

**TOWN OF WAYNE, WASHINGTON COUNTY, WISCONSIN**  
AMENDING TOWN OF WAYNE ORDINANCE 1994-03 - Mandatory Recycling Ordinance  
ORDINANCE NO. 2025-06

The Town Board of the Town of Wayne, Washington County, Wisconsin, pursuant to its authority under Section 60.10 Wis. Stats. does hereby amend the Town of Wayne Mandatory Recycling Ordinance and does ordain, as follows:

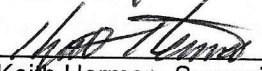
1. Section 2 - Statutory Authority
  - a. Change WI Stat to s.287.11
2. Section 9 - Effective Date
  - a. Change to September 17, 2025
3. Section 10 - Definitions
  - a. Change SPI to resin
  - b. Add "Foam polystyrene packaging" means packaging made primarily from foam polystyrene that satisfies one of the following criteria:
    - i. Is designed for serving food or beverages.
    - ii. Consists of loose particles intended to fill space and cushion the packaged article in a shipping container.
    - iii. Consists of rigid materials shaped to hold and cushion the packaged article in a shipping container.
  - c. Add "Glass Container" means a glass bottle, jar or other packaging container used to contain a product that is the subject of a retail sale and does not include ceramic cups, dishes, oven ware, plate glass, safety and window glass, heat-resistant glass such as pyrex, lead based glass such as crystal, or TV tubes.
  - d. Include furnace, boiler, dehumidifier, water heater to "Major appliance" definition.
  - e. Add "Non-residential facilities and properties include any location at which goods or services are provided or manufactured, including locations under construction, demolition, or remodeling, or used for special events such as fairs, festivals, sport venues, conferences, and exhibits" to "Non-residential facilities and properties" definition.
  - f. Replace "Office paper" definition with "means a variety of high-grade printing and writing papers. This term does not include industrial process waste, newspaper or packaging."
  - g. Add limited liability company to "Person" definition. Modify State Statute to s.66.01.31(1)(a).
  - h. Add definition "Plastic container" means an individual, separate, rigid plastic bottle, can, jar or carton, except for a blister pack, that is originally used to contain a product that is the subject of a retail sale.
  - i. Modify "Postconsumer waste" definition where it references s.144.61(5) to s.291.01(7) and s.144.44(7)(a) 1 to s.289.01(17).
  - j. Replace "Recyclable materials" definition with "includes lead acid batteries; major appliances; waste oil; yard waste; aluminum containers; corrugated paper or other container board; foam polystyrene packaging; glass containers; magazines; newspaper; office paper; rigid plastic containers, including those made of PETE, HDPE, PVC, LDPE, PP, PS and other resins or multiple resins; steel containers; waste tires; and bi-metal containers."
  - k. Modify "Solid Waste" definition where it references s.144.01(1) to s.289.01(33).
  - l. Modify "Solid Waste Facility" definition where it references s.144.43(5) to s.289.01(35).
4. Section 11 - Separation of Recyclable Materials
  - a. Replace 1.11.13 plastic containers with this definition, "Rigid plastic containers made of PETE, HDPE, PVC, LDPE, PP, PS, and other resins or multiple resins".
5. Section 12 - Separation Requirements Exempted
  - a. Replace (3) with "A recyclable material specified in Section 11(5) through (15) for which a variance has been granted by the Department of Natural Resources under s. 287.11(2m), Wis. Stats., or s. NR 544.14, Wis. Adm. Code."
6. Section 16 - Responsibilities of Owners or Designated Agents of Multiple-Family Dwellings
  - a. Replace 1(a) with "Provide adequate, separate containers for the recycling program established in compliance with the ordinance. The number of recycling containers shall

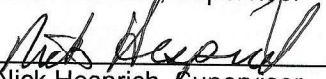
equal or be greater than the number of trash containers and at least one of the following shall be met:

- i. The minimum total volume of recycling container space is equal to 20 gallons per week per dwelling unit.
  - ii. The ratio of trash container volume to recycling container volume is at most 2:1.
  - iii. An alternative method that does not result in the overflow of a recycling container during the time period between collection of materials and delivery to a recycling facility.”.
- b. Replace 1(d) with “Notify tenants which materials are collected, how to prepare the materials in order to meet the processing requirements, collection methods or sites, and locations of drop-off collection sites to recycle materials not collected on-site.”.
7. Section 17 - Responsibilities of Owners or Designated Agents of Non-Residential Facilities and Properties
- a. Replace 1(a) with “Provide adequate, separate containers for the recycling program established under this section. The total volume of recycling containers shall be sufficient to avoid overflow during the time period between collection of materials and delivery to a recycling facility.”.
  - b. Replace 1(d) with “Notify users, tenants and occupants which materials are collected, how to prepare materials in order to meet the processing requirements, collection methods or sites, and locations of drop-off collection sites to recycle materials not collected on-site.”.


Adopted by the Town of Wayne on this 17th day of September 2025

  
\_\_\_\_\_  
Anthony Bajistreri, Chairman

  
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Keith Herman, Supervisor

  
\_\_\_\_\_  
Nick Hesprich, Supervisor

Attest:

  
\_\_\_\_\_  
Carol Gonwa, Clerk

Posted/Published: 9/18/2025