

Article 1 West Pinal PM10 Nonattainment Area Fugitive Dust

4-1-060 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.

Violation Exemptions:

A. The opacity requirements of this rule shall not apply during:

- i. Wind conditions that cause fugitive dust to exceed the opacity requirements if applicable control measures are implemented, applied and maintained, and all dust contributing disturbed surface area are stabilized.
- ii. Emergency maintenance of flood control channels and water retention basins if at least 1 applicable control measure is applied, and maintained.