

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

ORDER NO. 934

(SUPERSEDES ORDER NO. 904)

EFFECTIVE FEBRUARY 1, 1964

REGULATIONS PERTAINING TO THE USE OF HERBICIDES
IN FRANKLIN COUNTY

I, JOE DWYER, Director of Agriculture of the State of Washington, by virtue of the authority vested in me under Chapters 17.21 and 15.57 RCW, after due notice and public hearing held at Pasco, Washington on November 13, 1963 as provided under Chapters 42.32 and 34.04 RCW, do hereby promulgate the following regulations relating to the use of growth regulating herbicides.

Regulation 1. Area Under Order, Restricted Use Herbicides, Prohibited Formulations, and Definitions.

Area Under Order: All the lands within the borders of Franklin County.

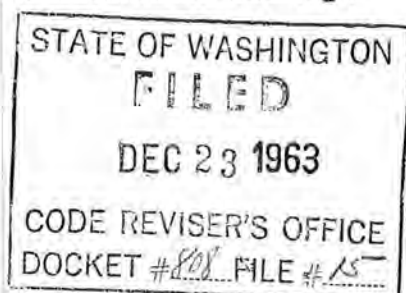
Restricted Use Herbicides: All formulations of 2,4-D, 2,4,5-T and MCP are by this order declared to be restricted use herbicides.

Prohibited Formulations: The use of dust formulations of restricted use herbicides are prohibited in the entire area under order.

Definition: Specified Date. Specified date as referred to in this order is that date to be determined by the State Department of Agriculture in consultation with local authorities and shall be as near as is possible to the date of bud break of grapes being grown in Franklin County and/or adjacent counties. Notification of this date, after which such operations that are applicable are so restricted, shall be made by mailing a notice to each of the known commercial applicators working in the area and an announcement to the local newspapers, radio stations and County Extension Offices.

Definition: High Volatile Esters. High volatile esters are those formulations labeled as high volatile in Interpretation 17, Revision 1 of Title 7 under the Federal Insecticide, Fungicide and Rodenticide Act.

Regulation 2. Area 1. (Pasco and lands along the Columbia River north and west of Pasco). This area includes the lands within Sections 1 and 12, Township 9 North, Range 28 East; Sections 3 through 9, 13 through 18, 20 through 28, Township 9 North, Range 29 East; Sections 1, 12, 13, 24, 25 and 36, Township 10 North, Range 28 East; Sections 6, 7, 8, 15 through 22, 27 through 34, Township 10 North, Range 29 East, and all lands within the Pasco city limits and including the Pasco airport located north of the city of Pasco, Washington all lying within Franklin County.



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Area 1. (Restrictions) The use or application of the liquid formulations of 2,4,-D, 2,4,5-T, and MCP known as high volatile esters and all other formulations are prohibited, except the liquid forms of the amine and sodium salt or solubilized acid formulations may be applied: Provided, that the low volatile esters may also be used from November 1 to the specified date of the following year. The application of the permitted formulations shall be by ground equipment only.

Regulation 3. Ground Application Restrictions: Ground applications in area 1 shall be made with a minimum of 15 gallons of water per acre and ground equipment must be equipped with nozzles having a minimum orifice diameter of 0.036 inches. Pressure for ground rigs must not exceed 35 pounds per square inch at the nozzles. No application is to be made on vegetation at a height greater than 4 feet above the ground level.

Regulation 4. Restrictions on the sale of low volatile ester formulations of restricted use herbicides. All Pesticide Dealers located within area 1 who sell the low volatile ester formulations of 2,4-D, 2,4,5-T, and MCP in broken case lots, containing packages of one gallon or less, must maintain a ledger which shall be signed by any purchaser of such low volatile ester formulations, showing that the customer is aware of restrictions on the use of low volatile ester formulations in the area in which the herbicide will be applied. This ledger must contain the following: specific name of the pesticide, amount purchased, date of purchase, and name and address of purchaser. The Director of Agriculture shall have access to these records at any reasonable time.

Regulation 5. Restrictions on the Use of Airstrips. The loading and/or mixing of the restricted use herbicides in aircraft or ground equipment for use or application is prohibited on any airstrip or on any location other than the property being treated within the area described in Regulation 2.

Aircraft carrying restricted use herbicides are prohibited from turning and/or low flying over towns, cities, farmsteads, windbreaks, orchards or susceptible crops belonging to any persons other than the owner of the property being treated, except by permission of the person whose farmstead, windbreak, orchard, or susceptible crop is involved, within the area under regulation. Turning and/or low flying over area 1 is also prohibited when loaded with restricted use herbicides, or prior to thoroughly cleaning equipment following the use of these herbicides.

Regulation 6. Disposal of Restricted Use Herbicides and their Containers. Restricted use herbicides or emptied containers shall not be dumped or abandoned or allowed to remain at any place where plants of value are likely to be injured by the vapor or by water flowing through or over the material. Equipment used for restricted use herbicides shall not be stored or allowed to remain at any place where susceptible crops might be affected.

Regulation 7. Wind and Weather conditions. Spraying of herbicides permitted as set forth in this order by ground or aerial equipment shall not be allowed when the mean sustained wind velocity is over 7 miles per hour from any direction. Even though wind velocity is

within the limits allowable for spraying, restricted use herbicides shall not be applied if other weather conditions are such that damage could result to adjacent and nearby towns, susceptible crops and plantings through physical drift or volatilization.

I hereby certify that the foregoing is a true and correct copy of the regulations promulgated by the Department of Agriculture.



JOE DWYER

Director of Agriculture
State of Washington

Signed at Olympia, Washington

Date:

December 7 3, 1963