

CHAPTER VI

PUBLIC WORKS

6.01 STREET AND SIDEWALK GRADES.

(1) Establishment. The grade of all streets, alleys and sidewalks shall be established by resolution by the Village Board and the same recorded by the Village Clerk in his office. No street, alley or sidewalk shall be worked until the grade thereof is established.

(a) The grade at the top of curb line or elevation of curb of the following named streets is altered, fixed and permanently established, assuming as a base the City of Racine Datum, the grade established to be a straight line from point to point as hereinafter described.

1A - Green Meadow Lane

Sta. 0+00 = Centerline of Taylor Avenue

Top of Curb Elevations

Description Station Left Right

P.T. of Radius 0+42 65.77

P.T. of Radius 0+50 65.80

4+50 67.40 67.40

6+75 66.50 66.50

End of C & G 9+35 67.54 67.54

1B - Kensington Court

0+00 = Centerline of Maryland Avenue

(Sta. incr. to North)

Center of Radius 63.27 63.24

0.80 63.60 63.60

Center of Cul-de-Sac

Radius 62.60 62.60

0+00 = Centerline of Maryland Avenue

(Sta. incr. to South)

Center of Radius 63.33 63.36

0+46 63.70

0+65 63.60
1+40 64.10
I+85 64.60
Center of Cul-de-Sac
Radius 65.50 65.50
1C - Wheelock Drive
29
Centerline of Maryland Avenue = -0+05
(Sta. incr. to North)
Top of Curb Elevations
Description Station Left Right
P.T. of Radius 0+38 64.65
P.T. of Radius 0+42 64.57 64.67
3+00 65.60 65.70
End of C & G 4+08 65.00 65.00
1D - Elm Tree Court
0+00 = Centerline of Taylor Avenue
(Sta. incr. to North)
0+50 65.12 65.03
1+50 64.00
2+10 64.40
Center of Cul-de-Sac
Radius 65.00 65.00
1E - Saratoga Court
0+00 = Centerline of Lathrop Avenue
(Sta. incr. to East)
0+50 65.92 66.10
0+85 66.30
1+50 65.50

2+10 65.80

2+80 65.20

1F - Maryland Avenue

0+00 = Centerline of Lathrop Avenue

(Sta. incr. to East)

Begin C & G 0+44 66.63 66.63

1+50 66.04

2+00 65.76

3+25 64.81

4+30 64.92

Center Radius 4+50+ 64.48

4+75 64.21

P.T. Radius 5+16 64.41

5+25 64.41

5+50 64.18

Top of Curb Elevation

30

Description Station Left Right

6+00 63.85

6+50 63.58

6+70 63.83

6+89 63.42

Center Radius 7+00+

Center Radius 7+09+ 63.27

Center Radius 7+59+ 63.24 63.33

7+82 63.44

7+85 63.34

P.C. Vert. Curve 9+00 63.88 63.91

P.I. Vert. Curve

El. 64.11 (L & R) 9+50

Top of Curve Elev. 9+50 64.36 64.37

P.R.C. Vert. Curve 10+00 65.37 65.37

P.I. Vert. Curve

El. 66.00 (L & R) 10+25

Top of Curve 10+25 65.82 65.82

End of C & G 10+37 65.95 65.95

P.T. Vert. Curve 10+50 66.00 66.00

1G - North Elmwood Drive

Sta. 0+00 = Centerline South Elmwood Drive

(Sta. incr. to North)

P.T. Radius 0+25 66.41

P.T. Radius 0+63 66.26

P.T. Radius 3+57 65.08

P.T. Radius 3+88 64.96

P.T. Radius 4+53 65.12

P.T. Radius 5+70 65.43

5+75 66.00

6+00 65.55

7+25 65.40 65.05

8+75 65.85

P.C. Vert. Curve 9+60 66.34

P.C. Vert. Curve 9+75 65.45

P.I. Vert. Curve

Left = Elev. 66.54 10+10

Top of Curb 10+10 66.14

P.I. Vert. Curve

Right = Elev. 65.25 10+25

Top of Curb 10+25 65.02

P.T. Vert. Curve 10+60 65.16

P.T. Vert. Curve 10+75 64.20

P.C. Radius 12+08 61.12

P.C. Vert. Curve 12+50 59.92

End C & G (Left) 12+80 59.27

P.T. Radius 58.64

1H - South Elmwood Drive

Sta. 0+00 = Centerline of Taylor Avenue

(Sta. incr. to East)

0+50 65.30 65.30

P.C. Vert. Curve 1+50 64.90 64.90

P.I. Vert. Curve

(L & R) El.=64.70 2+00

Top of Curb 2+00 64.88 64.88

P.T. Vert. Curve 2+50 65.20

P.R.C. Vert. Curve 2+50 65.20

P.I. Vert. Curve

(Left) El. 65.70 3+00

Top of Curb 3+00 65.63

P.T. Vert. Curve(L) 3+50 65.92

P.C. Vert. Curve(R) 3+50 66.20

P.C. Radius 3+66+ 65.99

P.T. Radius 66.41

P.I. Vert. Curve

(Right) El. 66.70 4+00

Top of Curb 4+00 66.52

P.C. Radius 66.26

P.T. Vert. Curve 4+50 66.50

P.T. Radius 66.43

P.C. Vert. Curve 5+00 66.58

P.I. Vert. Curve

(Left) El 66.80 5+50

Top of Curb 5+50 66.64

P.T. Vert. Curve 6+00 66.37

P.C. Vert. Curve 6+50 65.70

P.C. Radius 6+65+ 65.79

P.I. Vert. Curve

(Right) El. 65.50 7+00

Top of Curb 7+00 65.23

P.C. Radius 7+42+ 64.26

Top of Curb Elevations

Description Station Left Right

P.T. Vert. Curve 7+50 64.00

P.C. Vert. Curve 8+00 62.51 62.50

P.I. Vert. Curve

(L & R) El. 61.00 8+50

Top of Curb 8+50 61.16 61.16

P.T. Vert. Curve 9+00 60.12 60.12

P.T. Radius 9+59 59.09 59.09

1I - McArthur Place

Sta. 0+00 = Centerline of South Elmwood Drive

(Sta. incr. to North)

P.C. Radius 65.78 64.26

P.T. Radius 0+40+ 65.56 64.41

2+00 65.05

P.C. Radius 2+68+ 64.00

P.C. Radius 2+97+ 64.50

P.T. Radius 65.08

1J - Standish Lane

Sta. 5+00 = South line of Block 19, Elmwood No. 3, Extended

(Sta. incr. to North)

Beg. C & G 0+50 54.72 54.30

2+75 57.87

P.C. Radius 3+00+ 57.30

P.T. Radius 57.00

P.C. Radius 57.31

P.C. Radius 3+66+ 58.43

P.T. Radius 3+77+ 57.61

P.T. Radius 59.09

P.C. Radius 59.09

Center Radius 58.66

P.T. Radius 4+43 58.81

7+00 60.10

8+25 60.60 59.40

11+00 58.90

P.C. Radius 11+65+ 58.64

End of C & G 12+20 57.82

(b) All ordinances or parts of ordinances in conflict with any of the provisions of this ordinance are hereby repealed. This ordinance shall be in force and takes effect from and after its passage and publication.

(2) Alteration of Grade Prohibited. No person shall alter the grade of any street, alley, sidewalk or public ground or any part thereof in the Village of Elmwood Park by any means whatsoever unless authorized or instructed to do so by the Village Board or the Building Inspector. All such alterations of grade shall be recorded in the office of the Village Clerk by the Clerk or the officer authorizing the alteration.

(3) Penalty. The penalty for violation of any provision of this section shall be a penalty as provided in Section 15.04 of this Code.

6.02 SIDEWALK CONSTRUCTION AND REPAIR.

(1) Permit Required. No person shall hereafter lay, remove, replace or repair any public sidewalk within the Village of Elmwood Park unless he is under contract with the Village

to do such work or has obtained a permit therefor from the Village Board at least seven days before work is proposed to be undertaken. No fee shall be charged for such permits.

(2) Penalty. The penalty for violation of this section shall be a penalty as provided in Section 15.04 of this Code.

6.03 DRIVEWAYS.

(1) Approval Required. No person shall construct or maintain any driveway without first obtaining a building permit from the Building Inspector.

(2) Specifications for Driveway Construction.

(a) Width. No driveway shall exceed twenty-four (24) feet in width at the outer or street edge unless special permission is obtained from the Village Board.

(b) Interference with Intersections Prohibited. At street intersections a driveway shall not provide direct ingress or egress to or from the street intersection area and shall not occupy areas of the roadway deemed necessary by the Village Board for effective traffic control or for highway signs or signals.

(c) Interference with Street. No driveway apron shall extend out into the street further than the face of the curb, and under no circumstances shall such driveway apron extend into the gutter area. All driveway entrances and approaches shall be so constructed that they shall not interfere with the drainage of streets, side ditches, or roadside areas or with any existing structure on the right of way. When required by the Building Inspector to provide for adequate surface water drainage along the street, the property owner shall provide any necessary culvert pipe at his own expense.

(d) Number of Approaches Limited. No more than one driveway entrance and approach shall be constructed for any lot or premises except where deemed necessary and feasible without undue impairment of safety, convenience and utility of the street by the Building Inspector. Any two approaches shall be at least ten feet apart.

(e) Permittee Liable for Damage or Injury. The permittee shall assume all responsibility for any injury or damage to persons or property resulting directly or indirectly during construction or repair of driveway approaches or entrances. When curb or gutter is removed, the new connection shall be of equivalent acceptable material and curb returns provided or restored in a neat, workmanlike manner. Driveway surfaces shall connect with the street pavement and sidewalk in a neat, workmanlike manner. Any sidewalk area which is damaged or is inadequate by reasons of vehicle travel across the sidewalk shall be replaced in a neat, workmanlike manner.

(3) Penalty. The penalty for violation of any provision of this Section shall be a penalty as provided in Section 15.04 of this Code.

6.04 STREET AND SIDEWALK EXCAVATIONS AND OPENINGS.

(1) Permit Required. No person shall make or cause to be made any excavation or opening in any street, alley, highway, sidewalk or other public way within the Village of Elmwood Park without first obtaining a permit therefor from the Building Inspector.

(2) Bond. Before a permit for excavating or opening any street or public way may be issued, the applicant must execute and deposit with the Village Clerk an indemnity bond, approved by the Village President with advice and consent of the Village Administrator, in the sum of not less than \$1,000.00 nor more than \$5,000.00 conditioned that he will indemnify and save harmless the Village of Elmwood Park and its officers from all liability for accidents and damage caused by any work covered by his permit, and that he will fill up and place in good and safe condition all excavations and openings made in the street, and will replace and restore the pavement over any openings he may make as near as can be to the state and condition in which he found it, and keep and maintain the same in such condition, normal wear and tear excepted, to the satisfaction of the Building Inspector for a period of one year, and that he will pay all fines imposed upon him for any violation of any rule, regulation or ordinance governing street openings or drain laying adopted by the Village Board, and will repair any damage done to existing improvements during the progress of the excavation in accordance with the ordinances, rules and regulations of the Village. Such bond shall also guarantee that if the Village shall elect to make the street repair, the person opening the street will pay all costs of making such repair and of maintaining the same for one year. Recovery on such bond for any accident, injury, violation of law, ordinance, rule or regulation shall not exhaust the bond but it shall cover any and all accidents, injuries or violations during the period of excavation for which it is given. An annual bond may be given under this section covering all excavation work done by the principal for one year beginning January 1, which shall be conditioned as specified above and in the amount determined by the Village Board as necessary to adequately protect the public and the Village.

(3) Insurance. Prior to commencement of excavation work, a permittee must furnish the Building Inspector satisfactory written evidence that he has in force and will maintain during the life of the permit and the period of excavation, public liability insurance of not less than \$100,000 for one person, \$300,000 for one accident, and property damage insurance of not less than \$50,000.

(4) Regulations Governing Street and Sidewalk Openings.

(a) Frozen Ground. No opening in the streets or sidewalks for any purpose shall be permitted when the ground is frozen, except where necessary as determined by the Building Inspector.

(b) Removal of Paving. In opening any street or other public way, all paving or ballasting materials shall be removed with the least possible loss of or injury to surfacing material and together with the excavated material from trenches shall be placed so as to cause the least practicable inconvenience to the public and permit free flow of water along gutters.

(c) Protection of Public. Every person shall enclose with sufficient barriers each opening which he may make in the streets or public ways of the Village. All machinery and equipment shall be locked or otherwise effectively safeguarded from unauthorized use when not being used by the permittee, his agents or employees. Red lights or torch lamps shall be kept burning from sunset to sunrise, one red light or torch lamp to be placed at each end of the opening in the street or way and other lights sufficient in number and properly spaced to give adequate warning. Except by special permission from the Building Inspector, no trench shall be excavated more than 100 feet in advance of pipe laying nor left unfilled more than 100 feet where pipe has been laid. All necessary precautions shall be taken to guard the public effectually from accidents or damage to persons or property through the period of the work. Each person making such opening shall be held liable for all damages, including costs incurred by the Village in defending any action brought against it for damages, as well as cost of any appeal, that may result from the neglect by such person or his employees of any necessary precaution against injury or damage to persons, vehicles, or property of any kind.

(d) Replacing Street Surface. In opening any street or sidewalk, the paving materials, sand, gravel and earth or other material moved or penetrated and all surface monuments or hubs must be removed and replaced as nearly as possible in their original condition or position and the same relation to the remainder as before. Any excavated material which in the opinion of the Building Inspector is not suitable for refilling shall be replaced with approved backfill material. All rubbish shall be immediately removed, leaving the street or sidewalk in perfect repair, the same to be so maintained for a period of one year. In refilling the opening, the earth must be puddled or laid in layers not more than six inches in depth and each layer rammed, tamped or flushed, to prevent after-settling. When the sides of the trench will not stand perpendicular, sheathing and braces must be used to prevent caving. No timber, branching, lagging, sheathing or other lumber shall be left in any trench except with the permission of the Building Inspector. The Village may elect to have the Village make the pavement repair for any street or sidewalk opening, in which case the cost of making such repair and maintaining it for one year shall be charged to the person making the street opening.

(5) Excavation in New Streets Limited. Whenever the Village Board determines to provide for the permanent improvement or repaving of any street, such determination shall be made not less than thirty (30) days before the work of improvement or repaving shall begin. Immediately after such determination by the Village Board, the Village Clerk shall notify in writing each person, utility, Village department or other agency owning or controlling any sewer, water main, conduit or other utility in or under said street or any real property abutting said street, that all such excavation work in such street must be completed within thirty (30) days. After such permanent improvement or repaving, no permit shall be issued to open, cut or excavate said street for a period of five (5) years

after the date of improvement or repaving unless in the opinion of the Building Inspector, an emergency exists which makes it essential that the permit be issued.

(6) Emergency Excavations Authorized. In the event of an emergency, any person owning or controlling any sewer, water main, conduit or utility in or under any street and his agents or employees may take immediate proper emergency measures to remedy dangerous conditions for the protection of property, life, health or safety without obtaining an excavation permit; provided that such person shall apply for an excavation permit not later than the end of the next succeeding business day and shall not make any permanent repairs without first obtaining an excavation permit hereunder.

(7) Village Work Excluded. The provisions of this section shall not apply to excavation work under the direction of the Village Board by Village employees or contractors performing work under contract with the Village necessitating openings or excavations in Village streets.

(8) Maintenance of Sewer Services. All sewer service within the limits of the Village at the point of connection to the street main and all street mains shall be maintained and repaired by the Village without expense to the property owner, except when they are damaged as a result of negligence or carelessness on the part of the property owner or occupant, in which case they will be repaired at the expense of the property owner. All building sewers from the point of connection to the street main and all facilities throughout the premises served must be maintained free of defective conditions by and at the expense of the owner or occupant of the property served.

(9) Penalty. The penalty for violation of any provisions of this Section shall be a penalty as provided in Section 15.04 of this Code.

6.05 OBSTRUCTIONS AND ENCROACHMENTS.

(1) Obstructions and Encroachments Prohibited. No person shall encroach upon or in any way obstruct or encumber any street, alley, sidewalk, public grounds or land dedicated to public use, or any part thereof, or permit such encroachment or encumbrance to be placed or remain on any public way adjoining the premises of which he is the owner or occupant, except as provided in subparagraph (2).

(2) Exceptions. The prohibition of subparagraph (1) shall not apply to the following:

(a) Public utility encroachments duly authorized by state law or the Village Board.

(b) Goods, wares, merchandise or fixtures being loaded or unloaded which do not extend more than three feet on the sidewalk, provided such goods, wares, etc. do not remain thereon for a period of more than two hours.

(c) Temporary encroachments or obstructions authorized by permit under subparagraph (3).

(d) Excavations and openings permitted under Section 6.04.

(3) Street Privilege Permit.

(a) When Required. Permits for the use of the streets, alleys, sidewalks, or other public ways or places of the Village may be granted to applicants by the Building Inspector for the purpose of moving any building or structure or of encumbering the street, alley, sidewalk, or way with materials necessary in and about the construction or demolition of any building or structure, provided such applicant has complied with the other requirements of this subsection and has obtained a building permit if required by Section 8.01 of this Code.

(b) Bond. No street privilege permit shall be issued until the applicant executes and files with the Village Clerk a bond in an amount determined by the Building Inspector, conditioned that the applicant will indemnify and save harmless the Village of Elmwood Park from all liability for accidents or damage caused by reason of operations under said permit and will remove such encumbrance upon termination of the operations and will leave the vacated premises in a clean and sanitary condition and repair any and all damage to the streets, alleys, sidewalks or public property of the Village resulting from such building or moving operations.

(c) Conditions of Occupancy. The permission to occupy or obstruct the streets, alleys, sidewalks or public grounds is intended only for use in connection with the actual erection, alteration, repair, removal or moving of buildings or structures and shall be given upon the following terms and conditions and subject to revocation without notice by the Building Inspector for violation thereof:

1. Such temporary obstruction shall cover not more than one-third of any street or alley.
2. Obstructions shall be sufficiently lighted at night so as to be in full view of the public from all directions.
3. Sidewalk traffic shall not be interrupted, but temporary sidewalks of not less than four feet in width guarded by a closed fence at least four feet high on both sides may be maintained during the period of occupancy.
4. The process of moving any building or structure shall be as continuous as practicable until completed, and if ordered by the Building Inspector shall continue during all hours of the day and night.
5. No building or structure shall be allowed to remain overnight on any street, crossing or intersection or so near thereto so as to prevent easy access to any fire hydrant.

6. Buildings shall be moved only in accordance with the route prescribed by the Village Board.

7. Upon termination of the work necessitating such obstruction, all parts of the streets, alleys, sidewalks or public grounds occupied under the permit shall be vacated, cleaned of all rubbish and obstructions and placed in a safe condition for public travel at the expense of the permittee.

(d) Termination. All street privilege permits shall automatically terminate at the end of three months from the date of issuance unless an earlier termination date is specified thereon at the direction of the Building Inspector.

(4) Removal by Village. In addition to any other penalty imposed, if the owner or occupant of the premises adjoining any unlawfully obstructed sidewalk or road shall refuse or neglect to remove such obstruction within twenty-four (24) hours after notice from the Building Inspector to do so, it shall be the duty of the Building Inspector to remove such obstruction and make return of the cost and expense thereof to the Village Clerk who shall enter such cost on the next annual tax roll as a special charge against the property abutting such obstructed sidewalk, and such sum shall be levied and collected as other special taxes against real estate.

(5) Penalty. The penalty for violation of any of the provisions of this section shall be a penalty as provided in Section 15.04 of this Code.

6.06 SNOW AND ICE REMOVAL.

(1) Responsibility of Owner, Occupant, Etc. The owner, occupant or person in charge of each and every building or structure or unoccupied lot in the Village of Elmwood Park fronting or abutting any street shall clean or cause to be cleaned the sidewalk in front of or adjoining each such home, building or unoccupied lot as the case may be of snow or ice, to the width of such sidewalk by 10:00 a.m., on each day and shall cause the same to be kept clear from ice and snow, provided that when the ice has formed on any sidewalk so that it cannot be immediately removed, the persons herein referred to shall keep the same sprinkled with ashes, sawdust or sand; provided also that in case snow shall continue to fall during and after 10:00 a.m., then it shall be removed within three (3) hours of daylight after it shall cease to fall.

(2) Penalty. The penalty for violation of any provision of this section shall be a penalty as provided in Section 15.04 of this Code. A separate rate offense shall be deemed committed during each hour or part thereof during which a violation occurs or continues.

6.07 TREE TRIMMING AND SANITATION.

(1) Trees to be Kept Trimmed. Trees standing in and upon any public street or place, or upon any lot or land adjacent thereto shall be pruned and trimmed by the owner or owners or occupants of the property on or in front of which such trees are growing so

that the lowest branches projecting over the public street or alley or road will provide a clearance of not less than fourteen (14) feet and a clearance of not less than ten (10) feet over any other public place and so that no dead, broken or otherwise hazardous branches shall be likely to fall and do injury to the public. Any tree not trimmed as herein provided shall be deemed hazardous.

(2) Hazardous and Infected Trees. Any tree or part thereof, whether alive or dead, which the Weed Commissioner shall find to be infected, hazardous or a nuisance so as to endanger the public or other trees, plants or shrubs growing within the Village, or to be injurious to sewers, sidewalks or other public improvements whether growing upon public or private premises, shall be removed, trimmed or treated by the owner of the property upon or adjacent to which such tree or part thereof is located. The Weed Commissioner shall give written notice to said owner to remedy the situation which shall be served personally or posted upon the affected tree. Such notice shall specifically state the period of time within which the action must be taken which shall be within not less than twenty-four (24) hours or more than fourteen (14) days as determined by the Weed Commissioner on the basis of the seriousness of the condition of the tree or danger to the public. If the owner shall fail to remove, treat or trim said tree within the time limited, the Weed Commissioner shall cause the tree to be removed, treated or trimmed and shall report the full cost thereof to the Village Clerk, who shall thereupon enter such cost as a special charge against the property.

(3) Cottonwood and Box Elder Trees Prohibited. No person shall plant or maintain within the Village of Elmwood Park any female tree of the species *Populus Deltoides*, commonly called the "Cottonwood", or any tree commonly called the seed-bearing Box Elder or *Acer Negundo*, which may now or hereafter become infested with Box Elder bugs, and such trees are hereby declared a nuisance. Any person having such trees on his premises shall cause the same to be removed.

If any owner shall fail to remove any such tree within thirty days after receiving a written notice from the Weed Commissioner, the Commissioner shall cause the removal of such tree and report the full cost thereof to the Village Clerk who shall place such charge upon the next tax roll as a special charge against the premises.

(4) Planting of Certain Trees Restricted. No person shall hereafter plant any species of Elm, Catalpa, White Poplar, Lombardy Poplar or Willow Tree.

(5) Cut Tree/Stump Removal. Any person cutting down a tree for any reason shall be required to remove the tree, and its stump, to below the ground level.

(6) Penalty. The penalty for violation of any provision of this section shall be a penalty as provided in Section 15.04 of this Code.

6.08 WEED CONTROL.

(1) Destruction of Weeds Required. Any persons owning, occupying or controlling any land in the Village of Elmwood Park shall, without notice, destroy noxious Weeds growing on such land at least once during each of the following periods of time:

Between June 7 and June 15

Between July 24 and August 1

The term "Noxious Weeds" includes Canada Thistle, Leafy Spurge, Field Bindweed, unsightly and troublesome plants which are detrimental to cultivated crops, public health, public welfare and to the general appearance of the surrounding area, or such uncultivated rank plants which create unpleasant or noxious odors or grow to such height as to permit the concealment of filthy deposits.

(2) Penalty. The penalty for violation of any provision of this Section shall be a penalty as provided in Section 15.04 of this Code.

6.09 RECYCLING OF GARBAGE AND REFUSE REQUIRED.

(1) Collection Procedure and Mandatory Recycling. Every residential unit shall cooperate in the collection and recycling of garbage and refuse in accordance with this Section.

(2) Definitions.

(a) "Collector" means the person or persons specifically authorized by the Village Board to collect garbage and recyclable materials and dispose of same.

(b) "Containers" means those containers used for the storage of recyclable materials.

(c) "Recyclable Materials" means plastic HDPE two-liter soda and laundry bottles; brown, green or clear glass bottles and jars; bimetal, metal and aluminum cans, newspapers that are bundled or placed in recyclable brown paper bags, and bundled corrugated cardboard. Such "recyclable materials" must be clean, uncontaminated, and dry, not food or oil stained, and must meet any other material specifications of the secondary market for said materials pursuant to any agreement made with the collector then selected by the Village.

(d) "Non-Recyclable Materials" means all Pyrex glass, window glass, light bulbs, mirrors, broken glass and china, all Styrofoam and melamine type plastics, all waxed paper, waxed cardboard, envelopes with gummed labels or plastic windows, glossy paper, magazines and all other paper, garbage and rubbish, telephone directories, etc., not defined as recyclable materials.

(3) Method of Separation and Collection. All recyclable materials shall be separated from other garbage and refuse and grouped together and placed for collection in their proper containers in the same manner as regular garbage collection occurs. Recyclable materials shall be grouped together in the following manner:

(a) Glass Container. Brown, green and clear glass shall be unbroken, rinsed and have covers removed.

(b) Newspaper. All newspaper shall be bundled or placed in paper bags and be kept dry so as not to render them useless as a recyclable item and should be placed on top of all other recyclable materials in their proper container.

(c) Corrugated Cardboard. All corrugated cardboard shall be flattened but need not be bundled.

(d) Aluminum Cans. All aluminum cans and aluminum foil shall be cleaned and rinsed. Bimetal and metal cans shall also be cleaned and rinsed.

(e) Plastic Milk Containers. All plastic containers shall have the covers removed and be rinsed before being placed in their proper container.

(4) Collection by Unauthorized Person. From the time of placement at the authorized location for the recycling containers, items shall be and become the property of the Village of Elmwood Park or its collector. It shall be a violation of this Ordinance for any unauthorized person to collect or pick up or cause to be collected or picked up any such items during the twenty-four (24) hour period commencing at 6:00 p.m. on any day preceding a day designated for collection. Any and each such collection in violation hereof during said twenty-four (24) hour period shall constitute a separate offense punishable as hereinafter provided.

(5) Publication of Rules and Regulations. All rules and regulations for the collection and disposal of garbage, refuse and recyclable materials shall be effective as of their date of adoption and posting in the same manner as other Ordinances of the Village.

(6) Penalty. The penalty for violation of any of the provisions of this section shall be a penalty as provided in Section 15.04 of this Code.

(Amended and Approved on 6/13/19)