

CHAPTER 4  
SUBCHAPTER 2  
PART 7

LAND USE MANAGEMENT AND ZONING, ENVIRONMENTAL  
MANAGEMENT AND BOARD OF ADJUSTMENT  
Subchapter 2 – Environmental Management

Part 7 – Solid Waste Management

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## **Subchapter 2 – Environmental Management**

### **Part 7 – Solid Waste Management**

#### **4.701 Establishment**

(1) Pursuant to Wisconsin Statutes, Section 59.07 (135), there is established a Solid Waste Management System for Rock County and a Solid Waste Management Board to operate the system; however, such system shall be limited to only those powers herein contained.

(2) The Solid Waste Management System hereby created shall identify Rock County as a Solid Waste Management District which shall be composed of twenty-eight (28) individual service districts. Each governmental unit within the County shall constitute one (1) service district with the right to determine whether or not it shall participate in this county-wide solid waste management system.

#### **4.702 Name**

The name of such system shall be the Rock County Solid Waste Management System.

#### **4.703 Purpose**

The Solid Waste Management System hereby created shall develop, provide, or cause to be provided such services as are necessary for the implementation and maintenance of solid waste disposal and recycling within such districts. Recycling of wastes shall be encouraged and provided when unit costs for such service are competitive with other means of disposal. The arrangement of this system shall be such as to encourage the participation of private enterprise as well as to facilitate the use of interjurisdictional resources to the fullest extent through unity of management, fiscal responsibilities and equitable servicing of all participating solid waste management districts.

#### **4.704 Solid Waste Management Board**

The Solid Waste Management Board shall be composed of nine (9) members, five (5) of these members being County Board Supervisors. Members of the Solid Waste Management Board shall be appointed by the County Board Chairman from the areas within Rock County on the following basis:

- 3 members - City of Janesville
- 2 members - City of Beloit
- 1 member - Other Incorporated Areas
- 3 members - Unincorporated Areas (Towns)

All such appointments shall be subject to confirmation by the Rock County Board of Supervisors. All members of the Solid Waste Management Board should be persons of recognized ability and demonstrated interest in the problems of solid waste management.

(2) Except as hereinafter provided, the term of office of each member of the Solid Waste Management Board appointed pursuant to this Ordinance shall be for three (3) years. However, terms of those initially appointed shall be as follows:

One-third shall be appointed for a term of four (4) years.

One-third shall be appointed for a term of three (3) years.

One-third shall be appointed for a term of two (2) years.

If a County Board member of the Solid Waste Management Board ceases to be a County Board member for any reason whatsoever, his membership on the Solid Waste Management Board shall terminate as of the effective date of his termination as County Board Supervisor. Vacancies for unexpired terms shall be filled in the same manner as original appointments. Any Solid Waste Management Board member appointed hereunder may be removed by the appointing authority in accordance with the procedure and authority set forth in the statutes.

(3) The Solid Waste Management Board shall elect its own officers and adopt its own rules of procedure. Such rules of procedure shall not conflict with law or any other county ordinances.

(4) Solid Waste Management Board members appointed hereunder shall be compensated for their services and travel expenses at a rate which shall be the same as the per diem and mileage allowance prevailing for the Rock County Board of Supervisors.

(5) Subject to the rules and regulations established and amended from time to time by the Rock County Board of Supervisors, including but not limited to Section 20.01 of this Ordinance, the Solid Waste Management Board shall have the following powers:

(a) Develop plans for a solid waste management system.

(b) Recommend the retention of a competent manager trained and experienced in solid waste management and other such personnel as may be necessary to properly supervise and operate the County Solid Waste Management System. The appointment of such a manager shall be consistent with Section 18.302 (d)(1) of the Rock County Personnel Ordinance.

(c) Within Rock County, collect, transport, dispose of, destroy or transfer wastes, including, without restriction because of enumeration, garbage, ashes, or incinerator residue, municipal, domestic, agricultural, industrial and commercial rubbish, waste of refuse material, including explosives, pathological wastes, chemical wastes, herbicide and pesticide wastes.

- (d) Subject to County Board approval, acquire lands by purchase, lease, donation or eminent domain, within the county, for use in the solid waste management system.
- (e) Authorize employees or agents to enter upon lands to conduct reasonable and necessary investigations and tests to determine the suitability of sites for solid waste management activities whenever permission is obtained from the property owner.
- (f) Subject to County Board approval, acquire by purchase, lease, donation or eminent domain such easements or other limited interests in land as are desired or needed to assure compatible land uses in the environs of any site that is part of the solid waste disposal system.
- (g) Establish operations and methods of waste management as are deemed appropriate. Waste burial operations shall be in accordance with sanitary landfill methods and the sites shall, insofar as practicable, be restored and made suitable for attractive recreational or productive use upon completion of waste disposal operations.
- (h) Acquire necessary equipment, and construct, equip and operate facilities and structures to be used in the solid waste management system, according to procedures contained in the Rock County Purchasing Ordinance.
- (i) Recommend to the County Board ordinances necessary for the conduct of the solid waste management system, providing fines for violations, and enforce such ordinances when adopted.
- (j) Contract with private collectors or transporters or municipalities to receive and dispose of wastes; contract with private persons or municipalities for development and operation of solid waste facilities.
- (k) Engage in, contract with consultants, sponsor or cosponsor research and demonstration projects intended to improve the techniques of solid waste management or to increase the extent of reuse or recycling of materials and resources included within the wastes.
- (l) Recommend to the Board the acceptance of funds derived from state and federal grants or assistance programs and enter into necessary contracts or agreements.
- (m) Make payments to any municipality in which county disposal sites or facilities are located to cover the reasonable costs of services rendered to such sites or facilities.

- (n) Charge or assess reasonable fees, approximately commensurate with the costs of services rendered to persons using the services of the county solid waste management system. Fees may include a reasonable charge for depreciation which shall create a reserve for future capital outlays for waste disposal facilities or equipment. All assessments for liquid waste shall be assessed by volume.
- (o) Districts may be created and different types of solid waste collection or disposal services provided within them and different regulations and cost allocations may be applied to each service district. The costs, although allocated on a user fee basis, may be collected in any manner desired by the participating municipal unit.
- (p) Utilize or dispose of by sale or otherwise any and all products or by-products of the solid waste management system.
- (q) No recycling or processing plant for solid wastes may be constructed, altered or reconstructed in a recycling region established by the Wisconsin Solid Waste Recycling Authority without the prior consultation with the Authority.

#### **4.705 Finances**

- (1) The Rock County Solid Waste Management System shall be financed by such funds as may be available through public and private sources; and the Solid Waste Management Board is authorized to accept private donations and to request and receive state and federal grants-in-aid as may be approved and appropriated by the Rock County Board of Supervisors.
- (2) The Solid Waste Management Board shall plan its financial operations on a calendar year basis; and each year it shall submit its proposed budget for the next calendar year to the County Administrator in accordance with county budgetary procedures. That budget would then be submitted to the County Board of Supervisors for approval. All monies advanced by Rock County would be repaid by the Solid Waste Management Board, on a user fee basis, within a reasonable time after initial expenditure and according to a prearranged schedule, except initial year expenditures (January 1 - December 31, 1977) shall be financed from general county revenues and shall not be reimbursed.
- (3) The Solid Waste Management Board shall have no authority to levy taxes or borrow money for the creation, development, or operation of the solid waste management system. It is intended said authority remain with the County Board.
- (4) The Solid Waste Management Board shall obtain total reimbursement on a fee basis from those municipalities or persons who use the solid waste management system for those obligations and expenditures incurred by Rock County, after December 31, 1977, for the development and operation of the Rock County Solid Waste System, including all expenditures necessary for the retirement of any municipal bonds issued for the purpose of

a solid waste system and all expenditures necessary for the acquisition of sites and development of facilities within said system.

**4.706 Reports**

The Solid Waste Management Board shall make an annual report to the Rock County Board of Supervisors prior to the submission of the budget, and it shall make or cause to be made such other reports as may be required from time to time by the Rock County Board of Supervisors.

**4.707 Effective Date**

This Ordinance, as amended, shall take effect on July 1, 1977.