Legislation Details (With Text)

File #:	50982	**Version:**	2	**Name:**	Prohibit misuse of city trash receptacles
Type:	Ordinance			**Status:**	Passed
File created:	3/22/2018			**In control:**	SOLID WASTE ADVISORY COMMITTEE (ended 3/2020)
On agenda:	7/24/2018			**Final action:**	7/24/2018
Enactment date:	8/4/2018			**Enactment #:**	ORD-18-00081

Title: SUBSTITUTE Amending Section 10.19 of the Madison General Ordinances to prohibit the misuse of city receptacles, and amending Section 1.08(3)(a) to add a bond schedule.

Sponsors: Paul R. Soglin, Michael E. Verveer, Zach Wood, Ledell Zellers

Indexes:

Code sections:

Attachments: 1. Version 1, 2. Substitute Body

Date	Ver.	Action By	Action	Result
7/24/2018	2	COMMON COUNCIL	Adopt	Pass
6/7/2018	1	SOLID WASTE ADVISORY COMMITTEE (ended 3/2020)		
5/17/2018	1	DOWNTOWN COORDINATING COMMITTEE (ended 4/2026)	Return to Lead with the Recommendation for Approval	Pass
4/19/2018	1	DOWNTOWN COORDINATING COMMITTEE (ended 4/2026)	Re-refer	Pass
4/10/2018	1	SOLID WASTE ADVISORY COMMITTEE (ended 3/2020)	Referred	
4/10/2018	1	COMMON COUNCIL	Refer	Pass
3/22/2018	1	Attorney's Office/Approval Group	Referred for Introduction	

Fiscal Note

No Appropriation is Required for the proposed changes to Section 10.19 of the Madison General Ordinances.

Title

SUBSTITUTE Amending Section 10.19 of the Madison General Ordinances to prohibit the misuse of city receptacles, and amending Section 1.08(3)(a) to add a bond schedule.

Body

DRAFTER'S ANALYSIS: Lately, Mall Concourse maintenance staff, who are responsible for the emptying of the public trash cans on State Street and within the Mall Concourse area, have noticed that adjacent business, news box operators, food carts, and other commercial entities have been using the City's public trash cans to dispose of their commercial waste. This has led to them having to empty the City's trash cans more frequently and bins being filled up leaving no room for the public. These public trash cans are meant for the public to use so that trash and refuse is not improperly disposed of and State Street and the Mall Concourse remain safe, sanitary and free of vermin or other pests. Private property owners and commercial interests should, and are required to, secure other means to dispose of their refuse and waste-whether through a dumpster or even the City's weekly garbage collection program. This ordinance amendment, in addition to rearranging the existing language, makes it clear that property owners and commercial interests are not to use the City's public trash receptacles. This limitation does not apply to customers of the business. This substitute is meant to clarify that the disposal of trash in the City receptacles that is not related to the use of the property or the business operation is not a violation of the prohibition. Throwing out food waste from a restaurant would be a violation;

an employee throwing out a candy wrapper would not. The substitute also makes it clear that the tan and green refuse and recycling carts provided to all property owners in the City as part of the City's refuse and recycling program are not subject to this new prohibition. This prohibition is only meant to address the City-owned refuse and recycling containers that are not put out and brought in weekly by the adjoining properties.

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

Please see "Substitute Body" in Attachments.