

ORDINANCE #14-7  
TOWN OF DUNN  
AN ORDINANCE CREATING CHAPTER 14-7 OF THE GENERAL CODE OF  
ORDINANCE FOR REGULATING LEAF DISPOSAL AND COLLECTION

The Town Board of the Town of Dunn, Dane County, Wisconsin does ordain that Chapter 14-7 of the General Code of Ordinances entitled “Town of Dunn Ordinance Regulating Leaf Disposal and Collection” is hereby created to read as follows:

Section I:     Title

This ordinance shall be cited as the “Town of Dunn Ordinance Regulating Leaf Disposal and Collection” and hereinafter referred to as “this ordinance”.

Section II:    Authority

This ordinance is adopted to protect the health, safety and welfare of residents of the Town of Dunn. This ordinance is authorized by the powers granted to the Town of Dunn by the Town’s adoption of Village powers under sec. 60.10(2)(c), Wis. Stats., and is in accord with sec. 61.34(1), Wis. Stats., and Wis. Admin. Code SPS 307.

Section III:   Purpose

This ordinance regulates the town’s leaf collection program for the purpose of reducing phosphorus leaching from leaves into nearby lakes. The town will pick up leaves near the roadside in designated areas near lakes.

REGULATIONS APPLICABLE TO LEAF DISPOSAL AND COLLECTION

Section IV:    Definitions

As used in this ordinance, the following terms have the following meaning:

- (A)    “Designated Roadside Pick-up Area” includes properties notified by the town by letter, notice in the tax bill, or properties with a special charge for “Leaf Pick up” appearing on the tax bill.
  
- (B)    “Town Transfer Site” means the town’s site located at 4030 County Road B ¼ mile east of the Dunn Town Hall.

Section V: Prohibition

- (A) It shall be unlawful and a violation of this ordinance for any person, including lawn service companies and clean up organizations, to burn an amount of leaves exceeding one quarter bushel per year in the designated leaf pick up areas.
- (B) It shall be unlawful and a violation of this ordinance for any person, including lawn service companies and clean up organizations, to rake or move leaves into any lake, pond, flowage, river, or stream or onto the immediate shoreline.
- (C) It shall be unlawful and a violation of this ordinance for any person, including lawn service companies and clean up organizations, to keep brush, rocks, animal waste, and other non-leaf material that could cause damage to the equipment or injury to workers with the leaves placed for roadside pick-up.

Section VI: Administration of Roadside Leaf Pick-up

- (A) Property owners in the Designated Roadside Pick-up Area rake leaves to the shoulder area of the roadside, but avoid placing leaves on the pavement or in a ditch. Signs will be placed on the roadside prior to pick up days to alert property owners.
- (B) Property owners are encouraged to place leaves in a row on the road shoulder, not in a large pile if possible.
- (C) Place leaves at least four feet from any mailbox or utility pole.
- (D) Do not park or store items near leaves placed for roadside pick-up.
- (E) Property owners in the designated roadside pick-up area may have a special charge placed on the tax bill to help offset up to one half of the town's cost for the program. Grant revenue may reduce this special charge to zero.
- (F) Property owners may choose to dispose of leaves by taking them to the town transfer site or by mulching the leaves instead of raking leaves to the roadside for pick up. All provisions of this ordinance remain in effect including any fees assessed as a special charge on the tax bill.

Section VII: Enforcement

Failure to comply with any of the prohibitions in Section V of this ordinance shall constitute a violation. The Town may, upon receipt of a complaint or observation of a violation, commence appropriate procedures to enforce this Ordinance. The Town hereby authorizes enforcement by the Dane County Sheriff's Department.

Section VIII: Penalties

For any violation forfeiture of not less than \$25 and not more than \$100 upon first conviction and upon the 2nd and each subsequent conviction within a 12-month period, a forfeiture of not less than \$100 nor more than \$200.

Section IX: Effective Date

This ordinance is effective on publication.

The Town Clerk shall properly publish this ordinance as required under Sec. 60.80(2) of Wis. Statutes as a Class I Notice in a newspaper.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2017

Signatures of Town Board:

\_\_\_\_\_  
Town Board Chair

\_\_\_\_\_  
Town Supervisor

\_\_\_\_\_  
Town Supervisor

\_\_\_\_\_  
Attest: Town Clerk