

ORDINANCE NO. 03-2012

**VILLAGE OF ARLINGTON
COLUMBIA COUNTY, WISCONSIN**

**AN ORDINANCE TO CREATE CERTAIN PROVISIONS OF CHAPTER 6 OF THE
VILLAGE OF ARLINGTON CODE OF ORDINANCES REGARDING CURBSIDE BRUSH
AND LEAF COLLECTION REGULATIONS**

The Village Board of the Village of Arlington, Columbia County, Wisconsin, does hereby ordain as follows:

1. Section 6.32 is created to read as follows:

SECTION 6.32 Curbside Brush and Leaf Collection.

- (a) **Brush Collection.** The Village establishes the following restrictions on its curbside collection of tree limbs, branches, brush, and small shrubs, collectively known herein as "brush":
 - (1) Brush shall be collected on the second Monday of each month from April through November. Brush shall also be collected, as necessary, following storms or severe wind events or if the Village requires that the property owner trim brush on the property to comply with street or sidewalk clearance requirements. If brush cannot be collected on a scheduled or announced brush collection day, it shall be collected as soon thereafter as is practical.
 - (2) Brush shall not be collected if it exceeds 7 feet in length or 4 inches in diameter. This limitation shall not apply if the Village requires that the property owner trim brush on the property to comply with street or sidewalk clearance requirements.
 - (3) The Village shall only collect one brush pile from each household for each month that brush is collected. Brush piles shall not exceed 4 feet in height and 8 feet in width. This limitation shall not apply if the brush placed at the curb is the result of a storm or a severe wind event or if the Village requires that the property owner trim brush on the property to comply with street or sidewalk clearance requirements.
 - (4) Brush shall be stacked neatly with a cut end facing and perpendicular to the curb.
 - (5) Brush shall not be placed in the street or upon a public sidewalk.
 - (6) Brush shall not be permitted to be placed at the curb or within a public right-of-way until 5 days before a scheduled or announced brush pickup day. This limitation shall not apply if the brush placed at the curb is the result of a storm or a severe wind event or if the Village requires that the property owner trim brush on the property to comply with street or sidewalk clearance requirements.
 - (7) Brush shall be placed at the curb by 7:00 a.m. on the scheduled or announced brush pickup day.
 - (8) Commercially cut brush shall not be collected by the Village. It shall be removed from the premises by the contractor as soon as is practical.
 - (9) Stumps and root balls shall not be collected by the Village.
 - (10) Christmas trees shall be collected every Monday during the month of January.
- (b) **Leaf Collection.** The Village establishes the following restrictions on its curbside collection of leaves, flowers, thatch, weeds, and non-woody garden materials, collectively known herein as "leaves":
 - (1) Leaves shall be collected on the second and fourth Mondays of April and

October and the second Monday of November. If leaves cannot be collected on those dates, it shall be collected as soon thereafter as is practical.

- (2) Leaves shall be placed in a sturdy plastic container for disposal.
- (3) Leaves shall not be placed in the street or upon a public sidewalk.
- (4) Leaves shall not be permitted to be placed at the curb or within a public right-of-way until 5 days before a scheduled or announced leaf pickup day.
- (5) Leaves shall be placed at the curb by 7:00 a.m. on the scheduled or announced leaf pickup day.
- (6) At no time shall grass clippings be collected by the Village.

(c) **Enforcement.** All Village officials are hereby authorized and directed to enforce the provisions of this Section.

(d) **Notice.** If a Village official determines that a violation of this Section exists, that official shall cause the issuance of a written notice to the owner and occupant of any parcel or lot outlining the violation that exists and directing that the violation shall be abated within ten (10) calendar days from the delivery and receipt of said notice.

(e) **Abatement after Notice.** Failure of the owner or occupant of any parcel or lot, upon receiving a written notice, to cause the abatement of a violation of this Section within the time established under Subsection (d) shall result in the Village causing the abatement of said violation.

(f) **Expense.** An account of the expenses incurred by the Village to abate said violation shall be kept and such expenses shall be charged to and paid by the parcel or lot owner. Notice of the bill for abatement of said violation shall be mailed to the last-known address of the owner of the parcel or lot and shall be payable within ten (10) calendar days from the receipt thereof. Within sixty (60) days after such costs and expenses are incurred and remain unpaid, the Village Clerk shall enter those charges onto the tax roll as a special tax as provided by Sec. 66.0907, Wis. Stats.

2. Severability of Provisions. Should any section, sentence, phrase or other portion of this Ordinance be declared invalid, such portion shall be deemed as a separate and distinct provision and shall not affect the validity of the remaining portions of this Ordinance.

3. Effective date. This Ordinance shall take effect and be enforced upon its passage and publication or posting as provided by law. Except as provided herein, all of the terms and provisions of Chapter 6 of the Village of Arlington Code of Ordinances shall remain in full force and effect.

Dated and effective this 14th day of May, 2012.

VILLAGE OF ARLINGTON

Ayes: _____

By: _____
James Laatsch
Village President

Nays: _____

Ordinance Adopted: _____

Attest: _____
Michael McKinney
Village Clerk

Ordinance Posted: _____