

An ordinance is created by Town of Eaton Village Powers Authority regulating Littering, Junk and Road Debris.

The Town of Eaton Board do Ordain as follows:

2018 – 2 (1) Littering/illegal garbage disposal.

(1) No person may deposit, discharge, or leave any solid waste or garbage on or along any highway, road, public or private property, in the waters of the State, or on ice formed on waters of the State. This includes, but is not limited to, leaving debris, snow or ice on the roadway from plowing.

(2) No person may permit any other person to discharge or deposit solid waste from a motor vehicle operated by that person.

(3) No person may deposit, leave, or discharge on any property or in any waterway any used tires, hazardous materials, appliances, or any other article which is required by law or ordinance to be disposed of in a particular fashion.

(4) No person may deposit or allow to be deposited on lands located in this township, soil which was removed from property located outside this township which is contaminated with gasoline, diesel fuel, no. 1 or no. 2 fuel oil, kerosene, aviation gasoline, or jet fuel. This subsection does not apply to landfills properly licensed for the disposal or remediation of petroleum contaminated soil.

(5) The town of Eaton prohibits the erection, construction, maintenance, depositing or placing in any way of any structure, object, carcass, refuse, trash or any other thing, in the right of way of a town road that may impede the flow of drainage water, obstruct the visibility of roadway users, increase the risk of injury to a roadway user, or interfere with roadway maintenance operations, including but not limited to, stones or rocks, snow, ice, mud and debris left by agricultural operations.

(6) After normal operating hours entering or depositing or removal of any material from town of Eaton property or recycling station shall be strictly prohibited.

(7) Any person violating this ordinance may be penalized as provided in this ordinance. Each day a violation continues is a separate offense.

2018 – 2 (2) Storage and Disposal of Automobiles, Tires, Junk, and Other Miscellaneous Waste.

(1) Purpose. Town of Eaton has found it necessary to regulate by ordinance the storage and disposal of automobiles, tires, junk, and similar miscellaneous waste due to the fact that there has been a proliferation of unlicensed junk yards, tire piles, and dumps of similar miscellaneous materials within Town of Eaton. The proliferation presents a threat to the public health and safety of the citizens of Town of Eaton and to the natural environment and property values of Town of Eaton. The provisions of this subsection of this ordinance are adopted pursuant to the authority granted to Town of Eaton by Wis. Stat. §§ (51), 84.31(2)(b) & (9), 175.25, and 342.40(3).

(2) Definitions. Unless specifically defined

1. Two or more junked, ruined, dismantled or wrecked motor vehicles or machinery or parts thereof.
2. A collection of twenty (20) or more used tires that are not being put to a use. (Tires used to hold down covers over hay or straw are exempt).
3. Unusable appliance(s).
4. All or parts of dismantled buildings or structures that were not originally parts of the land's principal or accessory buildings and have not been reconstructed within six (6) months of their deposit on the land. (i.e. Dismantled buildings or parts thereof, that are or were imported or relocated to a site are junk on that site.)
5. All or parts of dismantled buildings or structures that were originally

part of the land's principal or accessory use which have been destroyed by act of man or nature and have been dismantled or destroyed for more than eighteen (18) months.

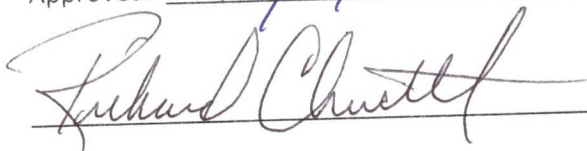
Penalties. Violations of this ordinance shall be punishable by a forfeiture of not less than \$100.00 nor more than \$500.00. Plus cost of cleanup. The Town Constable will be responsible for enforcement of Town Ordinances. At any time the Town Constable or other Town Official may contact the Manitowoc County Sheriff's office for enforcement action. Multiple violations will result in higher forfeiture.

This ordinance shall take effect on the day after publication.

Introduced: 10/8/18

Adopted: 12/10/18

Approved: 12/10/18



Richard Christel, Chairman