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**AN ORDINANCE ALLOWING ELECTRONIC WASTE (E-WASTE) RECYCLING DROP-OFF FACILITIES AS CONDITIONAL USES IN B-1 AND B-2 ZONING DISTRICTS**

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WHEREAS, the City of Berlin Plan Commission has held a public hearing regarding the ordinance as set forth herein, on 30th day of May, 2023; and

WHEREAS, the Plan Commission has recommended to the Common Council to approve the ordinance as set forth herein.

NOW THEREFORE, the Common Council of the City of Berlin do ordain as follows:

Sec. 82-4 of the Code of Ordinances of the City of Berlin shall be amended as follows:

**Sec. 82-4. - Definitions.**

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning. Words used in the present tense include the future; the singular number includes the plural number; and the plural number includes the singular number. The word "shall" is mandatory and not permissive.

...

Electronic waste (e-waste) means discarded electronic products such as, but not limited to, computers, televisions, VCRs, CD and DVD players, gaming systems, stereos, photocopiers, fax machines, cell phones, and appliances.

...

Sec. 82-361 of the Code of Ordinances of the City of Berlin shall be amended as follows:

**Sec. 82-361. - Conditional uses.**

In the B-1 district, conditional uses shall be as follows:

...

(8) Electronic waste (e-waste) recycling drop-off facilities.

Sec. 82-387 of the Code of Ordinances of the City of Berlin shall be amended as follows:

**Sec. 82-387. - Conditional uses.**

In the B-2 district, conditional uses shall be as follows:

...

(8) Electronic waste (e-waste) recycling drop-off facilities.

This ordinance shall take effect the day after publication.

The numeric section numbers and headings of any portions of the Code of Ordinances affected by this Ordinance shall be subject to modification in the discretion of the codifier, and the approval of the City Attorney, during codification into the City's current Code of Ordinances.

Passed, approved and adopted this 13th day of June, 2023.

ROLL CALL VOTE:

CITY OF BERLIN

4 AYES  
0 NAYS  
0 ABSENT

BY: \_\_\_\_\_  
Joel E. Brussel,  
Mayor

APPROVED AS TO FORM:

ATTEST: \_\_\_\_\_  
Sara L. Rutkowski,  
City Administrator/City Clerk

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Matthew G. Chier,  
City Attorney