



Information Resource

Custom Landscape Materials LLC (East Mesa)

Purpose of the Permitting Program

Permits are issued in accordance with the federal Clean Air Act (CAA) which encompasses all applicable federal, state, and local statutes and regulations into one enforceable document. The permit represents a legally binding agreement.

The permit holder:

- Is obligated to implement sufficient control measures to achieve environmental standards
- Is responsible for ensuring the permitted facility is in compliance at all times to minimize risks to the environment and the public

Proposed Permit Requirements

- Prohibits visible emissions of particulate matter (dust) from crossing the property boundary
- Limits visible emissions of dust from 7 to 20% opacity depending on permitted activity (excavation, truck loading, dumping, crushing)
- Sets maximum truck speed at 5 miles per hour
- Requires training and certification in dust control for site personnel
- Limits production to 400,000 tons of sand and gravel per 12 consecutive month period

Proposed Additional Conditions

- Prohibits noise that is loud, excessive, disruptive, and requires vehicle back-up warning to be set at the lowest decible setting allowed

- Limits hours of operation to the time period between 6:00 am and 4:00 pm April 1 through September 30, and 7:00 am to 4:00 pm October 1 through March 31.
- Establishes a minimum 100 feet of setback for operations adjacent to residences
- Requires 48-hour notification of blasting and blasting must comply with State regulations

Timeframes, Public Notice, and Public Hearing

The permitting process includes a public notice period where members of the public have an opportunity to provide comments related to the draft permit:

- The applicant submitted a draft application on June 18, 2020. MCAQD is required to review and take action on the application within nine months.
- Members of the public can view the permit on MCAQD's website, maricopa.gov/1624/Public-Notices. Members of the public may provide comments in writing to MCAQD Permitting Division, 3800 N. Central Avenue, Phoenix, AZ 85012, or by email to AQPermits@maricopa.gov by 5:00 pm Friday, January 29, 2021, or during a public hearing.
- A virtual public hearing has been scheduled for Tuesday, January 26, 2021 from 4:00 pm to 6:00 pm.
- Public comments received in writing, via email, and at the public hearing will be responded to in writing when the permitting action is complete. The permit may be modified as appropriate based on public comments.
- If the evaluation finds that the applicant will comply with applicable regulations, the MCAQD is required to issue the permit. Arbitrary denial of a permit is not supported by law.