

Who is affected?

This section applies to the owner/operator of any vacant lot or open area on which vehicles are driving. This does not include unpaved parking lots.

What do I have to do?

Limit Visible Emissions

- Do not cause or allow visible emissions (dust or smoke) to cross the property line.
- Do not cause or allow visible emissions within the property to exceed 20% opacity.

Implement Control Measures

Choose one of the following:

- Prevent vehicle access by installing: barriers, curbs, fencing, posts, gates, shrubs, or trees, etc.
- Prevent vehicle access by posting one of the following:
 - A sign written in compliance with ordinance(s) of local, county, state, or federal sign standards.
 - An order of a government land management agency.
 - A current map(s) approved by a government land management agency.
- Apply and maintain gravel or a chemical/organic stabilizer to all vehicle areas.
- Apply for an alternative control measure.
 - Alternative control measures must be approved before implementation.

*All control measures must be effective so they meet the visible emission and stability standards found in Rule 310.01 Section 302.4a.(2).

Additional Information

- After initial discovery of vehicle use on the open area/vacant lot, you have 30 days to send the Maricopa County Air Quality Department a description of the control measure(s) to be implemented, and the date of implementation.
- After initial discovery of vehicle use on the open area/vacant lot, you have 60 days to implement one of the control measures stated above.
- Once the control measure(s) have been effectively implemented, the open area/vacant lot will be regulated under Section 302.5 of Rule 310.01.

For more information contact Maricopa County Air Quality Department (602)-506-6010 or visit us online at www.maricopa.gov/aq



See Reverse for Definitions

Maricopa County Air Quality Department

Vehicle Use in Open Areas

Rule 310.01 Section 302.4

Definitions

Opacity - A condition of the ambient air, or any part thereof, in which an air contaminant partially or wholly obscures the view of an observer.

Open Areas and Vacant Lots -

- Vacant portions of residential or commercial lots that are immediately adjacent and owned and/or operated by the same individual or entity are considered one vacant open area or vacant lot.
- An unsubdivided or undeveloped tract of land adjoining a developed or a partially developed residential, industrial, institutional, governmental, or commercial area.
- A subdivided residential, industrial, institutional, governmental, or commercial lot that contains no approved or permitted buildings or structures of a temporary or permanent nature.
- A partially developed residential, industrial, institutional, governmental, or commercial lot.

Owner/Operator - Any person who owns, leases, operates, controls, or supervises a fugitive dust source subject to the requirements of this rule.

Property Line - The boundaries of an area in which either a person causing the emission or a person allowing the emission has the legal use or possession of the property. Where such property is divided into one or more sub-tenancies, the property line(s) shall refer to the boundaries dividing the areas of all sub-tenancies.

Unpaved Parking Lots - Any area that is not paved and that is used for parking, maneuvering, material handling, or storing motor vehicles and equipment. An unpaved parking lot includes, but is not limited to, automobile impound yards, wrecking yards, automobile dismantling yards, salvage yards, material handling yards, and storage yards. For the purpose of this rule, maneuvering shall not include military maneuvers or exercises conducted on federal facilities.

To read all of Rule 310.01 and other County rules, you may go to:
www.maricopa.gov/aq