

TRANSMITTAL OF RULES ADOPTED

FROM: AGRICULTURE
(Name of Agency)

TO: CODE REVISER
LEGISLATIVE BLDG (Southwest Corner, Ground Floor)
Olympia 98501

The enclosed Permanent rules , being order No. 1108
Emergency rules
relating to (Name of rules or description of subject matter)

Regulations Pertaining to the use of Herbicides
in Spokane County.

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. 2233 ^① filed with the code reviser
on 1/10/69 ^② were regularly adopted as permanent rules of this
(date)
agency at Olympia, Washington on 2/10/69 and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter 34.04
RCW. The effective date of such rules shall be 3/14/69. ^③

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding that the immediate adoption of
these rules is necessary for the preservation of the public
health, safety, or general welfare and that observance of the
requirements of notice and opportunity to present views on
the proposed action would be contrary to the public interest,
were regularly adopted as emergency rules of this agency at
_____ on _____ and are herewith filed in
(place) (date)
the office of the code reviser pursuant to chapter 34.04 RCW.

Dated this 10th day of February 1969.

STATE OF WASHINGTON
FILED
FEB 10 1969
CODE REVISER'S OFFICE
LET #2347 FILE #20

AGRICULTURE
(AGENCY)
By Norval G. Johanson
Asst. Supervisor
Title Grain & Chemical Division

① NOTICE NUMBER AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY RE-
VISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE NO. OF LAST NOTICE)
② STAMPED DATE AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVIS-
ER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE DATE OF LAST NOTICE)
③ UNLESS A LATER DATE IS SPECIFIED IN THIS ORDER OR IS PRESCRIBED
IN ANOTHER STATUTE, RULES ARE EFFECTIVE 30 DAYS AFTER FILING:
RCW 34.04.040. LEAVE THIS SPACE BLANK EXCEPT IN SUCH SPECIAL CASES.

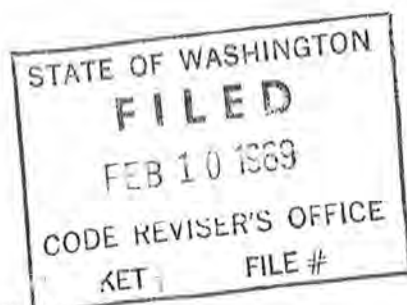
STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

ORDER NO. 1108

(Supersedes Order No. 963)

Effective March 14, 1969

REGULATIONS PERTAINING TO THE USE OF HERBICIDES IN
SPOKANE COUNTY



I, Donald W. Moos, Director of Agriculture of the State of Washington, by virtue of the authority vested in me under Chapters 17.21 and 15.57 RCW, and after due notice and public hearing held at Spokane, Washington, on February 3, 1969, 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 lands lying within the borders of Spokane County.

RESTRICTED USE HERBICIDES: All formulations of 2,4-D, 2,4,5-T, and M.C.P. are by this Order declared to be restricted use herbicides.

PROHIBITED FORMULATIONS. Dust formulations of all restricted use herbicides are prohibited in the area under order.

DEFINITION: HIGH VOLATILE AND LOW VOLATILE ESTERS. High volatile and low volatile esters are those formulations labeled as high volatile and low volatile in Interpretation 17, Revision 1 of Title 7 under the Federal Insecticide, Fungicide, and Rodenticide Act.

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 the chairman of the Spokane County Weed Committee, the chairman of the Spokane County Grain Growers Association and the Spokane County Extension Weed Specialist and shall be as near as possible to the date of emergence of peas and lentils grown in areas one, two, and three of Spokane County. Notification of this date, after which such operations that are applicable are so restricted, shall be made by announcements to the local newspapers, radio and television stations and the Spokane County Extension office.

REGULATION 2. AREA 1. That portion of Spokane County lying south and east of a line starting from the Whitman-Spokane County line at approximately the southwest corner of Section 32, T21N, R41E; thence northeasterly along Rock Lake Road and Cheney-Plaza Road, to its junction with U.S. Highway No. 10; thence north and east along U.S. Highway 10 to its junction with the Cheney-Spokane Road; thence northeasterly along the Cheney-Spokane Road to approximately the southwest corner of Section 33, T24N, R42E; thence north 13 miles more or less along the section lines to the northwest corner of Section 33, T26N, R42E; thence east 22 miles more or less along the section lines to the Idaho border.

AREA 1. RESTRICTIONS. The application of high volatile formulations of restricted use herbicides shall be prohibited.

REGULATION 3. AREA 2. That portion of Spokane County lying west and south of a line starting from the Whitman-Spokane County line at approximately the southwest corner of Section 32, T21N, R41E; thence northeasterly along Rock Lake Road and Cheney-Plaza Road, to its junction with U.S. Highway No. 10; thence north and east along U.S. Highway 10 to its junction with the Cheney-Spokane Road; thence northeasterly along the Cheney-Spokane Road to approximately the southeast corner of Section 32, T24N, R42E; thence north eight miles more or less along section lines to state Highway No. 2; thence westerly along Highway No. 2 approximately fourteen miles to the Lincoln-Spokane County line.

AREA 2. RESTRICTIONS. The application of high volatile formulations of restricted use herbicides shall be prohibited from the specified date to August 1.

REGULATION 4. AREA 3. Those areas lying within a distance of one mile of the city limits of all towns and cities lying within area 1, and specifically Cheney and Medical Lake which are located in area 2.

AREA 3. RESTRICTIONS. The aerial application of restricted use herbicides is prohibited within area 3. The application of high volatile formulations of restricted use herbicides shall be prohibited throughout the year.

Ground application shall be made with a minimum of eight gallons of water per acre and ground equipment must be equipped with nozzles having a minimum orifice diameter of 0.031 inches. Pressure for ground rigs must not exceed 35 pounds per square inch at the nozzle.

REGULATION 5. AREAS 1, 2 & 3. RESTRICTED EVENING APPLICATIONS. The application of allowable formulations of restricted use herbicides shall be prohibited daily between the hours of 5:00 P.M. and 4:00 A.M., the following morning, from the specified date to November 1.

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 ten miles per hour from any direction from the specified date to November 1 of each year. Even though wind velocity is within the limits allowable for spraying, restricted use herbicides shall not be applied if other weather conditions (Examples-temperature inversion, high temperature, etc.) are such that damage could result to adjacent and nearby towns, susceptible crops, and plantings through physical drift or volatilization.

REGULATION 6. AIRCRAFT RESTRICTION. Aircraft carrying restricted use herbicides are prohibited from turning and/or low flying, during spraying operations, over cities and towns, unless authorized by the city or town in question pursuant to an agreement for pesticide application; or residences, windbreaks, orchards or susceptible crops belonging to any person other than the owner of the property being treated, except by permission of the person whose residence, windbreak, orchard, or susceptible crop is involved.

REGULATION 7. DISPOSAL OF RESTRICTED USE HERBICIDES AND THEIR CONTAINERS.

Restricted use herbicides or their emptied containers shall not be dumped or abandoned or allowed to remain at any place where plants of value are likely to be injured. Equipment used for restricted use herbicides shall not be stored or allowed to remain at any place where susceptible crops might be affected.

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



Donald W. Moos
Director
Department of Agriculture

Signed at Olympia, Washington

DATE: February 10, 1969