
POLICY FOR DUST CONTROL

1. POLICY OBJECTIVE

The purpose of this policy is to define requirements and responsibilities for allowing county residents to control dust caused by daily traffic on secondary roads adjacent to their property. This policy summarizes the county's procedure for complying with the Iowa Administrative Code requirements for controlling fugitive dust.

2. INTRODUCTION

This policy applies to granular Marion County secondary roads and describes responsibilities of the customers and suppliers of dust control materials. Marion County allows dust palliatives to be applied for the benefit of property owners and tenants living adjacent to granular roads for temporary dust control under the terms provided by this policy and the Code of Iowa. Customers shall only apply dust control materials at their own expense and only if applied by a permitted supplier. The supplier must apply for and obtain a permit from the Road Department annually and may only use materials approved by the County and compliant with all requirements of the IDNR and EPA.

3. REQUIREMENTS FOR SUPPLIERS

- a. Obtain permit from the county for materials to be applied. The permit shall include type of material and concentrations to be applied including MSDS, certificate of insurance, example of forms to be provided to the customer, and price per linear foot for application.
- b. Only use approved materials as dust palliatives. County approved materials include only: Calcium Chloride, Magnesium Chloride, and Lignin Sulfonate. Other materials may be permitted, if the supplier can provide documentation of acceptance by the IDNR and EPA.
- c. Provide a certificate of Insurance with Marion County named as additional insured. The supplier shall hold the county harmless for application of material. The supplier shall be liable for any effects of the material applied.
- d. Provide customer request forms for dust control that include the customer responsibilities and a place for the customer's signature. Signed form shall be retained by the supplier for that season.
- e. Application shall cover entire width of roadway, unless approved by the County Engineer, and shall be a minimum length of 400'. Lengths may exceed 400' min. to a max. of 1,200'. Additional length exceeding 1,200' must receive Engineer's approval prior to application.
- f. Shall be responsible for payment of a flag charge, paid to Marion County, in the amount of \$2.00 per individual customer. The flag charge is due April 15 for the first application and June 15 for new customers for the second application.
- g. Shall inform customers where yellow flags to mark each end of the dust control area may be obtained. Flags will be available at various County Shops, Engineer's Office and Central Shop. Supplier shall also make flags available to customers.

- h. Shall provide a computer-generated list to the Marion County Road Department by April 15 for the first application and June 15 for the second application. The list shall contain the name of each customer, township, range, section, 911 address, and any comments regarding special application conditions.
- i. Dust control shall only be applied within the given deadlines of May 15- 31 and July 15-31.
- j. Shall be responsible for any advertising.
- k. Shall be responsible for collecting payment from each customer.
- l. Shall refrain from applying of dust palliatives on Sundays, Holidays, or between sunset and sunrise.

4. RESPONSIBILITIES OF CUSTOMER

- a. Shall follow deadlines established for requesting dust control. No exceptions. Customers shall submit applications to supplier by April 15 for first application and June 15 for second application.
- b. Shall place yellow flags, available from the supplier or the Road Department, at each end of area to be treated and readily visible to motor grader operators. Flags shall be placed no later than April 15 and maintained by the customer until Oct. 1. Flags not in place could result in the dust control area being disturbed, in which the customer is responsible for any reapplication necessary.
- c. Shall understand that after Oct. 1 of each year, dust control areas are routinely bladed as a normal preparation for winter. However, dust control areas may be maintained at any time deemed necessary by the Road Department for the safety of the traveling public. Marion County will not be responsible for the loss of effectiveness of the dust control treatment. In such cases, the individual paying for the dust control may have the dust control reapplied at any time.
- d. Shall understand that by purchasing the dust control service, the customer agrees to abide by the conditions stated in this document.
- e. Shall understand that any complaints regarding the performance of the dust control material shall be directed to the supplier, not to Marion County.

5. RESPONSIBILITIES OF MARION COUNTY

- a. Shall issue permits for Dust Control Materials to be provided by suppliers by February 20 of each year. Only those suppliers with permits will be allowed to apply material to Marion County roadways. Number of suppliers will not be limited.
- b. Shall review applicable materials and documents to be used by supplier and as submitted with the permit application.
- c. Shall provide preliminary maintenance to the roadway to receive the initial dust control application after receiving list of applicants.
- d. Shall provide post-application maintenance of dust control sections of the roadway at the County's discretion.

- e. Shall supply yellow flags to be distributed by supplier or picked up at County Shops by customers or suppliers.

This policy is hereby accepted and adopted on this 22 day of August, 2017

Mark Raymie, Chairman



Craig Agan, Vice Chairman



Steve McCombs, Member

-Revised 08/07/2017

By: Tyler Christian

-Replaces Policy 53, dated Feb. 09, 2004