

Section 9
Performance Standards

9.1 Compliance. This Ordinance permits specific uses in specific districts, and these performance Standards are designed to limit, restrict, and prohibit the effects of those uses outside their premises or district. All structures, land, air and waters shall hereafter, in addition to their use, site, sanitary, floodland, and shoreland regulations, comply with the following performance standards:

- (1) Water quality protection. No residential, commercial, industrial or recreational use shall locate, store, discharge or permit the discharge of any treated, untreated, or inadequately treated liquid, gaseous, or solid materials of such nature, quantity, obnoxiousness, toxicity or temperature that might run off, seep, percolate, or wash or be harmful to human, animal, plant or aquatic life. This section shall not apply to uses other than those enumerated in it.
- (1)(a) No person shall throw any glass, cans, rubbish, water or filth (hereinafter referred to as "Waste") upon the streets, ditches, culverts, sidewalks, public parks or other public Town property (thereafter referred to as "Public Property") or upon any private property not owned by said person or upon the surface of any body of water, or watercourse, within the Town.
- (1)(b) No person shall cause grass, leaves or any form of yard waste (hereafter referred to as "Yard Waste") to enter upon Public Property or upon any private property not owned by said person or upon the surface of any body of water within the Town. Naturally wind-borne Yard Waste shall be excluded from this prohibition.
- (1)(c) No person shall operate, park or store a motor vehicle so as to cause mud, dirt, stones or vehicle fluids or lubricants (hereinafter referred to as "Debris") to become deposited upon Public Property or upon any private property not owned by said person or upon the surface of any body of water within the Town.
- (1)(d) No person shall discharge chemically treated swimming pool discharge onto public property or adjoining private properties. For the purposes of this section, swimming pool water shall be considered chemically treated for three days following the addition of any chemicals to the water.
- (1)(e) No person, firm or corporation shall place garbage cans, garbage bags or other trash receptacles along any Town road, provided that this subsection shall not apply to the placement of such receptacles within 36 hours of any regularly scheduled time for garbage removal. Every day during which such receptacles are permitted to remain shall constitute a separate offense.

- (1)(f) Animal Waste. It is unlawful for any person who owns or has custody of a dog, cat or other pet to cause or permit such animal to defecate on any public property or any private property without the consent of the property owner, unless such person immediately removes the excrement and places it in a proper receptacle. This ordinance shall not apply to Seeing Eye dogs while assisting and under control of a blind person or to police dogs while engaged in police activity.
- (1)(g) Any person violating Paragraphs 9.1(1)(a) through (f) above shall be responsible to clean or remove the Waste, Yard Waste or Debris from Public Property or upon any private property not owned by said person or upon the surface of any body of water within the Town. If such person fails to do so within a reasonable time frame, the Town shall remove the waste and charge the violating party for the removal effort.

The above and foregoing ordinance was adopted by the Town Board of the Town of Black Wolf at its meeting held on September 14, 2009.

TOWN OF BLACK WOLF

By _____
Frank Frassetto, Chairman

ATTESTED: _____
Ellen Chmielewski, Clerk

Approved: 9-14-2009

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