

DRAFT RULE: 62-621.300 Permits

(8) Generic Permit for Pollutant Discharges to Surface Waters of the State from the Application of Pesticides.

- (a) Coverage under this Generic Permit is available for discharges of pollutants resulting from the application of pesticides (biological pesticides and chemical pesticides which leave a residue) to surface waters of the state from the following use patterns:
1. Mosquito and Other Flying Insect Pest Control- to control public health/nuisance and other flying insect pests that develop or are present during a portion of their life cycle in or above standing or flowing water. Public health/nuisance and other flying insect pests in this use category include mosquitoes and black flies.
 2. Aquatic Weed and Algae Control - to control invasive or other nuisance weeds and algae in water and at water's edge, including irrigation ditches and/or irrigation canals;
 3. Aquatic Nuisance Animal Control to control invasive or other nuisance animals in water and at water's edge. Aquatic nuisance animals in this use category include to fish, lampreys, and mollusks.; and
 4. Forest Canopy or Other Area Wide Pest Control - aerial or ground application of a pesticide over or into a forest canopy or other vegetation to control the population of a pest species (e.g., insect or pathogen) where to target the pests effectively a portion of the pesticide unavoidably will be applied over and deposited to water.
- (b) The table below describes the operators that are required to submit a Notice of Intent (NOI) to the Department for coverage under this permit for a specific use pattern.

Use Patterns	Operators Required to Submit NOIs
Mosquitoes and Other Flying Insect Pests	Mosquito Control Districts organized under the authority of Chapter 388 F.S. and Florida Department of Agriculture and Consumer Services
Aquatic Weed and Algae Control	Florida Fish and Wildlife Conservation Commission, Florida's Water Management Districts as defined in Section 373.019(21), F.S., Florida Department of Transportation, Florida Department of Environmental Protection Divisions of State Lands and Recreation and Parks, U.S. Army Corp of Engineers, U.S. Forest Service, National Park Service, and U.S. Fish and Wildlife Service
Aquatic Nuisance Animal Control	Florida Fish and Wildlife Conservation Commission, Florida's Water Management Districts as defined in Section 373.019(21), F.S., Florida Department of Transportation, Florida Department of Environmental Protection Divisions of State Lands and Recreation and Parks, U.S. Army Corp of Engineers, U.S. Forest Service, National Park Service, and U.S. Fish and Wildlife Service
Forest Canopy or Other Area Wide Pest Control	Florida Department of Agriculture and Consumer Services, U.S. Army Corp of Engineers, U.S. Department of Agriculture, U.S. Forest Service, National Park Service, and U.S. Fish and Wildlife Service

- (c) This permit also authorizes operators other than those listed in the table above to discharge pollutants resulting from the application of pesticides to surface waters of the state without the need to submit an NOI pursuant to 40 CFR 122.28 (b) (2) (V), July 1, 2010, adopted herein by reference.
- (d) The permit application and surveillance fee for operators required to submit an NOI for coverage under the Generic Permit for Pollutant Discharges to Surface Waters of the State From the Application of Pesticides is \$500. The application fee must be submitted to the Department along with the NOI.
- (e) The document “*Generic Permit for Pollutant Discharges to Surface Waters of the State From the Application of Pesticides*,” document number 62-621.300 (8)(e), issued by the Department and effective (April 09, 2011 or effective date of rule whichever is later), is hereby adopted and incorporated by reference and made part of this Chapter. This document may be obtained by contacting the Department of Environmental Protection, Industrial Wastewater Section, Mail Station 3545, 2600 Blair Stone Road, Tallahassee Florida 32399-2400 or from the Department’s website, www.dep.state.fl.us.
- (f) Form 62-621.300(8)(f), *Notice of Intent (NOI) to Use the Generic Permit for Pollutant Discharges to Surface Waters of the State From the Application of Pesticides*, effective (April 09, 2011 or effective date of rule whichever is later), is hereby adopted and incorporated by reference and made part of this Chapter. This form may be obtained by contacting the Department of Environmental Protection, Industrial Wastewater section, Mail Station 3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department’s website, www.dep.state.fl.us.
- (g) Form 62-621.300 (8)(g), *Notice of Termination (NOT) of Coverage Under the Generic for Pollutant Discharges to Surface Waters of the State From the Application of Pesticides*, effective (April 09, 2011 or effective date of rule whichever is later), is hereby adopted and incorporated by reference and made part of this Chapter. This form may be obtained by contacting the Department of Environmental Protection, Industrial Wastewater Section, Mail Station 3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department’s website, www.dep.state.fl.us.