

**MARICOPA COUNTY
AIR POLLUTION CONTROL REGULATIONS
REGULATION I – GENERAL PROVISIONS**

**RULE 110
VIOLATIONS**

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RULE 110
VIOLATIONS

SECTION 100 – GENERAL

101 **PURPOSE:** To specify the classification of violations of the provisions of these rules.

SECTION 300 – STANDARDS

- 301 **VIOLATIONS AND ORDER OF ABATEMENT:** When the Control Officer has reasonable cause to believe that any person has violated or is in violation of any provision of these rules or any requirement of a permit issued pursuant to these rules, he may serve upon such person by certified mail or in person an order of abatement or may file a complaint in Superior Court alleging a violation pursuant to ARS§49-513. The order shall state with particularity the act constituting the violation, shall state in its entirety the certain requirement, provision or rule violated, shall state the duration of the order and shall state that the alleged violator is entitled to a hearing, if such hearing is requested in writing within 30 days after the date of issuance of the order. The order may be conditional and may require a person to refrain from particular acts unless certain conditions are met. An order issued under this rule shall require the persons to whom it is issued to comply with the requirement, provision or rule as expeditiously as practicable. In the case of a source required to obtain a permit pursuant to this rule and Title V of the Clean Air Act, the order shall require compliance no later than one year after the date the order was issued, and shall be nonrenewable.
- 302 **CIVIL PENALTIES:** Any person who violates any of these rules or any permit or permit condition issued by the Control Officer or any fee or filing requirement required by these rules may be subject to civil penalties pursuant to ARS§49-513.
- 303 **CRIMINAL PENALTIES:** Any person who violates any of these rules or any permit or permit condition issued by the Control Officer may be guilty of a Class I misdemeanor for each day the violation continues pursuant to ARS§49-502 and may be subject to criminal penalties pursuant to ARS§49-514.