

CHAPTER 58 IDLING - ENFORCEMENT FLOW CHART

This ordinance is only applicable to diesel engine powered commercial motor vehicles as defined in 49 CFR Part 390.5

Operation of auxiliary power units or generators to heat, air condition or provide electrical power as an alternative to idling the main engine is not prohibited.

Enforcement

To the owner or operator of the commercial motor vehicle

To the owner or operator of property receiving or shipping

No owner or operator of a vehicle shall cause or permit vehicles covered by this chapter to idle for more than 5 minutes in any 60 minute period. **EXEMPTIONS:**

No load/unload location owner or operator shall cause vehicles to idle for a period greater than 30 minutes in any 60 minute period while waiting to load or unload.

DRIVER EXEMPTIONS

- Waiting to load or unload.
- Traffic congestion, Police Direction.
- Safety/Health/Emergency e.g. A bus breaks down and needs to operate in order to keep its occupants warm. It does not apply for a driver maintaining cabin comfort during a rest stop.
- Emergency vehicles during an emergency or while conducting training.
- As part of a federal or state vehicle testing and inspection program.
- Required vehicle maintenance and diagnostic testing.
- Idling as necessary to power work-related mechanical equipment or electrical systems. e.g. power take-offs. It does not apply for a driver maintaining cabin comfort during a rest stop.
- Occupied armored vehicle being loaded or unloaded.
- An occupied bus may idle for up to 15 minutes per hour to maintain passenger comfort.
- An vehicle with an occupied sleeper berth during a rest stop or sleep period.
- Mechanical difficulties which the driver has no control over.

An owner or operator of a property is cited:

- A site owner/operator allows a truck to idle for over 30 minutes in a 60 minute period before unloading.
- A site owner/operator takes 45 continuous minutes to unload an idling vehicle.

An owner or driver of vehicle is cited:

- A driver pulls over and idles the vehicle for over 5 minutes in a 60 minute period while calling home.
- A bus driver parks and idles the bus for over 5 minutes in a 60 minute period between routes.
- A driver arrives an hour before a store opens and idles for over 5 minutes in a 60 minute period.
- A driver is idling over 5 minutes in a vacant lot and found sleeping/resting in the cab of the truck.
- An armor car driver pulls into a café and leaves the truck idling for over five minutes in a hour while eating.
- A driver pulls over and idles for over 5 minutes in an hour so the air conditioner can operate while eating lunch in the cab.