garbage, refuse, sludge and hazardous waste.

(d) "Garbage" means any discarded material resulting from handling, processing, storage or consumption of food products and containers thereof.

(e) "Hazardous Waste" is the meaning specified by Sec. 291.01(7) Wis. Stats.

(f) "Licensed Hauler" means a hauler licensed by the Village of Lake Hallie.

(g) "Person" means an individual, partnerships corporation, joint venture or government entity as owner, landlord or tenant pertaining to residential, commercial or industrial production of refuse or garbage.

(h) "Refuse" means all discarded matters resulting from commercial, industrial, residential and community life which is subject to decomposition not defined as sewage.

(i) "Sludge" means the waste treatment plant solid by-product and includes paper mill wastes.

(2) Requirements and Prohibitions

(a) No private or commercial sanitary landfills, dumping grounds, or disposal sites are permitted without approval by the Village Board.

(b) No person shall deposit garbage or refuse, of any kind, upon public

lands, roadways, right-of-ways or lands owned by others or in refuse containers belonging to others, except in parks and waysides where the refuse or garbage is immediately incidental to the use of said park or wayside.

(c) No person shall transport garbage or refuse from outside the Village of Lake Hallie into the Village of Lake Hallie for the purpose of storage, disposal or dumping.

(d) All persons generating or producing garbage or refuse shall arrange hauling or disposal through a licensed hauler.

(3) Duties of Occupants.

(a) The occupants of every residence or place of business shall provide an approved garbage container, as described in subsection (1)(a), above.

(b) Garbage containers shall be kept tightly covered when not in use and no person shall store or maintain garbage or refuse on premises occupied by them except in approved containers or in prepaid plastic bags.

(c) On pickup day, the container shall be placed along the owner's driveway adjacent to the fronting street. No container shall be placed on public ways or road right-of-ways.

(d) Spilled debris from garbage containers or prepaid plastic bags shall be promptly collected and replaced inside the container. The producer of garbage and refuse is responsible for cleanup of any spilled debris.

(e) Multi-family units, commercial and industrial users may substitute dumpster type containers.

(4) Licensed Haulers' Duties.

(a) No person shall engage in the business of collection or hauling garbage or refuse within the Village of Lake Hallie without first procuring a license from the Village Clerk.

(b) Licenses and fees.

1. The annual license is not assignable or transferable.

2. The annual fee is nonrefundable in the amount as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances.

3. The fee is for a period from July 1 to June 30, with application made on or before May 1 of each year.

(c) Conditions of License.

1. All garbage hauling vehicles must be covered units.

2. The hauler and equipment shall comply with all state codes and regulations applicable thereto.

3. Residential pickup may be any day Monday to Friday.

4. No spillage of any kind shall be permitted upon the roads or right-of-ways in the Village of Lake Hallie.

5. Each hauler shall, on request, provide a list to the Clerk/Treasurer of all the respective residential, commercial and industrial collections including the name, address and fee of each patron. This information shall be retained for municipal purposes only and held by the Clerk/Treasurer in confidence. The information herein referred is not publicly available nor available to other haulers.

(d) License revocation. The Village Board may revoke or suspend any hauler's license after notice and hearing. Violation of any conditions or provisions of this section are grounds for termination or suspension. Revocations may be for the balance of the license year and one year thereafter.

(5) Severability. If any section, provision or portion of this ordinance is deemed invalid by a court of law, the remainder of the ordinance shall not for that reason be rendered ineffective.

(6) Violations

(a) Penalty. Any person, firm or corporation in violation of this section shall be subject to the forfeiture as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances. Each day of violation shall constitute a separate offense.

(b) Other remedies.

1. **Injunction.** As a substitute for, or in addition to, other actions, the Village of Lake Hallie may seek injunction of any part of this section by court action seeking injunction or restraining orders.

2. Civil action for recovery of costs. As a substitute for, or in addition to, forfeiture or injunction, the Village of Lake Hallie may seek civil damages for costs and legal fees in connection with any clean up necessitated by this section.

(Formerly Hallie Ordinance No. 106 "Garbage and Refuse Collection Ordinance" adopted 1/13/86, amended 7/7/86, 2/2/87, 8/21/89 and 6/17/91)

SECTION 6.6.04 RECYCLING

(1) Preamble. This municipality has, pursuant to Wisconsin Statutes, designated Chippewa County as the responsible unit of government. The Chippewa County Board of Supervisors adopted Chapter 13 of the General Code of Ordinances titled "Chippewa County Responsible Unit Recycling Ordinance" to establish rules for the implementation of recycling in the Chippewa County responsible unit areas. Section 13.09 of the Chippewa County ordinance requires that local municipalities, singularly or joint, establish a system of regularly scheduled collection of recyclables and/or establish a drop off center for the receipt of the recyclables and adopt a companion ordinance consistent with Chapter 13 which shall include rules and procedures for the preparation and collection of separated materials. The purpose of this section is to set forth the rules and procedures for this municipality.

(2) Definitions.

(a) The definitions of Chippewa County Ordinance Sec. 13.04 are hereby adopted by reference and made a part hereof.

(b) "Recyclable Materials" means the following:

1. Lead acid batteries.
2. Major appliances.
3. Waste oil.
4. Yard waste.
5. Aluminum containers.
6. Bi-metal containers.
7. Corrugated paper or other container board.
8. Glass containers.

9. Magazines and other materials printed on similar paper.
10. Newspaper and other materials printed on newsprint.
11. Office paper.
12. Rigid plastic containers made of PETE (#1) & HDPE (#2).
13. Steel containers.
14. Waste tires.

(c) “Municipality” means the Village of Lake Hallie, Chippewa County, Wisconsin.

(3) Mandatory Separation of Recyclables.

(a) Mandatory Separation. All persons generating or possessing recyclable materials, including occupants of single family and two to four unit residences, multi-family dwellings, and non-residential facilities and properties, shall separate recyclable materials from garbage and refuse.

(b) Disposal of Recyclable Material. All recyclable materials under this section shall be delivered to a recycling center designed to receive and collect same, either by the person generating or possessing recyclables, designated agents, or licensed haulers.

(c) Recyclable materials, except yard waste, shall be transported by the owner or the owner’s designee or hauler to a recycling center designated to receive and collect same. Yard waste as described in Sec. 13.04(33) of the County Ordinance may be delivered to a recycling center and managed on site in accordance with this municipality’s guidelines or land spread at an approved location in accordance with NR 518, Wisconsin Administrative Code.

(4) Rules and Procedures for Recycling Center Use. This municipality has established a drop-off center for the receipt of recyclables located at 130th Street and 30th Avenue.

(a) Hours. The recycling center shall be open and available for business on days as may be established by the Village Board.

(b) Deposit. The recycling center shall provide individual containers for each type of the recyclable materials. Deposits shall be made to the appropriate container. No deposits of garbage or refuse shall be made at

the recycling center.

(c) Condition of Recyclables. Depositors to the recycling center shall deposit recyclable materials in condition prescribed by the center manager, including:

1. All recyclable materials shall be rinsed and reasonably clean and free of food and refuse.
2. Paper labels shall be removed from all containers where easily removed.
3. Newsprint shall be in tied bundles or put in kraft paper bags.
4. See other guidelines established by the Village Board and posted at the recycling center.

(5) Rules and Procedures for Curbside Pickup. This municipality authorizes haulers to implement a recyclable schedule of curbside pick-up for recyclable materials subject to the following:

(a) Collection Schedule. Each hauler shall establish a regular schedule for collection for solid waste and recyclable materials. The schedule shall be delivered to each of the hauler's customers and the Clerk/Treasurer.

(b) Containers. Each hauler shall prescribe specifications for containers and placement of the containers. The hauler may provide containers or require the owner to secure same according to hauler designation.

(6) Scavenging.

(a) No person may enter the recycling facility and take possession of any recycling materials without the express consent of the Village Board, or its designee.

(b) No person shall enter the property of another and take possession of any recyclable materials without the expressed consent of the property owner.

(7) Special Multi-family and Non-residential Provisions. Section 62-87, formerly Section 13.06 of the Chippewa County General Code of Ordinances is hereby adopted by reference and made a part hereof.

(8) Large Outdoor Events. Section 62-88, formerly Section 13.07 of the Chippewa County General Code of Ordinances is hereby adopted by reference

and made a part hereof.

(9) Parks, Waysides, Ball fields and Recreational Areas. Section 62-89, formerly Section 13.08 of the Chippewa County General Code of Ordinances is hereby adopted by reference and made a part hereof.

(10) Dumping. It shall be unlawful for any person to dispose of or dump garbage, refuse or recyclable materials in any roadway, street, alley, or other public place within this municipality or in any receptacles or on private property of another without the owner's expressed consent.

(11) Hauler Provisions.

(a) Hauler Restrictions. Haulers may not dispose in a landfill or burn in a solid waste facility any recyclable materials generated in this municipality that have been separated for recycling. Haulers have a right to reject and leave uncollected any recyclable materials that are not separated in accordance with the specifications of this section or by the Chippewa County Code of Ordinance Article III Division 2.

(b) Reporting. Recycling haulers are required to maintain records and report in writing to the municipal clerk and County Solid Waste Coordinator at such times as designated by the County Solid Waste Coordinator, but not less than quarterly. The report shall include the amount of solid waste and recyclables collected and transported from the municipality, the amount of solid waste and recyclables processed and/or marketed by item type, and the final disposal location of solid waste and recyclable materials. Failure to make such records shall be a cause for the municipality to revoke the license or sever any contract with the hauler.

(c) Volume Based Rates. Each hauler shall provide volume based rate schedule for garbage service to be assessed on a per container basis. The schedule and any revisions thereof shall be filed with the municipal clerk and County Solid Waste Coordinator prior to implementation or revision of said schedule.

(12) License.

(a) DNR License. No person shall engage in the business of hauling recyclables within this municipality without being licensed by the Department of Natural Resources as appropriate.

(b) License. No person shall engage in the business of hauling recyclables or solid waste within the Village of Lake Hallie without a municipal license.

(c) Each hauler engaged in hauling of recyclables only shall pay an annual license fee as specified in Section 1.4.06 of the Village of Lake Hallie Code of Ordinances. Each hauler engaged in hauling both solid waste and recyclables shall pay an annual license fee as specified in Section 6.4.06. herein. The fee is for a period from July 1 to June 30, with application made on or before May 1 of each year.

(13) Miscellaneous Provisions.

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

(b) 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 herein shall apply.

(c) 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 Wisconsin Statutes, or by a standard in NR 544 Admin. Code, and where the section provision is unclear, the provision shall be interpreted in light of the Wisconsin Statutes and the NR 544 Admin. Code standards in effect on that date.

(14) Penalty.

(a) Any person, firm or corporation in violation of this section shall be subject to the forfeiture as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances. Each day of violation shall constitute a separate offense.

(b) Injunction. As a substitute for or in addition to any other action, the Village of Lake Hallie may seek an injunction or restraining order concerning any part herein by court action, the cost of which shall be charged to the defendant in such action.

SECTION 6.7.04 FIRES AND BURNING

(1) Open burning. This section shall apply to all persons kindling maintaining any open burning or authorizing the kindling, or maintaining of open burning within the corporate limits of the Village of Lake Hallie. Any person kindling or maintaining any open burning shall take precautions to have the fire under control at any and all times. No fire shall be left unattended.

(2) Authorized hours of burning. Burning shall be permitted between the hours of 4:00 P.M. to 11:59 P.M. Monday through Friday; and from 7:00 A.M. to 11:59 P.M. on Saturday. There shall be no burning allowed on Sundays and Holidays.

(3) Prohibitions on burning. Outdoor burning shall be prohibited when local circumstances make the fires potentially hazardous. Local circumstances include, but are not limited to thermal inversions, wind, ozone alerts, very dry conditions, and the issuance by the Wisconsin Department of Natural Resources of a "RED FLAG" Day or burning prohibition. Local circumstances shall be determined by the Chief of the Chippewa Fire District or a designee. It is the responsibility of all persons burning to check for a prohibition. There shall be no burning at any commercial site.

(4) Prohibited material for burning. Prohibited material for burning shall include rubbish, garbage, trash, any material coated with rubber, plastic, leather or petroleum based materials. No such materials that contain flammable or combustible liquids.

(5) Prohibited locations for burning. No person shall burn any material on the asphalt portion of any Village or County roadway.

(6) Permits shall be required for any burning conducted outside the hours outlined in subsection (2). Such open burning shall require the authorization of the Chief of the Chippewa Fire District or a designee. No permits shall be required for outdoor cooking, campfires or burning related to training for the Fire Department.

(7) Penalty.

(a) Any person, firm or corporation in violation of this section shall be subject to the forfeiture as specified in Section 1.4.02. of the Village of Lake Hallie Code of Ordinances. Each day of violation shall constitute a separate offense.

(b) In addition to the forfeiture, the cost of the suppression of wild land and other fires shall be billed to the responsible party. Such rates shall be established by the Chippewa Fire District Board of Directors.

(8) Citation authority is hereby vested in the Chief of the Fire District or designee, a Village peace officer, or the Police Department.

(9) Other Regulations. Open burning shall also be the subject to the administrative rules of the department of natural resources, department of industry, labor and human relations (and successor agencies) and relevant state statutes.

(10) All fires must be supervised by a competent person not less than the age of 16.

The amendment to Sections 6.1.04, 6.2.04, and 6.7.04 shall take effect the day after passage and publication.

(Formerly Hallie Ordinance No. 134 "Fires and Burning Ordinance" adopted 6/3/96 amending Hallie Ordinance Nos. 104 and 1-90 of 1/15/90)