

**MARICOPA COUNTY
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Vehicle Parking
And Use On Unpaved Or Un-Stabilized Vacant Lots**

SECTION 1 - GENERAL

- A. PURPOSE
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SECTION 2 – DEFINITIONS

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- C. VEHICLE

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MARICOPA COUNTY
P- 27
Vehicle Parking And Use
On Unpaved Or Un-Stabilized Vacant Lots

SECTION 1 - GENERAL

- A. PURPOSE:** This Ordinance restricts all vehicle parking and use on unpaved or unstabilized vacant lots.
- B. APPLICABILITY:** This Ordinance applies to vehicle parking and use in the unincorporated sections of Area A that are within Maricopa County.

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

- A. AREA A -** The part of the greater Phoenix metropolitan area where specific pollution control programs are in place for ozone, carbon monoxide, and particulate matter. 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. ROAD or HIGHWAY -** means the entire width between the boundary lines of every way publicly maintained by the federal government, a city, a town or a county if any part of the way is generally open to the use of the public for purposes of vehicular travel. For purposes of this ordinance, the term "highway or road" includes "Off-highway vehicle trails", service roads regardless of surface composition, other roughly graded trails and roads upon which vehicular travel by the public is permitted.
- C. VEHICLE -** A self propelled device and its appurtenances, excluding devices moved by human power or used exclusively on stationary rails or tracks.

SECTION 3 – REQUIREMENTS

- A. RESTRICTED VEHICLE PARKING AND USE:**
A person shall not park or use a vehicle on an unpaved or unstabilized vacant lot within the unincorporated areas of Area A in Maricopa County.

SECTION 4 - VIOLATIONS, NOTICES, AND PENALTIES:

- A.** A person who violates this section is subject to:
 - 1.** A warning for the first violation;

**Draft Off-Road Vehicle Use in Unincorporated Areas of Maricopa County
and Draft Vehicle Parking And Use On UnPaved Or Un-Stabilized Vacant Lots**
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2. The imposition of a civil penalty of fifty dollars for the second violation;
 3. The imposition of a civil penalty of one hundred dollars for the third violation;
 4. The imposition of a civil penalty of two hundred fifty dollars for the fourth or any subsequent violation.
- B.** For violations of this ordinance, the enforcement officer shall use a uniform traffic ticket and complaint prescribed by the rules of procedure in civil traffic cases adopted by the Supreme Court. The enforcement officer may issue citation to persons in violation of this ordinance.

**MARICOPA COUNTY
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OFF ROAD VEHICLE USE IN UNINCORPORATED
AREAS OF MARICOPA COUNTY**

SECTION 1 – GENERAL

- A. PURPOSE
- B. APPLICABILITY

SECTION 2 – DEFINITIONS

- A. ALL-TERRAIN VEHICLE
- B. OFF-HIGHWAY MOTOR VEHICLE
- C. OFF-ROAD RECREATIONAL MOTOR VEHICLE

SECTION 3 - REQUIREMENTS

- A. RESTRICTIONS

SECTION 4 – VIOLATIONS, NOTICES, AND PENALTIES

SECTION 5 - EXEMPTION

MARICOPA COUNTY
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OFF ROAD VEHICLE USE IN UNINCORPORATED
AREAS OF MARICOPA COUNTY

SECTION 1 - GENERAL

- A. PURPOSE:** This Ordinance restricts the operation of any off-highway vehicle, all-terrain vehicle, or off-road recreational motor vehicle.
- D. APPLICABILITY:** This ordinance applies to the operation of any off-highway vehicle, all-terrain vehicle, or off-road recreational motor vehicle in unincorporated sections within Maricopa County.

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

- A. ALL-TERRAIN VEHICLE -** Any of a number of small open motorized buggies and tricycles designed for off-road use. According to the American National Standards Institute (ANSI), a vehicle that travels on low pressure tires, with a seat that is straddled by the operator, and with handlebars steering control.
- B. OFF-HIGHWAY VEHICLE –** Means a motorized vehicle when operated off of highways or roads on land, water, or other natural terrain or on a combination of land, water, or other natural terrain, un-made surfaces or rough terrain (i.e., for construction or agriculture).
 - (a) Includes a two-wheel, three-wheel or four-wheel vehicle, motorcycle, four-wheel drive vehicle, dune buggy, amphibious vehicle, ground effects or air cushion vehicle and any other means of land transportation deriving motive power from a source other than muscle or wind manufactured for recreational non-highway all terrain travel.
 - (b) Does not include a vehicle that is either:
 - (i) Designed primarily for travel on, over or in the water.
 - (ii) Used in installation, inspection, maintenance, repair or related activities involving facilities for the provision of utility of railroad service. (ARS §28-1171(3))
- C. OFF-ROAD RECREATIONAL MOTOR VEHICLE –** Means three and four wheel vehicles manufactured for recreational non-highway all terrain travel.

SECTION 3 – RESTRICTIONS

- A.** A person shall not operate an off-highway vehicle, an all-terrain vehicle, or an off-road recreational motor vehicle within the unincorporated areas of Maricopa County on public lands without lawful authority.
- B.** A person shall not operate an off-highway vehicle, an all-terrain vehicle, or an off-road recreational motor vehicle on private property without the consent of the lawful land owner. Consent of the land owner shall be evidenced by written permission. Written permission shall include the following:
 - 1.** The name, address, and telephone number of the person granting permission for the use of the property;

2. A description of the interest the person granting permission has in the property (i.e., property owner, lessee, or agent);
 3. Specify the period of time for which permission for the use of the property is being granted; and
 4. The signature of the person granting permission for the use of the property.
- E.** When the Enforcement Officer or other enforcement officer has reasonable cause to believe that a person has operated an off-highway vehicle, an all-terrain vehicle, or an off-road recreational motor vehicle, on an unpaved surface in violation of this section of this ordinance, such person shall immediately, upon request by the Enforcement Officer provide to the Enforcement Officer the written permission required by this section of this ordinance.

SECTION 4 - VIOLATIONS, NOTICES, AND PENALTIES:

- A.** A person who violates this ordinance is guilty of a class 3 misdemeanor.
- B.** In addition to or in lieu of a fine pursuant to this section, a judge may order the person to perform at least eight but not more than twenty-four hours of community restitution or to complete an approved safety course related to the off-highway operation of motor vehicles, or both.

SECTION 5 - EXEMPTION:

This ordinance shall not apply during a period of emergency or if the operation is directed by a peace officer or other public authority.