



# YUMA COUNTY BOARD OF SUPERVISORS

## ORDINANCE NO. 05 -01

**AN ORDINANCE OF THE COUNTY OF YUMA REQUIRING A PROJECT INFORMATION SIGN FOR CONSTRUCTION ACTIVITIES**

**WHEREAS**, Yuma County is interested in cooperating with the Arizona Department of Environmental Quality to implement recommendations in the Natural Events Action Plan for the Yuma PM10 Non-Attainment Area.

**WHEREAS**, The Natural Events Action Plan for the Yuma PM10 Non-Attainment Area was developed by the Arizona Department of Environmental Quality, and recommends that Yuma County consider implementing a Project Information Sign for construction activities.

**WHEREAS**, ARS § 11-251.05 states that the Board of Supervisors may adopt ordinances necessary or proper to carry out the duties, responsibilities and functions of the county.

**NOW, THEREFORE, BE IT ORDAINED** by the Yuma County Board of Supervisors that this ordinance is adopted to provide regulations requiring the implementation of a Project Information Sign for construction activities throughout the Non-Attainment Area of Yuma County, to be effective at 12:01 am on September 12, 2005.

Adopted this 1<sup>st</sup> day of August, 2005

\_\_\_\_\_  
Greg Ferguson, Vice-Chairman for  
Kathryn "Casey" Prochaska, Chairman  
Board of Supervisors  
Yuma County, State of Arizona

ATTEST:

\_\_\_\_\_  
Sue Stallworth  
Clerk of the Board

APPROVED AS TO FORM AND DETERMINED TO BE WITHIN THE SCOPE OF  
PERFORMANCE OF DUTY OF THE YUMA COUNTY BOARD OF SUPERVISORS

\_\_\_\_\_  
Edward P. Feheley  
Deputy County Attorney

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## **CHAPTER 1           GENERAL**

### **§ 05-01-1001           INTRODUCTION**

The Natural Events Action Plan for the Yuma PM10 Non-Attainment Area was written by the Arizona Department of Environmental Quality with the assistance of citizen stakeholders from throughout the Yuma county area. Generation of dust from anthropogenic sources can cause a variety of air pollution problems. A portion of Yuma County has been designated by the federal government as a non-attainment area for dust due to the generation of particulate matter under 10 microns in size, or PM10. PM10 affects the safety, health and welfare of citizens of Yuma County and creates an adverse environmental effect. Construction activities contribute to particulate emissions, therefore one option under consideration is to require a project information sign for certain size construction projects.

### **§ 05-01-1002           PURPOSE**

The purpose of this ordinance is to establish minimum requirements for implementation of a Project Information Sign for construction activities within the Yuma Non-Attainment Area.

## **CHAPTER 2            DEFINITIONS**

### **§ 05-01-2001            DEFINITIONS**

For the purpose of this ordinance, the following definitions are applicable:

“BEGIN ACTUAL CONSTRUCTION” means initiation of physical on-site construction activities on an emissions unit that are of a permanent nature. For purposes of title I, parts C and D and section 112 of the Clean Air Act, these activities include installation of building supports and foundations, laying of underground pipe work and construction of permanent storage structures. For purposes other than title I, parts C and D and section 112 of the Clean Air Act, these activities do not include installation of building supports and foundations, laying of underground pipe work and construction of permanent storage structures.

“BUILDING PERMIT” means an official document or certificate issued by the County of Yuma, which authorizes the performance of a specific construction work, grading, alteration of ground features to create certain improvements and structures.

“CONSTRUCTION” means any physical change in a source or change in a method of operation of a source including fabrication, erection, installation or demolition or a source that would result in a change in actual emissions.

“EARTH-MOVING OPERATIONS” are the use of any equipment for an activity where soil is being moved, uncovered.

“FINAL STABILIZATION” means that all soil disturbing activities at the site have been completed.

“GRADING PERMIT” is an official document or certificate issued by the Flood Control Engineer, authorizing grading activity as specified by approved plans and specifications.

“PERSON” includes any public or private corporation, company, partnership, firm, association or society of persons, the federal government and any of its departments or agencies, the state and any of its agencies, departments or political subdivisions, as well as a natural person.

**CHAPTER 3            STANDARDS**

**§ 05-01-3001            PROJECT INFORMATION SIGN REQUIREMENTS**

A. Any person that requires a building or grading permit of one acre or greater shall install and maintain a project information sign in accordance with the below requirements.

B. The sign shall be installed prior to beginning actual construction activities and initiating any type of earth-moving operations.

C. The sign shall be installed at a prominent location near the main entrance of the construction site. Traffic visibility shall be maintained by placing the sign back from the main ingress/egress location and at any applicable intersection for proper sight-triangle clearances.

- D. The sign may be removed once:
1. The final for the building permit is approved by the Chief Building Official, or,
  2. Final stabilization has been achieved on all portions or the site for which the person is responsible and is approved by the County Environmental Programs Section.

E. The following information shall be displayed on the project information sign:

<b>Project Size</b>	<b>1.01-9.99 Acres</b>	<b>Over 10 Acres</b>
<b>Sign Size</b>	<b>36”H x 48” W</b>	<b>48”H x 96” W</b>
Developer’s Name	<b>3”</b>	<b>4”</b>
Project Name	<b>3”</b>	<b>4”</b>
Company Phone Number ###-####	<b>3”</b>	<b>4”</b>
IF YOU HAVE DUST COMPLAINTS	<b>2.25”</b>	<b>3”</b>
Please call Yuma County Dust Control Hotline    928-217-DUST (3878)		

F. The project information sign text height shall be at a minimum as shown on the template above, and must contrast with lettering, typically black text with white background.

G. The lower edge of the sign board must be a minimum of three (3) feet and a maximum of five (5) feet above grade.

**CHAPTER 4            EXEMPTIONS**

**§05-01-4001            GENERAL EXEMPTIONS**

The following are exempt from the requirements of this ordinance:

A. Normal farm agricultural practices under Arizona Revised Statutes (A.R.S.) §49-457 and §49-504.4

B. Any action required or authorized to implement emergency operations that are officially declared by Yuma County to ensure the public health and safety.

**CHAPTER 5            COMPLIANCE**

**§05-01-5001           COMPLIANCE**

Failure to comply with any of the provisions specified under this ordinance shall constitute a violation. In the event that any person holding a building or grading permit pursuant to this ordinance violates the terms of the ordinance the County may suspend or revoke the building permit.

**DEVELOPER NAME**

**PROJECT NAME**



**Developer LOGO**

**COMPANY PHONE NUMBER ###-###-####**

**IF YOU HAVE DUST COMPLAINTS PLEASE CALL  
YUMA COUNTY DUST CONTROL HOTLINE**

**928-217-DUST (3878)**

Note: Logo shown is optional. The project information sign may also include information regarding the location or availability of the Storm Water Pollution Prevention Plan, if required in accordance ADEQ requirements.