

THE COMMONWEALTH OF MASSACHUSETTS

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS



Department of Agricultural Resources

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617-626-1700 fax: 617-626-1850 www.mass.gov/agr



CHARLES D. BAKER
Governor

KARYN E. POLITO
Lt. Governor

MATTHEW A. BEATON
Secretary

JOHN LEBEAUX
Commissioner

Dear Resident,

In the past, you have submitted a request to your city or town clerk to designate your property to be excluded from wide-area applications of mosquito control pesticide applications. Please be aware that the regulations promulgated at 333 CMR 13.03, which allows for this exclusion request to be made, has been changed in order to allow the process be more streamlined and to be open year round.

In order for your request for exclusion to be legally recognized going forward, you must comply with the following:

- Exclusion requests must be made to the Massachusetts Department of Agricultural Resources ("Department") and should no longer be submitted to your city or town clerk or mosquito control district.
- Requests can be made electronically at: <http://www.mass.gov/eea/agencies/agr/pesticides/mosquito/pesticide-application-exclusions.html> or via hard copy. If submitting a hard copy request it must be sent via first class mail using the form available on MDAR's website, which requires the following information:
 - Name of the landowner or tenant requesting the exclusion. If request is made by the tenant, the name and contact information for the landlord must also be provided;
 - Address of the individual requesting the exclusion (if different than property to be excluded). The requestor **MUST** be the owner or tenant of the property;
 - Telephone number of the individual requesting the exclusion;
 - Address of the property to be excluded, including the parcel identification number as assigned by the city or town if a property in question does not have a dwelling or a street address; and
 - A description of the types of pesticide application programs from which exclusion is requested.
- Exclusions requests can be made at any point in time during the year and shall be effective fourteen (14) days from the receipt of the request.
- Exclusion requests expire on December 31st of the year in which they are made.

The boundaries of the property to be excluded should be marked using the following methods: White plastic or aluminum pie plates, a minimum of 9 inches in diameter, with the words "No Spray" clearly written in permanent marker. Plates must be placed on trees, stakes, or poles easily visible from the street, at least every 50 feet along the property boundary adjacent to the road and no more than 5 feet from the road.

Please note that this exclusion only applies to wide-area applications as defined by 333 CMR 13.01 and in the event of an emergency situation requiring immediate application of pesticides by aircraft, the Department may waive or alter any or all of these provisions pursuant to 333 CMR 13.04.

Please contact the Department at 617-626-1723 or myself at deschamps@cmmcp.org if you have any questions.

Timothy D. Deschamps, Executive Director
Central Mass. Mosquito Control Project