



Legislation Details (With Text)

**File #:** 25562      **Version:** 1      **Name:** Bagged yard waste  
**Type:** Ordinance      **Status:** Passed  
**File created:** 3/6/2012      **In control:** BOARD OF PUBLIC WORKS  
**On agenda:** 5/1/2012      **Final action:** 5/1/2012  
**Enactment date:** 5/10/2012      **Enactment #:** ORD-12-00061

**Title:** Amending Section 10.18(7)(d)1.c. of the Madison General Ordinances to allow a limited exception for the placement of bagged yard waste in the street.

**Sponsors:** Paul E. Skidmore

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
5/1/2012	1	COMMON COUNCIL	Adopt	Pass
4/18/2012	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
4/16/2012	1	COMMITTEE ON THE ENVIRONMENT (ended 6/2020)	Return to Lead with the Recommendation for Approval	Pass
3/20/2012	1	BOARD OF PUBLIC WORKS	Refer	
3/20/2012	1	COMMON COUNCIL	Referred	
3/6/2012	1	Attorney's Office/Approval Group	Referred for Introduction	

**Fiscal Note**

There is no fiscal impact anticipated by the Streets Division. No appropriation is required.

**Title**

Amending Section 10.18(7)(d)1.c. of the Madison General Ordinances to allow a limited exception for the placement of bagged yard waste in the street.

**Body**

DRAFTER'S ANALYSIS: During public works construction projects, terrace areas are frequently torn up during construction and replanted once the project is near completion. Under the existing ordinances, property owners are not allowed to deposit yard waste in the street beyond the curb line and must instead place it on the terrace. This is meant to protect against the yard waste and associated nutrients from flowing into the stormwater system and eventually into the local watershed. However, when this waste is deposited on the terrace it inhibits the reestablishment of the vegetative cover of the disturbed soil. In addition, when the yard waste is collected by the City, further damage to the terrace is done by City equipment due to the unstable soil. The result of this activity is that there may actually be greater run off from the unstable terrace, and the terrace itself may become aesthetic deficient. By allowing adjoining property owners to bag this yard waste during the year of the public works project pursuant to the directives of the Streets Superintendent, this yard waste can still be collected while allowing the terrace the ability to stabilize and revegetate. Adjoining property owners who take advantage of this new exception will then be able to assist the City in reestablishing the terrace adjoining their property, which they would not otherwise be able to do under the existing ordinances.

\*\*\*\*\*

The Common Council of the City of Madison do hereby ordain as follows:

Subparagraph c. of Paragraph 1. entitled "Prohibited yard Waste and Brush Disposal" of Subdivision (d) entitled "Yard Waste" of Subsection (7) entitled "Separation of Solid Waste Required" of Section 10.18 entitled "Collection of Refuse and Recycling of Waste" of the Madison General Ordinances is amended to read as follows:

"c. Deposit yard waste or brush in or upon any public street, water, or grounds in the City of Madison, except that, on streets where a public works project was completed in a calendar year and pursuant to the directives of the Street Superintendent, the adjoining property owner shall be allowed during that calendar year only to bag their yard waste and place the bags upon the public street immediately adjacent to the curb for pick up by the Streets Division. This limited exception shall solely apply during the calendar year of the completed public works project in an effort to allow the disturbed terraces to stabilize and revegetate. Bags placed in the street under this exception shall not be a violation of any other provision of this section."