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Agricultural Commissioner/
Sealer of Weights and Measures

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**AGRICULTURAL COMMISSIONER
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CONDITIONS COVERING THE NOTICE OF INTENT

The pesticide regulatory program was certified as "EIR functionally equivalent." This means that the State and County Agricultural Commissioners (CACs) do not have to prepare an EIR (Environmental Impact Report) (or negative declaration) on each activity, product, or permit approved. The EIR functional equivalency can be withdrawn if the Department of Pesticide Regulation and the CACs fail to carry out the program as prescribed.

Restricted materials permit and notice of intent evaluation by the Commissioner is required by Food and Agricultural Code Chapter 3 Restricted Materials commencing with section 14001. In order to ensure sufficient time for evaluation of proposed applications on weekends, County holidays or the day following a weekend or holiday, Notices of Intent must be submitted by 12:00 PM at least 1 business day prior to the weekend, holiday, or day following the weekend or holiday. When a County holiday falls on a weekday other than a Monday and an application is planned for the holiday or day after the holiday, the Notice of Intent must be submitted by 12:00 PM on the business day prior to the holiday. County holidays are listed at:

http://www.solanocounty.com/cals/county_holidays.asp

The Commissioner shall be notified at least 24 hours prior to the use of a pesticide requiring a permit. The Notice of Intent to apply a pesticide may be submitted to the Commissioner by the operator of the property to be treated, the operator's authorized representative, or the licensed pest control operator who is to apply the pesticide. The Commissioner may allow less than 24 hours' notice if he determines that because of the nature of the commodity or pest problem effective pest control cannot be attained or when 24 hours are not necessary to adequately evaluate the intended application (a waiver must be obtained in these instances).

If the start of the application is delayed beyond 4 days from the proposed Notice of Intent date due to unforeseen circumstances such as equipment breakdown or unexpected weather events, the Notice of Intent must be resubmitted.

The Notice of Intent for a California Restricted Material shall include the following information:

1. Permit number;
2. Name and address of permittee and applicator;
3. Location of areas to be treated and name of farm operator;
4. Crop or commodity, or if there is no crop or commodity the site to be treated (e.g. uncultivated ag, fence lines);
5. Approximate acres or other units;
6. Method of application (e.g. ground or air);
7. Pesticide(s);
8. Dilution, volume per acre or other units, and dosage;
9. Pest(s) to be controlled;
10. Date intended application is to commence; and
11. Location and identity of sensitive areas such as hospitals, schools, residential areas including labor camps, which may have changed since the permit was issued and which may be adversely impacted. A map or aerial photograph may be used for designating such locations.

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