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SUBSTANTIVE POLICY STATEMENT
SPS-QC-2015-001

A substantive policy statement (SPS) is advisory only. In accordance with A.R.S. §11-1601, SPS's do not include internal procedural documents that only affect internal procedures of the Maricopa Environmental Services Department and do not impose additional requirements or penalties on regulated parties or confidential information.

1. SPS Subject:

The purpose of this SPS is to clarify some of the requirements in Maricopa County Environmental Health Code, Chapter XI, Animals, Section 1.

2. Statutory Overview:

- A. Maricopa County Environmental Health Code (MCEHC)
- B. Arizona Administrative Code. A.A.C. R18-13-207 (E), A.A.C. R18-13-311
- C. Arizona Revised Statutes. A.R.S. §36-601 A.1., A.R.S. §36-601-A.4., A.R.S. §36-601 A.5., A.R.S. §36-601 A.6., A.R.S. §36-601 A.9., A.R.S. §36-601 A.17., A.R.S. §49-141 A.1., A.R.S. §49-141 A.2., A.R.S. §49-141 A.8,

3. SPS:

The aforementioned regulations establish requirements for places and premises where animals are kept and to not create a public health nuisance.

Regulation 1 a. of the MCEHC, Chapter XI states:

Cattle, horses, sheep, goats, dogs, cats, birds, fowl, and any other animal or bird, and the pens, stalls, stables, yards, shelters, cages, areas, places and premises where they are held or kept, shall be so kept and maintained in a manner that prevents flies, insects, or vermin, rodent harborage, ponded water, the accumulation of manure, garbage, refuse or other noxious material do not become a public health nuisance.

For the purposes of this code a “public health nuisance” are those nuisances as defined in A.R.S. §36-601.

Regulation 1 b. of the MCEHC, Chapter XI states:

Manure and droppings shall be removed from pens, stables, yards, cages and other enclosures at least twice weekly and handled and disposed of in an approved manner free of health hazard or public health nuisance.

“Approved Manner” means contracted disposal in a sanitary landfill, direct land application and/or active composting.

Regulation 1 c. of the MCEHC, Chapter XI states:

Mound storage of droppings or manure will be permitted only under such conditions as to protect against the breeding of flies and to prevent migration of fly larvae (maggots) into the surrounding soil.

Mounding is a temporary means of storage for herbivore derived manure and should be disposed of within thirty (30) days. Manure should be stored on level ground with an impervious base and kept covered.

4. SPS Effective Date:

March 13, 2015

5. SPS New Document/Revision Statement:

Revised 03/21/2018 to be consistent with approved updates to the MCEHC.

6. Contact Us:

For questions or comments regarding this SPS or to obtain a copy of this document, please contact the Department Records Custodian at the address and/or phone number above.