

Article 7 Construction Sites in Nonattainment Areas—Fugitive Dust

4-7-214 General Provisions

A. Intent. The intent of this Article is to avoid violations of the prevailing PM10 standard and additionally minimize nuisance impacts by improving control of excessive fugitive dust emissions. The Article focuses on emissions from process activity, site activity and a lack of adequate surface stabilization, all associated with construction, earthwork or land development.

B. Relationship to other rules. Other than as provided in subsection D below, the provisions of this Article supplement and do not supplant the other provisions of these rules.

C. Effective Date. The rules set forth in this Article shall become effective 60 days after the publication of a notice of final rulemaking in the Arizona Administrative Register.

D. Geographic Applicability

This Article applies in the Pinal County portion of the Phoenix PM10 Serious Nonattainment area, more specifically Township 1 North, Range 8 East, Gila & Salt River Base and Meridian ("T1N R8E"). In the affected region, this Article supplants the generally applicable dust registration program of Chapter 4, Article 3 of this Code.

E. Violations

Failure by any person to comply with the applicable requirements of this Article shall constitute a violation subject to penalty as provided in these rules and A.R.S. Title 49, Chapter 3, Article 3, A.R.S. §49-471 et seq.