

CHAPTER 97: YARD WASTE

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COMPOSTING OF YARD WASTE

§ 97.01 LICENSING.

The composting of yard waste as defined in this subchapter shall be permitted within the city provided that the applicant obtains a license from the city and further provided that the applicant complies with the terms and conditions of this subchapter. Landowners within the city shall be exempt from this license requirement for the composting of yard waste on their property for up to 50 cubic yards of compost material.

(Prior Code, § 520.01) Penalty, see § 97.99

§ 97.02 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

COMPOSTING. The process of collecting yard waste, household or municipal, and mixing the material for conversion to compost for fertilizer and soil conditioning.

YARD WASTE. Leaves, grass clippings and herbaceous plant materials but shall not include brush, tree trimmings or other woody plant materials.
(Prior Code, § 520.02)

§ 97.03 REQUIREMENTS OF LICENSEE.

(A) Applications for a license to compost yard waste shall be made by the owner of the property proposed for composting and minimum amount of land for a license shall be 40 acres.

(B) Yard waste shall be received at the application site in bulk form and not in plastic or other bags.

(C) Yard waste shall not be stored within 300 feet of any residential building, except the dwelling occupied by the landowner.

(D) No yard waste shall be stored within 300 feet of any body of water or any area designated as general or Zone A floodplain or state protected wetlands.

(E) Yard waste shall not contain extraneous materials, including animal waste or municipal solid waste. Yard waste containing more than .10% of extraneous materials by weight or volume shall not be acceptable yard waste.

(F) The composting operation, including delivery and storage, shall not generate off-site nuisances of a greater amount or different type than is typically associated with farming. The off-site nuisances include, but shall not be limited to, dust, odor and wind blown debris or yard waste. The operation shall be free of litter and vermin.

(G) Composting shall be accomplished in accordance with the regulations and requirements of all other agencies, organizations or entities having jurisdiction over the activity.

(H) Composting operations shall be suspended or terminated if at any time it is deemed that conditions exist constituting a fire hazard or if there is a threat to surface or ground water from runoff or leachate.

(I) Yard waste that has been delivered to the site for composting shall be screened or covered in a manner so that the yard waste material does not blow from the site.
(Prior Code, § 520.03) Penalty, see § 97.99

§ 97.04 ADMINISTRATIVE FEES, CHARGES, HOURS.

(A) An administration fee shall be set by Council resolution.

(B) Only 1 license shall be issued for each calendar year to Greenfield residents only.

(C) A charge of \$.50 a bag shall be paid by Greenfield residents. A charge of \$4 a yard shall be paid by the City of Rockford. A minimum charge of \$5 will be accepted from 1 party.
(Prior Code, § 520.04)

§ 97.05 CONDITIONS.

Licensee, by accepting and signing the license, agrees to a waiver of trespass and further agrees that the city may enter the property of licensee to correct any violation of the license or this subchapter that amounts to a nuisance. Further, licensee agrees that the cost of the nuisance correction shall be paid by licensee to the city, and failing to make payments licensee agrees that the city may assess all costs associated with a nuisance correction against the property of licensee without further notice.
(Prior Code, § 520.06)

LANDSPREADING OF YARD WASTE

§ 97.20 LICENSE REQUIRED.

The landspreading of yard waste as defined in this subchapter shall be permitted within the City of Greenfield provided that the applicant obtains a license from the city and further provided that the applicant complies with the terms and conditions of this subchapter. Landowners within the City of Greenfield shall be exempt from this license requirement for the spreading of yard waste on their property for up to 50 cubic yards of yard waste material.
(Prior Code, § 330.01)

§ 97.21 DEFINITIONS. For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ACTIVE LAND MANAGEMENT. Conducting a program of soil testing and introduction of additives when needed to correct pH or other soil imbalances.

INCORPORATION. Plowing or disking yard waste into the soil to a depth sufficient to prevent blowing of yard waste.

LANDSPREADING. The application and incorporation of yard waste on land used for agriculture for the purpose of improving the fertility of the soil or reducing soil erosion.

YARD WASTE. Leaves, grass clippings and herbaceous plant materials but does not include brush, tree trimmings or other woody plant materials.
(Prior Code, § 330.02)

§ 97.22 REQUIREMENTS OF LICENSEE.

(A) Applications for a license to spread yard waste shall be made by the owner of the property proposed for land spreading and the minimum amount of land for a license shall be 40 contiguous acres.

(B) Yard waste shall be received at the application site in bulk form and not in plastic or other bags.

(C) Yard waste may be applied annually at a rate not to exceed 3 inches in depth or a lesser amount as may be necessary to allow complete incorporation.

(D) Yard waste may not be stored within 300 feet, nor spread within 100 feet, of any residential building, except the dwelling occupied by the landowner.

(E) No yard waste may be stored within 300 feet, nor spread within 100 feet, of any body of water or any area designated as general or Zone A floodplain or state protected wetlands.
(Prior Code, § 330.03) Penalty, see § 97.99

§ 97.99 PENALTY.

(A) *Generally.* Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99.

(B) *Composting of yard waste.* Any person violating the terms of §§ 97.01 *et seq.* shall be guilty of a misdemeanor and may be punished by a fine of up to \$1,000 and/or imprisonment of up to 90 days. In addition, the city may seek revocation of the license for any violation of the license itself, following notice to licensee and hearing in accordance with the Administrative Procedures Act. (Prior Code § 520.05)