

NOTICES OF SUBSTANTIVE POLICY STATEMENTS

The Administrative Procedure Act requires the publication of substantive policy statements issued by agencies (A.R.S. § 41-1013(B)(14)). Substantive policy statements are written expressions which inform the general public of an agency's current approach to rule or regulation practice. Substantive policy statements are advisory only. A substantive policy statement does not include internal procedural documents that only affect the internal procedures of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the Arizona Administrative Procedure Act. If you believe that a substantive policy statement does impose additional requirements or penalties on regulated parties you may petition the agency under A.R.S. § 41-1033 for a review of the statement.

NOTICE OF SUBSTANTIVE POLICY STATEMENT

DEPARTMENT OF TRANSPORTATION

[M12-141]

- 1. Title of the Substantive Policy Statement and the substantive policy statement number by which the substantive policy statement is referenced:**
Ramp Restrictions at Freeway or Interstate Interchanges Outside Municipal Limits; Intermodal Transportation Division (ITD); Substantive Policy Number 1.
- 2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**
Issued and effective January 23, 2012
- 3. Summary of the contents of the substantive policy statement:**
Provides the agency interpretation for an intersection when a portion of the intersection is within municipal limits and a portion is outside municipal limits. Additionally, it provides the context for the extent of the interchange.
- 4. Federal or state constitutional provision; federal or state statute, administrative rule, or regulation; or final court judgment that underlies the substantive policy statement:**
A.R.S. § 28-7903(B)
- 5. A statement as to whether the substantive policy statement is a new statement or a revision:**
This is a new substantive policy statement.
- 6. The agency contact person who can answer questions about the substantive policy statement:**
Name: Janette M. Quiroz
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1615 W. Jackson St.
Phoenix, AZ 85007
Telephone: (602) 712-6185
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E-mail: jmquiroz@azdot.gov
- 7. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**
Interested parties may obtain this information free of charge from the Department's web site at http://www.azdot.gov/Government_Relations/adotrules or in person from the individual listed under item 6.



ITD Substantive Policy Number 1

General Interpretation: If a portion of the interchange is located within municipal limits, the interchange is deemed not to be outside municipal limits (A.R.S. § 28-7903 (B) Ramp restrictions at freeway or interstate interchanges outside of municipal limits).

Effective Date: 1-23-11

Regulation Affected:

ARS 28-7903 B. At interchanges on freeways or interstate highways outside municipal limits, an outdoor advertising sign, display or device shall not be erected in the area between the crossroad and a point five hundred feet beyond the beginning or ending of pavement widening at the exit from or entrance to the main traveled way.

Existing Definitions:

R17-3-701 (A)(11) "Interchange" means a junction of two or more highways by a system of separate levels that permit traffic to pass from one to another without the crossing of traffic streams. (28-7901)

28-7901 (4) "Freeway" means a divided arterial highway on the interstate or primary system with full control of access and with grade separations at intersections. (28-7901)

Interpretation:

"At interchanges ... outside municipal limits..." means interchanges that are located outside of the city limits of a municipal jurisdiction. If a portion of the interchange is located within city limits, the interchange is deemed not to be "outside municipal limits".¹

For purposes of this interpretation, the extent of an interchange is defined as the pavement of the intersecting roads from the center of the interchange to the pavement widening of the ramps along with the pavement of the ramps.²

"..pavement widening.." means the point along the highway where the width of the outside travel lane increases to accommodate the on or off ramp.

