



JOHN ELIAS BALDACCI
GOVERNOR

STATE OF MAINE
MAINE DEPARTMENT OF AGRICULTURE, FOOD & RURAL RESOURCES
BOARD OF PESTICIDES CONTROL
28 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0028

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SETH H. BRADSTREET
COMMISSIONER

HENRY S. JENNINGS
ACTING DIRECTOR

 COPY

April 20, 2007

Robert W. Moosmann
Maine Department of Transportation
Environmental Office
16 State House Station
Augusta, ME 04333

Dear Bob:

This letter will serve as your agency's variance permit for both your 2007 Woody Brush and Roadside Grass Control Programs. As you may recall, the Board has authorized staff to approve repeat variance requests when no problems were experienced in previous years. Your permit is based upon your agency adhering to the precautionary measures referenced in Section X of each of your April 18, 2007 applications.

We will be notifying the Board at the May 11th meeting that this permit has been issued. If you have any questions about this matter, please feel free to contact me at your earliest convenience.

Sincerely,

Henry S. Jennings
Acting Director
Board of Pesticides Control

cc: Board Members

**BOARD OF PESTICIDE CONTROL
APPLICATION FOR VARIANCE PERMIT**

I. Name Robert W. Moosmann Telephone 624-3107
Company Maine Department of Transportation
Address Environmental Office, 16 State House Station
Augusta, Maine 04333

II. Applicator Maine Department of Transportation
Address Environmental Office, 16 State House Station
Augusta, Maine 04333

III. Areas where pesticides will be applied:
Interstate Highway 95 and 295 and state and federally designated routed highways within MDOT right-of-way (selective and non-selective herbicide to control existing grasses and vegetation)

IV. Pesticides to be applied:
Roundup Pro (Glyphosate) or Roundup Pro Concentrate (Glyphosate)

V. Purpose of pesticide applications:
Control of grasses and vegetation on back-slopes and behind guardrail to facilitate the establishment and release of crown vetch and wildflowers. This is an effort to establish sustainable vegetation that will suppress woody plant growth allowing the department to reduce its use of herbicides in the future.

VI. Approximate dates of spray application:
June 11, 2007 to November 2, 2007


VII. Application Equipment:
FMC Bean Model R10 hydraulic sprayer with handgun, 500 gallon tank or equivalent

VIII. Standards to be varied from:
1.) Chapter 22 Section 2(D)I Identification of Sensitive Areas.

IX. Reason for variance:
1.) Unable to locate, map, monitor, and administer changing sensitive areas within 5000 mile long roadside corridor, see attached sheet for MDOT no-spray buffer zones. 2.) MDOT will publish public announcements monthly of spray activities and notify towns.

X. Methods to assure equivalent protection:
1.) Continue using MDOT no-spray buffer zones, continue to maintain inventory of sensitive areas visible from the road, continue using tank mix particulating agent for enlarged droplet size, continue using No. 12-14 nozzle disc size for enlarged droplet size, continue using pump pressure of 75-125 PSI to maintain spray stream trajectory of less than 20 feet, continue to use low volatile chemical, continue to include Atlantic Salmon waters and Certified Organic farms to no-spray buffer zones. 2.) Continue sending monthly news releases to all media and affected communities in advance of applications, Continue maintaining notification signage on spray trucks, Continue to offer no-spray agreements.

Signed: _____



Dated: 4/18/2007

**BOARD OF PESTICIDE CONTROL
APPLICATION FOR VARIANCE PERMIT**

I. Name Robert W. Moosmann Telephone 624-3107
Company Maine Department of Transportation
Address Environmental Office, 16 State House Station
Augusta, Maine 04333

II. Applicator Maine Department of Transportation
Address Environmental Office, 16 State House Station
Augusta, Maine 04333

III. Areas where pesticides will be applied:
Selected State maintained roads, selected target plants (evergreen trees up to 3 feet high and deciduous trees up to 6 feet high)

IV. Pesticides to be applied:
Various combinations of Vanquish (Dicamba), Garlon 4 (Triclopyr), Escort XP(Metsulfuron Methyl), or Krenite S (Fosamine Ammonium)

V. Purpose of pesticide applications:
Control of woody brush on roadsides to maintain safety clear zones, sight distances, enhance winter solar access to pavement, and provide snow storage

VI. Approximate dates of spray application:
July 9, 2007 to September 28, 2007

VII. Application Equipment:
FMC Bean Model R10 hydraulic sprayer with handgun, 500 gallon tank or equivalent

VIII. Standards to be varied from:
1.) Chapter 22 Section 2(D)I Identification of Sensitive Areas,

IX. Reason for variance:
1.) Unable to locate, map, monitor, and administer changing sensitive areas within 5000 mile long roadside corridor, see attached sheet for MDOT no-spray buffer zones. 2.) MDOT will publish public announcements of spray activities and notify towns,

X. Methods to assure equivalent protection:
1.) Continue using MDOT no-spray buffer zones, continue to maintain inventory of sensitive areas visible from the road, continue using tank mix particulating agent for enlarged droplet size, continue using No. 12-14 nozzle disc size for enlarged droplet size, continue using pump pressure of 75-125 PSI to maintain spray stream trajectory of less than 40 feet, continue to use low volatile chemical, continue to include Atlantic Salmon waters and Certified Organic farms to no-spray buffer zones. 2.) Continue sending news releases to all media and affected communities in advance of applications, Continue maintaining notification signage on spray trucks, Continue to offer no-spray agreements.

Signed: 

Dated: 4/18/2007