

MARICOPA COUNTY ORDINANCE

**P-25
LEAF BLOWER RESTRICTION**

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LEAF BLOWER RESTRICTION

SECTION 1 – GENERAL

- A. PURPOSE:** The Leaf Blower Restriction Ordinance prohibits the use of leaf blowers for the following activities:
1. Blowing of landscape debris into public roadways; and
 2. Operating leaf blowers on surfaces that have not been stabilized.
- B. APPLICABILITY:** The Leaf Blower Restriction Ordinance applies to the operation of leaf blowers in sections of Area A that are within Maricopa County, including those areas within incorporated cities and towns in such sections.

SECTION 2 – DEFINITIONS: For the purpose of this ordinance, the following definitions shall apply:

- A. AREA A –** As defined in Arizona Revised Statutes (ARS) §49-541(1), the area in Maricopa County delineated as follows:
- Township 8 North, Range 2 East and Range 3 East
Township 7 North, Range 2 West through Range 5 East
Township 6 North, Range 5 West through Range 6 East
Township 5 North, Range 5 West through Range 7 East
Township 4 North, Range 5 West through Range 8 East
Township 3 North, Range 5 West through Range 8 East
Township 2 North, Range 5 West through Range 8 East
Township 1 North, Range 5 West through Range 7 East
Township 1 South, Range 5 West through Range 7 East
Township 2 South, Range 5 West through Range 7 East
Township 3 South, Range 5 West through Range 1 East
Township 4 South, Range 5 West through Range 1 East
- B. ENFORCEMENT OFFICER –** Any officer of Maricopa County that has authority to enforce County rules, regulations and ordinances.
- C. LANDSCAPE DEBRIS –** Debris generated or accumulated as a result of, or moved in the course of, landscape operations. Landscape debris includes, but is not limited to, grass clippings, leaves, branches, vegetative matter, rubbish, soil and rock.

- D. LEAF BLOWER** – Any device that generates a stream of air that is designed, or used, to move landscape debris.
- E. PERMITS FOR THE CONTROL OF FUGITIVE DUST FROM DUST-GENERATING OPERATIONS** – Any site that has been issued a permit by the Control Officer as required by Rule 200 §305 of the Maricopa County Air Pollution Control Rules and Regulations.
- F. PERSON** – Any individual, public or private corporation, company, partnership, firm, association or society of persons, the federal government and any of its departments or agencies, or the state and any of its agencies, departments, or political subdivisions.
- G. PUBLIC ROADWAY** – Any street, alley, road, highway or thoroughfare of any kind that is used by the public or that is open to the public as a matter of right, including those roadways within gated communities, for the purpose of vehicular travel.
- H. STABILIZED SURFACE** – As defined in A.R.S.§11-877(A)(3), stabilized surfaces are surfaces that have been treated with asphaltic concrete, cement concrete, hardscape, penetration treatment of bituminous material and seal coat of bituminous binder and a mineral aggregate, decomposed granite cover, crushed granite cover, aggregate cover, gravel cover, grass or other continuous vegetative cover, or any combination of these stabilizers.

SECTION 3 – REQUIREMENTS

A. RESTRICTED OPERATION OF A LEAF BLOWER:

1. A person shall not operate a leaf blower in a manner that causes landscape debris to be blown into a public roadway.
2. A person shall only operate leaf blowers on a stabilized surface.

B. VIOLATIONS, NOTICES, AND PENALTIES:

1. When the Enforcement Officer has reasonable cause to believe that any person has violated or is in violation of any provision of this ordinance, the Enforcement Officer shall issue, for the first violation of this ordinance, a warning notice stating which requirement of the ordinance was violated.
2. The Enforcement Officer may impose a civil penalty of \$50 for the second violation of this ordinance. Upon a third violation of this ordinance, the Enforcement Officer may impose a civil penalty of \$100. After the fourth and subsequent violations of this ordinance, the Enforcement Officer may impose a civil penalty of \$250.

SECTION 4 – EXEMPTIONS

- A. SITES WITH PERMITS FOR THE CONTROL OF FUGITIVE DUST FROM DUST-GENERATING OPERATIONS:** Any site that has been issued a permit by the Control Officer for the control of fugitive dust from dust-generating operations is exempt from all sections of this ordinance.

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